

MEETINGS: 13  
NO. OF REGULAR: 13

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW**  
**September 26, 2022 7:06 PM**

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

**ON A MOTION BY**, Trustee Adolf and seconded by Trustee Ziemba the August 8, 2022 board meeting minutes were approved.

**Public Comment Agenda Items Only:** N/A

Trustee Adolf told the audience that we had a very special guest with us tonight. Davey Tree is here to do a presentation on our Tree Management Program. Please see YouTube for presentation.

**APPOINT PROVISIONAL POLICE LIEUTENANT**

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

PO Christopher Keib

to the position of Provisional Police Lieutenant effective September 26, 2022. Once the results are posted and the list is established from an upcoming promotional exam, he must be reachable. If not, he will be removed from the position within 60 days in accordance with Erie County Civil service rules.

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

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

Captain Curr

Chris Keib was appointed to the Police Dept in January of 2018. He quickly became one of our top performing officers, and eventually went on to become a firearms instructor, a Field Training Officer (FTO), and a member of the department's bike patrol. He is always looking for new challenges and learning new skills. He has an educational background in informational technology and is part of an informal team of officers that help us develop the way we use new technologies in the department, including the recent introduction of computer tablets into some of our patrol vehicles. He maintains a calm and professional demeanor when confronted with stressful situations and exemplifies the qualities we look for in future leaders of the department.

His wife Michelle was asked to present his lieutenant badge as I congratulated him with the following words: "Chris, leadership is not defined by one's title, but rather by one's actions. Congratulations."

**PERMISSION –WAIVE PERMIT FEE**

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

**WHEREAS**, The Vine Wesleyan Church has requested permission to waive the tent permit fee for their fall festival on Saturday October 1, 2022.

**NOW, THEREFORE, BE IT RESOLVED**, that permission is hereby granted to The Vine Wesleyan Church to waive the tent permit fee for their fall festival on Saturday, October 1, 2022 which will take place on the church grounds from 11AM – 2PM.

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

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

#### **PERMISSION – POLICE TRAINING**

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

**WHEREAS**, Permission is hereby granted to Lt Rochelle Menard to attend the NY Women in law Enforcement training conference at the Woodcliff Hotel & Spa, 199 Woodcliff Dr, Fairport, NY 14450 on Oct 26-28, 2022. Use of a village vehicle is authorized.

AND

**WHEREAS**, Permission is hereby granted to Lt Justin Reformat to attend the taser instructor course on November 14, 2022 being held at the Orchard Park Police Department, 4295 S Buffalo St, Orchard Park, NY 14127 from 8:00 AM – 5:00 PM. Use of a village vehicle is authorized.

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

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

#### **PERMISSION CHICKEN BBQ**

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

**BE IT RESOLVED**, permission is hereby granted to Cayuga Hose Co. #3 to utilize the Southside Fire Hall, 45 Meridian St, Depew, NY on Saturday October 22, 2022 for their company's Chicken BBQ from 6:00 AM until 6:00 PM.

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

#### **AUTHORIZE MAYOR TO SIGN STOP DWI CONTRACT**

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

**BE IT RESOLVED**, Mayor Kevin Peterson is authorized to sign the Stop DWI Contract with the County of Erie.

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

Trustee Adolf - Y  
Trustee Ziemba - Y  
Trustee Kucewicz - Y

Deputy Mayor Hamernik -Y  
Mayor Peterson - Y

### **PERMISSION – DEPEW HIGH SCHOOL MOTORCADE**

Trustee Kucewicz, 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 21, 2022 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 21, 2022.

The forgoing resolution was seconded by Deputy Mayor Hamernik, and **CARRIED**.

### **PERMISSION – DEPEW HIGH SCHOOL BONFIRE**

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

**BE IT RESOLVED**, permission is hereby granted to the Depew High School Varsity D Club to hold their annual bonfire on Monday October 17, 2022 at 7:15 PM on the football practice field behind the Depew Schools bus garage. The Depew Fire Department will be present to provide fire protection with the following stipulations:

1. The Fire Marshall must meet with an adult advisor prior to 6:30 pm on the day of the event to inspect the site and review emergency procedures.
2. No flammable liquids are to be used in lighting the bonfire.
3. The Depew Fire Department will supervise the lighting of the bonfire and will remain on standby for the duration of the event.
4. The Depew Fire Department reserves the right to cancel the bonfire in the event of adverse weather conditions (high winds) or any other condition that may adversely affect public safety.

Depew Police personnel will be present to maintain order and supply necessary traffic enforcement.

