

MEETINGS TO DATE 2
NO. OF REGULARS: 2

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
APRIL 12, 2010**

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

ON A MOTION BY, Trustee Hammer, and seconded by Trustee Maryniewski, the March 22, 2010 Village Board Minutes were approved.

ON A MOTION BY, Trustee Monti, and seconded by Trustee Keefe, the April 5, 2010 the Reorganization Minutes were approved.

ON A MOTION BY, Trustee Maryniewski, and seconded by Trustee Monti, the April 5, 2010 Zoning Board Minutes were accepted.

SERTOMA CLUB ESSAY & POSTER WINNERS:

The winner of the Sertoma Club Essay Contest at Depew Schools, Hannah Koterak, read her essay to the Board and audience and the winner of the Sertoma Club Poster Contest at Depew Schools, Jamie Pawlak, displayed her winning poster to the Board and audience. Both young ladies did a great job.

EXECUTIVE SESSION

ON A MOTION BY, Trustee Keefe, and seconded by Trustee Hammer, the Village Board went into Executive Session regarding a personnel matter at 7:40 pm. **ON A MOTION BY**, Trustee Monti, seconded by Trustee Hammer, the Board returned from Executive Session at 8:03 pm.

PUBLIC COMMENT – AGENDA ITEMS ONLY

None

ADOPT PROPOSED 2010/2011 BUDGET

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

BE IT RESOLVED, the Budget for the Village of Depew for the fiscal year 2010/2011 is hereby **ADOPTED** with a tax rate of \$17.002983 per thousand for residents on the Cheektowaga portion of Depew and \$11.458532 per thousand for residents on the Lancaster portion of Depew.

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

ACCEPT RESIGNATION – FIRE HALL JANITOR

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

BE IT RESOLVED, the resignation of Michael Hehir as West End Fire Hall Janitor is accepted effective April 9, 2010.

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

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APPOINT FIRE HALL JANITOR PT

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint James Kardas 2 Lou Ann Dr, Depew, NY 14043, to the position of Fire Hall Janitor for the West End Fire Hall 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

**AUTHORIZING ADMINISTRATOR TO ADVERTISE FOR A PUBLIC HEARING AND
SEQR REVIEW
WITH RESPECT TO THE 2010 AMENDMENTS TO THE VILLAGE CODE RELATING TO
STOCKPILING AND CRUSHING**

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

WHEREAS, Local Law Introductory No. 1 of 2010 (“2010 Amendments to the Village Code relating to stockpiling and crushing”) has been proposed, which seeks to amend Village Code to establish a special use permit, fees, controls, limitation, and surety with respect to stockpiling and crushing; and

WHEREAS, the Local Law shall amend the Village Code by the creation of a new Code provision identified as §260-20 (D); and

WHEREAS, all terms used but not defined herein shall have the meanings given to them in § 617.2 of Chapter 6 of the New York Code of Rules and Regulations; and

WHEREAS, the New York State Environmental Quality Review Act (“SEQR”) requires that a lead agency be established to undertake, fund, or approve any action; and

WHEREAS, in accordance with § 617.6 of Chapter 6 of the New York Code of Rules and Regulations, which outlines the procedure for uncoordinated review of certain unlisted actions, the Village Board may proceed under SEQR as if it were the only involved agency and, therefore, as lead agency; and

WHEREAS, the approval of the Local Law by the Village Board (the “Action”) constitutes an unlisted action under SEQR; and

WHEREAS, the Village Board must make a determination as to the environmental impact of the action; and

WHEREAS, a public hearing (“Public Hearing”) is required for the enactment of a Local Law; now

WHEREAS, this Local Law must be sent to the County Department of Planning pursuant to General Municipal Law § 239-m: and

WHEREAS, the New York State Department of Environmental Conservation “{NYSDEC”) may have an interest in this Local Law.

THEREFORE, BE IT RESOLVED, that the Village Board shall conduct a review of the proposed Action under SEQR after coordination with the NYSDEC; and

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BE IT FURTHER RESOLVED, that a Public Hearing shall be held on April 26, 2010; and

BE IT FURTHER RESOLVED, that the Village Administrator shall forward a copy of the proposed law to comply with General Municipal Law § 239-m and to the New York State Department of Environmental Conservation and at the Region 9 Office.

BE IT FURTHER RESOLVED, that the Village Administrator is hereby authorized to advertise that the Public Hearing will be held; and

BE IT FURTHER RESOLVED, that the Village Board will consider SEQR prior to adopting the Local Law after coordination with NYSDEC and after the Public Hearing.

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

AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS – 2010 SANITARY SEWER & MANHOLE REMEDIATION

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

WHEREAS, the Village of Depew was awarded \$100,000 in Community Development Funds for the 2010 Sanitary Sewer & Manhole Remediation Project – St. James Pl. ,

BE IT RESOLVED, the Village Administrator is authorized to advertise for this project when the bid specs are available from the engineer.

The foregoing resolution was seconded by Trustee Monti, and
CARRIED.

