

MEETINGS TO DATE 13
NO. OF REGULARS: 12

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
OCT 24, 2011**

ROLL CALL: Trustee Hammer
Trustee Nolder
Trustee Pecora
Trustee Nikonowicz
Mayor Hoffman

Mayor Hoffman thanked Art Domino for his part on the Shred & Regan show Oct 14th.

ON A MOTION BY, Trustee Pecora, and seconded by Trustee Hammer, the October 11, 2011 Village Board Minutes were approved.

PUBLIC COMMENT – AGENDA ITEMS ONLY

Thomas Mills – 358 Penora St – Regarding #6 Home Occupation Permit – internet based store – dealer to dealer with the transfer over the internet. No firearms on site.
Joan Priebe – 15 Howard – regarding the village codes – vending machines – what do we do with them. Administrator stated we issue permits but nothing more.
Paul Sprada – 58 Argus - #7 what is the reason for it. The Mayor stated the change in the Village Board meeting time is to go green, shut the building down sooner. #8 – more money in? Administrator stated it was a check for auto repairs.
Art Domino – Chapter 253 is that because we are no longer in water business.

PUBLIC HEARING LOCAL LAW #8 OF 2011 – REPEALING VILLAGE CODES

Village Administrator read the legal notice regarding the public hearing for Local Law #8– Repealing Village Codes and Mayor Hoffman opened the hearing.
Copies of the local law were with each agenda.
Joan Priebe – 15 Howard – who reviewed these. Administrator stated Dan Ulatowski reviewed the code.
ON A MOTION BY, Trustee Nolder, seconded by Trustee Nikonowicz the public hearing was closed at 7:32 pm.

ADOPT LOCAL LAW #8 OF 2011 – REPEALING VILLAGE CODE

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

WHEREAS, the Board of Trustees of the Village of Depew, New York held a public hearing on October 24, 2011 at 7:30 pm in the Council Chambers of the Municipal Building, 85 Manitou St, Depew, NY to consider the adoption of a local law which would repealing the following sections of the Village code that are obsolete:

“Repealing Chapters 55 – Air Pollution, Chapter 102 – Filling & Excavating, Chapter 247 – Vending Machines, Chapter 253 - Water”

WHEREAS, all persons were given an opportunity to speak for or against this local law;

NOW THEREFORE, BE IT RESOLVED, this local law is hereby adopted.

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

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

SEQR & Negative Declaration and Local Law attached at end of minutes.

**VILLAGE OF DEPEW
OCTOBER 24, 2011**

APPOINT CROSSING GUARDS SEASONAL BACKUPS

Pursuant to Section 4-400 of Village Law, I Mayor Steven Hoffman, hereby appoint Gary Boomer 1527 Como Park Blvd Depew NY 14043 and Joanne Schneller 3557 Walden Ave Lancaster NY 14086 to the positions of Crossing Guards as backups, at a salary as stipulated in the budget.

The appointments were acted upon in the following manner by the Board of Trustees:

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

APPOINT RECREATION TEMPORARY SEASONAL EMPLOYEE

Pursuant to Section 4-400 of Village Law, I Mayor Steven Hoffman, hereby appoint Kenny Nowak 151 Grant St Depew NY 14043 to the Winter Recreation Program, at a salary as stipulated in the budget.

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

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – 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. 2012-2013 Gould Ave & Meridian St Sanitary Sewer & Manhole Remediation
2. 2012-2013 Suffield Ave Sanitary Sewers & Manhole Remediation
3. 2012-2013 Platform Lift Food Pantry Penora St

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 sign, submit and execute contracts with Erie County for CDBG funded projects upon approval of the CDBG 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 sign, submit and execute contracts with Erie County for CDBG funded projects upon approval of CDBG for the following projects, listed in order of their ranking priority:

1. 2012-2013 Gould Ave & Meridian St Sanitary Sewer & Manhole Remediation \$170,472
2. 2012-2013 Suffield Ave. Sanitary Sewers & Manhole Remediation \$143,953
3. 2012-2013 Platform Lift Food Pantry Penora St \$111,612

