

MEETINGS: 11
NO. OF REGULAR: 11
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
AUGUST 25, 2008**

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

ABSENT: Trustee Dillemoth

ON A MOTION BY, Trustee Hammer, and seconded by Trustee Keefe, the August 11, 2008 Village Board Minutes were approved.

ON A MOTION BY, Trustee Fusani, and seconded by Trustee Monti, the August 18, 2008 Zoning Board Minutes were accepted.

PUBLIC COMMENT – AGENDA ITEMS ONLY

None

APPOINT PART-TIME COURT OFFICER

Pursuant to Section 4-400 of Village Law, I Mayor Barbara A. Alberti, hereby appoint Paul J. Kowalewski 38 S. Transit Hill Dr Depew, NY 14043, to the position of Court Officer Part-Time Provisional effective immediately at a salary as stipulated in the budget. Permanent appointment depends on him passing the civil service exam when announced.

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

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

RESOLUTION ADOPTING A LOCAL LAW

Trustee Fusani offer the following Resolution and move for its adoption:

WHEREAS, the Village Board (“Village Board”) of the Village of Depew (“Village”) desires to enact the Village of Depew PODS Control Law (“the Local Law”); and

WHEREAS, the Village Board, as lead agency with respect to the adoption of the Local Law (the “Action”), used a short EAF to determine the environmental significance of the Action in accordance with §§ 617.6 and 617.7 of Title 6 of the NYCRR; and

WHEREAS, the Village held a public hearing on the Local Law on 8/11/08 to hear comments from the public regarding the Local Law and to consider any negative environmental impacts of the Action in accordance with § 617.7 of Title 6 of the NYCRR; and

WHEREAS, the Village Board reviewed and considered any comments from the general public concerning the adoption of the Local Law and concerning any negative environmental impacts of the Action; and

WHEREAS, the Village Board determined that the Action will have no significant adverse environmental impacts and will issue a negative declaration in accordance with § 617.7 of Title 6 of the NYCRR; now

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THEREFORE, BE IT RESOLVED, that the Village Board hereby adopts the EAF and issues a negative declaration of environmental significance, both attached hereto as Exhibit A, with respect to the Action; and

BE IT FURTHER RESOLVED, that the Village Board does hereby adopt the Local Law, to be known as Local Law Number 5 of 2008, attached hereto as Exhibit B; and

BE IT FURTHER RESOLVED, that the Village Board authorizes the filing of the Local Law with the New York State Department of State in accordance with § 27 of the New York State Municipal Home Rule Law.

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

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

PERMISSION TO CHANGE PAYROLL DATES

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

WHEREAS, the Village Hall will be closed for the Thanksgiving Holiday on November 27th & 28th, the payroll dated November 27th will be moved to Wednesday November 26th.

And

WHEREAS, the Village Hall will be closed for the Christmas Holidays on December 24th & 25th, the payroll dated December 25th will be moved to Friday December 26th.

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

CHANGE OF VILLAGE BOARD MEETING DATE

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

BE IT RESOLVED, the Village Board Meeting scheduled for Monday, October 13, 2008 is hereby changed to Tuesday, October 14, 2008 (starting at 7:30PM) due to the Columbus Day Holiday.

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

PERMISSION – DEPEW FIRE DEPT

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

Permission is hereby granted to:

The Depew Fire Department for the following:

The Aetna Hose Company to use the Southside firehall on October 25, 2008 from 12pm until 2:00 am for a Monte Carlo Vegas Night fundraiser.

And

For the use of Fireman's Park and the fire department apparatus for the department annual inspection on September 6, 2008 from 5:30 pm until closing ceremony.

And

The use of Truck 9 and the 1921 American LaFrance to participate in the Labor Day Parade at Clarence Center on September 1, 2008.

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

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TREE TRIMMING/REMOVAL:

45 Ashford Pl., 109 Kokomo St.

BUILDING APPLICATIONS AND REPORTS

ON A MOTION BY Trustee Hammer, seconded by Trustee Fusani, the building inspectors' reports were accepted as presented. On a motion by Trustee Keefe, seconded by Trustee Hammer the bushes and grass at the following three properties are to be cut by DPW and the charges placed on the village tax for each property: 201 Irving, 100 Main St, 45 Asbury.

REPORT OF THE VILLAGE ATTORNEY

Heard the Dalton case and the Judge reserved decision. He met with the reps from Wendel and the Administrator regarding the energy project.

REPORT OF THE VILLAGE ENGINEER

No Report

COMMITTEE REPORTS

Trustee Keefe – spoke about 45 Asbury and other distressed properties. Explained how Chris Collins has not foreclosed on this property although taxes have not been paid since 2005. Announced that we received a records management grant for the web site in the amount of \$7800.

Trustee Monti – announced pool and playgrounds are closed. Winter registration will be Sept 13 from 10-2. 2480 people used the pools this summer even though the weather was not the greatest.

UNFINISHED AND OTHER BUSINESS

None

PUBLIC CONCERNS AND COMMENTS

1. Dan Beutler – 26 Tyler St. – wanted to make sure any work we did on the abandoned properties was put on the tax bill. Apts on Walden at least 75-100 garbage bags out there. Went to Lancaster Town Board meeting regarding the increase in railroad cars coming through the area due to the fact that they want less trucks on the streets. EPA is supposed to do remedy work at 5 homes this year and they are still looking for a site to dump the contaminated material.
2. Don Symer – 610 Columbia Ave – Spoke regarding the railroad operation. There is an increase in noise and the tooting going on. Recommends that the Village send a letter to Senator Schumer about a quiet zone and tooting.

MAYOR'S REPORT

1. Showed door hanging for garbage warnings. Said that there are improvements in the Village and the inspectors are taking pictures.
2. Explained that there are a lot of things going on in the Village that residents don't see. The old gas tank the police department was using has been removed from the rear of Village Hall. The Village is working with Wendel and NYSERDA to make the buildings more energy efficient and comfortable to the employees.

CLAIMS AND ACCOUNTS – 2009-06

ON A MOTION BY Trustee Keefe, seconded by Trustee Monti, the following claims are to be paid: General \$119,928.37, Sewer \$1,358.23, Capital \$120,863.85. **CARRIED.**

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Fusani, the meeting was adjourned **8:03pm** the motion was **CARRIED.**

Respectfully submitted,

Elizabeth C. Melock
Village Administrator