

# Village of Depew, NEW YORK

*The Village of Incorporated Dependability*



MEETINGS TO DATE: 12

NO. OF REGULARS: 12

## AGENDA

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

OCTOBER 14, 2014 7:00PM

ROLL CALL: Trustee Hammer  
Trustee Nolder  
Trustee Pecora  
Trustee Kucewicz  
Mayor Hoffman

PLEDGE OF ALLEGIANCE

INVOCATION

NOTIFICATION OF FIRE EXITS

APPROVE VILLAGE BOARD MINUTES SEPTEMBER 22, 2014

ACCEPT ZONING BOARD MINUTES SEPTEMBER 25, 2014 & OCTOBER 14, 2014

APPROVE PLANNING BOARD MINUTES OCTOBER 2, 2014

#### PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Public Hearing Community Development Block Grant Projects – Erie County (Lancaster side only)
2. Adopt/Table Local Law 3 of 2014 – Chapter 187 Revisions
3. Appoint Recreational Attendants Seasonal Winter Programs
4. Move Election Day Due to St. Patrick's Day
5. Authorize Mayor to Sign Municipal Solutions Agreement
6. Authorize Mayor to Sign Change Order Erie County Sidewalk Project
7. Authorize Mayor to Sign Agreement with NYSEG
8. Authorize Administrator to Advertise for Public Hearing – Demolition Property
9. Declare Surplus Property and Authorize Auction
10. Authorize Mayor to Sign Justice Court Grant Application
11. Authorize Mayor to Sign Penflex Service Fee Agreement
12. Authorize Capping of Gas Wells
13. Proclaim October 31, 2014 as Official Trick or Treat Night
14. Authorize Erie County to Install Fire Hydrant Penora
15. Authorize Erie County to Install Fire Hydrant Cloyes
16. Permission Seminar
17. Permission Seminar
18. Permission Fire Dept
19. Permission Membership Fire Dept
20. Tree Trimming/Removal:
21. Employment Applications: Recreation – Robert Burns, Michael Thorton, Ronald Kjeldgaard, Tyler Zak, Brian Brennan, Katelynn Frawley, Corey Zagst, Peter Borgosz, Kevin Fusani, Nicholas Grupp, Steven Fusani ; General – Holly Breister
22. Department Head Reports: Building Dept – Sept 2014
23. Committee Reports:
24. Unfinished and Other Business
25. Public Concerns and Comments
26. Claims and Accounts
27. Adjournment

**ADOPT/TABLE LOCAL LAW #3 OF 2014 – CHAPTER 187 CHANGES**

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

**WHEREAS**, the Board of Trustees of the Village of Depew, New York held a public hearing on September 22, 2014 at 7:00 pm in the Council Chambers of the Municipal Building, 85 Manitou St, Depew, NY to consider the adoption of a local law amending Chapter 187 to put an expiration date on the certificate of compliance and place a 90 day limit on the waiver for the certificate of compliance;

**WHEREAS**, all persons were given an opportunity to speak for or against this local law;  
**NOW THEREFORE, BE IT RESOLVED**, this local law is hereby adopted/tabled.

If adopted, the proposed local law shall read as follows:

**Chapter 187. SEWER USE** (Local Law 3 of 2014 –changes are in bold and underlined)

**Article V. Use of Public Sewers**

§ 187-24.1. Inspection of sanitary discharge mechanisms upon transfer of property.

[Added 12-22-2003 by L.L. No. 6-2003]

No person(s) shall transfer title to another person(s) nor accept from any other person(s) the transfer of title to any structure or parcel of land upon which a structure is located unless and until the Plumbing Inspector or other authorized agent of the Village shall have inspected the sanitary sewer discharge mechanisms on said structure or parcel of land, and a certificate of compliance be issued stating that same is found to be in compliance with the provisions of this chapter, specifically Article V, § 187-24, restricting the discharge of unpolluted waters into the public sanitary sewer collection system. **Certificate shall expire after 60 days of issuance**. This section shall not apply to transfers of property by gift, intestacy or testamentary disposition, transfers pursuant to the Federal Bankruptcy Act, transfers for which consideration is \$1 and no more, and transfers in connection with a partition.

