

MEETINGS: 21  
NO. OF REGULAR: 21

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW  
February 22, 2016**

ROLL CALL:

Trustee Jakubowski  
Trustee Bukowiecki  
Trustee Peterson  
Trustee Kucewicz  
Mayor Nikonowicz

**ON A MOTION BY**, Trustee Peterson, and seconded by Trustee Bukowiecki, the February 8, 2016 Village Board Minutes were approved.

**ON A MOTION BY**, Trustee Kucewicz, and seconded by Trustee Jakubowski, the February 4, 2016 Planning Board Minutes were approved as follows.

1. Upstate Cellular Network d/b/a Verizon Wireless-2086 George Urban Blvd./ 651 Dick Road- to revise original equipment design going to open-air platform design. Accept with Stipulations

2. Marc Shuttleworth on behalf of Buffalo Distribution, Inc.-5600 Transit Road- To request the following changes be made to the approved site plan that is currently on file.

- a. Eliminate the 2000 Square foot Expansion of the existing building.
- b. Proposed new building from 2500 Square foot (40 x 50 plus office space) to 5000 square foot (50 x 100 including office space).  
Denied as submitted

**PUBLIC COMMENT – AGENDA ITEMS ONLY**

Dan Buetler -26 Tyler – Asked about the Verizon planning board approval. It was clarified by the mayor that was not the same company as Blue Wireless.

Paul Sparada – 58 Argus – asked about the location and the denial of 5600 Transit Rd., The Mayor replied with the location and detail of what they were looking to change.

**AUTHORIZE SERVICE AWARD POINTS**

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

**WHEREAS**, the Village of Depew Fire Department has requested that Past Chief Michael Hehir have his points brought up to 50 for the 2015 calendar year from the 48 points he had earned;

**NOW THEREFORE BE IT RESOLVED**, that the Village Board authorizes the 2 additional points be credited to Past Chief Michael Hehir due to medical reasons.

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

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

**AUTHORIZE SERVICE AWARD POINTS**

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

**WHEREAS**, the Village of Depew Fire Department has requested that Robert Hauser have his points brought up to 50 for the 2015 calendar year from the 25 points he had earned;

**NOW THEREFORE BE IT RESOLVED**, that the Village Board authorizes the 25 additional points be credited to Robert Hauser due to medical reasons.

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

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

**APPROVE CORRECTED AUCTION RESULTS**

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

**BE IT RESOLVED**, that the results from Auctions International Re-bid for the online auction ending 2/17/16 totaling \$45,600 be approved.

Item #3: 1995 White GM Valvo	Declined to be kept for Parts
Item #11A: 2014 Ford Explorer Police 4wd	\$15,100 ccol25years
Item #12: 2013 Ford Explorer Police 4wd	\$14,600 ccol25years
Item #13: 2014 Ford Explorer Police 4wd	\$15,900 barracuda

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

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

**AUTHORIZATION FOR BLOCK PARTY**

Trustee Jakubowski, offers the following resolution and moved for its adoption:

**WHEREAS**, on Saturday June 11, 2016, from the hours of 12pm to 9pm the residence of Center Drive are planning a block party.

**BE IT RESOLVED**, permission is granted by the Village Board to have the road closed from 12pm to 9pm, June 11, 2016.

**WITH THE STIPULATIONS**, from the Police and Fire Chiefs.

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

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

**AUTHORIZE ADMINISTRATOR TO ADVERTISE RFP FOR SOLID WASTE**

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

**BE IT RESOLVED**, the Village Administrator is authorized to advertise a Request for a Proposal for Solid Waste

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

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

**PERMISSION SEMINAR**

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

**BE IT RESOLVED**, permission is hereby granted to Don Panzarella, Police Detective Sgt. and Scott Hossfeld, Police Detective, to attend NY/NJ Hidta Training on Feb. 29, 2016 til March 1, 2016 in Amherst, NY. The Seminar is \$45.00 each. Use of village vehicles is authorized.

The foregoing resolution was seconded by Trustee Kucewicz, and **CARRIED**

**PERMISSION SEMINAR**

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

**BE IT RESOLVED**, permission is hereby granted to Don Panzarella, Police Detective Sgt., John Thompson, Police Detective, and Jerry Miller, Police Lieutenant, to attend Arresting Communication Training on March 1, 2016 – March 2, 2016 in Monroe County. The Seminar is Free of Charge. Use of village vehicles is authorized.

