

MEETINGS TO DATE 1
NO. OF REGULARS: 1

**RE-ORGANIZATION MEETING
VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
APRIL 6, 2009**

The Annual Reorganization Meeting of the Village Board of Trustees of the Village of Depew, New York, was held at the Municipal Building on the 6th of April 2009 at 7:30 P.M.

PRESENT: Trustee Hammer
Trustee Keefe
Trustee Maryniewski
Trustee Monti
Mayor Alberti

ORDER OF VOTING

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

The order of Roll Call Vote by the Honorable Board of Trustees will be as follows:

1. Trustee Hammer
2. Trustee Keefe
3. Trustee Maryniewski
4. Trustee Monti
5. Mayor Alberti

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

SEATING ARRANGEMENT

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

The seating arrangement is to be as follows, north to south:

Trustee Hammer
Trustee Monti
Mayor Alberti
Trustee Keefe
Trustee Maryniewski

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

APPOINT DEPUTY CLERK

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Carmi Poss 167 Olmstead Ave Depew, New York, for the position of Deputy Clerk for the term of one year said term expiring at noon on the first Monday in April 2010, at a salary per the current budget.

The forgoing nomination was 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

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APPOINT VILLAGE ATTORNEY

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara Alberti, do hereby appoint Anthony M. Nosek 58 Gordon Ave. Lancaster, NY 14086, to the position of Village Attorney, for the term of one year to expire at noon on the first Monday in April 2010, at a salary per the current budget.

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

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

APPOINT RECREATION DIRECTOR PT

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Michael Wojcicki, 88 Pamela Dr, New York, for the position of Recreation Director PT for the term of one year to expire at noon on the first Monday, April 2010, at a salary per the current budget.

The forgoing nomination was 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

APPOINT EMERGENCY MANAGER

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara Alberti, do hereby appoint, Michael Moskal, 38 Rumford St. Depew, NY 14043, to the position of Emergency Manager at no salary, for a term of one year, said term to expire on the first Monday in April 2010.

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

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

APPOINT DEPUTY EMERGENCY MANAGER

Pursuant to Section 4-400 of the Village Law, I, Mayor Barbara Alberti, do hereby appoint Timothy Michaels, 6 Park Place, Depew, NY 14043, for the position of Deputy Emergency Manager at no salary, for a term of one year, said term to expire on the first Monday in April 2010.

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

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

APPOINT COMMERCIAL BUILDING INSPECTOR

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Matthew Filipowicz, 8 Ridgeway St, Depew, NY 14043, to the position of Commercial Building Inspector Part-time for the term of one year, said term to expire at noon the first Monday in April 2010, at a salary as stipulated in the current budget.

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

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

APPOINT RESIDENTIAL BUILDING INSPECTOR

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Paul Walter Sr, 16 Park Pl , Depew, NY 14043, to the position of Residential Building Inspector Part-time for the term of one year, said term to expire at noon the first Monday in April 2010, at a salary as stipulated in the current budget.

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

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

APPOINT PLUMBING/SEWER INSPECTOR

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Fred Grzyb, 601 Rowley Rd, Depew, NY 14043, to the position of Plumbing/Sewer Inspector Part-time for the term of one year, said term to expire at noon the first Monday in April 2010, at a salary as stipulated in the current budget.

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

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

**VILLAGE OF DEPEW
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APPOINT FIRE INSPECTOR

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Richard Kropp, 249 Harvard Avenue, Depew, NY 14043, to the position of Fire Inspector, for the term of one year, said term to expire at noon on the first Monday in April 2010, at a salary as stipulated in the current budget.

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

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

APPOINT FIRE MARSHALL

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti hereby nominate Kenneth Mau, 29 Sylvia Dr, Depew, NY, 14043 for the position of Fire Marshall, for term of one year, said term to begin on the first day of May 2009 and to expire the first day of May 2010, at a salary as stipulated in the current budget.

