

MEETINGS: 15  
NO. OF REGULAR: 15  
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW  
OCTOBER 22, 2007**

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

Absent: Trustee Fusani

**ON A MOTION BY**, Trustee Monti and seconded by Trustee Keefe, the October 9, 2007 Village Board Minutes were approved.

**ON A MOTION BY**, Trustee Hammer and seconded by Trustee Maryniewski, the October 1, 2007 Zoning Board Minutes were accepted.

**ON A MOTION BY**, Trustee Hammer and seconded by Trustee Maryniewski the October 15, 2007 Zoning Board Minutes were accepted.

**PUBLIC COMMENT – AGENDA ITEMS ONLY**

None

**APPOINT RECREATION TEMPORARY SEASONAL EMPLOYEES**

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

(List Attached)

to the Winter Recreation Program, at salaries as stipulated in the budget.

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

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

**AWARD BID –POLICE VEHICLES**

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

**WHEREAS**, the Village of Depew sought bids for the lease of six police vehicles to replace three current vehicles in the police fleet and add three SUV vehicles, and

**WHEREAS**, bids were opened on Thursday, October 11, 2007 at 11 am in the Council Chambers, and

**WHEREAS**, the low bidder was Delacy Ford, Inc.

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**BE IT RESOLVED**, that upon the recommendation of Chief Thomas Domino, the bid for the Lease/Purchase of six police vehicles be awarded to:

DeLacy Ford, Inc.  
3061 Transit Rd.  
Elma, NY 14059

**BE IT FURTHER RESOLVED**, the Village Administrator is authorized to pay DeLacy Ford Inc., two annual payments of \$54,787.60 for a total of \$109,575.20.

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 - Absent	Trustee Maryniewski - Yes	
Trustee Hammer - Yes	Trustee Monti - Yes	

**AUTHORIZE MAYOR TO SIGN CONTRACT WITH ERIE COUNTY 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 contract with Erie County Community Block Grant Program (ECCDBG) for the following projects listed in order of their ranking of priority by the Depew Village Board:

1. Senior Center Patio Project, and
2. St. James Place, Wyandotte Street and Laverack Street Sanitary Sewer Refurbishing Project, and
3. Laverack, Calumet and Muskingum Streets sidewalk replacement project and

**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 a contract with ECCDBG upon approval of the ECCDBG for the aforementioned projects.

**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 a contract with ECCDBG program upon approval of ECCDBG for the following projects, listed in order of their ranking priority:

1. Senior Center Patio Project, and
2. St. James Place, Wyandotte Street and Laverack Street Sanitary Sewer Refurbishing Project, and
3. Laverack, Calumet and Muskingum Streets sidewalk replacement project and

**BE IT FURTHER RESOLVED**, that the Village Administrator forward a certified copy of this resolution to ECCDBG, Erie County Consortium.

The foregoing 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 - Absent	Trustee Maryniewski - Yes	
Trustee Hammer - Yes	Trustee Monti – Yes	

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**AUTHORIZE MAYOR TO SIGN RETAINER AGREEMENT**

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

**WHEREAS**, the Village of Depew has a BAN renewal due in November,

**NOW, THEREFORE, BE IT RESOLVED** that Mayor Barbara A. Alberti, is hereby authorized to sign a retainer agreement with Daniel A. Spitzer & John A. Alessi from HodgsonRuss 140 Pearl St Suite 100 Buffalo, NY 14202-4040 to represent the Village of Depew for bond counsel.

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 - Absent	Trustee Maryniewski - Yes	
Trustee Hammer - Yes	Trustee Monti – Yes	

**APPROVE/TABLE/DENY DUMPING PERMIT – CASEY’S SALVAGE**

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

**WHEREAS**, Casey’s Truck Salvage 5651 Transit Rd. Depew, NY 14043, has applied for a Dumping Permit for its property at 5651 Transit Rd. Depew NY.

**NOW THEREFORE BE IT RESOLVED**, a Dumping Permit is hereby **APPROVED** if granted the following conditions apply:

- 1) Letter required that material being received has been tested and is non hazardous.
- 2) Only hard fill to be used in road base.
- 3) Material must be used as soon as possible (minimal stock piles).
- 4) Permit expires October 31, 2008.
- 5) All material must be dumped inside the fence.

