

MEETINGS TO DATE 16
NO. OF REGULARS: 15

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
NOVEMBER 8, 2010**

ROLL CALL: Trustee Hammer
Trustee Keefe
Trustee Maryniewski
Trustee Monti
Mayor Alberti

ON A MOTION BY, Trustee Hammer, and seconded by Trustee Monti, the October 25, 2010 Village Board Minutes were approved.

ON A MOTION BY, Trustee Maryniewski, and seconded by Trustee Keefe, the October 18, 2010 Zoning Board Minutes were accepted.

PUBLIC COMMENT – AGENDA ITEMS ONLY

None

APPOINT WORKING CREW CHIEFS

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Paul Kempski, 39 Humboldt Pl, Depew, NY and John Barthin, 103 Ledyard Ave, Depew, NY to the positions of Working Crew Chiefs effective November 9, 2010 at a salary of \$25.53 per hour. For seniority purposes the order of the appointment dictates the seniority, Paul Kempski first, then John Barthin.

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

Trustee Hammer – Yes
Trustee Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti - Yes
Mayor Alberti - Yes

APPOINTMENT – PUBLIC DISPATCHERS PT

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara A. Alberti, hereby appoint Barbara Holtz, 570 Aero Dr, Cheektowaga, NY, Gabriele Casucci, 50 Wells Ave, Cheektowaga, NY and Brian Nigro, 283 Heath Terrace, Tonawanda, NY to the positions of Public Dispatcher Part-Time, effective November 15, 2010 at salaries of \$13.04 per hour.

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

Trustee Hammer – Yes
Trustee Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti – Yes
Mayor Alberti – Yes

AUTHORIZE ADMINISTRATOR TO SUBMIT UNPAID TAXES TO COUNTY OF ERIE

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

BE IT RESOLVED, the report of the Village Administrator, showing that in accordance with Article 14, Section 1436, Paragraph 2 of the Real Property Tax Law, she is returning to the County of Erie, Department of Finance the 2010-2011 unpaid Village Tax accounts together with the unpaid sewer account pursuant to verification and certification of the Board of Trustees, and also that as of November 2, 2010, she has collected the sum of \$8,384,510.50 which is 97% of the original amount (including petitions and payments in lieu) of \$8,606,058.69 leaving a balance of \$221,548.19 and, in accordance with section 987 of Real Property Tax Law, the Village has imposed a fee of \$2.00 per parcel for the “Notice of Unpaid Taxes”; the Administrator has added \$512.00 to the balance, thereby leaving a balance of \$222,060.19, which has been transferred to Account A440, Due from Other Governments, for further collection on the Town/County bill, is hereby accepted.

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

Trustee Hammer – Yes
Trustee Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti - Yes
Mayor Alberti - Yes

ADOPT FMLA POLICY

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

WHEREAS, the law requires municipalities to comply with the Family and Medical Leave Act; and

WHEREAS, the Village of Depew complies with the Family and Medical Leave Act;

BE IT RESOLVED, that the Village of Depew does hereby adopt a formal Family and Medical Leave Act for our Village Employees.

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

Trustee Hammer – Yes
Trustee Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti – Yes
Mayor Alberti - Yes

AUTHORIZE VILLAGE ADMINISTRATOR TO ADVERTISE FOR VILLAGE ELECTION

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

WHEREAS, a General Village Election for the Village of Depew will be held on Tuesday, March 15, 2011 for the following offices:

| | |
|-------------------|----------------|
| Village Mayor - | Four Year Term |
| Village Trustee - | Four Year Term |
| Village Trustee - | Four Year Term |
| Village Trustee - | Two Year Term |

THEREFORE, BE IT RESOLVED, that the Village Administrator is hereby authorized to have published in the Depew Bee a listing of the Offices to be filled by the March 15, 2011 General Village Election.

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

AUTHORIZE MAYOR TO SIGN JUSTICE COURT GRANT APPLICATION

Trustee Keefe, 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 Barbara A. Alberti and the Board of Trustees hereby approve this application and Mayor Barbara A. Alberti is authorized to sign the 2010 Justice Court Assistance Program Grant Application.