§ 187-24.2. Waiver of certificate of compliance for inspection of sanitary sewer discharge mechanisms upon transfer of property.

[Added 12-22-2003 by L.L. No. 6-2003]

**A.**  
The Plumbing Inspector or other authorized agent of the Village may temporarily waive the requirement of a certificate of compliance as a prerequisite to transfer of title, as specified in § 187-24.1, provided that the person(s) acquiring title:

**(1)**  
Shall have filed with the Building Department a signed form of agreement issued by the Plumbing Inspector or other authorized agent(s) of the Village to correct deficiencies listed on

the signed inspection form/notice of violation within the period of 90 days time set forth in the form of agreement; and

(2)

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.

B.

In the event that corrections are not completed within the 90 days time specified in the written form of agreement, the temporary waiver shall immediately expire and the person(s) acquiring title shall be subject to the penalties prescribed in Article VIII hereof.

Effective date: This local law shall take effect immediately upon filing with the Secretary of State.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014  
Agenda Item #2  
\_\_Approved \_\_Denied

**EXHIBIT A**

**EAF and Negative Declaration**

617.20  
**Appendix B**  
**Short Environmental Assessment Form**

**Instructions for Completing**

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 - Project and Sponsor Information</b>			
Village of Depew			
Name of Action or Project: Local Law 3 of 2014 - Chapter 187 Amendments			
Project Location (describe, and attach a location map): Entire Village			
Brief Description of Proposed Action: Changes made to Chapter 187 adding a 60 day expiration to the Certificate of Compliance, 90 days to complete deficiencies and 90 day expiration on the Waiver for the Certificate of Compliance.			
Name of Applicant or Sponsor: Steven Hoffman		Telephone: 716-681-4396	
		E-Mail: shoffman@villageofdepew.org	
Address: 85 Manitou St			
City/PO: Depew		State: NY	Zip Code: 14043
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input type="checkbox"/>
3.a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted-use under the zoning regulations?	<b>NO</b>	<b>YES</b>	<b>N/A</b>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?  If No, describe method for providing potable water: _____	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?  If No, describe method for providing wastewater treatment: _____	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	<input type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input type="checkbox"/> NO <input type="checkbox"/> YES	<b>NO</b>	<b>YES</b>	
	<input type="checkbox"/>	<input type="checkbox"/>	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____ _____	<input type="checkbox"/> NO <input type="checkbox"/> YES		

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input type="checkbox"/>	<input type="checkbox"/>
<b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor name: <u>Steven Hoffman</u>		Date: <u>10/14/14</u>
Signature: _____		

**Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2.** Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3.** For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Impact will be minimal. The certificates are already required this just puts an expiration date on them so they are current when the property transfers.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
Village of Depew	10/14/14
Name of Lead Agency	Date
Steven Hoffman	Mayor
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

**PRINT**



State Environmental Quality Review  
**NEGATIVE DECLARATION**  
 Notice of Determination of Non-Significance

Project Number LL 3 of 2014

Date: 10/14/14

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Village of Depew as lead agency, has determined that the proposed action described below will not have a significant adverse environmental impact and a Draft Impact Statement will not be prepared.

**Name of Action:**

Local Law 3 of 2014 - Changes to Chapter 187 Sewer Use of Village Code

**SEQR Status:** Type 1   
 Unlisted

**Conditioned Negative Declaration:**  Yes  
 No

**Description of Action:**

To add expiration dates to Chapter 187. Specifically - under Section 187-24.1 - Inspection of sanitary discharge mechanisms upon transfer of property the following will be added: After the first sentence ending public sanitary sewer collection system. "Certificate shall expire after 60 days of issuance." Under Section 187-24.2 A1 - after form/notice of violation within the period of "90 days" time set forth... Under Section 187-24.2 A2 - after the corrections are completed with 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... Under Section 187-24.2 B - in the event that corrections are not completed within the "90 days" time specified..