The foregoing 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 - Absent	Trustee Maryniewski - Yes	
Trustee Hammer -Yes	Trustee Monti – Yes	

**AUTHORIZE ADMINISTRATOR TO TRANSFER FUNDS**

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

**BE IT RESOLVED**, the Administrator is authorized to make the following transfer of funds:

<u>FROM ACCOUNT</u>		<u>TO ACCOUNT</u>		<u>AMOUNT</u>
<b>From Account:</b>		<b>To Account:</b>		<u>Amount</u>
Drug Seizure Acct	10.0235	Police Dept- Lab Expense	3120.303	12,470.00
Total to be transferred				\$12,470.00

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

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

**PERMISSION TO HOLD SNOW PLOW RODEO**

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

**BE IT RESOLVED**, permission is hereby granted to the North Erie Residency of the NYSDOT to use the Depew Ice Rink parking lot on Tuesday October 30, 2007, with a rain date of November 1, 2007 from 8:00 a.m.to 1:00 p.m. for their Snow Plow Rodeo.

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

Tree Trimming/Removal:

38 Helenbrook Lane, 28 Stewart Dr, 25 Rogers Dr, 58 Colony St.

Employment Applications:

General – Michael Safe, Recreation – Courtney Manhard, Kelly Jones, James Ramsey

**DEPARTMENT HEAD REPORTS**

Police – September 2007, Assessor’s Office – September 2007

**ON A MOTION BY** Trustee Hammer seconded by Trustee Maryniewski, the Department Head Reports were accepted as presented.

**BUILDING APPLICATIONS AND REPORTS**

**ON A MOTION BY** Trustee Keefe, seconded by Trustee Monti, the Residential report was accepted as presented.

**REPORT OF THE VILLAGE ATTORNEY**

No Report

**REPORT OF THE VILLAGE ENGINEER**

Bruce Shearer - Status update – sewer line project 2007 started today. Next week sealing laterals – did topographic survey to start next phase of DEC consent order.

**COMMITTEE REPORTS**

Trustee Monti - New slide is in at the playground at Dawson Field. Recreation is continuing to register participants for basketball and soccer programs this winter.

**UNFINISHED AND OTHER BUSINESS**

None

**PUBLIC CONCERNS AND COMMENTS**

Dan Beutler – 26 Tyler St. – Questioned what is happening with 5600 Transit Rd. Also the status with KFC. Mayor Alberti responded still researching it KFC issue, 5600 Transit is due back in court in December. Questioned what is going on on Broadway across from Iron Mikes trailers over there, there is burning going on. Matt Filipowicz

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will look into it. Questions regarding Ace Flag. Matt will meet with them regarding addition.

Mayor Alberti - NL Industries – remedial work started.

Dan Beutler - 26 Tyler St. – Where is material moving? Can we get the readings?

Chief Michaels - Reported all fire halls will be open on October 31<sup>st</sup> from 6pm – 8pm with cider and donuts.

Chief Domino – Attended Community Block Group Meeting – Main, Sanilac & Penora. Quality of life issues – sex offender registry will be on web site before the end of the year.

Mayor Alberti - Meetings will be on the 1<sup>st</sup> Tuesday of the month, November 6<sup>th</sup> at 7PM. Neighborhood Watch Club, Captain, Chief and Officer Garry in attendance, want residents to be aware of their neighbors. Trustee Keefe is working on a local law for garbage cans to cut down on rodent problems, fines for plastic bags.

**CLAIMS AND ACCOUNTS - 2008 - 10**

**ON A MOTION BY** Trustee Keefe, seconded by Trustee Hammer, the following claims are to be paid: General \$201,634.52, Sewer \$16,804.37, Capital \$203.82.

**CARRIED.**

**ADJOURNMENT**

**ON A MOTION BY** Trustee Monti, seconded by Trustee Hammer, the meeting was adjourned at **7:56pm** in memory of Mel Hodur a former employee of the DPW and Michael Kemnitzer a firefighter from Central Hose #4. The motion was **CARRIED.**

Respectfully submitted,

Elizabeth C. Melock  
Administrator