

Village of Depew, NEW YORK

"The Village of Unexcelled Opportunity"



MEETINGS TO DATE: 4

NO. OF REGULARS: 4

AGENDA

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW

May 8, 2023 7:00PM

PLEDGE OF ALLEGIANCE

INVOCATION -

NOTIFICATION OF FIRE EXITS

ROLL CALL: Trustee Hamernik
Trustee Ziemba
Trustee Kraft
Deputy Mayor Adolf
Mayor Peterson

APPROVE VILLAGE BOARD MEETING MINUTES – April 24, 2023

ACCEPT ZONING BOARD MEETING MINUTES – April 13, 2023

1. Melissa Green for the property located at 37 Terrell St, Depew, NY of Chapter 260, §260-14(B)(1)(h), to allow them to construct a driveway within the required minimum setback of three feet to any interior, rear or exterior property line and such driveway does not project greater than five feet directly in front of the principal dwelling. Granted.

PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Permission – Fire Dept Open House
2. Authorize – Bid Award
3. Permission to sign – Asbestos Abatement
4. Permission to Sign - Demolition
5. Approve – Polish Falcons Car Shows
6. Approve – Employment Agreement
7. Approve – Residency Agreement
8. Approve – Memorial Day Parade
9. Permission – Fire Dept
10. Appoint – Electrical Department
11. Appoint – Police Officer
12. Employment Applications – Rec – McKayla Romano, Bianca Kurtowicz, McKenzie Dellaneve, Lilly Schlegel
13. Department Head Reports – Building & Police Departments - April 2023
14. Unfinished and Other Business
15. Public Concerns and Comments
16. Claims and Accounts
17. Adjournment

RESOLUTION

May 8, 2023

PERMISSION – DEPEW FIRE DEPT

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

Permission is hereby granted to The Depew Fire Department to use Veterans Park on Tuesday August 1st 2023 for our Annual Open House. The time of the event will be 6pm to 9pm.

AND

Permission is also hereby granted to The Depew Fire Department to close Terrace Blvd between Meridian to Marengo at 5pm to allow time to set up the open house and to remain closed until the cleanup is completed after the open house.

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023
Agenda Item # 1

 Approved Denied

RESOLUTION

May 8, 2023

**AWARD BID- 2022 Sanitary Sewer System Improvements Rehm Road
Improvements Project (Phase 6 CAP) Contract #2022-12 - File No. 22J1-0124**

Trustee _____ offered the following resolutions and moved for their adoption:

BE IT RESOLVED, that upon the recommendation of the Village Engineer, the bid in the amount of \$844,340.00 for the Rehm Road Improvements Project be awarded to:

National Water Main Cleaning Co.,
25 Marshall Street,
Canton, MA 02021

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

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023
Agenda Item # 2

__Approved __Denied

RESOLUTION

May 8, 2023

AUTHORIZE MAYOR TO SIGN PROPOSAL

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

BE IT RESOLVED, that Mayor Kevin Peterson, is authorized to sign, submit, and execute a contract with:

UNYS Environmental Consultants
346 Austin St.
Buffalo, NY 14207

For the asbestos abatement / air monitoring & visual of inspection associated with the controlled demolition of 73 Main St, Depew, NY 14043.

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

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023
Agenda Item # 3

___Approved ___Denied

RESOLUTION

May 8, 2023

AUTHORIZE MAYOR TO SIGN PROPOSAL

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

BE IT RESOLVED, that Mayor Kevin Peterson, is authorized to sign, submit, and execute a contract with:

Regional Environmental Demolition, INC
6281 Wendt Dr.
Niagara Falls, NY 14304

For the controlled demolition of 73 Main St, Depew, NY 14043.

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

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023
Agenda Item # 4

___Approved ___Denied

RESOLUTION

May 8, 2023

PERMISSION – CAR SHOWS

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

Permission is hereby granted to the Polish Falcons of Depew to hold cruise nights every Thursday night from May 11, 2023 through September 21, 2023.

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

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023

Agenda Item # 5

☐ Approved ☐ Denied

**ENTER INTO MEMORANDUM OF AGREEMENT WITH THE PBA AMENDING THE
TERMS AND CONDITIONS OF EMPLOYMENT FOR DAVIS KISLYUK PENDING
SUCCESSFUL COMPLETION OF BASIC TRAINING COURSE FOR POLICE
OFFICERS**

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

WHEREAS, Village of Depew and the Depew Police Benevolent Association are parties to a collective bargaining agreement (“CBA”) setting for the terms and conditions of employment for police officers, including police officer recruits, who have not completed the basic training course for police officers; and

WHEREAS, whereas the Village appointed David Kislyuk (“Kislyuk”) to the position of police officer recruit on January 15, 2023; and

WHEREAS, Kislyuk enrolled in the basic training course for police officers that commenced in January 2023, but did not successfully complete the training; and

WHEREAS, the Village is willing to continue Kislyuk’s employment and allow his him to enroll in the next basic training course for police officers, subject to Kislyuk meeting certain conditions and subject to the PBA’s agreement that Kislyuk will not be eligible for certain benefits provided for under the CBA until after he has successfully completed the basic training course for police officers.

