

MEETINGS TO DATE 12
NO. OF REGULARS: 11

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
SEPTEMBER 13, 2010**

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

ON A MOTION BY, Trustee Hammer, and seconded by Trustee Keefe, the August 23, 2010 Village Board Minutes were approved.

ON A MOTION BY, Trustee Monti, and seconded by Trustee Maryniewski, the September 7, 2010 Zoning Board of Appeals Minutes were accepted.

PUBLIC COMMENT – AGENDA ITEMS ONLY

Dave Burkhardt – 5 Autumn Lea – wanted to know if we were hiring everyone and if the Village is enforcing Halloween on Oct 31. Mayor said we are hiring 3 laborers and that there is a resolution approving only Oct 31 for Trick or Treating.

APPOINT SEASONAL LABORERS PT

Pursuant to Section 4-400 of Village Law, I Mayor Barbara A. Alberti, hereby appoint David Balus 74 North Crest Ave Cheektowaga NY 14225 and Mark Lubera 14 Wayne St Depew NY 14043 to the positions of Laborer PT Seasonal for the Ice Rink season effective September 24, 2010 at a salary of \$9.50 per hour.

The appointments were 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

AUTHORIZE MAYOR TO SIGN ERIE COUNTY SNOW REMOVAL AGREEMENT

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

BE IT RESOLVED, that Mayor Barbara A. Alberti, is authorized to sign the 2010-2013 Snow Removal and Ice Control Agreement with Erie County Department of Public Works for the 3.56 lane miles in Depew of County owned roads. Penora St from Broadway to Como Park (.55 mile) and George Urban Blvd from Quebecor to Transit (1.23 mile).

Rates are as follows:

For the 2010-2011 snow season - \$3,077.67 per lane mile.

For the 2011-2012 snow season - \$3,231.55 per lane mile.

For the 2012-2013 snow season - \$3,393.13 per lane mile.

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

**VILLAGE OF DEPEW
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AUTHORIZE MAYOR TO SIGN SUBRECIPIENT AGREEMENT WITH TOWN OF CHEEKTOWAGA COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

WHEREAS, the Village Board of the Village of Depew desires to enter into a subrecipient agreement with the Town of Cheektowaga for the 2010 Community Development Block Grant for the following projects totaling \$103,860:

Public Safety – Police Foot Details - \$38,000
Senior Center Van Driver - \$11,500
Senior Services Center Support Staff - \$11,500
Narcotics and Traffic Enforcement Detail - \$14,520
Senior Center Van - \$28,340

WHEREAS, the Village Board of the Village of Depew deems it in the public interest to authorize the Mayor of the Village of Depew to execute the subrecipient agreement with the Town of Cheektowaga;

NOW, THEREFORE BE IT RESOLVED, that the Village Board of the Village of Depew hereby authorizes the Mayor of the Village of Depew to execute the subrecipient agreement with the Town of Cheektowaga for the 2010 Community Development Block Grants.

BE IT FURTHER RESOLVED, that the Village Administrator forward a certified copy of this resolution to Cheektowaga Community Development Director.

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

AUTHORIZE MAYOR TO SIGN LEASE AGREEMENT ERIE COUNTY BOARD OF ELECTIONS

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

BE IT RESOLVED, Mayor Alberti is hereby authorized to sign the Lease Agreement with the Erie County Board of Elections for utilizing the Village buildings for the Primary and National Elections this year.

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

AUTHORIZE ADMINISTRATOR TO ADVERTISE AUDITED FINANCIAL STATEMENTS ARE COMPLETED

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

BE IT RESOLVED, the Village Administrator is authorized to advertise that the Village of Depew Financial Statements for May 31, 2010 have been audited and are available to the public.

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

**VILLAGE OF DEPEW
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AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS – BOILER & HOT WATER TANK REPLACEMENT –WEST END FIRE HALL

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

BE IT RESOLVED, the Village Administrator is authorized to advertise for bids for a boiler and hot water tank for the West End Fire Hall.

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

AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS – POOL COVERS

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

BE IT RESOLVED, the Village Administrator is authorized to advertise for bids for pool covers for the olympic and wading pools.

The foregoing resolution was seconded by Trustee Monti, and **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 11, 2010 is hereby changed to Tuesday, October 12, 2010 (starting at 7:30PM) due to the Columbus Day Holiday.

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

PERMISSION TO CHANGE PAYROLL DATES

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

WHEREAS, the Village Hall will be closed for the Thanksgiving Holiday on November 25th & 26th, the payroll dated November 25th will be moved to Wednesday November 24th.

And

WHEREAS, the Village Hall will be closed for the Christmas Holidays on December 23rd & 24th, the payroll dated December 23rd will be moved to Wednesday December 22th.

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

PROCLAIM OCTOBER 31, 2010 AS OFFICIAL TRICK OR TREAT NIGHT

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

BE IT RESOLVED the Official Trick or Treat Night in the Village of Depew, in conjunction with the Town and of Lancaster and the Town of Cheektowaga, is hereby designated as Sunday, October 31, 2010 between the hours of 6:00 PM – 8:30 PM.