The forgoing resolution was seconded by Trustee Adolf, and **CARRIED**

### **PERMISSION – EMERGENCY MANAGERS TRAINING**

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

**WHEREAS**, Permission is hereby granted to Emergency Manager RJ Neiman and Deputy Emergency Manager Galen Purpura to take part in the 15 hour online drone operation, exam and certification training course.

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

Trustee Adolf - Y

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

### **PERMISSION – DEPEW FIRE DEPT**

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

Permission is hereby granted to The Depew Fire Department to use West End Fire Hall for the Annual Open House on Saturday October 1, 2022 from 11:00 AM – 3:00 PM.

And

Permission is hereby granted to the Depew Fire Department to drive the winners of the coloring contests to school in the fire trucks. Dates to be determined. The trucks will be out of service during those times.

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

### **PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT**

Trustee Kucewicz 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:

#### **Engine #1**

Felix Diaz II

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

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

### **AUTHORIZE MAYOR TO SIGN PROPOSAL**

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

**BE IT RESOLVED**, that Mayor Kevin Peterson, is authorized to sign the proposal from Nussbaumer & Clark, Inc, 3556 Lake Shore Rd, Suite 500, Buffalo, NY 14219 for the Professional Engineering Services for the Transit and Lee Sewer Improvement Project (Phase 6 CAP).

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

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

### **EMPLOYMENT APPLICATIONS** – Rec – Melissa Green

## **UNFINISHED AND OTHER BUSINESS**

Mayor Peterson told everyone that they approved, at the previous s meeting, an expenditure to make a donation to DCAT, the Depew Community Action Team, not -for-profit who is leading the renovation of the Dom Pulski, which is in the other side of the parking lot, and tonight we wanted to do a symbolic \$31,000 donation to your organization to continue the work that you have been doing. Tonight w have here Pastor Turley, Tom Sweeney and Audrey Hamernik who are all a big part of getting this done.

Audrey thanked Kenny and his DPW Team along with Don and his Code team for all of the help in getting things done for them.

## **DEPARTMENT HEAD REPORTS – N/A**

## **PUBLIC COMMENTS OR CONCERNS**

Don from Building Department told everyone that the drainage issue over on Patsy Lane was taken care of. We have gotten a lot of rain lately and it poured today, the DPW went over there and jetted and Benderson then jetted the area and it was dry when they checked it today. For everyone else, we've had 4" of rain in the past two days and that is a significant amount! You are going to have some ponding in your yards and at the end of your driveways. As long as it dissipates once the rain stops, it's not an issue, it's just a lot of rain. Please be patient. They've been working on the NDA which is the Non-domestic animal law, thee application is almost done and they should have it hopefully tomorrow. Anyone that needs to come in and file, there is an application to file so we can get that on it's way. Mayor Peterson said we've worked on the demolition of the one property on Main Street and Don told him yes, he has been working with Sam and how to go about taking it down properly.

Ken Pyc from DPW told everyone that his department takes care of the tree inventory and has them available. He told everyone to call his office if they are interested in having a tree planted in the ROW and they will get you on the list, He purchased a new street sweeper that they will be turning into a snowplow for the winter. Ken also told the board that he is probably going to tear down the old incinerator building and place some storage trailers on that space that they can use to store totes and other necessary equipment that should not be left out in the elements.

Chief Gauthier reported that there has been 18 calls for the month so far and 141 for the year. Cayuga Hose Company is holding their chicken BBQ on the 22<sup>nd</sup> from 11am until sold out. Come on out ang get your last chicken BBQ of the year!!!!!!

Captain Curr thanked the Chief for the fire training drill that the PD took part in last week. Lt. Menard attended and had very good feedback on the drill! That's what we like is working with the other Depew Departments as a team. He has been made aware of some of the parking complaints and they are being addressed. The department has sold a couple of vehicles on the auction recently that they did fairly well with.

Attorney Alba gave an update on the solar property. The upper parcel's cost is being confirmed. Working with the Village Engineer on some work to be done on the lower lease portion. Attended about 10 tax cert. meetings. One is filed again with Cheektowaga because of the reassessment they just did so we will address that when needed. Sam wanted to wish everyone a Happy Hankukkah.!

