

MEETINGS: 13  
NO. OF REGULAR: 13  
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW  
SEPTEMBER 24, 2007**

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

Absent: Trustee Monti

**ON A MOTION BY**, Trustee Fusani and seconded by Trustee Dillemoth, the September 10, 2007 Village Board Minutes were approved.

John Wojcik did a brief introduction to the Stormwater Coalition and the joint town meeting scheduled Oct 2, 2007 at 6:30 pm at the Lancaster Town Hall

**PUBLIC COMMENT – AGENDA ITEMS ONLY**

Dan Beutler – 26 Tyler St – regarding #4 do we have an appointment? Mayor Alberti said we have applications in. Regarding #8 – 2 Main St. where is the dirt coming from? John Wojcik answered all fill must be documented that it is clean fill. Some discussion on where the berm is going to be place – along Gould Ave to make the area not so unsightly.

Mayor Alberti read statement – key points addressed were:

- Welcomed Tom Dolan from the Buffalo News as our new reporter. She also thanked Lisa Johnson from the Depew Bee and Mike Petro from Cheektowaga Times.
- Reiterated that the Mayor and Trustee Hammer have met with representatives from the railroads regarding repairing the bridges.
- Mayor, John Wojcik and Liz Melock, met with reps from Erie County regarding the community development program. The Mayor has been invited it sit on the steering committee.
- Thanked Police Chief and the Police department for finding out who burned the slide in Dawson Playground and making arrangements for restitution. She also thanked the detectives for locating a dog that bit her tenant.

**APPOINT RECREATION ATTENDANTS PT**

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

Mark Lubera 14 Wayne St, Depew NY 14043  
Dave Balus 74 Northcrest Ave Cheektowaga NY 14225  
F. deSales Kellick 5790 Clinton St. Elma, NY 14059 – Senior Center Staff

to the positions of Recreation Attendants PT effective immediately 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 Dillemoth -Yes	Trustee Keefe -Yes	Mayor Alberti –Yes
Trustee Fusani -Yes	Trustee Maryniewski -Yes	
Trustee Hammer -Yes	Trustee Monti - Absent	

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**ACCEPT RESIGNATION – JANITOR FIRE HALL**

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

**BE IT RESOLVED**, the Village Board accepts the resignation of Curtis Marranca from the position of Northside Fire Station janitor effective immediately.

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

**APPOINT FIREHALL JANITOR**

Pursuant to Section 4-400 of Village Law, I, Mayor Barbara A. Alberti, do hereby appoint, Michael Hehir 60 Donna Ct, Depew NY 14043 to the position of Laborer PT for the West End Firehall effective immediately 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 Dillemoth -Yes	Trustee Keefe -Yes	Mayor Alberti –Yes
Trustee Fusani -Yes	Trustee Maryniewski -Yes	
Trustee Hammer -Yes	Trustee Monti - Absent	

**ACCEPT RESIGNATION – COMMERCIAL BUILDING INSPECTOR**

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

**BE IT RESOLVED**, the Village Board accepts the resignation of Michael Wozniak from the position of Commercial Building Inspector effective October 1, 2007.

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

**AUTHORIZE MAYOR TO SIGN LEASE AGREEMENT EC BOARD OF ELECTIONS**

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

**AUTHORIZE MAYOR TO SIGN CSEA BENEFIT AGREEMENT**

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

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**BE IT RESOLVED**, Mayor Alberti is hereby authorized to sign the CSEA Benefit Agreement for the Vision and Dental provided to the CSEA Blue Collar Union. The ending date of the agreement is June 30, 2011.

The foregoing resolution was seconded by Trustee Hammer, 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 -Absent	

**AWARD BID- USED SCOTT AIR PACKS**

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

**BE IT RESOLVED**, that upon the recommendation of Fire Chief Pete Michaels, the bids for the sale of the used Scott Air Packs be awarded to:

1. Brian Evans, 212 Catlin Ave, Port Allegany, PA 16743 for \$500.00 for two (2) air packs.
2. Sheldon Fire Company, 996 Centerline Rd, Strykersville, NY 14145 for \$7000.00 for ten (10) air packs.
3. Dunlop Tire Corporation, Sheridan Dr Tonawanda NY 14150 for \$4,500 for fifteen air packs.