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

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PERMISSION – DEPEW FIRE DEPT

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

Permission is hereby granted to the Depew Fire Department for:

The use of one apparatus for the Lancaster Fire Prevention Program on Sunday September 19th.

And

The use of one apparatus for the Cheektowaga Fire Council Memorial Mass & Breakfast at OLBS and to the Memorial Service to Cheektowaga Town Park on Sept 26th.

And

The use of the Village Hall for the annual physicals on Sat October 16th and Sat October 23rd from 7 am until 5 pm.

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

PERMISSION SEMINAR – DEPEW FIRE DEPT

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

Permission is hereby granted to the Depew Fire Department to send 21 members to Orchard Park High School on September 29th at 7 pm for a training seminar at the cost of \$10 per member.

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

PERMISSION TO CREATE FIRE AUXILIARY

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

BE IT RESOLVED, that West End Hose Company #6 is allowed to form an Auxiliary to assist firefighters by serving refreshments at calls and training seminars.

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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PERMISSION SEMINAR – CODE ENFORCEMENT OFFICER

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

Permission is hereby granted to Code Enforcement Officer PT. Mark McCormick to attend building inspector school at the Academy of Fire Science in Montour Falls, NY on the following dates: Sept 28-30, Oct 26-28, Dec 7-10 for courses 9D-0708, 9E-0708, 9F-0706 and 56-0105. The cost of the course, room and board is \$136.00 per session. Use of the village car is also authorized.

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

TREE TRIMMING/REMOVAL: 61 Muskingum, 88 Warsaw, 321 River, 91 Bonita, 146 Marrano Dr, 124 Colony, 54 Muskingum, 96 Norman, Park at Bloomfield and Terrace, 9 Bloomfield, 168 Barnabas Dr, 30 Miller St, 19 Lou Ann, 44 Rogers, 66 Brewster, 370 Columbia

EMPLOYMENT APPLICATIONS: **DPW** – Richard Roll III, Stanley Blaszczyk Jr, Mark Kuzmierczak, Raymond Cloen Jr, Wayne Marks, Daniel Rook, Robert Rupert, Kevin Dilliot, Donald Koslicki, Frank Palumbo Jr, Patrick Hughes, Thomas Hart, Justin Kindt, Jeffrey Watts, Gerald Brown, Guy Lattanzio, Michael Jaskier, Bryan Newlove, Michael Refermat, Mark Owen, Chad Buziak, Stephen Kozak, Ryan Mahon, Randy Schlager, Brian VanDewark, Brian Dudas, James Golpl, Charles Metler, Scott Barr, Joseph Ellis, Thomas Paradowski Jr, Thomas Thurnherr, Justin Rosinski, Dennis Crawley Jr., Scott Kozmycz, Douglas Epolito, Jeffrey Doerflein, Martin Lebedzinski, John Feliciano, Leonard Rosowicz, Frank Zieziula, Todd Herkey, Michael Wojcik, James Wojcik, Frank Stawitz, Michael Wisniewski, Richard Dudziak, Christopher Purucker, Robert Mertowksi, Steven Serwinowski, Edward Zielinski, Seth Reurdon, John Gauthier, James Spinella, William Blenker, William Deneke, Kenneth Mazurkiewicz, Kevin Flynn, Gerald Miller, Paul Ogorek, Linda Meiler, Steven Tirone, Steven Roubal, Michael Fray, Robert Rupe, Jeffrey Lee, Aaron Barr, Andrew Gee, James Hoffstetter, Kevin Keith, Gregory Zon, Paul Lepczyk, Charles Nash, Timothy Blarr, James Pietruszka, Scott Cole, Lisa Rackley, Richard Abbey, Roy Nieman III, Michael Germain, Thomas Thurnherr, Norman Folger, Craig Maconaghy, John Koziel; Michael Hehir; Allen Hemming, Donald Blachaniec, Jason Gwarek, Jason Buil, Lucian Filippi, Mark Smith, Brad Zygaj, Michael Ciesiulka, William Stuntz, Kevin Flynn, Michael Hachten, John Lindsay, Jason Donaldson, Christopher Greco, Jeffrey Jarosz, Robert Plewa, Dean Carpenter, David Adamberger, Robert Adamberger Jr.; **Recreation** – Gerald Manhard, Julie Manhard, James Ferguson, Joseph Spencer, Michelle Spencer, Michael Fusani, Christina Moore, Matthew Green, Kyle Betker, Jordan Partyka, Andrew Tonsoline, Mark Williams, Aaron Barr, Troy Wozniak, Sarah Kowalski, Andrew Wagner, Chris Crawford, David Balus, Mark Lubera, Kenny Nowak, Jeremy Wojcicki, Brendan Geisel, Francesco Musso Jr, Anthony Markut, Melysa Markut, Alex Visbisky, Ashley Grabiec, Brian Grabiec, Alison Hall, Lester Meyer

DEPARTMENT HEAD REPORTS: Police Dept July 2010, Clerk's Office Aug 2010, Treasurer's Office Aug 2010

ON A MOTION BY Trustee Hammer, seconded by Trustee Maryniewski, the department head reports were accepted.