**Location:** (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

Entire Village

**Reasons Supporting This Determination:**

(See 617.7(a)-(c) for requirements of this determination ; see 617.7(d) for Conditioned Negative Declaration)

Certificates were being obtained and not submitted to years later and prior certificates were given in error by the prior Plumbing Inspecting leaving the Village in a liability situation. This code change will rectify that liability.

**If Conditioned Negative Declaration**, provide on attachment the specific mitigation measures imposed, and identify comment period (not less than 30 days from date of publication in the ENB)

**For Further Information:**

Contact Person: Steven Hoffman

Address: 85 Manitou St Depew NY 14043

Telephone Number: 716-681-4396

**For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is sent to:**

Chief Executive Officer , Town / City / Village of

Other involved agencies (If any)

Applicant (If any)

Environmental Notice Bulletin, 625 Broadway, Albany NY, 12233-1750 (Type One Actions only)

**EXHIBIT B**

**Local Law**

# Chapter 187. SEWER USE (Local Law 3 of 2014 –changes are in bold and underlined)

## Article V. Use of Public Sewers

§ 187-24.1. Inspection of sanitary discharge mechanisms upon transfer of property.

[Added 12-22-2003 by L.L. No. 6-2003]

No person(s) shall transfer title to another person(s) nor accept from any other person(s) the transfer of title to any structure or parcel of land upon which a structure is located unless and until the Plumbing Inspector or other authorized agent of the Village shall have inspected the sanitary sewer discharge mechanisms on said structure or parcel of land, and a certificate of compliance be issued stating that same is found to be in compliance with the provisions of this chapter, specifically Article V, § 187-24, restricting the discharge of unpolluted waters into the public sanitary sewer collection system. **Certificate shall expire after 60 days of issuance.** This section shall not apply to transfers of property by gift, intestacy or testamentary disposition, transfers pursuant to the Federal Bankruptcy Act, transfers for which consideration is \$1 and no more, and transfers in connection with a partition.

§ 187-24.2. Waiver of certificate of compliance for inspection of sanitary sewer discharge mechanisms upon transfer of property.

[Added 12-22-2003 by L.L. No. 6-2003]

A.

The Plumbing Inspector or other authorized agent of the Village may temporarily waive the requirement of a certificate of compliance as a prerequisite to transfer of title, as specified in § 187-24.1, provided that the person(s) acquiring title:

(1)

Shall have filed with the Building Department a signed form of agreement issued by the Plumbing Inspector or other authorized agent(s) of the Village to correct deficiencies listed on the signed inspection form/notice of violation within the period of **90 days** time set forth in the form of agreement; and

(2)

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.

B.

In the event that corrections are not completed within the **90 days** time specified in the written form of agreement, the temporary waiver shall immediately expire and the person(s) acquiring title shall be subject to the penalties prescribed in Article VIII hereof.

RESOLUTION

OCTOBER 14, 2014

**APPOINT RECREATION ATTENDANTS PT- WINTER PROGRAMS**

Pursuant to Section 4-400 of Village Law, I Mayor Steven P Hoffman, hereby appoint the following as Recreation Attendants PT (Rink Guards & Ice Rink Cashiers) effective immediately at a salary of \$8.00 per hour:

Ronald Kjeldgaard 90 Forestview Dr Depew  
Tyler Zak 49 Harvest Lane Depew  
Brian Brennan 40 Frantzen Terrace Cheektowaga  
Katelynn Frawley 336 River St Depew  
Robert Burns 36 Riffel Terrace Cheektowaga  
Michael Thorton 35 Geile Ave Depew  
Kevin Fusani 343 Canton Depew  
Steven Fusani 343 Canton Depew  
Peter Borgosz 4979 Broadway Depew  
Nicholas Grupp 36 Irondale Depew  
Cory Zagst 42 Bory Depew

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

Trustee Kucewicz –  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman –

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #3

Approved  Denied

RESOLUTION

OCTOBER 14, 2014

**MOVE ELECTION DAY DUE TO ST. PATRICK'S DAY**

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

**BE IT RESOLVED**, that pursuant to Election Law § 15-104(a) the Village Board approves moving the Village Election Day to Wednesday March 18, 2015 instead of Tuesday March 17<sup>th</sup> because St. Patrick's Day falls on the normal election day of March 17<sup>th</sup>.

