

# Village of Depew, NEW YORK

*"The Village of Unparalleled Opportunity"*



MEETINGS TO DATE: 7

NO. OF REGULARS: 7

## AGENDA

### VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW

June 27, 2022 7:00PM

PLEDGE OF ALLEGIANCE-

INVOCATION –

NOTIFICATION OF FIRE EXITS

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

APPROVE VILLAGE BOARD MEETING MINUTES – June 13, 2022

### PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Accept – Police Dept Resignation
2. Appoint – Electrical Dept
3. Appoint - DPW Seasonal
4. Appoint – PT Cleaner
5. Permission to Sign – NYSEG Easement
6. Approve – DPW Tire Fee Increase
7. Approve – 4<sup>th</sup> of July Parade
8. Approve – Land Bank
9. Approve – Fire Dept
10. Permission – Close out reno project #81
11. Permission – Close out #82
12. Permission – Close out #83 & #84
13. Permission – Out of Village Trainings
14. Permission – Stand By
15. Permission – Family Movie Night
16. Permission – Advertise Bid Opening
- 17.
18. Department Head Reports –
19. Employment Applications – Village Hall – Ronnie Youngman  
Rec – Jenna Grazen, Nathan Ziemba, Matthew Sheremeta
20. Unfinished and Other Business
21. Public Concerns and Comments
22. Claims and Accounts
23. Adjournment

RESOLUTION

June 27, 2022

ACCEPT RESIGNATION

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

**BE IT RESOLVED**, the resignation of Matthew Wagner from the Depew Police Department effective 6/22/2022.

The foregoing resolution was seconded by Trustee\_\_\_\_\_, and **CARRIED**.

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022

**Agenda Item # 1**

\_\_Approved \_\_Denied

RESOLUTION

June 27, 2022

**APPOINT – ELECTRICAL DEPARTMENT**

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson do hereby appoint the following for the electrical department starting June 28, 2022.

Matthew Wagner

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

Trustee Adolf –  
Trustee Ziemba -  
Trustee Kucewicz -  
Deputy Mayor Hamernik -  
Mayor Peterson –

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022  
**Agenda Item # 2**

☐ Approved ☐ Denied

RESOLUTION

June 27, 2022

**APPOINT SUMMER DEPARTMENT OF PUBLIC WORKS**

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson do hereby appoint the following for the summer 15-week program to the Department of Public works:

Benjamin Samul

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

Trustee Adolf –  
Trustee Ziemba -  
Trustee Kucewicz -  
Deputy Mayor Hamernik -  
Mayor Peterson –

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022  
**Agenda Item # 3**

☐\_Approved ☐\_Denied

RESOLUTION

June 27, 2022

**APPOINT PART TIME CLEANER**

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson do hereby appoint the following for the Part Time Cleaner position starting June 28, 2022. Wage will follow budgeted rate.

Laura Beicke

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

Trustee Adolf –  
Trustee Ziemba -  
Trustee Kucewicz -  
Deputy Mayor Hamernik -  
Mayor Peterson –

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022  
**Agenda Item # 4**

\_Approved \_\_\_Denied

**PERMISSION TO SIGN – NYSEG EASEMENT**

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

**WHEREAS**, The Village Administrator is requesting permission to sign an easement request from New York State Electric and Gas in Fireman's Park in Depew, NY.

**NOW THEREFORE BE IT RESOLVED**, that the Village Administrator is permitted to sign the easement requested from New York State Electric and Gas.