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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 Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti – Yes
Mayor Alberti – Yes

MODIFY 2010/2011 BUDGET –FIRE DEPT

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

WHEREAS, the Village of Depew has received \$2,500.00 from the Department of Homeland Security for a Retention Grant and the proceeds of this check will be used for this purpose;

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2010/2011 Budget in the following manner:

| | | | |
|------|----------------------|------------------------------|------------|
| A510 | Estimated Revenue | | |
| | Sub Account 010.4960 | Federal Aid – Emergency | \$2,500.00 |
| A960 | Appropriations | | |
| | Sub Account 3410.203 | –Fire Dept – Retention Grant | \$2,500.00 |

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

Trustee Hammer – Yes
Trustee Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti – Yes
Mayor Alberti – Yes

PERMISSION SEMINAR – ADMINISTRATOR

Trustee Hammer, offered the following resolution and moved for its adoption,
Permission is hereby granted to Village Administrator Liz Melock to attend a one day seminar for the NYS GFOA Western Holiday Seminar on Friday, December 10, 2010 at the Locust Hill Country Club, Pittsford, NY from 10 am until 4 pm. The cost of the training is \$45.

The following resolution was seconded by Trustee Monti and **CARRIED.**

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Keefe, 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 their physical:

CENTRAL HOSE CO. No. 4

Rev. Galen M. Purpura Jr. 74 Brewster St. Depew NY 14043

DEPEW HOSE CO. #1

Alexander Nobles 18 Albert St, Depew NY 14043

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

Trustee Hammer – Yes
Trustee Keefe – Yes
Trustee Maryniewski – Yes
Trustee Monti – Yes
Mayor Alberti - Yes

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TREE TRIMMING/REMOVAL: None

EMPLOYMENT APPLICATIONS: Police – Jason Lanning, Michael Grover; Crossing Guard – Russell Green, Jeanette Bartczak; Matron – Kathleen Kuwik, Police Dispatcher – Brian Nigro

DEPARTMENT HEAD REPORTS: Clerk's & Treasurer's Office October 2010

ON A MOTION BY Trustee Monti, seconded by Trustee Hammer, the department head reports were accepted as presented.

BUILDING APPLICATIONS AND REPORTS –

ON A MOTION BY Trustee Maryniewski, seconded by Trustee Keefe, the building inspector reports were accepted as presented.

REPORT OF THE VILLAGE ATTORNEY

No Report

REPORT OF THE VILLAGE ENGINEER

Zurbrick Rd – DEC continuing work. Mayor stated that in correspondence she had from the Army Corp they were giving the Village till Dec 31, 2010 to lock in the funding. Mayor spoke about project timeline from beginning to end.

COMMITTEE REPORTS:

Trustee Keefe – Spoke about attending Erie County Water Authority Meeting he attended. Depew water rates are 2.98/1,000 gals through Erie County Water compared to Village of Akron, who maintains its own system, with rates of \$11.63 per 1,000 gals.

UNFINISHED AND OTHER BUSINESS –

Mayor Alberti's comments:

1. Trustee Hammer, Plumbing Inspector & Mayor took tour of new facility in Walden – Fusion Sales Group & Fresh Up. They are a food broker and fruit and vegetable processor. They supply Wegmans & Tops. Mayor commended them for the wonderful job they did on converting the old car dealership into their new facility.
2. Received our Bond rating – upgraded to A+.
3. Thursday is Veteran's Day and there will be a ceremony at St. John's Lutheran Church at 10:15 am. Everyone is invited.
4. Parking Ban takes effect Nov 15th from 2am – 7 am.

PUBLIC CONCERNS AND COMMENTS

1. Phil Torgalski- 37 Banko – update on Banko. Wants Chris or Curt to write Charlie Sickler from EC a letter about adding receivers on George Urban.
2. Chris Juliano – sewer camera down. Should be out there Wednesday to see if there are anymore issues. Chris said he has a call into Charlie already.
3. Fire Chief Cummings – thanked residents for the great turn out this past Saturday for the food drive for Tri-Community Food Pantry. Smoke detector program is still going.
4. Mayor Alberti – Thanked Lisa Johnson for her service as she is moving on from being the Editor of the Depew Bee to the Program Coordinator for the Substance Abuse Coalition.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Hammer, seconded by Trustee Maryniewski, the following claims are to be paid: General \$133,555.70, Sewer \$2,727.50, Community Development \$42,922.00, the motion was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Hammer, the meeting was adjourned at 7:59 pm in honor of all veterans past and present. The motion was **CARRIED**.

Respectfully submitted,

Elizabeth C. Melock
Village Administrator