The election's political calendar continues to be computed from the third Tuesday of March.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #4

\_\_Approved \_\_Denied

**AUTHORIZE MAYOR TO SIGN MUNICIPAL SOLUTIONS AGREEMENT**

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

**NOW THEREFORE BE IT RESOLVED**, that Mayor Steven Hoffman, is authorized to sign the agreement with Municipal Solutions regarding the Continuing Disclosure Agreement in regards to required reporting pursuant to the provisions of Securities and Exchange Commission SEC Rule 15c2-12.

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

- Trustee Kucewicz -
- Trustee Pecora -
- Trustee Hammer -
- Trustee Nolder -
- Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014  
Agenda  
Item #5  
  
\_\_Approved \_\_ Denied

RESOLUTION

OCTOBER 14, 2014

**AUTHORIZE MAYOR TO SIGN CHANGE ORDER EC SIDEWALK PROJECT**

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

**BE IT RESOLVED**, the Change Order #1 in the amount of \$45,000 for Sunshine Concrete Co. Inc is approved by CRA Infrastructure & Engineering and Mayor Hoffman is authorized to sign the change order.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #6

Approved  Denied



**AUTHORIZE MAYOR TO SIGN AGREEMENT WITH NYSEG**

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

**NOW THEREFORE BE IT RESOLVED**, that Mayor Steven Hoffman, is authorized to sign the agreement with NYSEG regarding street lights.

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

- Trustee Kucewicz -
- Trustee Pecora -
- Trustee Hammer -
- Trustee Nolder -
- Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014  
Agenda  
Item #7  
\_\_Approved \_\_ Denied

RESOLUTION

OCTOBER 14, 2014

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR PUBLIC HEARING –  
DEMOLITION PROPERTY**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to advertise for a public hearing to be held on October 27, 2014 at 7:00 pm in regards to the unsafe building conditions, per Chapter 81 of the Village Code, with respect to the structure located at 3322 Walden Ave. A notice will be sent to the owner of record of each property as required per this chapter. The structure have been deemed unsafe per the Code Enforcement Officer and the Village Board. Any incurred costs to the Village will be levied onto the Village tax bill for each parcel.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer –  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #8  
\_\_Approved \_\_ Denied

RESOLUTION

OCTOBER 14, 2014

**DECLARE SURPLUS PROPERTY & AUTHORIZE AUCTION**

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

**BE IT RESOLVED**, the Police Department has three police cars and the Building Department has one vehicle that are surplus vehicles and need to be auctioned off due to each department receiving replacement vehicles in the near future. Auctions International is authorized to auction off the equipment in the next 90 days.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer --  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

**Agenda Item #9**

  Approved   Denied

**AUTHORIZE MAYOR TO SIGN JUSTICE COURT GRANT APPLICATION**

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

**WHEREAS**, the State of New York Unified Court System is offering a Justice Court Assistance Program with grants available up to \$30,000 and Judge Willis would like to apply for this program,

**BE IT RESOLVED**, Mayor Steven Hoffman and the Board of Trustees hereby approve this application and Mayor Steven Hoffman is authorized to sign the Justice Court Assistance Program Grant Application.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item # 10

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

RESOLUTION

OCTOBER 14, 2014

**AUTHORIZE MAYOR TO SIGN PENFLEX SERVICE FEE AGREEMENT**

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

**BE IT RESOLVED**, that Mayor Steven Hoffman, is authorized to sign the Service Fee Agreement with Penflex to administer the Depew Fire Department Service Award Program in the amount of \$7395 for the year Nov 2014 – Oct 2015.

