

MEETINGS: 7  
NO. OF REGULAR: 5

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW**  
**June 10, 2024 7:03 PM**

ROLL CALL: Trustee Hamernik -PR  
Trustee Ziemba – PR  
Trustee Kraft - PR  
Deputy Mayor Adolf - PR  
Mayor Peterson - PR

**ON A MOTION BY**, Deputy Mayor Adolf and seconded by Trustee Ziemba the Village of Depew Board Meeting minutes for the May 13, 2024 meeting were approved.

**ON A MOTION BY**, Trustee Ziemba and seconded by Deputy Mayor Adolf the Village of Depew Board Meeting minutes for the May 28, 2024 meeting were approved.

**ON A MOTION BY**, Trustee Kraft seconded by Trustee Hamernik, the minutes of the March 28, 2024 Zoning Board Meeting were accepted

1. Application of James Serafin on behalf of Serafin Properties, LLC for the property located at 4388 Broadway St, Depew, NY 14043, of Chapter 260, §260-28(A)(2), requesting relief of 5ft from the 10ft interior property line requirement.  
Variance APPROVED
2. Application of Tom Piciulo for the property located at 3160 Walden Ave, Depew, NY 14043, of Chapter 260, §260-37(E)(message center/LED sign)(1), requesting relief of message center/ LED sign requirement that sign has to be freestanding, requesting sign to be building mount sign.  
Variance APPROVED

**ON A MOTION BY**, Deputy Mayor Adolf and seconded by Trustee Ziemba, the minutes for the Planning Board Meeting April 4, 2024 were approved.

1. Lida Kazimi on behalf of 121 Auto Repair, for the property located at 4854 Broadway St, Depew, NY 14043. The following matters to be reviewed:  
They are requesting the following:  
Requesting a Special use permit to operate an automotive repair shop in a C-2 zone as per Chapter 260, §260-27 under the guidelines of Chapter 260, §260-33(N)  
DENIED

**ON A MOTION BY**, Trustee Ziemba seconded by Trustee Kraft, the minutes of the April 25, 2024 Zoning Board Meeting were accepted

1. Melonee Brumbaugh for the property located at 124 Harvard Ave, Depew, NY 14043, of Chapter 260, §260-14(B)(1)(h), to be allowed to construct a concrete driveway 8ft past the allowed 5ft projection in front of the principal dwelling, for a total of 13ft in front of the principal dwelling.  
APPROVED

**Public Comment Agenda Items Only:**

Paul Sprada, 58 Argus: Questioned whether the concerts are in Veteran's or Fireman's Park.

**PERMISSION 10 K RACE**

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

**WHEREAS**, The Depew-Lancaster Boys and Girls Club requested permission to hold their 46<sup>th</sup> Annual 10K Race on Thursday July 4, 2024 starting at 8 am;

**BE IT RESOLVED**, the race is approved and will follow the same route as previous years. The race will last about an hour and a half.

The forgoing resolution was seconded by Trustee Kraft and **CARRIED**.

**PERMISSION – DEPEW HIGH SCHOOL MOTORCADE**

Deputy Mayor Adolf, offered the following resolution and moved for its adoption:

**WHEREAS**, the Depew High School Student Senate has made application for a Motorcade escort for Thursday June 13, 2024 at approximately 5 PM, and

**WHEREAS**, said motorcade route and traffic enforcement has been authorized by the Police Department and the Depew Fire Department will participate in the Motorcade.

**NOW, THEREFORE BE IT RESOLVED**, that permission is granted to the Depew High School Senate to hold the above-mentioned Motorcade on Thursday June 13, 2024.

The forgoing resolution was seconded by Trustee Hamernik and **CARRIED**.

**ACCEPT RETIREMENT – DPW CREW CHIEF**

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

**BE IT RESOLVED**, the retirement of Department of Public Works Crew Chief Ron Hottum effective Friday, June 14, 2024 is accepted.

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

Trustee Hamernik - Y  
Trustee Ziemba - Y  
Trustee Kraft - Y  
Deputy Mayor Adolf - Y  
Mayor Peterson - Y

**PERMISSION TO SIGN – AGREEMENT**

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

**BE IT RESOLVED**, Mayor Kevin J. Peterson is authorized to sign the Rotella Grant Management agreement.

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

Trustee Hamernik - Y  
Trustee Ziemba - Y  
Trustee Kraft - Y  
Deputy Mayor Adolf - Y  
Mayor Peterson - Y

**PERMISSION – VETERANS PARK CONCERTS**

Deputy Mayor Adolf, offered the following resolution and moved for its adoption:

Permission is hereby granted to The Yacht Fathers to use Veterans Park Gazebo for their concert on Thursday June 20, 2024 at 7:00 PM.

