

MEETINGS: 13
NO. OF REGULAR: 11

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
September 9, 2024 7:03 PM

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

Public Comment Agenda Items Only:

Dave Burkhardt, 5 Autumn Lea: Questioned who is paying for the EV chargers, doesn't think it's needed.

Mayor Peterson explained using grant funding and funds from now Congressman Kennedy.

Authorization and Appropriation of Local Match (20% Local Match)

Ziemba offered the following resolution and moved for its adoption:

WHEREAS, the Village of Depew previously adopted a resolution authorizing and appropriating a minimum of 20% local match as required by the Engineering Planning Grant Program for the Village of Depew Engineering Study for Phase 10 (SSO Outfall 8, Calumet Street); and

WHEREAS, the original resolution provided for a local match not to exceed \$20,000 based on a total estimated maximum project cost of \$120,000; and

WHEREAS, the Village Board has determined it is necessary to increase the local match and the total estimated maximum project cost;

BE IT RESOLVED, that the Village of Depew authorizes and appropriates a minimum of 20% local match as required by the Engineering Planning Grant Program for the Village of Depew Engineering Study for Phase 10 (SSO Outfall 8, Calumet Street). Under the Engineering Planning Grant program, the local match must be at least 20% of the EPG award of \$100,000. The source of the local match, and any amount in excess of the required match, shall be paid using available Village funds. The maximum local match appropriated, subject to any changes agreed to by the Mayor, shall not exceed \$40,000 based upon a total estimated maximum project cost of \$140,000.00. The Mayor may increase this local match through the use of in-kind services without further approval from the Village of Depew.

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

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

APPROVE LEAVE OF ABSENCE EXTENSION REQUEST

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

WHEREAS, Carmi DelConte, Village of Depew Building Department employee, has requested an unpaid medical leave of absence extension until September 27, 2024.

WHEREAS, Village Administrator, Regina Grzankowski, recommends the approval of this request.

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

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

Trustee Hamernik - ABS
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 for Tuesday, September 17th for use of Engine 1, Engine 3, Ladder 5, & Engine 6 for a live fire training at the Cheektowaga Fire Academy located on Broadway in the Town of Cheektowaga from 6:30 PM till 9:30 PM.

And

Permission is hereby granted to the Depew Fire Department to use of an Engine for BEFO Training at the Cheektowaga Fire Academy located on Broadway in the Town of Cheektowaga for the following dates & times:

Thursday, September 19th 6:30 PM-9:30 PM
Saturday, October 19th 10:00 AM-2:00 PM
Thursday, October 24th 6:30 PM-10:00 PM
Tuesday, October 29th 6:30 PM-10:00 PM

And

Permission is hereby granted to the Depew Fire Department is requesting the use of the Southside Fire Station on Saturday, October 5th from 4:30 PM-12:00 AM for a dinner banquet honoring Firefighter Jan Kostran for 25 years of service to our fire department.

And

Permission is hereby granted to the Depew Fire Department for Saturday, September 28th for use of Firemen's Park, including the Pavilion, for the Department's annual inspection from 5:00 PM till 10:00 PM.

And

Permission is hereby granted to the Depew Fire Department to use Car 9 to travel to Syracuse for an inspection of the new utility apparatus be constructed on Thursday, September 19th.

And

Permission is hereby granted to the Depew Fire Department to take a fire truck, to be determined, to the 9-11 ceremony at Russell's located on Transit Road on Wednesday, September 11, 2024.

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

AWARD BID- MOWER

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

BE IT RESOLVED, that upon the recommendation of the Village Administrator, the bid for the mower from the bid opening September 5, 2024 in the bid amount of \$24,000 be awarded to:

Land Pro Equipment
9570 County Rd.
Clarence, NY 14032

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

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

AWARD BID- COMPRESSOR

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

BE IT RESOLVED, that upon the recommendation of the Village Administrator, the bid for the compressor from the bid opening September 5, 2024 in the bid amount of \$82,354.00 be awarded to:

Mollenberg-Betz, Inc
300 Scott St.
Buffalo, NY 14204

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

Trustee Hamernik - ABS
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 for their Fill-the Boot Fundraising effort on Tuesday September 9, 2024 from 3:30pm until 6:30 pm at various intersections in the Village. In the event that it is raining that night, the Fill the Boot drive will then be held on Tuesday September 10, 2024.