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

- Trustee Kucewicz -
- Trustee Pecora -
- Trustee Hammer –
- Trustee Nolder -
- Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

**Agenda Item #11**

\_\_\_Approved \_\_\_ Denied

**AUTHORIZE CAPPING OF GAS WELLS**

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

**WHEREAS**, the Village owns three gas wells at three locations in the Village (DPW, Rec and Village Hall) and the wells have not produced any gas for the Village in many years;

**WHEREAS**, the Department of Conservation (DEC) is requesting that the wells be capped;

**WHEREAS**, the Village Administrator has solicited proposals from three vendors for the capping of the wells and this type of work is restricted to a few authorized companies and only one vendor has submitted proposals for the capping of the wells;

**NOW THEREFORE BE IT RESOLVED**, that Marilyn's Motors' proposals for the capping of wells numbered 02920392, 29-19969 and 029-2017 in the amount of \$\$67,500 be accepted and the Mayor is authorized to sign any necessary paperwork to facilitate the capping of these wells according to DEC standards.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014  
Agenda  
Item #12  
\_\_Approved \_\_ Denied

RESOLUTION

OCTOBER 14, 2014

**PROCLAIM OCTOBER 31, 2014 AS OFFICIAL TRICK OR TREAT NIGHT**

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

**BE IT RESOLVED**, the Official Trick or Treat Night in the Village of Depew, in conjunction with the Town and of Lancaster and the Town of Cheektowaga, is hereby designated as Friday, October 31, 2014 between the hours of 6:00 PM – 8:30 PM.

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

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

**Agenda Item # 13**

Approved  Denied

**AUTHORIZE ERIE COUNTY WATER AUTHORITY TO INSTALL FIRE  
HYDRANT-PENORA ST**

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

**BE IT RESOLVED**, the Village of Depew authorizes the Erie County Water Authority to install a new fire hydrant on Penora St (just north of the creek crossing and south of 5087 Broadway) due to the Erie County Highway Department Project of Penora St Road and Bridge Reconstruction Phase III. See attached map for location of hydrant;

**BE IT FURTHER RESOLVED**, that Erie County Water Authority will incur the cost for the installation of the hydrant and the Village of Depew will pay the annual maintenance fee for the hydrant.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

**Agenda Item # 14**

Approved  Denied





**AUTHORIZE ERIE COUNTY WATER AUTHORITY TO INSTALL FIRE  
HYDRANT-CLOYES AVE**

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

**BE IT RESOLVED**, the Village of Depew authorizes the Erie County Water Authority to install a new fire hydrant on Cloyes Ave due to a new water main extension being installed on Cloyes from Penora. See attached map for location of hydrant;

**BE IT FURTHER RESOLVED**, that Erie County Water Authority will incur the cost for the installation of the hydrant and the Village of Depew will pay the annual maintenance fee for the hydrant.

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

Trustee Kucewicz -  
Trustee Pecora -  
Trustee Hammer --  
Trustee Nolder -  
Mayor Hoffman -

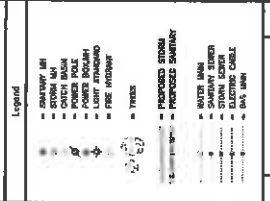
VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

**Agenda Item # 15**

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

CLOYES AVE HYDRAST

- General Notes**
1. WATER MAIN MATERIALS TO BE PROVIDED BY THE FINE COUNTY WATER AUTHORITY.
  2. ALL WORK SHALL BE PERFORMED IN ACCORDANCE WITH THE FINE COUNTY WATER AUTHORITY STANDARD SPECIFICATIONS AND DETAILS (REVISED).
  3. WATER MAINS SHALL BE TESTED AND ACCEPTED BY THE FINE COUNTY WATER AUTHORITY STANDARD PRACTICES. THE TEST METHOD IS NOT ALLOWED.
  4. MANHOLES SHALL BE INSTALLED AT 120' MAXIMUM INTERVALS.
  5. ALL LOW WATER MAINS SHALL HAVE THE INSTANT SCHEDULE.



