

MEETINGS: 6  
NO. OF REGULAR: 6  
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW  
JUNE 11, 2007**

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

**ON A MOTION BY**, Trustee Hammer and seconded by Trustee Fusani the May 29, 2007 Village Board Minutes were approved.

PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Dan Beutler 26 Tyler St – Questioned #10 – what business is this? Told Empire Diagnostics- what materials are brought in and who receives the documentation. #4 – what is it for – public hearing is for 321 Columbia and what South East Works plans to do there. Are #5-7 all budget items – funding from the FEMA \$ from Oct storm.
2. Casey Kliszak – 497 Rowley Rd – is anyone monitoring noise and dust – concrete recycling – 2 Main St – Mayor explained that he has done this in the past and there have been no complaints.

Mayor Alberti read her statement she addressed the senior center that a walk through with the Village Administrator and Irv Reining was performed last week to check the status of the carpet and gym floor. Brian Higgins office sent out two reps to walk Transit Rd with the Mayor and Trustee Hammer to check out the bridges in need of repairs. Trustee Hammer, John Wojcik and the Mayor toured 2 Main St. and met with some of the owners to address conditions there and get insight into the dumping permit application by Empire Diagnostics. Trustees Monti, Maryniewski, Keefe, Hammer and Mayor Alberti marched in a parade yesterday commemorating War of 1812. There is a Clean Up Depew Day display in Village Hall please check it out. Hook & Ladder Chicken BBQ Saturday June 16 from 2-6 p.m. Tickets are \$8.00. Erie County is holding a hazardous waste drop off June 16 at ECC from 9-2 p.m. John Wojcik said they are always looking for volunteers.

**APPOINT RECREATION TEMPORARY SEASONAL EMPLOYEES**

Pursuant to Section 4-400 of Village Law, I Mayor Barbara A. Alberti, hereby appoint the following:

Christina Moore 218 Seabert Ave Depew – Ticket Taker  
Jordan Myers 82 Jessica Lane Depew - Lifeguard

to the Summer recreation Program, at salaries as stipulated in the budget.

The appointment was acted upon in the following manner by the Board of Trustees:

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

AWARD PROCLAMATION  
State of New York  
Village of Depew

**June 12, 2007**

WHEREAS, David Ziemba was hired on April 13, 1972 as a police officer for the Village of Depew, and

WHEREAS, he was one of the Village's original hostage negotiators and firearms instructor, and

WHEREAS, his quick thinking and life saving skills saved the life of an infant from Walden Ave, and

WHEREAS, he is forever banned from working on any pipes in the firing range, and

WHEREAS, his son, David, a New York State Trooper, is following in his father's footsteps of public service, and

WHEREAS, he has decided to retire June 12, 2007, after thirty-five years of service, and

NOW, THEREFORE, BE IT

RESOLVED, that the Village Board of the Village of Depew and all of its residents do hereby recognize and congratulate David Ziemba for his thirty-five years of service on this eleventh day of June 2007, and be it further

RESOLVED, that this Village Board extends its best wishes to Dave, his wife Dorothy and son David for a safe and healthy future.

Barbara A. Alberti

\_\_\_\_\_  
Mayor, Village of Depew

**AUTHORIZE MAYOR TO SIGN 2007/2008 TAX ROLL CORRECTIONS**

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

**BE IT RESOLVED**, Mayor Barbara A. Alberti is hereby authorized to sign the 2007/2008 Village of Depew Tax Roll Correction Petitions.

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

Trustee Dillemoth - Yes  
Trustee Fusani - Yes  
Trustee Hammer -Yes

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

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**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR PUBLIC HEARING –  
SPECIAL USE PERMIT –SOUTHEAST WORKS**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to advertise for a Public Hearing to be held on Monday, June 25 at 7:30 pm, regarding the request from South East Works for a special use permit for 321 Columbia Ave.

