

MEETINGS: 15
NO. OF REGULAR: 13

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
October 15, 2024 7:00 PM

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

ON A MOTION BY, Deputy Mayor Adolf and seconded by Trustee Kraft the minutes of the September 9, 2024 village board meeting were approved.

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

ON A MOTION BY, Trustee Kraft and seconded by Deputy Mayor Adolf the minutes of the September 23, 2024 village board meeting were approved.

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

ON A MOTION BY, Trustee Ziemba and seconded by Trustee Kraft, the minutes of the May 23, 2024 Zoning Board were accepted.

1. Tom Schuster 360 Gould Ave - 45 feet of relief from the 50ft side yard setback, 23 feet of relief from the 30ft front yard setback, 4.4 feet of relief from the 10ft rear set back. All 3 variances approved.
2. Joseph Montando -125 Albert St - Requesting 10 feet of relief from the 25-foot front setback, approved.
3. Masumur Rahaman -56 Antionette Dr - Requesting 3 feet of relief, to construct a driveway to the property line, approved
4. Anthony Principato -56 Alys Dr W - Requesting 3 feet of relief, to construct a driveway to the property line, approved

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

ON A MOTION BY, Deputy Mayor Adolf and seconded by Trustee Ziemba, the minutes of the July 25, 2024 Zoning Board were accepted.

1. Mariann Cantie -50 George St - Requesting 14 inches of relief from the 3ft setback to construct a driveway 22 inches from the property line, approved.

2. AnnMarie Bemish -30 Lincoln St - Requesting 3.5ft of relief from the 5ft property line requirement to construct a covered concrete patio, approved.

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

ON A MOTION BY, Trustee Kraft and seconded by Deputy Mayor Adolf, the minutes of the August 8, 2024 Zoning Board were accepted.

1. James Willadsen on behalf of his mother, Gladys Willadsen, of 29 Rogers Dr Depew NY 14043, requesting 29.5 inches of relief from the 5-foot requirement, to install an A/C unit.
Approved

Special Presentation to Dave Hoch, Former Executive Director of the Depew Lancaster Boys and Girls Club: Dave Hoch spent more than 48 years with the Depew Lancaster Boys and Girls Club, with more than 28 years as the Executive Director. Mayor Peterson presented Mr. Hoch with a recognition award from the Village of Depew Founder's Day Celebration to thank him for his more than 48 years working with the youth of the Lancaster and Depew communities, including the final 28 plus years working as Executive Director of the Boys and Girls Club of Depew-Lancaster.

Public Comment Agenda Items Only:

The Public Hearing was opened at 7:16 PM by Trustee Ziemba and seconded by Trustee Kraft.

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a public hearing to discuss the Community Development Block Grant for the Town of Lancaster and Town of Cheektowaga sides of the Village of Depew at the Tuesday October 15, 2024 board meeting. The meeting will be held in the Council Chambers of Village of Depew, Village Hall, 85 Manitou St, Depew, NY 14043

The Public Hearing was closed at 7:21 PM by Trustee Ziemba and seconded by Trustee Kraft.

Public Comment Community Development Block Grant for the Town of Lancaster and Town of Cheektowaga sides of the Village of Depew:

Mayor Peterson: Let's take the Lancaster side, and I did post these on the Facebook for the Village because our area with the last census, our area where we were using funds shrunk considerably. No longer do we have Gould to Terrace in the Veterans Park area, that and all the way from Transit to to actually the other side of the street here, that's gone away so we're really we're pigeonholed into Neoga to Wyandotte and Main Street to St. James. So, I know there's a small park there that we've looked at as a possibility a very small Park and um this is for \$150,000 worth of projects you can only pick one. You could put two on there but one becomes your main project and one is our second or even a third project but you will only get approved for one of them and the highest one on your

on your list is the one that gets the most points, so I know there is some streets in there there's plenty of streets to be done to continue our walkability of this particular part of the Village. In the Cheektowaga side there's more area this year um due to them re-evaluating the Fireman's Park area it actually goes uh from Transit Road West beyond the train station and the old HSBC and including all the streets in Fireman park. It also opened up a section between Transit and Alys Drive West all the way up to Patsy Lane so, there's work I'm sure we could do in that area but we only have 100,000 000 to deal with. We typically take 50 of that to fund our Senior Center program which includes salaries for our labor our employee, couple employees, three employees and some projects so we we're not going to get too far with the \$50,000. So, we're going to have our engineer and Kenny and might go out with him to check on a couple areas, but we have to have this put together by the end of the month for review in mid November. One more time if anybody has any uh project they'd like to present?

