

MEETINGS TO DATE 11
NO. OF REGULARS: 10

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
SEPTEMBER 24, 2012**

ROLL CALL: Trustee Nolder
Trustee Nolder
Trustee Pecora
Trustee Nikonowicz
Mayor Hoffman

ON A MOTION BY, Trustee Pecora, and seconded by Trustee Hammer, the September 10, 2012 Village Board Minutes were approved.

ON A MOTION BY, Trustee Nolder, and seconded by Trustee Nikonowicz, the September 17, 2012 Village Board Minutes were approved.

PUBLIC COMMENT AGENDA ITEMS ONLY:

None

AUTHORIZE MAYOR TO SIGN JUSTICE COURT GRANT APPLICATION

Trustee Nolder, 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 P. Hoffman and the Board of Trustees hereby approve this application and Mayor Steven P. Hoffman is authorized to sign the 2012-2013 Justice Court Assistance Program Grant Application.

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

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR A PUBLIC HEARING –
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING**

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a Public Hearing regarding Federal Community Development Block Grant Funding Projects in the Village of Depew to be held on Tuesday October 9, 2012 at 7:30 pm.

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

PROCLAIM OCTOBER 31, 2012 AS OFFICIAL TRICK OR TREAT NIGHT

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

BE IT RESOLVED, upon recommendation of the Chief of Police, 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 Wednesday, October 31, 2012 between the hours of 6:00 PM – 8:30 PM.

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

**VILLAGE OF DEPEW
SEPTEMBER 24, 2012**

PERMISSION – DEPEW HIGH SCHOOL BONFIRE

Trustee Nikonowicz, 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 Tuesday October 9, 2012 at 7:30 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 at 6:00 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 Hammer, and **CARRIED**.

PERMISSION – DEPEW HIGH SCHOOL MOTORCADE

Trustee Nolder, 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 12, 2012 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 12, 2012.

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

PERMISSION SEMINAR

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

Permission is hereby granted to Liz Melock to attend the NYCOM 2012 Public Works Conference from Oct 22-24 at Canandaigua Inn on the Lake. The cost of the seminar and hotel is \$715.00

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

PERMISSION SEMINAR

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

Permission is hereby granted to Jacki Federowicz & Karen Tedesco to attend the Town & Village Court Clerks Fall Training on November 9, 2012 from 9 am until 3 pm in Buffalo. Use of a village vehicle is authorized.

And

Permission is hereby granted to Judge Willis, Jacki Federowicz, Karen Tedesco and Dawn Gauthier to attend the Erie County Magistrates' Association & EC Town & Village Clerks' Association

**VILLAGE OF DEPEW
SEPTEMBER 24, 2012**

training on Saturday September 22, 2012 at 9am at the Cheektowaga Town Court. Use of a village vehicle is authorized.

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

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Nikonowicz, 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:

WEST END HOSE

Nicholas Verpa 386 South Creek Dr Depew NY 14043

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

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

TREE/TRIMMING REMOVAL:

EMPLOYMENT APPLICATIONS: Recreation – Matthew Green, DPW – Timothy Corkill, Michael Ruffino

DEPARTMENT HEAD REPORTS: None

REPORT OF THE VILLAGE ATTORNEY

Public hearings next meeting, in reim properties working with EC Leg. on them.

REPORT OF THE VILLAGE ENGINEER

No Report

COMMITTEE REPORTS:

None

UNFINISHED AND OTHER BUSINESS –

APPOINT COURT OFFICER PT

Pursuant to Section 4-400 of Village Law, I Mayor Steven P. Hoffman, do hereby appoint John Safy, 90 Werkley Rd, Tonawanda NY 14150 to the position of Court Officer, effective September 26, 2012, at a salary of \$13.40 per hour. This appointment is from Exam No.061168, Civil Service List established January 28, 2010.

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

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

PUBLIC CONCERNS AND COMMENTS –

Joan Priebe – 15 Howard – construction on Lee and Howard. She read letter (attached) to Sicar regarding issues with her water lines. She wants Sicar to pay her plumbing bill of \$190 or she will take them to small claims court.