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

AUTHORIZE FALL FEST

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

BE IT RESOLVED, permission is hereby granted to hold a Depew Fall Fest in the Village of Depew Fireman’s Park on Saturday, September 21st from 11:00 AM until 6:00 PM.

ACTIVIES – Including beer garden, family friendly activities, bounce houses and music by Grace Stumberg.

FOOD and VENDORS – There will be a variety of food trucks and local craft vendors on hand.

Use of the Pavilion, Pickleball Courts, Basketball Courts and Ice Rink is also granted.

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

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

APPOINT PART TIME TEMPORARY BUILDING DEPT CLERK

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson, do hereby appoint Yineilia Menendez to the position of Part Time Temporary Building Dept Clerk, effective Tuesday, September 10, 2024.

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

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

APPOINT REC

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson do hereby appoint the following for employment to the Recreation Department to be effective September 10, 2024.

Cashier / Rink Guard
Ava Carlon

Rink Guard
Melissa Green

The forgoing nominations were acted upon in the following manner by the Board of Trustees:

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

PERMISSION TO SIGN – NOCO AGREEMENT

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

BE IT RESOLVED, The Village of Depew Mayor, Kevin J. Peterson is authorized to sign the Ownership Representation agreement with NOCO to manage the development of the EV Infrastructure Development Project.

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

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

BOND RESOLUTION

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

A BOND RESOLUTION, DATED SEPTEMBER 9, 2024, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW, ERIE COUNTY, NEW YORK (THE “VILLAGE”), AUTHORIZING A

**CAPITAL IMPROVEMENTS PROJECT
CONSISTING OF THE RECONSTRUCTION AND
CONSTRUCTION OF IMPROVEMENTS TO
VARIOUS VILLAGE FIRE HALL BUILDINGS AT
AN ESTIMATED MAXIMUM COST OF \$400,000
AND THE ISSUANCE OF SERIAL BONDS IN AN
AGGREGATE PRINCIPAL AMOUNT NOT TO
EXCEED \$400,000 PURSUANT TO THE LOCAL
FINANCE LAW TO FINANCE SUCH PURPOSE,
SUCH AMOUNT TO BE OFFSET BY ANY
FEDERAL, STATE, COUNTY AND/OR LOCAL
FUNDS RECEIVED, AND DELEGATING THE
POWER TO ISSUE BOND ANTICIPATION NOTES
IN ANTICIPATION OF THE SALE OF SUCH
BONDS TO THE VILLAGE TREASURER.**

WHEREAS, the Village Board of Trustees of the Village of Depew, in the County of Erie, New York (the "Village") desires to undertake a capital improvements project consisting of the reconstruction of and construction of improvements to the Village Fire Hall buildings located at 45 Meridian Street and 112 Brewster Street in the Village (primarily roof replacement); and

NOW THEREFORE,

BE IT RESOLVED, by the Village Board of Trustees (by the favorable vote of not less than two-thirds of all the members of the Board of Trustees) as follows:

SECTION 1. The Village is hereby authorized to undertake a capital improvements project consisting of the reconstruction of and construction of improvements to the Village Fire Hall buildings located at 45 Meridian Street and 112 Brewster Street in the Village, such project to include, but not be limited to, improvements to the building's roof, as well as other improvements as more fully identified in (or contemplated by) a report prepared by the Village in connection with such project, and including all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$400,000.

SECTION 2. The Village Board of Trustees plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds of the Village in an aggregate principal amount not to exceed \$400,000 hereby authorized to be issued therefor pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvements is to be paid by the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. It is hereby determined that the Purpose is a class of objects or purposes described in subdivision 11(a)(1) of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is 30 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Village a

tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Without in any way limiting the scope of the foregoing delegation of powers, the Village Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Village.

SECTION 8. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Village's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 11. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Village Treasurer is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Village officials and the Village's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Village Clerk.

SECTION 13. The Village has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary.

SECTION 14. In the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 15. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or

2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 16. This Resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law. The Village Clerk is hereby authorized and directed to publish (one time) and post (in at least six conspicuous public places within the Village and at each polling place), this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 17. If no petitions are filed in the permissive referendum period, the Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

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

Trustee Hamernik - ABS

Trustee Ziemba - Y

Trustee Kraft - Y

Deputy Mayor Adolf - Y

Mayor Peterson - Y

AYES: 4

NOES: 0

ABSENT: 1

The foregoing resolution was thereupon declared duly adopted.