And

Permission is hereby granted to Captain Tom and The Hooligan to use Veterans Park Gazebo for their concert on Thursday June 27, 2024 at 7:00 PM.

And

Permission is hereby granted to Tequila Sunrise to use Veterans Park Gazebo for their concert on Thursday July 11, 2024 at 7:00 PM.

And

Permission is hereby granted to Doubleshot to use Veterans Park Event Trailer for his concert on Thursday July 18, 2024 at 7:00 PM.

And  
Permission is hereby granted to Carnival Kids Steel Orchestra to use Veterans Park Gazebo for their concert on Thursday July 25, 2024 at 7:00 PM.

And  
Permission is hereby granted to The Lancaster Town Band to use Veterans Park Gazebo for their concert on Thursday August 1, 2024 at 7:00 PM.

And  
Permission is hereby granted to Terry Buchwald to use Veterans Park Gazebo for their concert on Thursday August 8, 2024 at 7:00 PM.

And  
Permission is hereby granted to Barnstorm Country Band to use Veterans Park Gazebo for their concert on Thursday August 15, 2024 at 7:00PM.  
Permission is also granted for use of electric power and use of restrooms at the Southside firehall.  
The foregoing resolution was seconded by Trustee Kraft and CARRIED.

**APPOINT SUMMER REC SEASONAL**

Pursuant to Section 4-400 of Village Law, I Mayor Kevin J. Peterson do hereby appoint the following for seasonal summer employment to the Recreation Department:

Lifeguards:

Daphne Adams	Madison Massaro
Lillan Ammerman	Brady Meyer
Ashley Beresniewicz	Joseph Podraza
Joseph Canna	Luisa Pyc
Ava Carlon	Hannah Ramos
Lincoln Couihan	Michael Steffans
Kellen Gradwell	Timothy Steffans
Marcus Huber	Elizabeth Steffans
Nick Karnyski	Kaitlin Wilkie
Stephen Kaus	Benjamin Wypij
Kera Kwiatkowski	Jonathan Wypij

Cashiers:

McKenzie Chapman  
James Cleveland  
Alexandra Krasteva  
Nency Ninov

Park Attendants:

Nathan Gervase  
Natalie Hinsken

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

Trustee Hamernik - Y  
Trustee Ziemba - Y  
Trustee Kraft - Y  
Deputy Mayor Adolf - Y  
Mayor Peterson - Y

**SEQR- 90 GOULD**

Trustee Kraft, offered the following resolution and moved for its adoption:  
WHEREAS, the Board of Trustees of the Village of Depew (hereinafter “Board”) having duly considered the FIREMEN’S PARK – BASEBALL BACKSTOPS AND COMPRESSOR FOR ICE RINK located at 90 Gould Avenue, Fireman’s Park Depew, New York (hereinafter the “project”) and that such proposed action may possibly be considered to have an effect on the environment; and

WHEREAS the Board by operation of law is the lead agency authorized to perform a review under the State Environmental Quality Review Act (hereinafter “SEQRA”) pursuant to Article 8 of the Environmental Conservation Law and undertook an UNCOORDINATED review and enlisted the services of appropriate consultants, specifically the Village of Depew Engineer, David Britton, P.E., to study and analyze the proposed action and provide professional opinions as to the classification of the nature of the proposed action for purposes of SEQRA; and

WHEREAS a comprehensive review of the proposed project has been completed and it has been determined that the project is an UNLISTED ACTION for purposes of SEQRA; and

WHEREAS a Short Environmental Assessment Form (SEAF) was reviewed, discussed, and completed by the Village of Depew Engineer, David Britton, P.E., on or about June 3, 2024 under which the Village of Depew Engineer, David Britton, P.E., reviewed the criteria and determined the significance of the project including the proposed action, its location, its purpose, and its potential impacts on the environment and issued the recommendation that the project be determined to be an UNLISTED ACTION for purposes of SEQRA .

NOW THEREFORE BE IT RESOLVED, that as a UNLISTED ACTION under SEQR, the project has been found to categorically to not have a significant adverse impact on the environment and no further review under is SEQR is required, and it is further

RESOLVED, that the BOARD issues a negative declaration in connection with the SEQRA review of this project, and it is further

RESOLVED, that based upon the consideration and completion of the SEAF process the Board determined that based upon the classification and negative declaration noted above, no further action is required by the Board to comply with SEQRA.

