

MEETINGS: 10
NO. OF REGULAR: 10
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
AUGUST 13, 2007**

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

ON A MOTION BY, Trustee Monti and seconded by Trustee Hammer the July 23, 2007 Village Board Minutes were approved.

ON A MOTION BY, Trustee Dillemath and seconded by Trustee Fusani, the August 2, 2007 Planning Board Minutes were approved.

ON A MOTION BY, Trustee Fusani and seconded by Trustee Keefe the August 6, 2007 Zoning Board Minutes were accepted.

PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Dave Burkhardt – 5 Autumn Lea – Questioned Item #10 – why do they need permission. Mayor – for a tournament.
2. Dan Beutler – 26 Tyler St. – Questioned Items #5 what it is for and #3 where from.

APPOINT DEPUTY CLERK

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara A. Alberti, do hereby appoint, Carmi Poss, 8 Laverack Ave Depew NY 14043 to the position of Deputy Village Clerk, at a salary of \$500.00 as stipulated in the current budget.

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

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

APPOINTMENT TO THE ZONING BOARD OF APPEALS

I, Mayor Barbara Alberti, pursuant to Village Law 7-712 (8) hereby appoint Patricia S. Simmons 44 Karen Lane Depew, NY 14043, to the position of Member of the Zoning Board Appeals, to fill an unexpired term. Said term to expire at noon on the first Monday in April 2010, 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 Dillemath - Yes	Trustee Keefe - Yes	Mayor Alberti - Yes
Trustee Fusani - Yes	Trustee Maryniewski - Yes	
Trustee Hammer - Yes	Trustee Monti - Yes	

VILLAGE OF DEPEW
AUGUST 13, 2007

AUTHORIZE MAYOR TO SIGN COMMUNITY DEVELOPMENT CONTRACTS

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

BE IT RESOLVED, Mayor Alberti is hereby authorized to sign 2007 Sanitary Sewer & Manhole Remediation Project and the 2007 Sidewalk Replacement Project.

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

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

AUTHORIZE MAYOR TO SIGN HOST AGREEMENT WITH WASTE MGMT

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

BE IT RESOLVED, Mayor Alberti is hereby authorized to sign the Host Agreement with Waste Management with an effective date of April 1, 2007.

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

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

AUTHORIZE MAYOR TO SIGN NYSDEC 2006 UCF GRANT

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

BE IT RESOLVED, Mayor Alberti is hereby authorized and directed to enter into and execute a project agreement with the New York State Department of Environmental Conservation for such financial assistance to the Village of Depew for a Western New York Municipal Urban Forest Restoration Assistance grant in an amount not to exceed \$4200.

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

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

AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR REQUESTS FOR PROPOSALS (RFP'S) FOR ENERGY AUDITS

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

BE IT RESOLVED, that the Village Administrator is authorized to advertise for Requests for Proposals (RFP's) for an Energy Audit of all Village owned buildings.

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

VILLAGE OF DEPEW
AUGUST 13, 2007

AMEND DEFERRED COMP PLAN

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

WHEREAS, the Employer has previously adopted the Village of Depew Deferred Compensation Plan & Trust, hereinafter called the "Plan", effective as of December 1, 1993; and

WHEREAS, the Employer desires to amend and restate the Plan;

That Bob Kucewicz is removed as a Trustee;

That Joseph W. Keefe is added as a Trustee; and

That Joseph McIntosh is replaced as the Mayor and Employer by Barbara A. Alberti.

NOW THEREFORE, be it resolved, the Employer hereby amends and restates the Plan in the form of the Village of Depew Deferred Compensation Plan & Trust and Trust/Custodial Account, effective as of April 2, 2007;

BE IT RESOLVED, that the proper trustees of the Municipality are and each of them is, hereby authorized and directed in the name of and on behalf of the Municipality, to execute and deliver the Plan and to do all other things, including the execution of any other necessary documents setting forth the terms and conditions of the amended and restated Plan;

The following resolution was seconded by Trustee Dillemath, and
CARRIED

ADOPT NEW RECREATION FEES

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

WHEREAS, the Village of Depew has performed a survey of the surrounding municipalities and school districts fees for activities,

BE IT RESOLVED, the new fees, effective immediately, for the following programs are as follows:

Skate & Shoot Program – (2 Hours) -Resident Fee \$5.00, Non-Resident Fee \$6.00 –
Goalies free with equipment
Learn to Skate – (10 wks) – Resident Fee - \$50.00, Non-Resident Fee \$65.00
Soccer (Co-ed 12 wks) – Resident Fee - \$15.00, Non-Resident Fee \$20.00
Storybook Hour (19 wks) – Resident Fee - \$15.00, Non-Resident Fee \$20.00
Boys Basketball Program (21 wks) – Resident Fee - \$25.00, Non-Resident Fee \$30.00
Girls Basketball Program (20 wks) – Resident Fee - \$25.00, Non-Resident Fee \$30.00

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

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

VILLAGE OF DEPEW
AUGUST 13, 2007

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Monti, 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:

AETNA HOSE

John Ross, 68 South Ellington Depew NY 14043

DEPEW HOSE COMPANY #1

Benjamin J. Fuller, 283 Argus Dr Depew NY 14043

The following resolution was seconded by Trustee Hammer, and
CARRIED

PERMISSION – SAINTS HOCKEY ORGANIZATION

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

Permission is hereby granted to:

The Saints Hockey Organization to use the Depew Ice Rink from Noon on Friday October 5, 2007 to Noon on Monday October 8, 2007 to host the National Midget Tournament.

