

MEETINGS: 18
NO. OF REGULAR: 18

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
January 11, 2016**

ROLL CALL:

Trustee Bukowiecki
Trustee Peterson
Trustee Kucewicz
Mayor Nikonowicz

ON A MOTION BY, Trustee Bukowiecki, and seconded by Trustee Kucewicz, the December 28, 2015 Village Board Minutes were approved.

ON A MOTION BY, Trustee Kucewicz, and seconded by Trustee Peterson, the January 7, 2015 Planning Board Minutes were approved/tabled as follows.

1. Kevin Nowak Sr. representing KJMK, LLC. - 328 Olmstead Avenue -to create a third residential unit in an existing building. ACCEPT with stipulations.
2. Kevin Nowak Sr. -5086 Broadway -to develop a Parking Lot on the lot adjacent to the existing business. TABLED by planning board
3. Sean Hopkins, Esq. representing First Choice Auto (James Paprocki) - 2255 George Urban Blvd. –for a special use permit to operate an auto repair facility including vehicle sales. Planning board recommended to accept with stipulations. TABLED

PUBLIC COMMENT – AGENDA ITEMS ONLY

Dan Butler – 26 Tyler – Commented on the number of police officers, felt that the number was a little high. He questioned the length of time the employee in Agenda #3 worked for the village and thought this was too soon. He was notified it was a personal issue we could not comment.

Sean Hopkins – 5500 Main Street - He asked why #3 for the planning board was tabled Bob replied that for him personally it was tabled because he did not have time to review the documentation.

APPOINT POLICE OFFICER

Pursuant to Section 4-400 of Village Law, I Mayor Jesse Nikonowicz, do hereby appoint Adam VanKuren, 67 Claude Drive, Depew NY 14043 to the position of Police Officer, effective January 18, 2016, at a starting salary of \$40,702.18. This appointment is from Exam No.61-180, Civil Service List established April 14, 2014.

The forgoing nomination was acted upon in the following manner by the Village Board of Trustees:

Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz - Y

ACCEPT RESIGNATION – VILLAGE TRUSTEE

Trustee Peterson, offered the following resolution and moved for its adoption:

BE IT RESOLVED, the resignation of Linda Hammer, as Village Trustee, effective January 4, 2016 is accepted.

The foregoing resolution was seconded by Trustee Bukowiecki and duly put to a roll call vote which resulted in the following:

Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz - Y

ON A MOTION BY, Trustee Kucewicz, and seconded by Trustee Peterson, the board entered into executive session to discuss personnel matters at 7:09 PM.

ON A MOTION BY, Trustee Kucewicz, and seconded by Trustee Peterson, the meeting resumed at 8:09 PM.

APPROVE LEAVE OF ABSENCE REQUEST

Trustee Bukowiecki, offered the following resolution and moved for its adoption:

WHEREAS, Marie Fleck, Part Time Account Clerk, has requested a leave of absence due to medical necessity for a minimum period of one week starting January 22, 2016 to a maximum period of six weeks, returning to work on March 7, 2016, without pay, per Article 17 Section 1 of the CSEA Local 1000 AFSCME, AFL-CIO;

WHEREAS, Maureen Jerackas, Village Administrator and Ms. Fleck's department head has approved her request;

NOW THEREFORE BE IT RESOLVED, the Village Board approves the period of leave stated above.

The following resolution was seconded by Trustee Kucewicz, and duly put to a roll call vote which resulted in the following:

Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz – Y

AUTHORIZE MAYOR TO SIGN CMOM

Trustee Peterson, offered the following resolution and moved for its adoption:

WHEREAS, the Village of Depew has a DEC Consent Order, for the Village to monitor and remediate the Village sewer system;

NOW, THEREFORE, BE IT RESOLVED that Mayor Jesse Nikonowicz, is hereby authorized to sign the agreement with GHD for Professional Engineering Services related to the development of a Capacity, Management, Operations, Maintenance Plan (CMOM) as outlined in GHD's proposal letter dated October 26, 2015.