The foregoing resolution was seconded by Trustee Jakubowski, and **CARRIED**

**EMPLOYMENT APPLICATIONS RECEIVED:**

ANY – Michael Near, James Kardas, James Scaglione  
Zoning – David Burkhardt, Patrick Delaney,

**DEPARTMENT HEAD REPORTS:**

Police Department: January 2016 report

**ON A MOTION BY** Trustee Bukowiecki, seconded by Trustee Peterson, department head reports were accepted.

**COMMITTEE REPORTS:** None

**UNFINISHED AND OTHER BUSINESS:** None

**PUBLIC CONCERNS AND COMMENTS**

Chris K – 68 Eagle Terrace – He commended the board for looking at things like the towers, however he had questions. Do the towers need a public hearing? The Mayor stated that this meeting is not to review this topic that they will plan to have representatives from Blue wireless available when they do and it could be at a board

meeting or other public meeting. The mayor also stated that everything has yet to be worked out. Then it was asked about the bee article which gave the appearance as if it was worked out. The mayor said only dollars and cents worked out; however the size of the towers and location were not firm and more public meetings needed to be had. The resident wanted to comment on the 112 Brewster location. He asked about the communication issues for fire and PD, and why they would choose a new carrier verse a Verizon. The mayor stated the police and fire have communication issues in the village. He asked why blue wireless, why not Verizon? The Mayor said that those answers can be addressed when we have a meeting about the towers. He asked about why it was not specifically published. The mayor stated other topics were on the flyer but also the person running the meeting did not ask him what he intended. The Mayor stated there was no attempt to blind side anyone. Chris asked the board if everyone has read the code. The mayor stated he has had many conversations with Code enforcement about this specifically, again this is not complete and they are still researching. Action will probably not happen with this topic for months. There is no date or time yet for the next meeting. How do you advertise? The mayor answered the bee newspaper and the village web site. Chris stated that Blue wireless has an F rating with the better business bureau. He asked who contacted who to start these discussions and the mayor stated that they were connected because of the Overall Area Disaster Coordinator for our area knew of the communication problem. He questioned how the carriers work, and payment. It was stated that the village would be #1 on the tower and blue wireless is number 2. He gave a calculation that it is his opinion that it is \$3 per resident and he would happily pay that instead. Chris stated he believed the house values will decline.

Phil Leone – 123 Madeline Lane – He questioned if the board will consider village code, proximity to churches, fall zones and wire adjoining buildings. He stated he is adverse to the land use. He sighted an article about property values decreasing 20% in effected areas. The mayor stated he read that article but also read contrary articles. They will discuss further at meeting on this topic. The mayor stated he would not want to do something to harm people in the area in which he and his family lives in reply to comments about health hazards. He commented that the mayor did not live that close. Sue Weinstein – 121 Rumford – Objects to the towers they are right in her back yard. Phil Leone asked if other locations could be used. The mayor explained for the village to get all the benefits they need to be on village property, but again will be discussed at another meeting.

Dave Burkhardt – 5 Autumn Lea - Asked about the cost vehicles and information as it relates to the auction. The chief answered explaining that we auction the vehicles instead of turning them and cut out the middle man which is more profitable. We also need to go to auction before maintenance costs go up.

Terry Mescal – 36 Susan Drive - Asked if they would be replacing Mr. Jakubowski on the zoning board, which he is a member of. The mayor hopes to do that soon, but they have a few applicants and want to make the best choice.

Joe Baker - 706 Terrace Blvd – Asked about the GPS system in the village being removed. The mayor responded that they were not removed, the service was just turned off and it was found that there was not savings.

Chris K. - 68 Eagle terrace -wanted to know how long the village had the GPS, 2.5 years.

Linnus Loose – 75 Olmstead – Asked about locations and if they are set in stone? The mayor stated they were strategically placed. Stated the fire horn area would be better for the towers. People live in the area planned and is opposed. He would pay the \$3 to not proceed. Wants other places looked at. The mayor noted it would need to be our property.

Anthony Schiavone – 3004 George Urban Blvd – He is opposed to truck traffic on George Urban. He wants signs on transit before the truck drivers turn on to George Urban. He asked where the trucks go when they turn right or left. The police chief said that out of town truck drivers follow GPS and they are not usually paying attention to the signs. Also the village cannot put signs on transit Rd. When they turn right it is so they turn around in the parking lot. The Mayor said he will follow up again.

