

MEETINGS: 19
NO. OF REGULAR: 19

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
December 28, 2020 7:00PM**

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

ON A MOTION BY, Trustee Hamernik and seconded by Trustee Voll the December 14, 2020 Village Board Minutes were approved.

ON A MOTION BY, Trustee Voll and seconded by Trustee Jakubowski the December 3, 2020 Planning Board Minutes were approved:

1. 5770 Transit Rd, Adela Darwish on behalf of Joe D. Tire & Auto Repair 2 Inc. for approval of a special use permit to operate an auto repair facility in a C-2 zone as per Chapter 260 § 260-27 under the guidelines of Chapter 260 § 260-33(N). Tabled pending submittal of updated parking plans.
2. 4510 Broadway, Tim Arlington of Apex Consulting Survey & Engineering Services, P.C. on behalf of Mark Kolkiewicz for the approval of amended site plan to include five buildings (four 8-unit buildings and one 4-unit building) with associated parking and access driveways. Tabled pending updated site plans with questions from Board addressed.

ACCEPT RETIREMENT – DPW SUPERINTENDENT

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

BE IT RESOLVED, the retirement of Ken Mazurek, Department of Public Works Superintendent effective December 31, 2020 is accepted.

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

Trustee Jakubowski - Y
Trustee Voll - Y
Trustee Hamernik - Y
Trustee Stempniak-LOA
Mayor Peterson – Y

APPOINT DEPUTY MAYOR

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson, do hereby appoint Donald Jakubowski to the position of Deputy Mayor effective December 28, 2020, for the term to expire at noon on the first Monday in April 2021, at no additional salary.

Trustee Jakubowski - Abstain
Trustee Voll - Y
Trustee Hamernik - Y
Trustee Stempniak-LOA
Mayor Peterson – Y

APPOINT PART TIME CODE ENFORCEMENT OFFICER

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

Patrick McNulty

to the position of Part Time Code Enforcement Officer effective January 4, 2021

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

Trustee Jakubowski - Y
Trustee Voll -Y
Trustee Hamernik – Y
Trustee Stempniak -LOA
Mayor Peterson - Y

APPOINT PART TIME CODE ENFORCEMENT OFFICER

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

Drew Ortega

to the position of Part Time Code Enforcement Officer effective January 5, 2021

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

Trustee Jakubowski - Y
Trustee Voll -N
Trustee Hamernik – Y
Trustee Stempniak - LOA
Mayor Peterson -Y

**REORGANIZE AND REPLACE THE DEPEW VOLUNTEER FIRE
DEPARTMENT EXPLORER PROGRAM**

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

WHEREAS, the Board has received a written request from the Depew Volunteer Fire Department to amend its bylaws and reorganize and replace the Junior Explorer Program with the Depew Volunteer Fire Department Junior Firefighter Program; and

WHEREAS, based upon such request of the Depew Volunteer Fire Department and upon the Board of Trustee's finding that the Depew Volunteer Fire Department Junior Firefighter Program has been formed with appropriate proposed amendment to the By-Laws January 1, 2021 and appropriate proposed By-Laws dated January 1, 2021 for sufficient replacement of the Explorer Program;

NOW, THEREFORE, it is hereby

RESOLVED, that the Board of Trustees of the Village of Depew hereby approves the request of the Depew Volunteer Fire Department to reorganize and replace the Junior Explorer Program with the Depew Volunteer Fire Department Junior Firefighter Program effective January 1, 2021.

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

Trustee Jakubowski - Y
Trustee Hamernik -Y
Trustee Voll – N
Trustee Stempniak - LOA
Mayor Peterson – Y

APPOINT SUPERINTENDENT – DPW

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson, do hereby appoint Kenneth Pyc to the position of Department of Public Works Superintendent at a salary of \$70.380 per year.