BUILDING APPLICATIONS AND REPORTS –

ON A MOTION BY Trustee Monti, seconded by Trustee Keefe, the building inspectors reports were accepted as presented. DPW is authorized to cut the grass at 60 Laverack & 161 Calumet..

REPORT OF THE VILLAGE ATTORNEY

Resolution authorizing transfer of property

REPORT OF THE VILLAGE ENGINEER

Zurbrick Rd construction will most likely occur next year, Army Corp is still finishing final design.

COMMITTEE REPORTS

Trustee Keefe – NEST meeting last week – the following recycling options are:

Sept 18 – 9am until 1pm – e-recycling – computers, radios at GM Tonawanda Engine Plant off Vulcan St

Sept 25 – DEA National Pill Drop Off Event – Kenmore Mercy, Red Cross on Delaware, Village of East Aurora DPW on Pine, Hamburg Fairgrounds – starts at 9 am

Oct 16 – Drug collection at Iroquois High School

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Trustee Monti – winter schedule for recreation is available in the Municipal Building Hall and on the web page www.villageofdepew.org

Mayor Alberti's comments:

1. Trustee Keefe, Mayor Alberti, Chris Juliano attended a meeting with Army Corps, DEC, Bonnie Lockwood from Congressman Higgins office regarding Zurbrick Rd. They will have another meeting Sept 24. Mayor stated that Erie County owns 70% of the embankment that is falling in but letters to EC Executive Collins have gone unanswered.
2. Past Saturday the Board attended the Lancaster OEM Office on Columbia Ave Open House and Service. Bob MacPeck did a great job cleaning the place up. The building was dedicated along with a memorial for the Sept 11th and Flight 3407. They are also collecting no-perishable food items to send to the servicemen and women overseas. Cash donations to help with mailing the packages are also accepted.
3. 6pm this past Saturday the Board joined the Depew Fire Department at Southside Fire Hall and marched to Firemen's Park. The ceremony honored the volunteers who completed their courses. Mayor thanked Chief Wegst and Chief Adamberger.
4. Flu Shots will be available for the public on Oct 13th from 10am until 2 pm. You need to bring your insurance card and copays. They will be administered by the VNA in the senior center.

UNFINISHED AND OTHER BUSINESS

AUTHORIZE MAYOR TO SIGN TRANSFER DOCUMENTS – RIDGEWAY ST PROPERTIES

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

WHEREAS, the Village of Depew approved the following bids at the May 24, 2010 Board Meeting;

NOW THEREFORE BE IT RESOLVED, that Mayor Alberti is authorized to sign all transfer documents for the real estate closing for the following purchasers:

Mary Trainer, 403 Columbia Ave, Depew NY 14043 - \$1,825 – 7,125 sq. ft
Barbara Domon, 415 Columbia Ave, Depew NY 14043 - \$1,118 – 4375 sq. ft
Americo Paolucci, 39 Ridgeway St, Depew NY 14043- \$2,340 – 9,000 sq. ft

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

PUBLIC CONCERNS AND COMMENTS

John Boggs – 45 Banko – wanted to know if anyone came here to complain about flooding? Mayor answered no one came here – she read about it in the Cheektowaga Bee but a while ago someone approached the Mayor about building senior housing in that area and the Town of Cheektowaga would not ok the project because the sewers could not handle it.

Curt Krempa – spoke with Mr Pugh, Cheektowaga Engineer – Depew owns the storm sewers not the sanitary sewers. The sanitary sewers are owned by the Town of Cheektowaga. Chris is cleaning out the storm sewers and televising them.

Carol Lester – 29 Banko – called DPW for 25 years getting sewer backups into the home.

Attorney Nosek – Sanitary sewers are owned by the Town of Cheektowaga.

John Boggs – 45 Banko – DPW working said the sewers are plugged.

Ed Eberle – 59 Morris Circle – wanted to know if we have a camera. Was told we do and DPW is working on putting the cameras in the storm sewers after they clean them out. He wanted to know if this was a jurisdictional issue.

Curt Krempa – said it is an issue of what needs to be repaired. Curt and Chris are working with Bill Pugh to find out if it is the storm or sanitary sewer.

Rebecca Arcese -14 Patsy Lane – flooding issue on her street with raw sewage backing up into the basement. Lee St also has raw sewage.

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Curt Krempa – in the process of completing a drainage study on Lee St. Smoke tests have been done in the area. Smoke test consists of a generator in the sanitary sewer system and where the smoke comes up shows illegal hookups and cracks in system, it shows what needs to be repaired. When it rains gutters, sump pumps are putting water into the sanitary sewers. We need to keep this water out of the sanitary sewers.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Hammer, seconded by Trustee Keefe, the following claims are to be paid: General \$275,326.83, Sewer \$1,050.00, Capital \$52,817.75, Community Development \$28,773.16, the motion was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Maryniewski, the meeting was adjourned at 8:12 pm in memory of the victims from 9/11, may they rest in peace. The motion was **CARRIED**.

Respectfully submitted,

Elizabeth C. Melock
Village Administrator