The appointment was 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

APPOINT HEALTH OFFICER

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Jose A de Perio III, M.D. 571 Terrace Blvd Depew, NY 14043 at a salary as stipulated in the current budget to the position of Health Officer, for the term of one year, said term to expire at noon on the first Monday in April 2010.

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

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

APPOINT ACTING VILLAGE JUSTICE

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara Alberti do hereby appoint Timothy Dwan, 63 Lombardy St., Lancaster, NY 14086 to the position of Acting Village Justice for a term of one year, said term to expire at noon on the First Monday in April 2010, at a salary as stipulated in the current budget.

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

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

APPOINT PROSECUTOR

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara A. Alberti, do hereby appoint Paul S. Piotrowski, 80 Starlite Ave., Cheektowaga, NY 14225, to the position of Village Prosecutor – Part-Time, for the term of one year, said term to expire at noon on first Monday in April 2010, at a salary of \$160.00 per session stipulated in the current budget.

The forgoing nomination was 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

APPOINT CLERK OF JUSTICE COURT

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara A. Alberti, do hereby appoint Jacquelyn Federowicz, 120 Ledyard Ave Depew, NY 14043, to the position of Clerk of Justice Court, at a salary of \$33,867 per year.

The forgoing nomination was 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

APPOINT DEPUTY MAYOR

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara Alberti, do hereby appoint Linda Hammer 34 Princeton Ave Depew, NY 14043 to the position of Deputy Mayor, for the term of one year to expire at noon on the first Monday in April 2010, at no additional salary.

APPOINT PLANNING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara Alberti, do hereby appoint Teresa Fusani, 343 Canton St, Depew, NY 14043 to the Village Planning Board, said term to expire at noon on the First Monday in April 2012, at a salary as per the current budget.

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

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

APPOINT PLANNING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara Alberti, do hereby appoint David Burkhardt, 5 Autumn Lea, Depew, NY 14043 to the Village Planning Board, said term to expire at noon on the First Monday in April 2014, at a salary as per the current budget.

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

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

APPOINTMENT TO THE ZONING BOARD OF APPEALS

I, Mayor Barbara Alberti, pursuant to Village Law 7-712 (8) hereby appoint Joan Priebe, 15 Howard Lane Depew, NY 14043, to the position of Member of the Zoning Board Appeals, said term to expire at noon on the first Monday in April 2014, at a salary as stipulated in the current budget.

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

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

CONSULTING ENGINEER

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

BE IT RESOLVED, that Nussbaumer & Clark, 3556 Lake Shore Road, Blasdell, NY 14219, is hereby designated as Consulting Engineers for the Village of Depew for a term of one (1) year, said term to expire at noon on the first Monday of April 2009.

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

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ATTENDANCE AT ASSOCIATION MEETINGS

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

WHEREAS, there is to be held during the coming official year, various association meetings, and

WHEREAS, it is determined by the Board of Trustees, that attendance by certain municipal officials and employees at one or more of these meetings benefits the municipality, and

WHEREAS, Section 77-b of General Municipal Law provides for the attendance and reimbursement of claims upon prior approval by the Village Board,

NOW, THEREFORE BE IT RESOLVED, the following municipal officials and employees (or their designate) are hereby authorized to attend monthly County and Western New York Associations Meetings and/or seminars of which the Village is a bonafide dues paying members: Village Board, Administrator, Village Attorney, Village Justice, Deputy Clerk, Clerk of Justice Court, Court Clerk, Fire Marshall, Assistant Fire Chiefs, Emergency Manager, Deputy Emergency Manager, Police Chief, Supt. Of Public Works and Building Inspectors, provided, written notice is given to the Village Board prior to the attendance at said meeting and noting whether or not a Village vehicle will be use.

BE IT FURTHER RESOLVED, that attendance at any conference is authorized in advance by Village Board resolution.

