

MEETINGS TO DATE 11
NO. OF REGULARS: 10

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
SEPT 26, 2011**

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

ON A MOTION BY, Trustee Pecora, and seconded by Trustee Nolder, the September 12, 2011 Village Board Minutes were approved.

PUBLIC COMMENT – AGENDA ITEMS ONLY

Joan Priebe – 15 Howard – Clerk Typist position – what department, where is the property transfer – informed behind Vanderbilt, What are the seminars – informed for court personnel to go and the Supr to go to the Public Works school.

PUBLIC HEARING LOCAL LAW #7 OF 2011 – DEFINING BLIGHTED AREA

Village Administrator read the legal notice regarding the public hearing for Local Law #7– Defining Blighted Area and Mayor Hoffman opened the hearing.

Copies of the local law were with each agenda.

Public Comments - None

ON A MOTION BY, Trustee Hammer, seconded by Trustee Nikonowicz the public hearing was closed at 7:31 pm.

ADOPT LOCAL LAW #7 OF 2011 – DEFINING BLIGHTED AREA

Trustee Nikonowicz, 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 26, 2011 at 7:30 pm in the Council Chambers of the Municipal Building, 85 Manitou St, Depew, NY to consider the adoption of a local law which would define a blighted area as follows:

“A Blighted Area” shall include any populous area identifiable by an impoverished condition containing a substantial number of deteriorated or deteriorating buildings, or the public improvements, taken as a whole, are in general state of deterioration.

For purposes of this section, “deteriorate” shall refer to a condition by which the physical condition or infrastructure of a building is in a state of decay or disrepair.

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.

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

PUBLIC HEARING COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS

Village Administrator read the legal notice regarding the public hearing for Community Development Block Grant Projects and Mayor Hoffman opened the hearing.

Public comments

Joan Priebe 15 Howard Lane – what projects

Paul Sprada – 58 Argus – Sewers on Transit are a mess. Wants the DI repaired under the bridge. Curt Krempa informed him that we can’t use this money for that area and the state is responsible. Mayor told him we would inform the state.

ON A MOTION BY, Trustee Hammer, seconded by Trustee Nikonowicz the public hearing was closed at 7:34 pm.

VILLAGE OF DEPEW
September 26, 2011

APPOINT CLERK TYPIST

Pursuant to Section 4-400 of Village Law, I Mayor Steven Hoffman, do hereby appoint Dawn Gauthier, 42 Dartmouth Dr, Depew, NY 14043, to the position of Clerk Typist, effective October 11, 2011 from Civil Service Exam # 041308, list established October 5, 2009 at a salary of \$27,892.75 per year.

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

APPOINT RECREATION TEMPORARY SEASONAL EMPLOYEES

Pursuant to Section 4-400 of Village Law, I Mayor Steven Hoffman, hereby appoint the following:

(List Attached)

to the Winter Recreation Program, at salaries as stipulated in the budget.

The appointments were acted upon in the following manner by the Board of Trustees:

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

Rink Guards:

1. Mark Williams
2. Eben Borkowski
3. Chris Crawford
4. Matt Green
5. Sarah Kowalski
6. Andrew Tonsoline
7. Joe Giumpa
8. Michael Fusani
9. Brandon Kuczmarksi
10. Abby Heltman
11. Danny Giumpa

Ticket Takers:

1. Christina Moore
2. Lauren Lubecki
3. Katrina Lubecki

Laborer Pt:

1. Dave Balus – as replacement only for Mark Lubera while he is unable to work due to comp injury with Town of Lancaster.

AUTHORIZE TRANSFER OF PROPERTY & MAYOR TO SIGN QUIT CLAIM

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

WHEREAS, the County of Erie Sewer District No. 4, 95 Franklin St Buffalo NY 14202 needs a vacant land parcel at 103.12-12-1 (Vanderbilt Ave) that is Village owned to complete the Vanderbilt Pump Station project

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BE IT RESOLVED, Mayor Steven Hoffman is authorized to the quit claim deed, after approval by the Village Attorney, and transfer this property to Erie County at no cost.

The following resolution was seconded by Trustee Pecora, 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 MAYOR TO SIGN SUBRECIPIENT AGREEMENT WITH TOWN OF CHEEKTOWAGA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

WHEREAS, the Village Board of the Village of Depew desires to enter into a subrecipient agreement with the Town of Cheektowaga for the 2011-2012 Community Development Block Grant for the following projects totaling \$87,700:

Public Safety – Police Foot Details - \$41,000
Senior Center Van Driver - \$11,000
Senior Services Center Support Staff - \$11,000
Sidewalk Replacement - \$24,700

WHEREAS, the Village Board of the Village of Depew deems it in the public interest to authorize the Mayor of the Village of Depew to execute the sub recipient agreement with the Town of Cheektowaga;

NOW, THEREFORE BE IT RESOLVED, that the Village Board of the Village of Depew hereby authorizes Mayor Steven Hoffman to execute the sub recipient agreement with the Town of Cheektowaga for the 2011-2012 Community Development Block Grants.

BE IT FURTHER RESOLVED, that the Village Administrator forward a certified copy of this resolution to Cheektowaga Community Development Director.

