

MEETINGS: 23  
NO. OF REGULAR: 23

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW**  
**February 22, 2021 7:00PM**

ROLL CALL: Trustee Hamernik – Pr  
Trustee Voll – Pr  
Deputy Mayor Jakubowski - Pr  
Mayor Peterson– Pr

**ON A MOTION BY**, Trustee Hamernik and seconded by Deputy Mayor Jakubowski, the February 8, 2021 Village Board Minutes were approved.

**ON A MOTION BY**, Trustee Hamernik and seconded by Deputy Mayor Jakubowski, the February 11, 2021 Zoning Board Minutes were accepted.

1. Robert & Barbara Charvat of 65 Eagle Terrace, for a variance of Chapter 260, §260-14B (4) (b2) to request a setback of approximately 10ft from the right of way on corner lot. Tabled.

**AUTHORIZE ADMINISTRATOR TO ADVERTISE PUBLIC HEARING -  
AMENDING LOCAL LAW #3 OF 2019 – SOLID WASTE**

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

The Administrator is authorized to advertise a public hearing to discuss the amendment of Local Law #3 of 2019 – Solid Waste. The public hearing will take place on Monday March 8, 2021 at 7:00 PM in the council chambers.

The foregoing resolution was seconded by Deputy Mayor Jakubowski and **CARRIED.**

**AUTHORIZE ADMINISTRATOR TO ADVERTISE PUBLIC HEARING -  
POLICE REFORM AND REINVENTION COLLABORATIVE**

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

The Administrator is authorized to advertise a public hearing to discuss the Police Reform and Reinvention Collaborative to review and allow discussion about the report that will be sent to Governor Cuomo's office by April 1st. The public hearing will take place on Monday March 8, 2021 at 7:00 PM in the council chambers.

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

**APPROVE CERTIFICATE OF COMPLIANCE WAIVER REFUND**

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

**WHEREAS**, the Code Enforcement Officer has denied the return of \$1,500.00 for the property at 141 Borden Rd. since the 90-day certificate of compliance waiver correction timeframe had expired on October 14, 2020 and the re inspection of the permit that was pulled on 11/5/2020, had failed the inspection the first time on 12/21/2020, the property did not pass inspection until 1/29/2021.

**WHEREAS**, The Village Code for Village of Depew Section 187-24.2 (2) states “person(s) acquiring title: Shall have provided a sum of \$1,500, which shall be held in escrow by the Village of Depew, and which sum shall be returned to the person(s) acquiring title if the corrections are completed within the 90 days’ time

specified in the form of agreement, but which sum shall be forfeited to the Village if corrections are not completed within the 90 days' time specified in the form of agreement”

**WHEREAS**, Renee J. DeBouche who is the person acquiring the title for the property at 141 Borden Rd, Depew, NY 14043 has asked for a refund in the amount of \$1,500.

**THEREFORE, BE IT FURTHER RESOLVED;** the Certificate of Compliance Waiver refund in the amount of \$1,500 for the property at 141 Borden is hereby approved.

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

Trustee Hamernik - Y  
Trustee Voll -Y  
Deputy Mayor Jakubowski - Y  
Mayor Peterson -Y

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

Trustee Voll, 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:

##### **Cayuga Hose #3**

Nicholas Petrick

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

Trustee Hamernik - Y  
Trustee Voll - Y  
Deputy Mayor Jakubowski -Y  
Mayor Peterson -Y

#### **PERMISSION – FIRE DEPARTMENT**

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

**WHEREAS**, Depew Fire Department would like permission for the Fire Department to conduct a forcible entry training session at 6374 Transit Rd, Cheektowaga, NY on Wednesday February 24, 2021 from 6 PM – 10 PM. The Fire Department apparatus will remain in service during the training. All Covid - 19 regulations will be followed.

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

Trustee Hamernik - Y  
Trustee Voll - Y  
Deputy Mayor Jakubowski - Y  
Mayor Peterson - Y

#### **PERMISSION – DEPEW FIRE DEPT**

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

Permission is hereby granted to Aetna Hose to use Southside Fire Station for their Carrubba's Chicken Pit chicken BBQ on Saturday June 5, 2021 from 7:00 AM–10:00 PM. All social distancing measures will be taken in relation to COVID-19.

And

Permission is hereby granted to Aetna Hose Co. to use the Southside Fire Station for their Children's Christmas Party from 10:00 AM – 1:00 PM and Adult Christmas Party from 5:00 PM – 12:00 AM on Saturday December 7, 2021.

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

**EMPLOYMENT APPLICATIONS -** – DPW –Joshua Bialecki, Michael Lyddon Police – Jacob Doyle

**DEPARTMENT HEAD REPORTS –**

FIRE CHIEF'S REPORT VILLAGE BOARD MEETING FEBRUARY 22, 2021

- 1) CURRENT ROSTER: 112 FIREFIGHTERS, 7 EXPLORERS
- 2) FEBRUARY 2021 CALLS TO DATE: 15 YTD CALLS: 28
- 3) YTD DAMAGES: \$0.00
- 4) Make sure that your smoke detectors and carbon monoxide detectors are tested regularly and are in good working order.
- 5) With the extreme cold temperatures lately, residents are asked to remain vigilant when they use their heating devices. Do not leave portable heating devices unattended in your residence, as they could pose a significant fire hazard if they malfunction or are knocked down. Also make sure that your furnace is in good working order, and have it inspected annually. This also goes for fireplaces and wood burning stoves. Ensure the vents and flue are properly positioned so that the products of combustion can properly exit the residence. Ashes should be discarded properly, and never removed from the fireplace when warmer than the ambient temperature of your home. These few steps will ensure that you heat your home in a safe and efficient manner.