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

**AWARD BID- GENERATOR**

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

**BE IT RESOLVED**, that upon the recommendation of George Del Conte III, Department Head of the Electrical Dept., the bid for the Generator for the Village Hall in the amount of \$25,842.00 be awarded to:

Cummins Northeast Inc.  
480 Lawrence Bell Drive  
Williamsville, NY 14221-7090

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

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

**AWARD BID- SALT TRUCKS**

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

**BE IT RESOLVED**, that upon the recommendation of Superintendent of Public Works, John Wojcik, the bid for two (2) 2008 Peterbilt Model 340 Cab and Chassis for use as a Salt Truck in the amount of \$138,942.00 for two trucks be awarded to:

Bison Truck Center  
2370 Walden Ave  
Buffalo, NY 14225

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

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

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**AWARD BID- SKY WORKER**

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

**BE IT RESOLVED**, that upon the recommendation of Superintendent of Public Works, John Wojcik, the bid for a 2007 55' Aerial Truck Model XT55RM in the amount of \$90,923 be awarded to:

Dueco  
N4 W22610 Bluemound Road  
Waukesha, WI 53186

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

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

**AWARD BID- SELF CONTAINED BREATHING APPARATUS**

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

**BE IT RESOLVED**, that upon the recommendation of Fire Chief Pete Michaels, the bid for the Self Contained Breathing Apparatus in the amount of \$247,747.50 be awarded to:

Dival Fire & EMS Supplies  
1721 Niagara St.  
Buffalo, NY 14207

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

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

**AUTHORIZE MAYOR TO SIGN JUSTICE COURT GRANT APPLICATION**

Trustee Maryniewski, 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 \$20,000 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 2007 Justice Court Assistance Program Grant Application.

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

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

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**TABLED DUMPING PERMIT – EMPIRE DIAGNOSTICS**

Trustee Hammer, tabled the following resolution:

**WHEREAS**, Empire Diagnostics, Inc 2 Main St PO Box 412 Depew, NY 14043, has applied for a Dumping Permit for 2 Main St.

**NOW THEREFORE BE IT RESOLVED**, a Dumping Permit is hereby **tabled**

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

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

**AUTHORIZE BENEFITS UNDER FIREFIGHTER’S SERVICE AWARD PROGRAM**

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

**WHEREAS**, the following firemen have met all necessary requirements under the Depew Fire Department’s Service Award Program;

**WHEREAS**, the following firemen are entitled to retroactive adjustments to their monthly Service Award payments as a result of earning a year of service credit during 2006. The adjustment of \$20 per month is retroactive to January 1, 2007.

**BE IT RESOLVED**, the Village does hereby approve the issuance of a single lump sum payment of \$120.00. to each participant and to increase monthly payments to the amount shown for each participant, commencing July 1, 2007.

Name	Monthly Benefit
Donald H. Ast	\$360.00
Richard N. Ball	\$380.00
Richard L Brossard	\$380.00
Robert J. Brotz	\$340.00
Stephen F. Cannarozzo	\$260.00
Sebastian C. Costello	\$220.00
Sylvester D. Dobrowolski	\$200.00
Harry J. Hamernik	\$300.00
Richard J. Kropp	\$300.00
Jerome R. Mingle	\$360.00
Walter J. Paluszak	\$280.00
Gerald J. Rogacki	\$200.00
Norbert R. Schweigert	\$260.00
Donald G. Smith	\$360.00
William Strum Jr.	\$300.00
Tracy W. Sundberg Sr.	\$220.00
James J. Takacs	\$340.00
Paul F. Walter, Sr.	\$280.00

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

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

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**AUTHORIZE BENEFITS UNDER FIREFIGHTER'S SERVICE  
AWARD PROGRAM**

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

**WHEREAS**, the following fireman has met all necessary requirements under the Depew Fire Department's Service Award Program;

**BE IT RESOLVED**, the Village does hereby approve the Service Award benefit entitlement to the following participant as stipulated under said program.

Effective July 1, 2007 at a monthly rate of \$40.00, plus one time retroactive lump sum payment of \$60.00 for April, May & June 2007:

Rev. David J. Borowiak  
496 Terrace Blvd  
Depew, NY 14043

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

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

**PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT**

Trustee Maryniewski, 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 NO. 4

Mary E. Larrabee 28 Alys Dr. W Depew NY 14043

CAYUGA HOSE CO. #3

John M. Schuler III, 3126 Walden Ave. Depew NY 14043

William F. Roberts Jr. 182 West Ave. Depew NY 14043

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

**DEPARTMENT HEAD REPORTS**

**ON A MOTION BY** Trustee Keefe, seconded by Trustee Monti, the Clerk's & Assessor's Office reports for May 2007 were accepted as presented.

**BUILDING APPLICATIONS AND REPORTS**

**ON A MOTION BY** Trustee Fusani, seconded by Trustee Keefe, the Residential & Commercial Building reports were accepted as presented. Matt Filipowicz requested that the grass at 15 Candace & 9 Burlington be cut – both vacant. Fred Grzyb had no report.