The following 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

AUTHORIZE MAYOR TO SIGN VERIZON GPS PROPOSAL

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

WHEREAS, the Village of Depew is looking to make increase productivity and reduce costs were possible;

BE IT RESOLVED, Mayor Steven Hoffman is authorized to sign the Verizon Wireless 2410 Walden Ave Buffalo NY 14225 proposal for GPS devices to be installed in every village vehicle. The state bid monthly contract cost is estimated at \$2,016.76 with a onetime GPS lockbox purchase price of \$6,759.26. Annual savings in gas consumption and productivity should pay for the program.

The following 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

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Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

AWARD BID – 2011 SIDEWALK REPLACEMENT PROJECT

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

BE IT RESOLVED, that upon the recommendation of Nussbaumer & Clarke, and subject to the approval of the Cheektowaga Community Development Director the bid for the 2011 Cheektowaga Community Development Sidewalks Project in the bid amount of \$39,710.00 be awarded to:

Campobello Construction Co, Inc.
23 Stratford Road
Buffalo, NY 14216

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

MODIFY 2011/2012 BUDGET –AUCTION PROCEEDS

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

WHEREAS, the Village of Depew has received \$17,385 from Auctions International 808 Borden Rd Buffalo NY 14227 for funds received from auctioned vehicles;

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2011/2012 Budget in the following manner:

A510	Estimated Revenue	
	Sub Account 010. 2655 Minor Sales	\$17,385
A960	Appropriations	
	Sub Account 7265.453 – Ice Rink – Repairs to Equipment	\$4,850
	Sub Account 5110.481 – Streets – Black top & Stone	\$7,650
	Sub Account 3410.451 Fire Dept – Auto Repairs	\$4,975

The following resolution was seconded by Trustee Pecora, 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

MODIFY 2011/2012 BUDGET –SCRAP \$

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

WHEREAS, the Village of Depew has received \$628.05 from Metalico Buffalo Inc 127 Fillmore Ave Buffalo NY 14240-6601 for funds received from scrap materials;

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2011/2012 Budget in the following manner:

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A510	Estimated Revenue	
	Sub Account 010. 2655 Minor Sales	\$628.05
A960	Appropriations	
	Sub Account 5110.481 – Black Top & Stone	\$628.05

The following resolution was seconded by Trustee Pecora, 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

PERMISSION – DEPEW HIGH SCHOOL BONFIRE

Trustee Hammer, 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 11, 2011 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 Nolder, and **CARRIED**.

PERMISSION – DEPEW HIGH SCHOOL MOTORCADE

Trustee Pecora, 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 14, 2011 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 14, 2011.

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

PERMISSION SEMINAR

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

Permission is hereby granted to Jacki Federowicz and Karen Tedesco to attend a webcast on Tuesday October 11th from 6:30 pm until 8:45 pm at the Erie County District Office Buffalo NY.

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

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PERMISSION SEMINAR

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

Permission is hereby granted to Chris Juliano, DPW Superintendent to attend the NYCOM Public Works Training School on October 24-27, 2011 at the Holiday Inn in Saratoga Springs. The cost of the conference and hotel is \$847.00.

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

TREE/TRIMMING REMOVAL:

EMPLOYMENT APPLICATIONS: Recreation – Courtney Crawford, Dennis Mescall, Patrick Fellner, Brendan Geisel, Christopher Crawford, Matthew Green, Michael Wojcicki, Nicholas Digangi, Katrina Lubecki, Lauren Lubecki, Michael Fusani, Brandon Kuczarski, Andrew Tonsoline, Joseph Giumpa, Abby Heltman; Crossing Guard – Gary Bommer, Dispatcher – David Pasjalugo Jr.

DEPARTMENT HEAD REPORTS, Including Building Dept: Rick reported that Twin Village and Cantalician Center were going to the Planning Board.

ON A MOTION BY Trustee Nikonowicz, seconded by Trustee Hammer, the department head report was accepted as presented.

REPORT OF THE VILLAGE ATTORNEY

No Report

REPORT OF THE VILLAGE ENGINEER

No Report

COMMITTEE REPORTS:

None

UNFINISHED AND OTHER BUSINESS –

None

PUBLIC CONCERNS AND COMMENTS –

Dave Burkhardt – 5 Autumn Lee – Why is the scrap taken to Metalico instead of Twin Village? Informed that the Sup goes where the best price is.

Sidewalk repair – why not in his area? Informed that the Cheektowaga blighted area is off of Terrace.

GPS tracking system was it bid out? Mayor informed him it was on state bid.

Snow on sidewalks – wants to make sure the owners are responsible. Last year the businesses had the snow piled up. Trustee Pecora asked for a list of the properties so it can be addressed.

Joan Priebe – 15 Howard – Questioned the GPS when the Village is only 4 square miles.

Wanted to know if we received anything from Depew Days? Training at Saratoga – where did the money come from? Questioned scoreboard again. Village Attorney Aquino – said the Saints own the sign and there was no solicitation from the Village. Joan still wants documentation that the attorney has.

Paul Sprada - 58 Argus – Thanked the Police Chief, Mayor and Chris Juliano for the stop line and cross walk at Krieger.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Nolder, seconded by Trustee Pecora, the following claims are to be paid: General \$243,393.18 Sewer \$6,879.95, Capital Projects \$6,284.76, the motion was **CARRIED**.

ADJOURNMENT-

ON A MOTION BY Trustee Hammer, seconded by Trustee Nikonowicz, the meeting was adjourned at 7:56 pm in honor of the Buffalo Bills fantastic win. The motion was **CARRIED**.

Respectfully submitted,

Elizabeth C. Melock
Village Administrator