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

Trustee Jakubowski - Y
Trustee Voll - Y
Trustee Hamernik - Y
Trustee Stempniak – LOA
Mayor Peterson - Y

EMPLOYMENT APPLICATIONS - DPW / REC Charles Moore II

DEPARTMENT HEAD REPORTS – Building - October 2020

Fire Chief's Report Village Board Meeting December 28, 2020

- 1) Current Roster: 110 firefighters, 8 explorers
- 2) December 2020 Calls to Date: 21 YTD 2020 Calls: 341
- 3) YTD Damages: \$57,500
- 4) The Fire Department would like to thank everyone that came out to see us during the Santa Parade. We were very pleased to see so many of our residents coming out of their houses to support us. We made through all but 6 streets in the Village in roughly five hours.
- 5) Our fire stations are still on lockdown due to Covid, except for emergencies and necessary business that needs to be attended to. This will remain the case until further notice.
- 6) Residents are asked to please consider “adopting” a fire hydrant near their home for the rest of the winter, and commit to clearing it of snow after any significant snowfall. Hydrants should be cleared in a 3’ radius around it. Please avoid piling snow up near fire hydrants, and ensure your plow service is not burying the hydrants as well. Firefighters were out last night, this morning, and are currently out right now digging out as many hydrants as possible, but we rely on our residents to do their part to reduce the risk that they could be putting their home and their neighbors’ homes in as well.

Respectfully Submitted,

Todd J. Rzeszutek Todd J. Rzeszutek Fire Chief

UNFINISHED AND OTHER BUSINESS – N/A

PUBLIC CONCERNS AND COMMENTS

Bob Brandon announced that the Senate went into session, which, at this time of year, is very usual, to review the COVID Emergency Eviction Action because they want the initiative to remain in place, rather than to expire at the end of the year. Very important to protect residents during such trying times. On the same note, they are also looking at the provision to protect the landlords that own property to protect them from having to pay late taxes or who may be forced into foreclosure during the pandemic. They too, should be protected. The 3rd part of this session is to address exemptions for senior citizens, the idea is to make it an automatic renewal for anyone who has exemptions to not have to go to a local municipality to request the exemption remain in place. Lastly it is hopeful that anytime someone uses the State to do business, such as the DOH, DMV, etc., they will be able to link that information into the Board of Elections to automatically generate their voter registration.

Liz said the Assemblywoman is sponsoring two bills. One is a moratorium on facial recognition systems. She believes, as do others, that more testing needs to be done to ensure the privacy and safety of our residents. There have been a number of Judge's recusing themselves from cases lately, which leads to the next issue of having them each have written reasons for their recusal request.

PD – see report. Chief Miller wished our new employees, Ken Pyc and Ken Mazurek congratulations.

DPW – Ken wanted to thank all of his staff for their hard work during this past snow event. They did a fantastic job once again! He wishes incoming Superintendent Ken Pyc the best of luck in his new role. Mayor Peterson shared some residents' comments that were posted after the snow was cleared. "Great job by the DPW" and very proud of the Village of Depew!"

Code – Very excited about the hiring of two new PT CEO's. The office was very busy with phone calls, both from residents and commercial businesses about snow and snow removal. The assistance that the two new employees will bring is greatly appreciated and looking forward to getting back to where the department was in 2015!

Fire – Chief wanted to congratulate our new hires, Ken and Ken Pyc!!!! The Santa event went extremely well and it was nice to see so many residents outside when the department went through the Village streets. All but 7 streets were visited in approximately 5 hours! See attached report for the month.

OEM – everyone is working on the mitigation plan, the COVID plan. The masks from both towns were received, as promised.

Legal – Sam wanted to also congratulate everyone mentioned tonight!!!! Go Bills!!!

Trustee Hamernik – Thank you to the fire department for the Santa visit! It was a very nice event! The food trucks will be back, pending weather conditions, from 1/9-10/21. 2nd Saturday of each month.

Trustee Jakubowski thanked the Mayor for his appointment to Deputy Mayor.

Trustee Voll – Congratulations new employees, Ken and Ken Pyc.

Mayor Peterson – we had some issues with refuse pick up from the snow on Saturday, but he was able to get in touch with Modern, who came back out and got around to the residents on the West Side of the Village!

Public Comments included one for looking into the parking on Elmwood. Chief Miller will review and make a recommendation to the board. Thank you to the Mayor for installing the snow fence and welcome Drew and Patrick!!!

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Jakubowski and seconded by Trustee Hamernik, the following claims are to be paid: \$1,256,670.86 General, \$958.00 Sewer, \$361,580.00 Capital Projects, \$1,619,208.86 Capital was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Voll, seconded by Trustee Jakubowski, the meeting was adjourned with a moment of silence for Arthur Hammer, wife of Linda Hammer at 7:56 **PM**. The motion was **CARRIED**.

Respectfully submitted,

Teresa Wachowiak
Village Administrator