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

Tree Trimming/Removal:

32 Tyler St, 271 Marrano Dr, 29 Madaline Ln, 70 Bonita Dr. 2252 George Urban Blvd, 80 Dean Rd, 113 Argus Dr, 37 Lehigh Ct.

Employment Applications:

Patricia S. Simmons – Zoning Board

DEPARTMENT HEAD REPORTS

ON A MOTION BY Trustee Monti, seconded by Trustee Hammer, the Clerk's Office July 2007, Assessor's Office July 2007, Police Dept. July 2007 were accepted as presented.

BUILDING APPLICATIONS AND REPORTS

ON A MOTION BY Trustee Dillemoth, seconded by Trustee Fusani, the Residential reports were accepted as presented. On a Motion by Trustee Hammer and seconded by Trustee Monti, The Board approved to board up properties at 351 Penora St and 69 Neoga. Fred Grzyb reported various topics.

REPORT OF THE VILLAGE ATTORNEY

He received correspondence regarding the wet lands for Falcon Drive and he concluded all article 7 litigation matters.

VILLAGE OF DEPEW
AUGUST 13, 2007

REPORT OF THE VILLAGE ENGINEER

Bruce Shearer – Reported a preconstruction meeting regarding sidewalks will be held this Thursday August 16, 2007 at 10:00AM, and a sewer meeting on August 21, 2007 at 9:30AM.

COMMITTEE REPORTS

No Report

UNFINISHED AND OTHER BUSINESS

AWARD BID- TREES

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

BE IT RESOLVED, that upon the recommendation of John S Wojcik, Supr. of DPW, the bid for the replacement trees in the bid amount of \$6,799.00 be awarded to:

Schichtel's Nursery
7420 Peters Road
Springville NY 14141

The following 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	

Mayor Alberti read statement – key points addressed were:

- Thanked Dan Garry, Liz Melock, Department Heads and the Village Board for their help at the Annual Night Out.
- Commended Chief Domino and the Detective Bureau on solving the recent bank robbery on Transit Rd.
- Ways to conserve energy – energy surveys on all the building, AC, heat, lighting, windows NYSERDA will assist the village.
- Proposal – Solar liberty – local solar panels on DPW building – meeting for tonight was cancelled. Actively looking for ways to save money.
- Senior Center – needs work – seek bids to refinish floors. Carpets are getting a very good cleaning.
- Currently accepting applications for arts & craft instructor and two crossing guards.
- Thanked Paul Kempinski for leg work on solar panels. John Wojcik also thanked Paul Kempinski for getting the info for the solar panels.

PUBLIC CONCERNS AND COMMENTS

1. Dan Beutler – 26 Tyler St. Letter for NL Properties meeting Tuesday, August 14, 2007 in the Council Chambers with Congressman Reynolds. Lincoln and Walden Avenues – barrels are four high, leaves gate wide open, accident waiting to happen. Picture before meeting barrels are marked used oil. Spoke on PODS and trailers at Ace Flag. Iron Mike neon sign on building, no permit.
2. Art Domino – 76 Chateau Ct. – Regarding cell tower on Indian Road. Take stand on cell tower immediately, main concern visibility to Chateau

3. Ct.. Asked Johnson about the weight of ice on the structure. State correspondence received said they found nothing wrong with it.
4. Chief Michaels – Reported on the grant under FEMA – outdated turnout gear, \$133,618.00 Federal, Village share \$7,000.00
5. Joan Priebe - 15 Howard – Use outside firms to do work and make sure assessed to taxes.
6. Dave Burkhardt – 5 Autumn Lea – Questions regarding when ice rink opens
7. Jeff Karas – 100 Colony – Raised issues on open burning law, weakly written confusion on it, is it enforceable, concerns over cooking on porches.
8. Mayor Alberti – State coming down with tougher laws.
9. Dave Braun – 199 Keiffer St. – Commended the Board on passing the open burning changes.
10. Joan Priebe – 15 Howard – Stated sound system is great.

CLAIMS AND ACCOUNTS - 2007 - 05

ON A MOTION BY Trustee Hammer, seconded by Trustee Dillemoth the following claims are to be paid: General \$439,609.20 and Sewer \$44,171.07 and Capital \$38,645.14 **CARRIED.**

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Fusani, the meeting was adjourned at **8:20pm** in honor of Police, Firemen and Veterans living and deceased. The motion was **CARRIED.**

Respectfully submitted,

Elizabeth C. Melock
Administrator