PERMISSION TO SIGN –AMENDED PHASE 7 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 amended PHASE 7 agreement between the ENGINEER: Nussbaumer & Clarke, Inc and OWNER: Village of Depew.

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

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

ACCEPT RESIGNATION – COURT OFFICER

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

BE IT RESOLVED, the resignation of Tom Koehler, court officer effective September 16, 2024 is accepted.

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

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

CHANGE OF BOARD MEETING DATE

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

BE IT RESOLVED, due to the Veterans Day Holiday our Board Meeting Date will be Tuesday November 12, 2024 instead of Monday November 11, 2024.

The foregoing 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 Friday October 25, 2024 at approximately 12 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 Friday October 25, 2024.

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

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 October 16, 2024.

Cashier

Mckenzie Chapman

Riley Klein

Alexendra Krasteva

Rink Guard

Jayden Rogowski

Eben Borkowski

Tyler Williams

David Wragge

Brayden Pawlak

Grady Gunsher

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

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

**AUTHORIZE MAYOR TO SIGN SERVICE AGREEMENT – AUCTIONS
INTERNATIONAL**

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

WHEREAS, the Village of Depew is currently utilizing Auctions International for the sale and auction of surplus village property at the Village of Depew facilities;

WHEREAS, the Village of Depew would like to continue the Auction Services Agreement for \$30.00 per vehicle and \$5.00 for non-vehicle auctions starting October 16, 2024 and ending October 16, 2026.

NOW THEREFORE BE IT RESOLVED, that Mayor Kevin Peterson is authorized to sign the

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

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

APPOINT DPW LABORER

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

Max Snuszka

to the position of Laborer at the Department of Public Works effective Monday October 28, 2024.

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

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

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

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

BE IT RESOLVED, membership is hereby granted to the following in the Depew Fire Department pending the passing of his physical:

Aetna Hose Co. #2

Michael Carrubba

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

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

PERMISSION –WORKSHOP

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

Permission is hereby granted to Assistant Code Enforcement Officer Kathryn Zaganiaczyk, Planning Board members Robert Murawski and Judy Matuzak and Zoning Board member John Spencer to attend the NYCOM Planning and Zoning workshop being held at Jamestown Community College Cattaraugus Campus, 305 N. Barry Street, Olean, NY being held on October 17,2024 . There is no fee for this workshop. Use of a village vehicle is authorized.

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

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

PERMISSION – Conference

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

Permission is hereby granted to Mayor Kevin Peterson to attend the New York State Municipal Worker’s Compensation Alliance 30th Anniversary Conference on October 17 & 18, 2024 being held at the Sagamore Resort, 110 Sagamore Rd, Bolton Landing, NY 12814. There is no fee for this event. Use of a village vehicle is authorized.

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

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

PERMISSION TO SIGN –Hodgson Russ Agreement

Trustee Ziemba, 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 agreement between the Village of Depew and Hodgson Russ for bond counsel services and billing arrangements pertaining to the Phase 6 sewer project.

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

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

EMPLOYMENT APPLICATIONS – REC - Eben Borkowski, Tyler Williams, David Wragge, Alexandra Kraztevci, Brayden Pawlak, Grady Gunsher, Addison Grimm, Alyson Overholt,
DPW - Max Snuszka

DEPARTMENT HEAD REPORTS –

PUBLIC COMMENTS:

Mayor Peterson: Explained that Mike Carruba is joining a program that Chief Musielak championed in the Fire Department called the Squad program which allows people who aren't necessarily within the district to be member, they would have set hours and be on call about eight hours a month they commit to being a the fire station.

Don Bielefeld, Code Enforcement: Weather changing, get last of grass cut, rake your leaves. A couple of new businesses are coming in, a general retail store for the old Johnson Supply, Spine Alinement Chiropractic in the old Cortez Plaza, Elegant Nails going into 6260 Transit, Quantum Conditioning and Wellness in Catalyst Plaza.