NOW, BE IT RESOLVED that the Board of Trustees authorizes the Mayor and the Police Chief to enter into a memorandum of Agreement with the PBA and Kislyuk continuing Kislyuk’s employment subject to Kislyuk meeting certain conditions, and modifying Kislyuk’s eligibility for certain benefits under the CBA until after he has successfully completed the basic training course for police officers.

The forgoing resolution was seconded by Trustee _____, and **CARRIED**.

Trustee Hamernik -

Trustee Ziemba -

Trustee Kraft -

Deputy Mayor Adolf -

Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023
Agenda Item # 6

__Approved __Denied

**ENTER INTO MEMORANDUM OF AGREEMENT WITH THE PBA AMENDING THE
RESIDENCY REQUIREMENT FOR OFFICERS COVERED BY THE COLLECTIVE
BARGAINING AGREEMENT BETWEEN THE VILLAGE AND THE PBA**

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

WHEREAS, Village of Depew and the Depew Police Benevolent Association are parties to a collective bargaining agreement ("CBA") that requires police officers to reside within the Village of Depew during their first three years of employment with the Village; and

WHEREAS, the available housing stock in the Village of Depew is limited; and

WHEREAS, many local municipalities, with which the Village competes for police officer candidates do not have residency requirements; and

WHEREAS, the Village is facing difficulty attracting police officer recruits and transfer candidates due to the current residency requirement in the CBA; and

WHEREAS, the Village and PBA are desirous of modifying the terms of the residency requirement of the current CBA.

NOW, BE IT RESOLVED that the Board of Trustees authorizes the Mayor and the Police Chief to enter into a memorandum of Agreement with the PBA modifying the residency requirement of the CBA to eliminate the requirement that officers reside in the Village during the first three years of their employment, and to require that officers reside within 10 miles of the Village of Depew for the first 10 years of their employment with the Village.

The forgoing resolution was seconded by Trustee _____, and **CARRIED**.

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023
Agenda Item # 7

__Approved __Denied

RESOLUTION

MAY 8, 2023

PERMISSION TO HOLD MEMORIAL DAY PARADE

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

BE IT RESOLVED, permission is hereby granted to the Depew Joint Veterans Committee to hold their annual Memorial Day Parade and Services on Monday, May 29, 2023 beginning at 10:30 AM. The Police Department who will provide necessary traffic enforcement has approved the parade route. The Electrical Department will set up the speaker system. The South Side Fire Hall will be used for refreshments.

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023

Agenda Item # 8

__Approved __Denied

RESOLUTION

May 8, 2023

PERMISSION – FIRE DEPARTMENT

Trustee _____, offered the following resolutions and moved for its adoption:

WHEREAS, Permission is hereby granted to the Depew Fire Department to have pieces of apparatus and personnel participate in outside of the Village of Depew trainings on various topics and situations.

And

WHEREAS, Permission is hereby granted to the Depew Fire Department for Tuesday, May 30th 6:30 PM until 9:30 PM @ Cheektowaga for Engine 2, Engine 4, Ladder 5, & Rescue 7.

And

WHEREAS, Permission is hereby granted to the Depew Fire Department for Tuesday, June 27th 6:30 PM until 9:30 PM @ Townline for Engine 1, Engine 2, Ladder 5, & Engine 6.

And

WHEREAS, Permission is hereby granted to the Depew Fire Department for Tuesday, July 25th 6:30 PM until 9:30 PM @ Amherst for Engine 1, Engine 3, & Rescue 7.

And

WHEREAS, Permission is hereby granted to the Depew Fire Department for Tuesday, August 22nd 6:30 PM until 9:30 PM @ Cheektowaga for Engine 3, Engine 4, Ladder 5, & Rescue 7.

And

WHEREAS, Permission is hereby granted to the Depew Fire Department for Tuesday, September 19th 6:30 PM until 9:30 PM @ Townline Engine 3, Engine 4, & Engine 6.

THEREFORE, BE IT RESOLVED: The above foregoing resolutions were seconded by Trustee _____ and duly put to a roll call vote which resulted in the following:

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023

Agenda Item # 9

___Approved ___Denied

RESOLUTION

May 8, 2023

APPOINT PART TIME – ELECTRICAL DEPARTMENT

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

Bryan Park

to the position of Part time employee in the Electrical Department at the hourly rate of \$20.00.

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

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

VILLAGE OF DEPEW
BOARD MEETING
May 8, 2023

AGENDA ITEM # 10

☐ Approved ☐ Denied

RESOLUTION

May 8, 2023

APPOINT POLICE OFFICER

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

Christopher Matteson to the position of Police Officer effective May 19, 2023 at the rate of pay per the budget.

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

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

VILLAGE OF DEPEW
BOARD MEETING
May 08, 2023
Agenda Item # 11

___Approved ___Denied