VILLAGE OF DEPEW
SEPTEMBER 24, 2012

She also stated she had a manhole in her yard and now it is gone. Trustee Pecora asked if she was the only one having issues? Joan explained the other people were home turning their water on and off and she was out of town. Dave Burkhardt – 5 Autumn Lee – Cheektowaga is getting totes. Wanted to know if Depew is getting them. Mayor said they are looking into it and probably yes. Mr. Burkhardt wanted to make sure Cheektowaga was not using Depew residents money to pay for the totes and if there was going to be an open discussion on the totes. Trustee Nolder said Supervisor Holtz said the funds were not coming out of any money that the Village residents pay into.

Mayor Hoffman stated that we are not that far in the process to have public forums on the totes.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Pecora, seconded by Trustee Nolder, the following claims are to be paid: General \$271,314.88 Sewer \$811.11, Community Development \$1,935.00, Sewer Fund \$47,868.21, the motion was **CARRIED**.

ADJOURNMENT-

ON A MOTION BY Trustee Nikonowicz, seconded by Trustee Hammer, the meeting was adjourned at 7:15 pm. The motion was **CARRIED**.

Respectfully submitted,



Elizabeth C. Melock
Village Administrator

15 Howard Lane
Depew, NY 14043
September 19, 2012

Sicar Management & Construction, Inc.
1128 Jamison Road
Elma, NY 14059

Attn: Mr. Jim Caradori

Dear Sir:

Please consider this letter as a Formal Claim against your company for plumbing charges of \$190.00 due to your construction operation in front of my house located at 15 Howard Lane, Depew, NY.

On August 29, 2012, I was deployed by the American Red Cross to assist them due to Hurricane Isaac in the state of Louisiana. When I left that morning, I took a shower, flushed the toilet and brushed my teeth. All my plumbing worked properly and there was no construction in front of my house at that time.

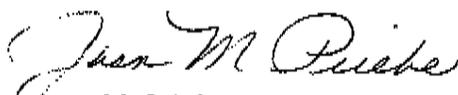
I returned home on September 11, 2012 at 11:30 p.m. to find that I had no water pressure in my bathroom and the rest of my home had low water pressure. The toilet took 15 minutes to refill the tank, the stream of water coming from the faucet was hardly enough to brush my teeth and I could not take a shower unless I wanted to get scalded.

I called the Erie County Water Authority on September 12th, they sent their employees Ken and Al at 9:00 a.m. on the 13th. They cleaned out my water meter but the water pressure was still not corrected. They suggested that I call a plumber and clean out all the faucet strainers, which I did. The plumber came out and did restore my water pressure. Two men worked for 2 hours.

The bottom line is, I left my house and I had water pressure. I returned 2 weeks later and my driveway is torn up, my lawn is destroyed, I have a \$190.00 plumbing bill and no one claims responsibility. I know I did not cause the problem and all I want is to be reimbursed for the plumbing.

Please respond to this letter as soon as possible. If I do not received reimbursement, I will pursue this matter in Small Claims Court and also contact the media to ask for their assistance.

Yours truly,


Joan M. Priebe

cc: Erie County Water
Tony Allusi
Village of Depew
Kurt Kempa, Engineer

INVOICE

837645

SOLD TO		SHIP TO	
3244 Pwiers		Robney Bish Plumber	
ADDRESS		ADDRESS	
15 Howard Lane		6862 Chaffee Cir	
CITY, STATE, ZIP		CITY, STATE, ZIP	
Derby, NY		Derby, NY	
CUSTOMER ORDER NO.	SOLD BY	TERMS	FOB
			548-1970
ORDERED	SHIPPED	DESCRIPTION	DATE
			9-13-12
		Cleaned Silliment from	Driller
		all valves in Bathroom	
		valves, faucets & toilets	9/13/12
		Replaced PULLMASTER in	
		Master Bedroom Bath. Also	
		Replaced mold cartridge	
		MATERIALS	42005
		2 HRS. LABOR	15000
		TOTAL	19200