Chief McNamara: For the month of September, the Police Department responded to 1236 complaints, 134 were criminal complaints, we responded to 29 accidents, five of those

were injury accidents, one was a pedestrian bicycle, 51 arrests, 34 parking tickets issues, 540 traffic summons.

Recreation Department Report (read by Regina Grzankowski): Winter ice schedule going well, coming up learn to skate and open skate, 6 cashiers, 7 rink guards, will have rink guards for learn to skate, next Tuesday at 6pm, cashier, guard, learn to skate staff what duties are and what is expected of them.

Fire Department Report (Read by Deputy Mayor Adolf): 19 fire calls since last meeting, there was a rubbish fire at Twin Village today, luckily it was handled appropriately and hopefully wont occur for a long time again. The utility truck is expected still for the end of December/early January 2025, they are on track. They can start driving on the concrete pads today. Trunk or Treat event on the 28th from noon to 3 pm in Fireman's Park.

Ken Pyc, DPW Superintendent: Just to take up with what Don said, take care of your leaves, leave them on the curb. Waiting on the company to come out and give us our excavation spots for the footers for new salt shed.

Trustee Ziemba: Good evening, the Village hosted it's annual electronic waste recycling drive last month. The event continues to grow. The total weight we took in was 26,107lbs. It was the largest amount yet and looking at possibly moving this event to the DPW grounds next year. With respect to Trustee Hamernik, I was lucky I got to say goodbye to her, I got to go hold her hand and thank her for everything she taught me and all I want to say, I don't want to get into too much. I said say hi to Terry for me and I'll see you on the other side friend. Thank you.

Trustee Kraft: I didn't get to know Audrey for very long but, spitfire for sure, she'll be missed around the Village.

Deputy Mayor Adolf: My time will be used for Audrey as well, just acknowledging the many things she did, probably many I don't even know. Very thankful for she paved the way for all of us here and everything she's contributed and hopefully we can continue her legacy. As well as the community center, which is going to be hopefully a great part in addition to the Village, being right across the street, so we'll be thinking about her through the continued work here at the Village.

Mayor Peterson: Audrey,. I was the party that she first ran with and she cam off the Planning Board, she was the Chairperson of our Planning Board for 13 years or so, she was on the Planning Board for like 13 or more years, then one or two years as the Chairperson. She ran on the same party as me and then she didn't, and I come to know how difficult the woman was to beat. She had a great following, everybody knew her as the Tops lady. I think it was said once or twice at her reception on Saturday afternoon that there's going to be some big shoes to fill for a lot of people and its going to take a lot of people to do the amount of work that she did. She didn't have any qualms about asking people for money. I watched a clip today, this clip out front here with County Executive Poloncarz and she had no problem showing him the building and that turned into a \$300,000 cultural grant for the facility. So, I know she went to heaven and she was standing there with a raffle ticket in her hand for sale I'm sure. She leaves quite a legacy. Toys for Tots officially starts today, asked the DPW, Ice Rink and a couple for each of

the Fire Halls to take boxes. Probably do another drive like we did last year, collect until about the second week of December.

Village Administrator Grzankowski: She left a giant hole in the community. All the little things that she did that you know people didn't always realize like the candy that she would pack up and take to the VA and then we always got all the extra candy Here. She would always buy when she was out at her shopping for the goodness project and everything getting you know different trinkets and different things for different events she always bought little things for all the all the girls in the office here and she always just she didn't have to but she for Halloween and Valentine's Day and everything she always made sure everybody had a little special trinket. All her work she did to make sure that the kids in the underprivileged neighborhoods around here, made sure that they had toys for Christmas, a ham for Easter, turkey for Thanksgiving. For a lady who didn't drive she got around everywhere and was able to do so much. Our community is definitely better for having her in it and it'll be a big loss having her not with us anymore.