No.	Revisions/Notes	Date

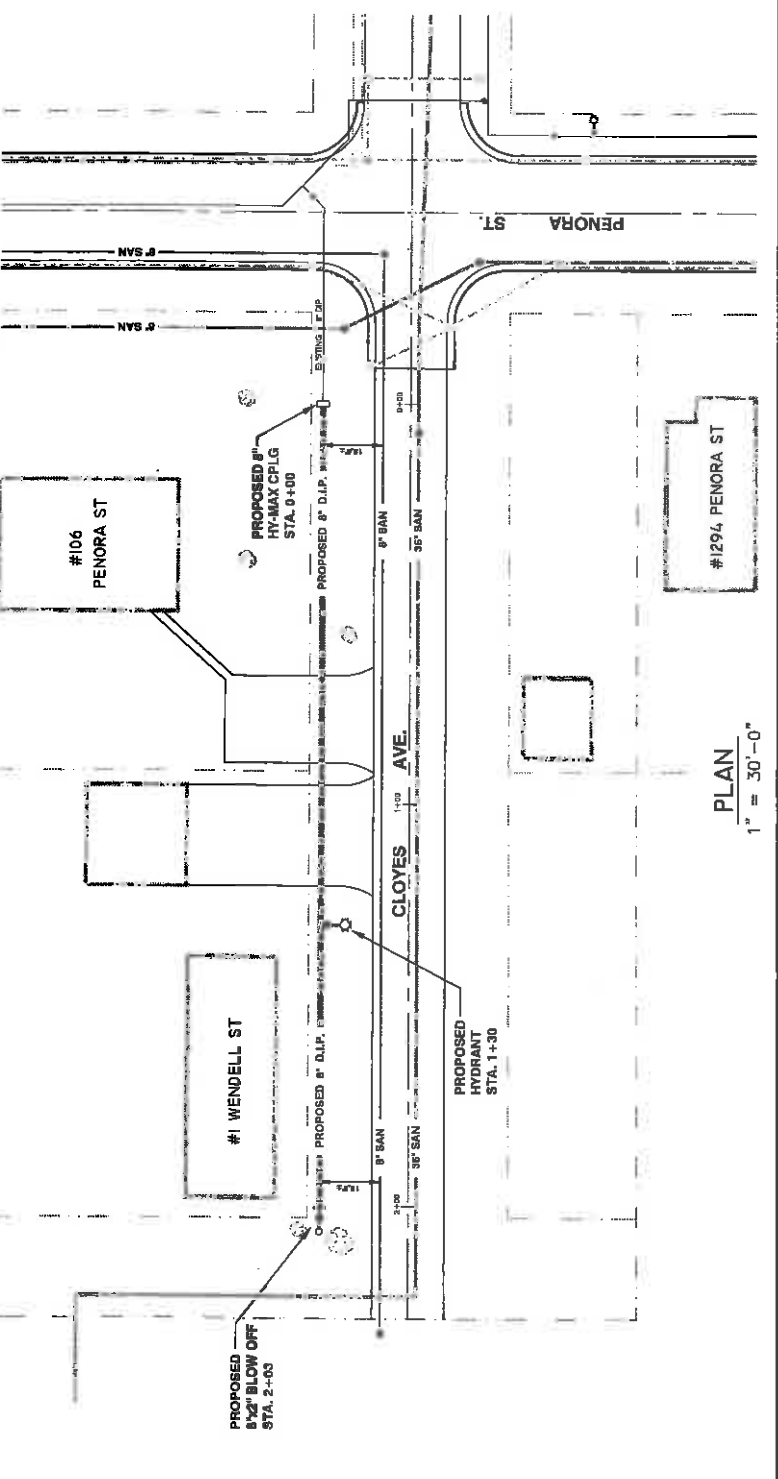
300 UNION RD., CHEERTONAGA NY

Project Name: 2015-15-010000  
 Date: JULY 18 2014  
 Scale: 1" = 30'-0"