The foregoing resolution was seconded by Trustee Bukowiecki, and duly put to a roll call vote which resulted in the following:

Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz - Y

AUTHORIZE MAYOR TO SIGN RETAINER AGREEMENT

Trustee Kucewicz, offered the following resolution and moved for its adoption:

WHEREAS, the Village of Depew has Disability Management needs,

NOW, THEREFORE, BE IT RESOLVED that Mayor Jesse Nikonowicz, is hereby authorized to sign a retainer agreement with Steve Pearl Disability Management Associates, Inc. 92 Chateau Terrace Snyder, New York 14226 to represent the Village of Depew for Disability Management.

The foregoing resolution was seconded by Trustee Peterson, and duly put to a roll call vote which resulted in the following:

Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz - Y

APPROVE RECOMMENDATION PERSONNEL MATTER

Trustee Peterson, offered the following resolution and moved for its adoption:

WHEREAS, Stanley Carwile, Chief of Police, has made a recommendation to the board having to do with a personnel matter;

WHEREAS, the board reviewed information in executive session pursuant to open meeting law section 105.

NOW THEREFORE BE IT RESOLVED, the Village Board approves the course of action recommended.

The following resolution was seconded by Trustee Bukowiecki, and duly put to a roll call vote which resulted in the following:

Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz - Y

Tree Trimming/Cutting:

None

EMPLOYMENT APPLICATIONS RECEIVED:

DPW - Joshua Peters, James Hill, Charles Kuznick Village Hall – Patricia Greiner

DEPARTMENT HEAD REPORTS:

COMMITTEE REPORTS: None

UNFINISHED AND OTHER BUSINESS: None

PUBLIC CONCERNS AND COMMENTS

Dan Butler -26 Tyler – Asked about the Personnel Matter. He was informed that the board could not comment. He asked if it was because of Stan Carwile, did he call for it. Yes. He then asked about the Dome's status. Tony stated that the DEC has put the owner on notice and he will be allotted time. Dan asked when he will be going to court and if the village Attorney will be sending letters to the DEC. He then asked about the old Mobil across from the junk hole which was found to be the old Dow Chemical Plant. He was informed that they are pumping out and testing the ground water. He asked about all of the pollutants that came out of that area into the creek. Linda Has moved on so what is happening? The mayor review that she resigned as of the 4th and it was less than the 75 days till the next election so they will get to appoint her replacement and she saved the village the expense of running an election.

Sharron Nusall – 125 Meridian St. – She asked about getting contact information for people at the old dresser plant. She is having issues with the noise that is like a humming coming out of the building. Tony from Code did go out and attempted to do a reading but it did not register in the meter. Sharron commented that you can feel it in your body. Noise is the clearest in the morning.

Jim Nusall – 125 Meridian St. – added that there is a need for insolation, when there is a NW wind the noise is worse, and asked about permits. Tony responded they have EPA permits. Not against industry, they want it be good neighbors, it should have been put on the other side of the yard. The mayor said he would be there in the morning.

Paul Sparada – 58 Argus – He asked about the Transit Rd Bridges. Mayor Nikonowicz stated that they are do a follow up to the meeting at the Northside fire hall. He will be meeting with the Senators Feb7-9. He noted that Senator Kennedy's office, Bob Brandon, was in the meeting. The mayor also noted that the IDA Bridge will be a temporary fix and money has been set aside. He asked when the new Trustee would be appointed and the Mayor said possibly next meeting.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Kucewicz, seconded by Trustee Peterson, the following claims are to be paid: General \$58,843.74 Sewer \$1,934.25, Capital Projects \$19,610.00 Capital \$78,514.42. **CARRIED.**

ADJOURNMENT

ON A MOTION BY Trustee Bukowiecki, seconded by Trustee Peterson, the meeting was adjourned wishing a safe deployment to Alek Wojciechowicz at **8:29 pm**. The motion was **CARRIED.**

Respectfully submitted,

Maureen Jerackas
Village Administrator