David Pace – 45 Terrace – He has already e-mailed the entire board. He believes there should be a lower fee for chickens. He believed the \$150 fee is too much. He stated that Buffalo has 5 chickens for \$25 and other places pay nothing. He believes there should be a tiered fee structure. He said he wants them for fresh eggs and an occasional fresh meat. He believes it is too expensive and asked the board to consider it. The mayor stated that the board has voted chickens down and were even discussing no chickens, however which way they are going is not decided.

Dan Buetler – 26 Tyler – brought information on cell towers. Do you have the height on any of these towers? Trustee Peterson pulled out his notes and gave the figure he had DPW 180, Village Hall 165, West End 120, Northside 150, 180 in the original contact was generic and they need approval. He stated that West end would be too close to a church per code. He brought up health risks and schools/Kids. The mayor stated he is beginning to think they are ogres, then stated I have my own kids in this village and do you think I want anything to happen to them? Would I do this if I thought anything would happen to them? And Dan replied that he did not know, but would hope not. He was upset about not knowing about the meeting, the mayor stated the village will be having more meetings to address these concerns. He asked if the last meeting was advertised, the mayor responded yes, however that topic was not advertised.

Paul Sparada – 58 Argus - asked if the bridge over George urban was used. Trustee Peterson stated that it goes down by Sonwill, a few times a month. Paul Stated that he heard the bridge would be coming down. No one in the village heard this. He asked about 47 Argus and if the village does the grass do we also do the snow. Yes, however plowing and secondary roads would come first, also the village has no one to go after the get this done for houses in the same situation. He can make a complaint.

Larry Mageria – 44 Argus – He said the street is high speed and the village would get a lot of money if we started collecting tickets for the speeders. He asked about the owner of the abandoned property on 47 Argus and Citicorp was sighted as possibly the bank. Tony stated there are 95 vacant properties down from 107. He believes the senators should be contacted by residents.

Paul Sparada – 58 Argus – asked about the Libraries, and asked about getting a library in Depew, Lancaster and Cheek have many. He asked that the board asks about that. The Mayor will follow up.

Anthony Schiavone – 3004 George Urban – He hopes the bridges never come down on George Urban.

Dave Perrelli – 130 Madeline – Asked if meetings will be posted on the web site, and it will be posted. He stated he was a relators and that he believes that the property values will go and become had to sell. While he has never had to sell one in the past, he has sold houses with high tension wires. He said the proposed towers will be in his front yard and that He will want to sell before the towers go up in a residential neighborhood. He will be interested in the meetings.

Stan Carwile – stated that he lives in the village and he pays taxes, and this comment is as a tax payer and not as the chief of police. He commended the board for thinking outside the box, in order to bring something to the village. He takes the notice of the towers as a 1<sup>st</sup> announcement, not a surprise. He believed this came out to see what people were thinking about this idea. He believes the board will take the comments into account, and wanted to see how people felt. People say they will pay the \$3, but people get upset when taxes are raised. I commend/ the board for looking into an alternative means of income for the village. Maybe they will do it maybe not, but at least they are trying to reduce the tax burden.

Chris K – said that he started out thanking the board but doesn't agree.

Phil Leone – 123 Madeline Lane –He said they received flyers about this, and were not notified, the police Chief stated what do you mean? it was in the paper, the bee the village paper.

David Pace – 45 Terrace – Asked if Cellular was the only option. Again the Mayor stated they are early in this, it was explained that the firefighters call down buttons do not work in some areas of the village. We would hate to think we lost someone because of the lack of communication, which is why this idea was brought to us. Is there more cellular options. The chief stated that the repeater would also be on the tower to strengthen signal.

David Parrelli – 130 Madeline – asked if additional locations could be looked at. He has other locations. He believes the locations have to small of a fall out zone. The mayor stated it needs to be village locations in order for the village to get the income and the expenses lowered, and a constant flow of income. He enjoys living in the area and believes we have better services than out towns. Can the cost savings be projected at the subsequent meeting?

Larry Mageria – 44 Argus – Asked if we have a tower cell provider. Fire Chief Scott Wegst said not cellular.

**CLAIMS AND ACCOUNTS**

**ON A MOTION BY** Trustee Kucewicz, seconded by Trustee Peterson, the following claims are to be paid: General \$242,827.57 Community Development \$476.10 Sewer \$1,252.06, Capital Projects \$14,910.00 Capital \$259,465.73. **CARRIED.**

**ADJOURNMENT**

**ON A MOTION BY** Trustee Peterson, seconded by Trustee Jakubowski, the meeting was adjourned at **8:07 pm.** The motion was **CARRIED.**

Respectfully submitted,

Maureen Jerackas  
Village Administrator