Respectfully Submitted,  
Todd J. Rzeszutek Todd J. Rzeszutek Fire Chief

Office to Emergency Management Report:

Village Board Meeting Report February 22nd, 2021

Meetings: Jan 25th– Met with the safety staff at the Cantalician Center. • They have applied for a “Closed Pod” for the COVID vaccine. There are approximately 125 people from their facility that are in need of the vaccine. • They may be willing to host as a public POD on weekends. • They are willing to serve as a Red Cross shelter in the event of a large scale incident.

Feb 12th– American Red Cross • A Team met with OEM to discuss the possibility of having Village Hall as a sanctioned Shelter. • The team surveyed the grounds • Waiting on a final report. • The Red Cross was also advised regarding the Cantalician Center's willingness to make their building available as a sanctioned shelter.

Tasks:

Public Employer Health Emergency Plan- • the final draft of the plan has been completed. • Terry has the copy and will be forwarding it to Union Reps. • Final copy must be posted to the Village Website by April 1st.

Hazard Mitigation Plan • RJ continues to work with the county. • We are waiting on results from the Red Cross....

1B Vaccine List for the County • the list has been sent off to the County. • Waiting on a response and more info. On when the vaccine will be available to us.

Emergency Data Form • Posted to the website. • Contacted our Webhost to determine if “a fillable form” can be imbedded direct on the website. • Village site is outdated.... Best to use Google forms or some other 3rd party program.

Responses:

1/26/21- BNIA Alert 2 Alarm 1

#### POLICE REPORT:

Officer Alec Roberts who the village board hired last month, will complete his field training this week and begin working on his own, he is one to two weeks ahead of schedule and doing well.

This was stated at the pre board and board meeting:

The Village of Depew Police Reform and Reinvention Collaborative will have the final draft done by the end of this week or early next week for the committee to review and then it will be placed onto the village website/ Facebook for the public to view and comment on. We will have the final product to the village board for approval / adoption by mid-March and then send it to Albany by April 1st to comply with the Governor's Executive Order.

And this was for the board meeting:

I would like to thank the men and women of the police department for their continued dedication to the village and for utilizing all the precautions that are keeping us safe in this pandemic. Please continue to keep them and all of our front line workers in your prayers.

I read a section from Capt. Curr's press release from February 5th in regards to larcenies from vehicles.

The single greatest deterrent to these thefts is simply keeping vehicle doors locked and secured when they are parked and left unattended. Additionally, residents should refrain from keeping valuables in their vehicles such as smartphones, tablets, wallets, GPS units, cash/coins, gift cards, etc. If these items must be left in your vehicle be sure they are stored out of sight and lock the vehicle doors. Information we have developed indicates that individuals involved in these thefts are typically “in and out” of the unlocked cars in less than 30 seconds.

I asked for the public to call the station if they see any suspicious activity or if they are victims of a crime that has not been previously reported.

Capt. Norek

Trustee Voll reported on the Recreation department on behalf of Director Ferguson: the rink is fully booked for January and February is quickly filling up as well. They have extended the ice rink season into April to accommodate teams and their schedules. All COVID related precaution is being taken. Everything going very well and summer activities are filling up as well.

DPW Superintendent Pyc is asking all residents to please not snow blow or shovel snow into the street or on sidewalks, also, please be mindful of the fire hydrants and not burying them in snow, that only creates possible problems during emergency situations. A resident offered Kudos to the department, they do a fantastic job!!

Tony Fischione reported on the code enforcement department: He cannot stress the importance of Ken's suggestions. It is the homeowner and businesses who are responsible to clear snow from the sidewalks and not to put it in the street or especially over a fire hydrant.

Attorney Alba said the old land fill solar project is coming together nicely. He's also been contacted by someone who would like to take over/buy out the lease we currently have for our cell towers.

Trustee Hamernik wanted everyone to know that Mathew's Table that is scheduled for Tuesday has been cancelled and replaced by two dates in March. The 9<sup>th</sup> and the 23<sup>rd</sup> will both be Mathew's table days.

Deputy Mayor Jakubowski said it was so nice to see everyone getting involved in the changes to the local law for refuse and recycling. Good work everyone.

Mayor Peterson said that we are moving forward with the concert series this year from June 24<sup>th</sup> through July 5<sup>th</sup>. Founders Days will be held this year as well on the 23<sup>rd</sup> and 24<sup>th</sup> of July. Music and beer tents will be present once again as well.

### **UNFINISHED AND OTHER BUSINESS – N/A**

### **PUBLIC CONCERNS AND COMMENTS**

### **CLAIMS AND ACCOUNTS**

**ON A MOTION BY** Deputy Mayor Jakubowski and seconded by Trustee Hamernik, the following claims are to be paid: \$403,872.26 General, \$245.97 Sewer, \$4,500.00 Capital Projects, \$408,618.23 Capital was **CARRIED**.

### **ADJOURNMENT**

**ON A MOTION BY** Deputy Mayor Jakubowski, seconded by Trustee Hamernik the meeting was adjourned with a moment of silence for Sam – Magistrate Judge, Louie Ziegler Murray – Hose #4 at 7:40 PM. The motion was **CARRIED**.

Respectfully submitted,

Teresa Wachowiak  
Village Administrator