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 -Absent	

**APPROVE DUMPING PERMIT – EMPIRE DIAGNOSTICS**

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

**WHEREAS**, Empire Diagnostics, has applied for a Dumping Permit for 2 Main St.

**NOW THEREFORE BE IT RESOLVED**, a Dumping Permit is hereby **APPROVED**. The following conditions apply:

- 1) Documentation must be provided where the fill is coming from and that the fill material has been tested and does not contain any contaminants.
- 2) Roadway must be kept clean.
- 3) Service road around perimeter of building is graded and clear of potholes so the truck noise is kept to a minimum as to not disturb the surrounding neighbors.
- 4) Dumping & grading must occur only Monday –Friday, excluding holidays and between the hours of 8 a.m. and 5:30 p.m. only. No dumping or grading will be done on holidays.
- 5) Berm to be constructed with vegetation along southern property line as to form a natural barrier no later than December 31, 2007.
- 6) Berm shall be maintained and in good condition and not allowed to become overgrown.

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- 7) Continued progress with clean up of industrial site to dispose of scattered and unsightly debris. Examples of but not limited to are wood, construction debris, trailers and tires.
- 8) Fill permit shall expire April 30, 2008.

The foregoing 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 -No	Trustee Monti - Absent	

**TABLED DUMPING PERMIT – 2094 GEORGE URBAN BLVD**

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

**WHEREAS**, Urbandale Development Co, has applied for a Dumping Permit to erect a landscaping berm up to five (5) feet high to be located on the green area adjacent to existing berms in the rear of the Urbandale Plaza on George Urban Blvd.

**NOW THEREFORE BE IT RESOLVED**, a Dumping Permit is hereby **TABLED**. If approved the permit comes with the following conditions:

- 9) Documentation must be provided where the fill is coming from and that the fill material has been tested and does not contain any contaminants.
- 10) No concrete or construction debris – clean fill only.
- 11) Driveways must be kept clean.
- 12) Dumping & grading must occur only Monday –Friday, excluding holidays and between the hours of 8 a.m. and 5:30 p.m. only. No dumping or grading will be done on holidays.
- 13) Permit expires June 1, 2008.

The foregoing 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 - Absent	

**SPECIAL USE PERMIT – 4673 BROADWAY**

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

**WHEREAS**, Madeline Stoll, has petitioned the Village Board for a Special Use Permit for a portable sign to be used on a permanent basis to show pizza specials at her location on 4673 Broadway.

**BE IT RESOLVED**, that a special use permit is denied for 4673 Broadway, Depew, NY 14043

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 - Absent	

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**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR A PUBLIC HEARING  
– COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to advertise for a Public Hearing regarding Federal Community Development Block Grant Funding Projects in the Village of Depew to be held on Tuesday, October 9, 2007 at 7:30 pm.

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

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS – POLICE  
VEHICLES**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to advertise for bids for police vehicles.

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

**PERMISSION – ATTEND SEMINAR**

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

**BE IT RESOLVED**, Permission is hereby granted to Mayor Barbara Alberti, Village Administrator Liz Melock and Fire Chief Pete Michaels to attend the NYCOM Volunteer Firefighter Workshop in Dansville, NY on October 25, 2007. The cost of the seminar is \$150.00 for all three attendees. Use of a Village vehicle is also authorized.

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

**PERMISSION – ATTEND SEMINAR**

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

**BE IT RESOLVED**, Permission is hereby granted to Mayor Barbara Alberti and Residential Building Inspector Matthew Filipowicz to attend the NYCOM Neglected and Vacant Properties Workshop in Hamburg, NY on October 11, 2007. The cost of the seminar is \$70.00 for both attendees. Use of a Village vehicle is also authorized.

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

**PERMISSION – ATTEND SEMINAR**

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

**BE IT RESOLVED**, Permission is hereby granted to Matthew Filipowicz to attend the Niagara Frontier Building Officials Annual Conference January 28-30, 2008 at the Buffalo Niagara Marriott. The cost of the conference is \$250.00. Use of a Village vehicle is also authorized.