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

ADVANCE APPROVAL OF CLAIMS

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

BE IT RESOLVED, the Village Administrator is hereby authorized to make payment in advance of audit for claims for the following items: public utility services, postage, freight and express charges, payroll and charges for attendance at official meetings, seminars and conferences.

The foregoing 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

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COMMITTEES

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

BE IT RESOLVED, upon recommendation of Mayor Alberti the following Standing Committees for the official year 2007-2008, consisting of the following members of the Village Board are hereby appointed, the first named Chairman:

Finance, Purchasing & Insurance

Keefe, Hammer

Disaster Preparedness & Public Safety

Monti, Keefe

Zoning & Community Development

Hammer, Maryniewski

Personnel

Monti, Hammer

Public Works & Solid Waste

Keefe, Monti

Intermunicipal Co-operation

Hammer, Maryniewski

Recreation, Seniors & Veterans

Monti, Maryniewski

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

MILEAGE

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

WHEREAS, the Board of Trustees has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal automobiles while performing their official duties on behalf of the Village;

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees shall approve reimbursement to such officers and employees at the rate of 45 cents per mile.

The foregoing 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

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PER DIEM

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

WHEREAS, the Board of Trustees has determined to pay a per diem amount set forth below for any meals taken during a conference or training seminar that are not paid for as part of that conference or training seminar, that employees or volunteer firefighters are attending on behalf of the Village of Depew;

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees shall approve reimbursement for breakfast at \$6.00, lunch at \$8.00 and dinner at \$12.00. Receipts must be submitted to the Treasurer's Office with a voucher as proof of the expenditure before reimbursement will be made.

The foregoing 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

OFFICIAL DEPOSITORIES

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

BE IT RESOLVED, the following banks are hereby designated Official Depositories for the Village of Depew funds for a term of one year, said term to expire at noon on the first Monday in April 2010,

HSBC, Depew, New York
Bank of America, Depew, New York
Manufactures and Traders Trust, Lancaster, New York
J.P. Morgan Chase Manhattan Bank, NA, Buffalo, New York
Key Bank, Depew, New York
Citizens Bank, Depew, New York

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

OFFICIAL NEWSPAPER

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

BE IT RESOLVED, that the Depew Bee is hereby designated as the Official Newspaper in and for the Village of Depew, New York for a term of one year, said term to expire at noon on the first Monday in April 2010,

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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

MEETING DATES

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

BE IT RESOLVED, Regular Meetings of the Village of Depew will be held on the Second and Fourth Monday of every month at 7:30 P.M. in the Council Chambers.

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

SPECIAL MEETINGS

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

BE IT RESOLVED, a special meeting may be called by the Mayor, or any two Trustees, by giving all members of the Board of Trustees twenty-four (24) hour notice, and a Special Meeting may be waived of the twenty-four (24) hours notice, if all five (5) Board Members consent to such waiver.

The foregoing resolution was seconded by Trustee Maryniewski, and **CARRIED**

PUBLIC COMMENT RULES AND PROCEDURES

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

WHEREAS, members of the public may wish to address the Board during the Public Comment portions of a Village Board Meeting, and

WHEREAS, the Village Board wishes to maintain an orderly comment period giving all residents the ability to speak.

NOW, THEREFORE, BE IT RESOLVED, that a person present at a Village Board meeting, upon recognition by the Mayor or individual present in the Chair, may address the Board for a maximum period of seven (7) minutes, with the Mayor or Chair having the ability to further restrict the time allotted to a person whose remarks are repetitive, are irrelevant, or are not germane to the matter under consideration by the Board, and

BE IT FURTHER RESOLVED, that the Mayor or Chair may, at their discretion, choose to defer comment to a later date or to provide a written response to the question or questions presented.

The foregoing 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

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Mayor Alberti congratulated all the appointees and thanked everyone for their hard work.

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Keefe, the meeting was adjourned at **7:53 pm** and carried.

Respectfully submitted,

Elizabeth C. Melock
Village Administrator