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

Trustee Hamernik - Y  
Trustee Ziemba - Y  
Trustee Kraft - Y  
Deputy Mayor Adolf - Y  
Mayor Peterson - Y

**PERMISSION - FOOD TRUCKS AT SUMMER EVENTS IN VILLAGE OF DEPEW**

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

**WHEREAS;** Permission is hereby granted to Village of Depew licensed food trucks to operate at the events at Fireman’s Park, The Village of Depew Founder’s Day Celebration, and Summer Concert Series at Veteran’s Park.

The foregoing resolution was seconded by Trustee Ziemba and **CARRIED.**

**APPOINT PT SEASONAL DPW**

Pursuant to Section 4-400 of Village Law, I Mayor Kevin J. Peterson, do hereby appoint:

Aiden Mandel
Ben Samul

to the position of Seasonal Laborer Part Time at the Department of Public Works.

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

Trustee Hamernik - Y  
Trustee Ziemba - Y  
Trustee Kraft - Y  
Deputy Mayor Adolf - Y  
Mayor Peterson - Y

**PERMISSION – DEPEW FIRE DEPT**

Deputy Mayor Adolf, offered the following resolution and moved for its adoption:

Permission is hereby granted to the Depew Fire Department’s engine to attend an IFO state course at the Tonawanda training facility located on Fire Tower Road in the Town of Tonawanda on Thursday, June 20th from 6:00 PM till 10:00 PM.

And

Permission is hereby granted to the Depew Fire Department’s request for all fire department apparatus to participate in the Depew High School 2024 motorcade starting at 5:00 PM on Thursday, June 13th.

And

Permission is hereby granted to the Depew Fire Department’s request to use the pavilion at the northside fire station located at 112 Brewster Street for a members graduation party on Saturday June 29, 2024 from 12:00 PM till 9:00 PM.

And

Permission is hereby granted to the Depew Fire Department’s Request for ladder 5 & engine 6 to attend department morning drill at the fire academy in the Town of Cheektowaga on Tuesday, June 25th from 9:00 AM till 11:00 AM. Then engine 2, engine 4, & rescue 7 to attend department evening drill at Townline Fire Department in the Town of Lancaster on Tuesday, June 25th from 7:00 PM till 9:00 PM.

And

Permission is hereby granted to the Depew Fire Department’s Request for engine 1 & ladder 5 to assist fire police with traffic control on the morning of Thursday, July 4th for the Boys & Girls Club annual race from 8:00 AM till 11:00 AM. Then for engine 2, engine 4, antique 41, & car 9 to participate in the July 4th parade in the village of Lancaster from 12:00 PM till 2:00 PM. Then for engine 3 & engine 6 to standby at the village of Lancaster DPW for fireworks on July 4th from 7:00 PM till 11:00 PM.

The foregoing resolutions were seconded by Trustee Kraft and **CARRIED.**

**EMPLOYMENT APPLICATIONS** - DPW – Ben Samul, Aiden Mandel, Joseph Gajdosz

REC – Brady Meyer, Luisa Pyc, Benjamin Wypij,  
Michael Steffensd  
POLICE – Patricia Krafchak  
BUILDING – Brian Musielak

**DEPARTMENT HEAD REPORTS**

**PUBLIC COMMENTS:**

Mayor Peterson: Fireman's Park is changing in nature we've had this discussion with our Rec Director I think a lot of as we move forward with the improvements there the staffing has to change a little bit because the park is being used so much I think it's important that most times if somebody's using our park system there can look up and see somebody in

an appropriate shirt that says Recreation Department staff especially with the new Pavilion being used I'm just going to get on a soap box for a little bit we had an issue last week with uh some young kids in the bathrooms and you know we can't see but just the hallway through the camera system and so I mean I could tell there are younger kids they're probably seven and eight year olds and so there was some mischief is going on with water and luckily there's nothing done to the walls or any of the fixtures and so forth. We spent a lot of money there was a lot of effort to put into that so we don't want to really have to turn the bathrooms off since that was the whole idea of putting in new bathrooms is that you could you know actually use a toilet or a urinal instead of some other primitive method of going to the bathroom so we adjusted the times a little bit Regina adjusted the times a little bit trying to take into consideration when there be most people in the park so that there is bathroom facilities. But we really don't want to have to do anything about you know closing them down and all so if you're happen to be out there and you know stop by and be in the adult age you might be you know just pass along that they shouldn't be doing anything respect that that property okay.