Dominic Corigliano, 5230-5246 Transit Rd: Touch base real briefly on Audrey, I did have the opportunity to go to Pacer funeral home and pay my respects. Was very nice, all the same comments everybody else had just always a pleasure always talk to you always make go out of your way to say you know very uh person that did a lot. Just real briefly, I want to thank the Board to look at the stuff I submitted again on this sidewalk thing. I didn't think I'd be stretching it out this many weeks but here I am again trying to get this resolved. As I mentioned before for the last 25 years, I've paid \$28,000 a year in taxes. I realize that Sam's not here tonight, I did talk to him briefly at one of the meetings about how sidewalks do change directions to accommodate their surroundings. Sam also suggested I may have to put something towards this sidewalk project to get it corrected. I know Ken was nice enough to meet me out there a few times and we talked about a couple different possibilities and you did alter the sidewalk a little bit in the driveway area. Your last thoughts with us or your last conversations is that's all you can offer um I don't I hopefully I don't you know behind closed board meetings when you have your pre-board meetings I'm sure you made it clear that I wasn't content with that or didn't think that layout would work. Certainly all the pictures and and statements of the tenants kind of show their view of it that it wasn't working. The drawings and everything concerning the plastic pipe, I think we can all agree that plastic pipes don't just break underground by themselves unless they've been disturbed. As a rule plastic lasts a long time you know, Ken was nice that he did meet out with there with me, unfortunately it doesn't seem like things went as good as good as I would like to have gone. Things were done during the same weather conditions we have right now it was right just about two years ago in the middle of October when that was done similar weather than we're getting now. Not the great is for construction season but try to wrap things up I know. You mentioned Mike Carrubba, there I've opened my facility up to him for different things for the Village and different times you know I try to do what I can for the Village to keep things going every design is not perfect and everything think you can always think about afterwards. We look at our car wash on Broadway and Transit, and you see cars pull out on the road that putting water out on the road in winter conditions that causes an icy conditions obviously, an exit right on Transit Road from that wash probably wasn't a great design. Looked at in other facilities but you know you can look at stuff and say it's probably not the best thing. You know my proposal as I mentioned before is to straighten the sidewalk starting at the south end of my property moving it away from the hill, will allow it to cross my driveway evenly obviously every driveway meets the street at an

even point being halfway up the hill like that, to cut a five foot strip is awful tough to do. This would look have a nicer looking sidewalk still higher than the street and the sidewalk can continue past the pine trees right to Cayuga Boulevard like it was originally talked about with some of the building inspectors. Also by moving the sidewalk closer to the street it would improve driveway access as well as eliminating mud puddles that were created by the apron pushed out into to the street . I could have a separate contractor to look at this for the best resolution if that's suggested at all would. I would assist in removing any portions of the sidewalk to cut down on the cost to get things done. As you are aware Mayor, the engineer that came out and looked at it really didn't acknowledge any of the problems we had you know I don't know because he was part of the design or what the reason was but uh lastly the proposal I received the does not address any of the problems that I've been talking about in sidewalk project. You know,finally numerous pictures and statements from tenants and other people on the street they can't all be wrong, so you know I'm hoping there's a way to get this resolved. Unfortunately, it's getting to be late in the season again that we're back to the same situation of not the best time of the year. I put some detailed information and some of the stuff I handed to you hopefully everybody had the opportunity, I don't know what your pre-board meeting involves and how much stuff you had to look at how much time you have to look at things but you could see my thoughts on there and the proposal you made it sounds you know I don't feel like I should be responsible for a design that somebody else made but I'm open for ideas. I've been here for years, put a lot of money into the property just want to see it you know get done like every other street gets done and you know a picture of the kids walking down the street there is not an uncommon thing, just happen to get a picture to you on that particular time. It's not everyday , to same thing, not the same group of kids not sometimes they take different ways but they're certainly a little bit lost when they get to that point it thinking back it was actually better without all the sidewalk there. All together clearly misuse of funds, the intentions were good but the finished product was bad, but hopefully something get resolved, I'm open for any you know thoughts that you have or anything on that but once again I thank the Board for taking a look at our stuff again. Any questions?

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Ziemba and seconded by Trustee Kraft the following claims are to be paid: \$509,876.07 General, \$54,220.43 Community Development, \$1,665.80 Sewer, \$51,404.46 Capital Projects for a total \$617,166.76 was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Kraft and seconded by Deputy Mayor Adolf the meeting was adjourned with a moment of silence for Audrey Hamernik, Trustee, Auxiliary Member for the Village of Depew Fire Department, esteemed member of the Village of Depew Community at 7:52 PM.

Respectfully submitted,

Regina Grzankowski
Village Administrator