Mayor Peterson gave a short report from Kevin at the Rec Center

1. We will have the 2 bids for the heater by Tuesday along with a list of all the other companies that were contacted and do not install heaters in ice rinks.
2. Public skate will start Saturday November 5, 2023 and run through Saturday March 18, 2023. Public skate will be held every Saturday and Sunday (except on holidays) from 2:00pm until 4:00pm. The dates and times will be posted on the website and on our facebook page.
3. Fall Lacrosse and soccer are underway
4. We will be collecting approximately \$5,000 in fees from the summer softball, kickball, volleyball, lacrosse and fall soccer and lacrosse.
5. We are waiting for the new impeller to be completed so the guys can install it. We will keep you posted as we get updates.
6. Please keep recreation posted on plans for Halloween and what will be needed from the department.

Trustee Kucewicz congratulated the newly appointed Lt. Keib.

Trustee Adolf thanked everyone for listening to our Tree Management Plan. It's something we've been working on for a long time so he told everyone he appreciated their time. Thank you also to Ken for helping them work on it and figuring out what they needed to be done for the Village. Congratulations Lieutenant he looks forward to good things.

Mayor Peterson added that we formed the Tree Board in 2019 and we have 3 members plus Andrew who heads up the Tree Board and there are two openings so if anyone is interested, it's a volunteer position. They meet every couple of month. Andrew confirmed and said they meet to talk about what what's going on and what we need. The last meeting we talked about the Arbor Day Celebration. The next one will be to talk about the tree planting that is coming up. Mayor Peterson added that we have had some requests from residents to plant trees in memorial of those that have passed , people that the families want to recognize and my secretary Gina has been working with Ken to see what kind of and also a generalized plaque that would be purchased by those that want to put a tree up. They would be able to choose from a list and the making of the plaque that would in in the ground in front of the tree. He told everyone that we are working with 3 people and working on 5 trees. . Some will be in Veteran's park based on if they were former military and Depew Police. One was for former Mayor Barb Alberti's family. Andrew added that he would be remiss if he didn't give a shout out the DEC, huge thank you and also to the Forestry Grant that made this all possible. The resources they gave us allowed us to expand it.

Trustee Ziemba told Lieutenant Keib thanks for all that you do to keep the residents safe.

Deputy Mayor Hamernik said congratulations to Lieutenant Keib (Chris), well deserved. This past Saturday we had a food drive at all 3 of our Tops Stores for our local food pantry's. We raised a lot of food and \$2,300 in cash for gift cards.

Mayor Peterson told everyone our next upcoming Outreach meeting is on October 5<sup>th</sup>, it is a Wednesday at 7pm at Northside Fire Hall. Everyone, no matter where you live in the Village, is invited to attend. It will be represented by the various departments and the board of trustees. Come with your questions, if you want a private opportunity to talk with one of us. There also will be one on November 2<sup>nd</sup> at 7 at the Southside Fire Hall.

Bob Miechowicz, 40 Lackawanna came before the board to tell them that at the last meeting he came to ask why there were "no parking signs ever" by Mooney's bar. At that time the Chief told him he would look into it. He asked the Captain if he knew anything about that? Captain Curr said he believed he did and they had a Lieutenant has some officers check the area. Just today Captain Norek told him the results showed that the only vehicle parked there temporarily came back as a resident of Lackawanna. His next question is if there are going to be "no parking signs" put at Mooney's Bar? Mayor Peterson put this to Superintendent Pyc who answered Bob's question that Yes there will be signs there. He read that on the 16<sup>th</sup> he called the station at I asked them to send a car because there were 4 cars parked on the side of Mooney's Bar. A police came. He went into the bar but no tickets were given out. One person straddled the sidewalk, that is a violation in itself. One van was parked the wrong way on the street and he wants to know why the officer didn't give out any tickets. Captain Curr told him it was the first time he was hearing about it but that he could do some research and talk with the officer. Bob told him before he came to the meeting there were two cars parked there. When it's busy they park down to Terrace and then when no room at the banquet they park by Mooney's. He said he will be calling again when it happens and Captain Curr told him that would be the best advice he could give him, call when it is occurring. Bob thanked him.

**CLAIMS AND ACCOUNTS**

**ON A MOTION BY** Trustee Ziemba and seconded by Trustee Kucewicz, the following claims are to be paid: \$462,847.53 General, \$1,760.00 Community Development, \$2,097.00 Sewer \$466,704.53 Capital was **CARRIED**.

**ADJOURNMENT**

**ON A MOTION BY** Deputy Mayor Hamernik and seconded by Trustee Ziemba the meeting was adjourned with congratulations for Irene Johncox former resident of Olmstead Ave who turns 100 years old on Tuesday 9/27/2022 at 8:06 PM.

Respectfully submitted,

Teresa Wachowiak  
Village Administrator