BOND RESOLUTION

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

A BOND RESOLUTION, DATED SEPTEMBER 9, 2024, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW, ERIE COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF DRIVEWAY IMPROVEMENTS AT VARIOUS FIRE HALLS IN THE VILLAGE, AT AN ESTIMATED MAXIMUM COST OF \$220,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$220,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES

**IN ANTICIPATION OF THE SALE OF SUCH
BONDS TO THE VILLAGE TREASURER.**

WHEREAS, the Village Board of Trustees of the Village of Depew, in the County of Erie, New York (the "Village") desires to undertake a capital improvements project consisting of driveway improvements at various fire halls in the Village;

NOW THEREFORE,

BE IT RESOLVED, by the Board (by the favorable vote of not less than two-thirds of all the members of the Board of Trustees) as follows:

SECTION 1. The Village is hereby authorized to undertake a capital improvements project consisting of driveway improvements at various fire halls in the Village including, but not limited to, the removal of concrete driveway aprons and associated concrete slabs and the installation of new concrete driveways, as well as other improvements as more fully identified in (or contemplated by) a report prepared in connection with such project, including all preliminary work and necessary equipment, materials and site work and any preliminary costs and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$220,000.

SECTION 2. The Village Board of Trustees plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds of the Village in an aggregate principal amount not to exceed \$220,000 hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvements is to be paid by the levy and collection of taxes on all taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. It is hereby determined that the Purpose is an object or purpose described in subdivision 20(f) of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is 10 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Without in any way limiting the scope of the foregoing delegation of powers, the Village Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Village.

SECTION 8. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Village's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 11. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Village Treasurer is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Village officials and the Village's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Village Clerk.

SECTION 13. The Village hereby determines that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

SECTION 14. In the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 15. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of the law which should be complied with as of the date of publication of this resolution are not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or

2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 16. This Resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law. The Village Clerk is hereby authorized and directed to publish (one time) and post (in at least six conspicuous public places within the Village and at each polling place), this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 17. If no petitions are filed in the permissive referendum period, the Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

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

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

AYES: 4

NOES:

ABSENT: 1

The foregoing resolution was thereupon declared duly adopted.

CHANGE OF BOARD MEETING TIME

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

BE IT RESOLVED, due to a scheduling conflict, on Monday, September 23, 2024, the Pre Board Meeting will begin at 5:00pm in the Conference Room of the Municipal Building and the Village Board Meeting will begin at 6:00pm in the Council Chambers of the Municipal Building, 85 Manitou Street, Depew, NY 14043.

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

AWARD BID- BASEBALL DIAMOND BACKSTOPS

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

BE IT RESOLVED, that upon the recommendation of the Village Administrator, the bid for the baseball diamond backstops from the bid opening September 6, 2024 in the bid amount of \$90,000.00 be awarded to:

Iroquois Fence
51 N America Dr,
West Seneca, NY 14224

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

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

AWARD BID- BASEBALL DIAMOND NETTING

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

BE IT RESOLVED, that upon the recommendation of the Village Administrator, the bid for the baseball diamond backstops from the bid opening September 6, 2024 in the bid amount of \$9,000.00 be awarded to:

Iroquois Fence
51 N America Dr,
West Seneca, NY 14224

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

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

AUTHORIZATION FOR BLOCK PARTY

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

WHEREAS, on Saturday, September 21, 2024, from the hours of 12pm to 9pm the residents of Rossiter St, on the block from Buchanan St to Buchanan St. are planning a block party.

BE IT RESOLVED, permission is granted by the Village Board to have the road closed from 12pm to 9pm, September 21, 2024.

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

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

EMPLOYMENT APPLICATIONS – VH -Yineilia Menendez, Jamie Koch
Electrical – Cody Burnett
Police – Ayden McGhee
REC – Riley Klein, Melissa Green, Ava Carlon

DEPARTMENT HEAD REPORTS – Police August 2024

PUBLIC COMMENTS:

Elizabeth Brinkworth, Assemblymember Monica Wallace’s office: Assemblymember Wallace visited the Lancaster Public Library to announce she secured \$10,000 in State funding open during the school year, especially on Sundays. She visited Councilman Bryan Bollman’s annual Lovejoy picnic and attended the Labor Day parade to support labor. Also been very busy with the Cheektowaga Veteran’s resource fair, Assemblymember is hosting along with the Attorney General’s office a free smart senior event on Thursday, September 19th from 2-5pm at the Cheektowaga Senior Center.