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

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**PERMISSION – DEPEW HIGH SCHOOL BONFIRE**

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

**BE IT RESOLVED**, permission is hereby granted to the Depew High School Varsity D Club to hold their annual bonfire on Tuesday October 16, 2007 at 7:30 PM between the football field and the softball diamond. The Depew Fire Department will be present to provide fire protection with the following stipulations:

1. The Fire Marshall must meet with an adult advisor at 17:30 hour on the day of the event to inspect the site and review emergency procedures.
2. No flammable liquids are to be used in lighting the bonfire.
3. The Depew Fire Department will supervise the lighting of the bonfire and will remain on standby for the duration of the event.
4. The Fire Marshall reserves the right to cancel the bonfire in the event of adverse weather conditions (high winds) or any other condition that may adversely affect public safety.

Depew Police personnel will be present to maintain order and supply necessary traffic enforcement.

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

**PERMISSION – DEPEW HIGH SCHOOL MOTORCADE**

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

**WHEREAS**, the Depew High School Student Senate has made application for a Motorcade escort for Friday, October 19, 2007 at approximately 5:30 PM, and

**WHEREAS**, said motorcade route and traffic enforcement has been authorized by the Chief of Police.

**NOW, THEREFORE BE IT RESOLVED**, that permission is granted to the Depew High School Senate to hold the above-mentioned Motorcade on Friday, October 19, 2007.

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

**PERMISSION – DEPEW FIRE DEPT**

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

Permission is hereby granted to:

Depew Fire Department to use the Northside Firehall on Thursday October 18<sup>th</sup> from 7 pm till 10 pm to host the Lancaster Alden Chiefs Association Meeting.

And to

Depew Fire Department to use the Village Hall on October 13<sup>th</sup> and 20<sup>th</sup> for department physicals.

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

Tree Trimming/Removal: 115 Elmwood Ave, 505 French Rd, 36 South Ellington St, 19 Mary Lou Dr.

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Employment Applications: Recreation -David Balus, Mark Lubera, Marcus Campbell, Patrick Fellner, Kevin Gerwitz, Ronald Cuahonte, Dennis Brown, Matthew Beck, Anthony Tonsoline, Andrew Tonsoline, Victoria Banas, Michelle Spencer, Ryan Winkowski, Justin Jeziorski, Gary Efthemis, Ernest Wlostowski, Melissa Jakubowski, Christina Moore, Katie Keller, Samantha Wlostowski, Dana Baumeister, Jill Gangloff, Molly Dachauer, Jaclyn Emerson, Senior Center Arts & Craft Inst – F. deSales Kellick, General – Michael Arena

**DEPARTMENT HEAD REPORTS**

Police Report August 2007, Assessor's Office Report August 2007

ON A MOTION BY Trustee Keefe, seconded by Trustee Fusani, the Department Head Reports were accepted as presented.

**BUILDING APPLICATIONS AND REPORTS**

ON A MOTION BY Trustee Hammer, seconded by Trustee Maryniewski, the Residential and Plumbing reports were accepted as presented.

**REPORT OF THE VILLAGE ATTORNEY**

Commented on the cancellation of the SEQR meeting regarding the Falcon Dr. subdivision.

**REPORT OF THE VILLAGE ENGINEER**

He will be meeting with John Wojcik to go over the community development project.

**COMMITTEE REPORTS**

Trustee Fusani– Saints Hockey members are selling scarves at the rink on Sunday 8-2 pm and will donate all proceeds to kids with cancer.

Trustee Keefe – Looking for applications for Senior Center Arts & Crafts Instructor and Fitness Instructor.

**UNFINISHED AND OTHER BUSINESS**

None:

**CLAIMS AND ACCOUNTS - 2008 - 08**

ON A MOTION BY Trustee Dillemoth, seconded by Trustee Hammer, the following claims are to be paid: General \$232,633.10, Sewer \$294.76 and Community Development \$62,784.13 **CARRIED.**

**ADJOURNMENT**

ON A MOTION BY Trustee Keefe, seconded by Trustee Fusani, the meeting was adjourned at **8:10pm**. The motion was **CARRIED.**

Respectfully submitted,

Elizabeth C. Melock  
Administrator