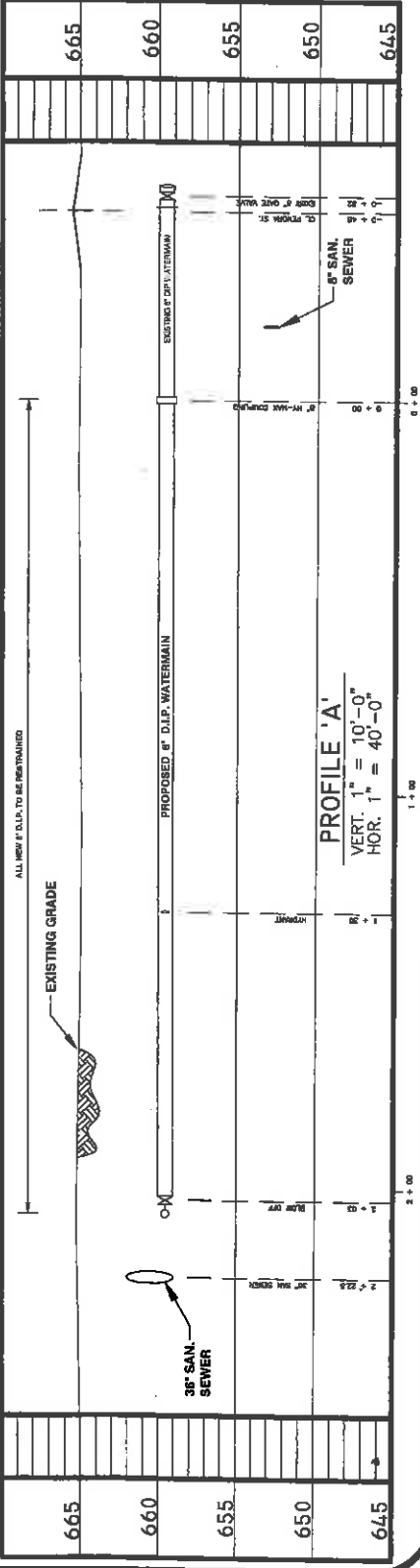
Scale of P.D.P. FOR BARRIUM DISTRICT AND TOWN OF CHEERTONAGA NY

Sheet: W-1

Drawn By: A. HARRISON  
 Checked By: [Blank]  
 Project No: 2015-15-010000



PLAN  
1" = 30'-0"



RESOLUTION

OCTOBER 14, 2014

**PERMISSION – SEMINAR**

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

Permission is hereby granted to Matt Fischione to attend the Stormwater Management Conference on October 23, 2104 at the Holiday Valley Lodge, Ellicottville, NY from 8 am until 3:15 pm. Use of a village vehicle is authorized.

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

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

**Agenda Item #16**

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

RESOLUTION

OCTOBER 14, 2014

**PERMISSION SEMINAR**

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

Permission is hereby granted to Liz Melock to attend the NYCOM Funding Opportunities for Water & Wastewater Infrastructure Seminar in Rochester at the Doubletree Rochester, 111 Jefferson Rd, Rochester on Thursday October 16, 2014 from 8:45 am until 12:30 pm. The cost of the seminar is \$85.00.

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

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #17

Approved  Denied

RESOLUTION

OCTOBER 14, 2014

**PERMISSION – DEPEW FIRE DEPT**

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

Permission is hereby granted to Cayuga Hose Co No 3 to use the Southside Fire Station on February 21, 2015 from 8 pm until midnight. The Firehall will be used for their fundraiser. Alcohol will be served.

AND

Permission is hereby granted for the Depew Fire Department to use Engine 1, Engine 3, Old Engine 21, Engine 4, Old Engine 41 and Ladder 5 on Saturday November 29, 2014 for the Village of Lancaster Christmas Parade.

AND

Permission is hereby granted to Depew Hook and Ladder to use the Southside Fire Hall for their Annual Christmas Party on Saturday January 10, 2015 from 6 pm till 1a.m.

AND

Permission is hereby granted to Depew Hook and Ladder to use the Southside Fire hall for their Annual Tool Raffle on Saturday February 14, 2015 from noon till 5 pm.

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

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #18  
\_Approved \_ Denied

RESOLUTION

OCTOBER 14, 2014

**PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT**

Trustee \_\_\_\_\_, 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:

**DEPEW HOOK & LADDER**

Elijah Johnson 18 Main St Depew, NY

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

Trustee Kucewicz-  
Trustee Pecora -  
Trustee Hammer -  
Trustee Nolder -  
Mayor Hoffman -

VILLAGE OF DEPEW  
BOARD MEETING  
OCTOBER 14, 2014

Agenda Item #19  
\_\_Approved \_\_ Denied