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

Trustee Adolf  
Trustee Ziemba  
Trustee Kucewicz  
Deputy Mayor Hamernik  
Mayor Peterson

VILLAGE OF DEPEW  
BOARD MEETING

June 27, 2022

Agenda Item # 5

\_\_\_ Approved \_\_\_ Denied

RESOLUTION

June 27, 2022

**APPROVE –TIRE DROP OFF PRICE INCREASE**

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

**WHEREAS**, the Department of Public Works has proposed a price increase for their drop off tire service.

**WHEREAS**, the new prices for car tires will be \$5.00 per tire and the new price for truck tires will be \$15.00.

**BE IT RESOLVED** that the new department price increase is approved.

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

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

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022

**Agenda Item # 6**

\_\_\_Approved \_\_\_Denied

RESOLUTION

JUNE 27, 2022

**PERMISSION – JULY 4<sup>TH</sup> PARADE**

Trustee\_\_\_\_\_ offered the following resolution and moved for its adoption:

**BE IT RESOLVED**, permission is hereby granted to Engine 2, Engine 3, Engine 41, and the new Chiefs vehicle #9 to participate in the Village of Lancaster's July 4<sup>th</sup> Parade on Tuesday July 4, 2022.

**BE IT RESOLVED**, permission is hereby granted for family members to ride on the trucks during the parade in non-emergency mode. The trucks will be out of service at that time.

The forgoing resolution was seconded by Trustee\_\_\_\_\_ and  
**CARRIED**

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 27, 2022

**Agenda Item # 7**

\_\_Approved \_\_Denied



**AUTHORIZE – BENLIC (LAND BANK) TO ACQUIRE PROPERTY**

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

**WHEREAS**, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

**WHEREAS**, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

**WHEREAS**, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

**WHEREAS**, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

**WHEREAS**, the Village of Depew, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

**NOW, THEREFORE, BE IT RESOLVED**, that The Village of Depew hereby officially requests that BENLIC acquire the following properties:

73 Main St, Depew, NY 14043 - 104.56-1-34

83 Main St., Depew, NY 14043 - 104.56-1-36

and

**BE IT FURTHER RESOLVED**, that the Village of Depew has completed the required Acquisition Applications for each property listed above and has attached the Acquisition Applications to this resolution; and

**BE IT FURTHER RESOLVED**, that the Village of Depew agrees to reimburse Erie County for the costs associated with foreclosure of this property; and

**BE IT FURTHER RESOLVED**, that the Village of Depew agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property including removal of motor vehicles upon BENLIC property by use of municipal emergency services (i.e. police and fire department); and

**BE IT FURTHER RESOLVED**, in the event that after a period of one year from the date of BENLIC acquisition, BENLIC is unable to dispose of vacant lots which do not contain structures and which are identified herein, BENLIC retains option to transfer to the Village of Depew, the Village of Depew agrees to accept a transfer of title of all non-disposed vacant lots which do not contain structures by quit claim deed:

**BE IT FURTHER RESOLVED**, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the mayors of the cities of Lackawanna and Tonawanda.

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

Trustee Adolf -  
Trustee Ziembra -  
Trustee Kucewicz -  
Deputy Mayor Hamernik -  
Mayor Peterson -

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 13, 2022  
Agenda Item # 8

\_\_Approved \_\_Denied

RESOLUTION

JUNE 27, 2022

**PERMISSION – TUNNEL TO TOWER 5K**

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

**BE IT RESOLVED**, permission is hereby granted to Ladder 5 to go to Bellevue Fire Department, for the Tunnel to Towers 5k Run on Saturday September 10, 2022 from 7am to 12pm.

The forgoing resolution was seconded by Trustee\_\_\_\_\_, and **CARRIED**

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 27, 2022

**Agenda Item # 9**

\_\_Approved \_\_Denied

RESOLUTION

JUNE 27, 2022

**CLOSE OUT BUILDING PROJECT #81**

Trustee\_\_\_\_\_ offered the following resolution and moved for its adoption:

**BE IT RESOLVED**, permission is hereby granted to the Village Administrator to close out the project #81, building renovation capital project as of 5/31/2022, including the \$32,828.93 of overages, which is above and beyond the original cost of the project.