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REPORT OF THE VILLAGE ATTORNEY

None

REPORT OF THE VILLAGE ENGINEER

Absent

COMMITTEE REPORTS

1. Sewer Committee – Trustee Keefe spoke about the chart EC provided regarding the savings if the Village went with the County for the sewers. Without the consent order the residents would save \$70 on the Lancaster side and \$25 on the Cheektowaga side. Irv Reinig spoke on how many positions would be eliminated if EC took over. Positions would have to be eliminated to make it cost effective. Dave Burkhardt asked if the Villages that have merged have systems as old as ours.
2. Public Safety – Trustee Monti stated there was another fire at 5600 Transit Rd. The second fire in less than two weeks. He stated there was a directive given at 1<sup>st</sup> fire for the trailers to be moved. On the 25<sup>th</sup> he will have answers as to what is going on. Mayor thanked Chief and Asst. Chiefs for their efforts.
3. Recreation – Trustee Hammer explained that on June 9 there was orientation for the Lifeguards and Ticket Takers and on June 30<sup>th</sup> will be orientation for the Playground Attendants. Mayor stated that DPW has taken down some swing sets that are not in compliance.
4. Mayor spoke about problems at 52 JFK now grass is being cut by realtor and 31 Lou Ann grass is cut.

UNFINISHED AND OTHER BUSINESS

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS-LAWN  
MAINTENANCE**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to advertise for bids for a lawn maintenance company to maintain the lawns on foreclosed and abandoned properties in the Village of Depew for the summer of 2007. The cost incurred will be assessed on the tax roll for each serviced property.

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

PUBLIC CONCERNS AND COMMENTS

1. Daniel Beutler – 26 Tyler Street – Status of PODs – what is going on. Trailers on Terrace Ace Flags – Wozniak does not believe a permit was issued. Ferris on Walden – hole in ground – drainage area. Broadway toward Dick – barrier – dumpsters across from Twin Village.
2. Dave Brauen – 199 Kieffer – two vans sitting on Broadway – rearrange parking of vans so that you can see to pull out. Visone's area was cleaned up.
3. Jeff Sunquist – 10 Barnabas -Rat problems – KFC needs to clean up area. Wozniak needs to get trucks off property – dumpster not secure and higher than enclosure – wants a fence up. Wojcik was out there late last week he will be baiting rear properties along Barnabas; KFC needs to take care of their own property.

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4. Joseph Hill 529 Erie St – regarding 69 Neoga – falling shingles & bricks – public safety, totes good idea.
5. Don Jakubowski – 54 Warner Rd – floors look nice, bathroom floors also.
6. Steve Weiss – 135 Olmstead Ave – South East Works – hates to see area become Shanleyville – saw an elderly woman walking down the street in Pj’s, he opposed Grant St. house.
7. Mayor stated Trustees Monti & Hammer and herself met with Judy Shanley.
8. Don Symer – 601 Columbia Ave – wanted to know format of public hearing. Mayor stated that Judy Shanley and residents will address the Board only. Mayor’s concern is traffic .
9. Steve Weiss – 135 Olmstead Ave -totes – spoke on how hard they will be for an elderly person to move.
10. Casey Kliszak – 497 Rowley Rd – are totes property of resident? Mayor stated yes they would buy them.
11. Ray Kreutz – 40 Princeton Ave what is in the trailers at 5600 Transit Rd. – Wood, tires, bus fronts, other debris.
12. Irv Reining – 380 Columbia Ave Board works for 16,700 residents. Explained how his home is taxed higher in Depew than if he moved solely into the Town of Lancaster. Would like to see the library go to someone paying taxes. Wanted to know when he would get his answers in writing to the questions he had from April 9<sup>th</sup> meeting. High taxes do not promote development. Village should work with counterparts in Cheektowaga & Lancaster. Need to cut spending.
13. Mayor explained that they met with Cheektowaga and the cost savings were not there.
14. Irv Reining 380 Columbia – ran on long range planning – do a long range plan.

CLAIMS AND ACCOUNTS

**ON A MOTION BY** Trustee Maryniewski, seconded by Trustee Hammer the following claims are to be paid: General \$472,812.41, Sewer \$75,805.85. **CARRIED.**

ADJOURNMENT

**ON A MOTION BY** Trustee Monti, seconded by Trustee Fusani, the meeting was adjourned at **9:03pm** in honor of David Ziembra who was retiring tomorrow from the Depew Police Dept after 35 years of service. The motion was **CARRIED.**

Respectfully submitted,

Elizabeth C. Melock  
Administrator