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

OCTOBER 24, 2011

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

- Trustee Hammer – Yes
- Trustee Nolder – Yes
- Trustee Pecora – Yes
- Trustee Nikonowicz - Yes
- Mayor Hoffman - Yes

APPROVE/TABLE/DENY HOME OCCUPATION APPLICATION – 358 PENORA ST

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

WHEREAS, Thomas K. Mills 358 Penora St, left side, has applied for a Home Occupancy Permit from the Village of Depew to do business as JDM Firearms.

WHEREAS, the Village Code Chapter 260.27 requires the Village Board to approve the application;

NOW, THEREFORE BE IT RESOLVED, that the Village Board of the Village of Depew hereby denies the application from Thomas K. Mills.

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

- Trustee Hammer – Yes
- Trustee Nolder – Yes
- Trustee Pecora – Yes
- Trustee Nikonowicz - Yes
- Mayor Hoffman - Yes

CHANGE BOARD MEETING TIMES

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

BE IT RESOLVED, Regular Meetings of the Village of Depew will be held on the Second and Fourth Monday of every month at 7:00 P.M. in the Council Chambers. This change will take effect with the December 12, 2011 Board Meeting.

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

MODIFY 2011/2012 BUDGET –POLICE DEPT

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

WHEREAS, the Village of Depew has received \$1,777.60 from Accent Stripe Inc, 3275 N. Benzing Rd Orchard Park NY 14127 for funds received from paint damage to a police vehicle;

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2011/2012 Budget in the following manner:

A510	Estimated Revenue	
	Sub Account 010. 2655 Minor Sales	\$1,777.60
A960	Appropriations	
	Sub Account 3120.451 – Police – Auto Repairs	\$1,777.60

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

Trustee Hammer – Yes
Trustee Nolder – Yes
Trustee Pecora – Yes
Trustee Nikonowicz – Yes
Mayor Hoffman – Yes

TREE/TRIMMING REMOVAL: 18 Michele, 805 Sherwood

EMPLOYMENT APPLICATIONS: Recreation – Kenny Nowak, Assistant Supr. – Johnny Barker, Eugene Suchora, Delmas Brent, W. Mark Schmitt

DEPARTMENT HEAD REPORTS, Including Building Dept: Police Dept September 2011, authorized DPW to cut the bushes at 397 French Rd.

ON A MOTION BY Trustee Nikonowicz, seconded by Trustee Pecora, the department head report was accepted as presented.

REPORT OF THE VILLAGE ATTORNEY

Code Enforcement reviewed parcels – Board to review the list to start moving forward with the revised code for unsafe buildings. He will be meeting with the Building Dept, Administrator and Board member for further review of the Village Code.

REPORT OF THE VILLAGE ENGINEER

Order on Consent – Bypass report will be submitted to the Village Board by the end of the week.

COMMITTEE REPORTS:

None

UNFINISHED AND OTHER BUSINESS –

None

PUBLIC CONCERNS AND COMMENTS –

Joan Priebe – 15 Howard – Building Inspectors should be here. Mayor stated Rick was her from 5pm until 6pm.

Paul Sprada – 58 Argus – When is Halloween? Mayor stated Oct 31st from 6pm until 8:30 pm.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Pecora, seconded by Trustee Nolder, the following claims are to be paid: General \$206069.4, Sewer Fund \$1,928.99, Capital Fund \$11,700.91, the motion was **CARRIED**.

ADJOURNMENT-

ON A MOTION BY Trustee Nikonowicz, seconded by Trustee Hammer, the meeting was adjourned at 7:45 pm with congratulations to the Depew Football team for their successes with the Depew Lancaster game and again Lackawanna and also to Mayor for predicting the score of the Depew Lancaster game. The meeting was adjourned at 7:45 pm. The motion was **CARRIED**.

Respectfully submitted,

Elizabeth C. Melock
Village Administrator