AWARD BID –FIRE DEPT SAFETY ROPE SYSTEM

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

WHEREAS, NYS based a law requiring a bailout system -safety rope system for internal fire members;

WHEREAS, bids were opened on Thursday, March 4, 2010 at 11 am in the Council Chambers, and

WHEREAS, the only bidder was Dival Safety Equipment 1721 Niagara St Buffalo, NY 14207

BE IT RESOLVED, that the bid in the amount of \$30,945.00 for the purchase & install of 53 bailout systems with a Crosby hook and the Train the Trainer program for 12 fire members be accepted from:

Dival Safety Equipment
1721 Niagara St
Buffalo, NY 14207

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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AUTHORIZE ADMINISTRATOR TO TRANSFER FUNDS

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

BE IT RESOLVED, the Administrator is authorized to make the following transfer of \$15,795.00 from the Contingency Account 1990.400 to Fire Dept Grounds Maintenance 3410.450 for the repair of the roofs at all three fire halls.

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

MODIFY 2009/2010 BUDGET – DPW

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

WHEREAS, the Village of Depew Department of Public Works has received \$6,141 from two auctioned vehicles,

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2009/2010 Budget in the following manner:

A510	Estimated Revenue		
	Sub Account 10.2655	Misc. Sales	\$6,141.00
A960	Appropriations		
	Sub Account 1640.453 – DPW – Equipment Repair		\$6,141.00

The following 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

PERMISSION SEMINAR

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

Permission is hereby granted to Village Administrator Liz Melock to attend the New York State Office of the State Comptroller Local Government Leadership Institute at the Adam's Mark Hotel, Buffalo on June 10th. There is no fee for the conference. Use of a Village vehicle is also authorized.

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

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PERMISSION SEMINAR

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

Permission is hereby granted to Village Administrator Liz Melock to attend the New York Association of Local Government Records Officers School at the Radisson Riverside, Rochester on June 14 & 15th. The cost of the conference is \$75.00. Use of a Village vehicle to commute each day is also authorized.

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

PERMISSION TO HOLD 10K RACE

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

BE IT RESOLVED, permission is hereby granted to the Depew-Lancaster Boys & Girls Club to hold their 33rd Annual 10K Race on Sunday July 4, 2010 starting at 9:00 AM.

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

PERMISSION TO HOLD MEMORIAL DAY PARADE

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

BE IT RESOLVED, permission is hereby granted to the Depew Joint Veterans Committee to hold their annual Memorial Day Parade and Services on Monday, May 31, 2010, beginning at 10:30 AM. The Police Department who will provide necessary traffic enforcement has approved the parade route.

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

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Hammer, 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 #4

Joseph Steinbach 650 Lancer Ct Depew NY 14043

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

TREE TRIMMING/REMOVAL:

EMPLOYMENT APPLICATIONS: Court Officer – Walter Gnorek, Recreation- Brandon Romesburg, Mark Lubera, David Balus, Robert Mohring, Courtney Crawford, Christopher Crawford, Marcie Szatkowski, Brandon Garry, Sara Mazurkiewicz, Kenneth Mazurkiewicz, Mary Dougherty, Nicholas Konst, Ashley Spring, Andrew Tonsoline, Jarrett Steffen, Quentin Steffen, Deborah Balicki, Alessandra Lattuca, Edward Lubecki, Rebecca Schneider, Nicholas Weigand, Ryan Storms, Allison Bracikowski, Steven Bryant, Kelsey Martin, Michelle Spencer, John Spencer

DEPARTMENT HEAD REPORTS: Clerk's Office – March 2010

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

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BUILDING APPLICATIONS AND REPORTS –
No Report

REPORT OF THE VILLAGE ATTORNEY
Spoke regarding purpose of Executive Session

REPORT OF THE VILLAGE ENGINEER

Next meeting regarding Zurbrick Rd is next Thursday with construction to start in late August.

COMMITTEE REPORTS

Mayor Alberti – received several calls lately regarding the great job employees are doing, compliments about the DPW chipping on Harvard and the fast cleanup of a dead deer on Columbia over the weekend, Paul Walters and an issue on George Urban and the Administrator regarding figures needed for a residents retirement. May 8th is Clean Up Depew Day – 9 am – meet in the Council Chambers. All volunteers are welcome. Thanked Tammy Roll, chairwoman, and Rae.

UNFINISHED AND OTHER BUSINESS

Jim Mazzariello – 5460 Transit Rd – spoke about towing – should be accessible to more than one company – create a wheel. In evening the towing goes out to a company not located in Depew.
Curt Krempa – thanked police and fire for their help with the fire at his mother's house.

RESIDENCY REQUIREMENT FOR FIRE DEPT CHIEFS & ASSISTANT CHIEFS

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

WHEREAS, Village Law Section 10-1012 authorizes the Village Board by resolution to require that all Chiefs and Assistant Chiefs of the Depew Fire Department be residents of the Village,

NOW THEREFORE BE IT RESOLVED, all Chiefs and Assistant Chiefs shall be residents of the Village of Depew and shall demonstrate residency by affidavit and such other proofs as the Board requires.

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

PUBLIC CONCERNS AND COMMENTS

None

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Hammer, seconded by Trustee Keefe, the following claims are to be paid: General \$272,215.90, Sewer \$4,042.97. The motion was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Keefe, the meeting was adjourned at 8:32pm in memory of the recently deceased Sgt. Frank J.A. World and the Polish President and the other 94 people who perished in the plane crash this past week. The motion was **CARRIED**.

Respectfully submitted,

Elizabeth C. Melock
Village Administrator