Don Bielfeld, Code Enforcement: Have a couple new businesses that opened, Healthy Spa in Cortese Plaza and Herbal Iq plaza, new halal place in same plaza, O’Reilly Auto Parts moving along pretty nicely, Benderson looking at HSBC plaza to turn into center to help those with special needs. Keep yard raked up and clean as weather turns, and get rid of unregistered vehicles.

RJ Neiman, OEM: Generators are in service, put in the Fire Halls, to use for traffic signals when there are power failures to help keep traffic flowing. We were able to get 11 AEDs that were distributed throughout the Village, 6 to the Fire Department and 5 throughout Village properties.

Mayor Peterson: Congressman Kennedy, when he was the Senator, that was one of the last things that he was able to secure some money that we bought those generators to keep Transit Rd flowing.

Ken Pyc, DPW Superintendent: There was an emergency repair on French Rd, stuck root cutter and a collapsed pipe, had it taken care of quickly except for the remedial sidewalk repair, meeting with the towns and villages to work on commercial drivers licenses to make it cheaper for everyone to get one, dugouts at Fireman's Park coming along nice, should be done soon, working with Cheektowaga to get Hyland and Banko paved before winter.

Kevin Ferguson, Recreation Director: Hopefully the rink will open Sunday, everything going according to plan except the weather, for Fall Fest, put together an eight game basketball schedule, all boys under 10, have certified referees and scorekeepers, pretty professional event.

Chief McNamara, Police Department: Depew Police Department responded to 1212 complaints this past month, 101 were criminal complaints, 1111 were non criminal complaints, two stolen vehicles, both recovered locally, 33 property damage accidents, four injury accidents, one was fatal. We arrested 45 individuals this past month, 36 of them were males, and issued 400 summons. Make sure you lock up your cars and take your keys.

Sam Alba, Village Attorney: Thank you to the trustees for reading SEQR provision.

Trustee Ziemba: Reminder, 4th annual Village of Depew E-Waste recycling event right here at Village Hall parking lot on September 28, 9 to 2. Accepting computer monitors, printers, keyboards, video game systems, tablets, phones. What we don't accept: refrigerators, dehumidifiers, smoke detectors, microwaves. Free drop off, come utilize it.

Trustee Kraft: Last week, the Community building opened up. They had a really nice presentation for Trustee Hamernik, they dedicated the kitchen to her, she was in attendance. We are looking forward to Fall Fest, my husband and I will do the painting again, we have a few games planned, the little pumpkins, bounce houses.

Deputy Mayor Adolf: Fall Fest is Saturday, September 21 from 11am to 5pm, the skating, bring a canned good for free open skate. Thank you for coming out tonight, hope you find the Village collaborative and you enjoy your time working here.

Mayor Peterson: Horse drawn rides at Fall Fest start at 10:30am.

Paul Sprada, 58 Argus Drive: Reminder this Wednesday is the anniversary of 9/11, mentioned crypto mining.

Dominic Corigliano, 5238-5246 Transit Rd: Wanted to touch on a last meeting about his concern for the sidewalks, states very common for sidewalks to change direction to accommodate the surround areas, wouldn't set a precedent, Don does a great job, did notice that he has empty apartments when he was on S. Bellevue, mentioned talked to Rick Coburn and he thought that taking down the pine trees for the sidewalk to continue is not good for the resident, an eyesore. He also did notice the poor outcome on the sidewalk that was done. He is the only property on the street that has a higher grade elevation, not sure if the Village Engineer is aware of the poor outcome or functionality of the driveway or surrounding areas. Asked if anyone had any questions or thoughts on what might happen there.

Sam Alba, Village Attorney: Thinks the Village Engineer needs to weigh in, see if possible to schedule a meeting, would be a good way to discuss somethings.

Mayor Peterson: Will figure out at time when they all can meet.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Ziemba and seconded by Trustee Kraft the following claims are to be paid: \$218,727.02 General, \$38,980.68 Capital Projects for a total \$257,707.70 was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Kraft and seconded by Trustee Ziemba the meeting was adjourned with asking to keep Trustee Hamernik in your prayers and a moment of silence for Kelley Barret Sarama, Lawyer, at 7:52PM.

Respectfully submitted,

Regina Grzankowski
Village Administrator