The forgoing resolution was seconded by Trustee\_\_\_\_\_ and  
**CARRIED**

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 27, 2022

**Agenda Item # 10**

\_\_Approved \_\_ Denied

RESOLUTION

JUNE 27, 2022

**CLOSE OUT PROJECT #82**

Trustee \_\_\_\_\_ offered the following resolution and moved for its adoption:

**BE IT RESOLVED**, permission is hereby granted to the Village Administrator to close out project #82 related to the fire departments roof financing as of 5/31/2022. The remaining cash will be transferred to the general fund to reimburse it for the debt payment in the 2020-2021 fiscal year.

The forgoing resolution was seconded by Trustee \_\_\_\_\_ and  
**CARRIED**

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 27, 2022

**Agenda Item # 11**

\_\_Approved \_\_Denied

RESOLUTION

JUNE 27, 2022

**CLOSE OUT PROJECT #83 & #84**

Trustee \_\_\_\_\_ offered the following resolution and moved for its adoption:

**BE IT RESOLVED**, permission is hereby granted to the Village Administrator to close out project #83 & #84 related to financing of DPW equipment as of 5/31/2022. Excess proceeds from financing will be transferred to a debt service reserve in the general fund for future related debt payments.

The forgoing resolution was seconded by Trustee \_\_\_\_\_ and  
**CARRIED**

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 27, 2022

**Agenda Item # 12**

\_\_Approved \_\_Denied

**PERMISSION – FIRE DEPARTMENT**

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

**WHEREAS**, Permission is hereby granted to the Depew Fire Department for Tuesday, June 28, 2022 from 6:30 PM till 9:00 PM at Townline Fire Department's fire station, 6507 Broadway, Lancaster, NY 14086 for live fire training and the apparatus is Engine 1, Engine 3, Ladder 5, and Rescue 7.

And

**WHEREAS**, Permission is hereby granted to the Depew Fire Department to take Tuesday, July 5th from 6:30 PM till 9:00 PM at Townline Fire Department's fire station, 6507 Broadway, Lancaster, NY 14086 for live fire training and the apparatus is Engine 3 and Engine 6.

And

**WHEREAS**, Permission is hereby granted to the Depew Fire Department to take Wednesday, July 27th from 8:00 AM till 1:00 PM at the Erie County Fire Training Academy, 3359 Broadway # 2, Buffalo, NY 14227 for new firefighter training and the apparatus is Engine 6.

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

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

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022

Agenda Item # 13

\_\_\_Approved \_\_\_Denied

RESOLUTION

June 27, 2022

**PERMISSION – 4<sup>TH</sup> OF JULY STAND BY**

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

**WHEREAS**, Permission is hereby granted to the Depew Fire Department for requesting an Engine to stand by in the Village of Lancaster on July 4, 2022 from 8 pm to 11 pm for fireworks standby.

**THEREFORE, BE IT RESOLVED:** The above foregoing resolution was seconded by Trustee \_\_\_\_\_ and duly put to a roll call vote which resulted in the following:

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

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022

Agenda Item # 14

\_\_\_Approved \_\_\_Denied



RESOLUTION

June 27, 2022

**PERMISSION – FAMILY MOVIE NIGHT**

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

Permission is hereby granted to Green Acres, 4367 Broadway, Depew to hold their free outdoor family movie and pajama party nights on the following dates:

July 13, 2022  
July 20, 2022  
July 27, 2022  
August 3, 2022

There will be a rain date of August 10, 2022 if there is rain on any of the above dates.

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

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

VILLAGE OF DEPEW  
BOARD MEETING  
JUNE 27, 2022

**Agenda Item # 15**

\_\_Approved \_\_Denied

RESOLUTION

June 27, 2022

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS**

Trustee\_\_\_\_\_ offered the following resolution and moved for its adoption:

**BE IT RESOLVED**, the Village Administrator is hereby authorized to advertise for bids for the 2022 village sidewalk improvement Lancaster and Cheektowaga sections project. The bid opening will take place on July 14, 2022 at 10:00 AM.

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

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

VILLAGE OF DEPEW  
BOARD MEETING  
June 27, 2022  
Agenda Item # 16

\_\_Approved \_\_Denied