Elizabeth Brinkworth, Assemblymember Monica Wallace's Office: Busy couple of weeks, lots of bills. Assemblymember Wallace's ERPO 7717 Bill, issue with risk potential orders, takes the officer's names off and puts the agency's name on of any civil lawsuits, passed both the Assembly and Senate. Bill was pushed on behalf of local PBA's across the State of New York as well as the investigators unit, hopeful that in the coming months, the Governor will sign the bill. Assemblymember Wallace toured Union East Elementary in Cheektowaga, were invited to read a book to the children. Assemblymember Wallace announced half of a million dollars to PUNT, a local non profit that does a lot of great work for children who are going through pediatric cancer and their families. Very busy in Albany and quite the summer calendar booked.

Mayor Peterson: Received a call from Assemblymember Wallace that she got us another \$10,000 which will go towards our events in the Village.

Chief McNamara: Was fortunate enough to receive a call from Assemblymember Wallace for \$20,000 grant.

Mayor Peterson: Senator Kennedy before he became Congressman Kennedy also helped us out with \$51000.

Ken Pyc, DPW Superintendent: They are cutting high grass areas and will begin milling & paving the week of July 8<sup>th</sup>.

Kevin Ferguson, Recreation Director: Everything in full swing going at the park, the second softball league starts this Friday, we have volleyball, kickball going on right now. Floor hockey is still going on but I had to suspend it because we got our sport court in and the guys are putting it in this week, so should be all set to go. Reached out to the hockey teams in the WNY area to come in and for practices and stuff to rent out the rink.

Don Bielefeld: Code Enforcement: Put out a lot of violation letters, getting a lot of calls about tall grass. Summer help will reach out and clean. Keep your grass cut and clean along the fence line and garage. Hiring a PT Code Enforcement Officer to help out with needs.

Chief Musielak, Fire Department: 18 calls since last meeting, 161 year to date. Thanks to DPW and Superintendent Pyc on the maintenance on the buildings, they are great with that. Losing a great asset in Ron, leaving big shoes to fill. And use common sense when grilling or with small campfires. Make sure following laws just be safe.

Chief McNamara, Police Department: Police department responded to 1,213 complaints, 107 criminal, 1016 non-criminal, had 3 stolen vehicles, one was recovered in the City of Buffalo. 43 accidents, 3 with injury, 40 property damage only, arrested 35 subjects for criminal offences, 24 males, 11 females, 360 tickets issued for the month of May and 17 parking tags.

Sam Alba, Village Attorney: Welcome to our guest observing government working. The long environmental quality review was because of a law that says a municipality has to read through the entire thing and basically say our construction project is not going to do

anything to the environment. There is another version when it will do something to the environment, there are different reports. Nothing much to report.

Trustee Hamernik: Received funds from Chick-Filet for Community Center which was very nice and hoping to have a speculative date coming up pending the certificate of occupancy. Wanted to introduce daughter who is in from Michigan.

Trustee Ziemba: We had our preparation meeting for the Home Hazardous Waste event that the Village will be hosting on July 13, it was attended by both Chiefs and we have a plan in place. Residents, you have to log on to the website starting June 13 to make an appointment if you want to drop anything off, go to the county website at [erie.gov/recycling](http://erie.gov/recycling) to make your appointment – will tell you where it will be and they will send a map how to travel there. Happy Father’s Day to all our fathers, grandfathers, godfathers and father figures in the Village.

Trustee Kraft: Past week got donations for the Family Friendly Zone for Founders’ Day so far, Horizon Masonry Restoration, JDM Construction and CS Behler.

Deputy Mayor Adolf: Reiterate that concerts start on Thursday, June 20<sup>th</sup> with the Yachtfathers, so spread the word.

### **CLAIMS AND ACCOUNTS**

**ON A MOTION BY** Deputy Mayor Adolf and seconded by Trustee Kraft the following claims are to be paid: \$297,854.36 General, \$38,960.76 Sewer, \$95,804.13 Capital Projects for a total \$432,619.25 was **CARRIED**.

### **EXECUTIVE SESSION**

**ON A MOTION BY**, Trustee Ziemba and seconded by Deputy Mayor Adolf, the executive session was opened at 7:50 to discuss a labor matter.

**ON A MOTION BY**, Trustee Ziemba and seconded by Deputy Mayor Adolf,, the executive session was closed at 9:07.

No decision was made in the executive session.

### **ADJOURNMENT**

**ON A MOTION BY** Trustee Ziemba and seconded by Trustee Kraft the meeting was adjourned at 9:08 PM

Respectfully submitted,

Regina Grzankowski  
Village Administrator