

MEETINGS: 17
NO. OF REGULAR: 17
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
NOVEMBER 24, 2008**

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

ON A MOTION BY, Trustee Fusani, and seconded by Trustee Maryniewski, the November 10, 2008 Village Board Minutes were approved.

ON A MOTION BY, Trustee Monti, and seconded by Trustee Hammer, the November 6, 2008 Planning Board Minutes were approved.

ON A MOTION BY, Trustee Keefe, and seconded by Trustee Monti, the November 17, 2008 Planning Board Minutes were accepted.

PUBLIC COMMENT – AGENDA ITEMS ONLY

None

APPOINT RECREATION TEMPORARY SEASONAL EMPLOYEE

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, hereby appoint Francesco Musso 112 Nassau Ave Kenmore NY 14217 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 Fusani -Yes	Trustee Maryniewski -Yes
Trustee Hammer -Yes	Trustee Monti -Yes
Trustee Keefe -Yes	Mayor Alberti -Yes

APPROVE/TABLE/DENY USED CAR LICENSE – 5460 TRANSIT RD

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

WHEREAS, James R. Mazzariello has applied for a Used Car License under the name of Jim Mazz Auto Collision & Sales inc. at 5460 Transit Rd. Depew NY,

BE IT RESOLVED, the Village Board TABLES, the used car license. If approved the following stipulations will apply:

1. The total number of used cars to be stored or put on display on the exterior of the property shall not exceed twenty-four in total amount.
2. The vehicles shall be arranged as per the parking plan submitted with the application.
3. No damaged cars being stored on the premises will be exposed to the public. A fence will be erected so as to keep this from happening.
4. No repair work is to be performed out of doors.
5. Each driveway shall have unobstructed width of 35 feet.
6. No vehicles in the building are to have more than ¼ tank of gasoline per NYS Fire Code Section 314.4.
7. If any exterior lighting is to be installed it shall be shielded from residential neighbors.

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

Trustee Fusani -Yes	Trustee Maryniewski -Yes
Trustee Hammer -Yes	Trustee Monti -Yes
Trustee Keefe -No	Mayor Alberti -Yes

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AWARD BID –SALT TRUCK

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

WHEREAS, the Village of Depew sought bids for a 2009 Salt Truck Chassis,

WHEREAS, the bid was opened on Thursday, November 13, 2008 at 11 am in the Council Chambers, and

WHEREAS, the low bidder was Hunter Truck Sales & Service.

BE IT RESOLVED, that upon the recommendation of Head Mechanic Phil Fleck, the bid for the purchase of the salt truck chassis in the amount of \$93,556 be awarded to:

Hunter Truck Sales & Service
2370 Walden Ave
Buffalo, NY 14225

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

Trustee Fusani -Yes	Trustee Maryniewski -Yes
Trustee Hammer -Yes	Trustee Monti -Yes
Trustee Keefe -Yes	Mayor Alberti -Yes

AWARD BID –VILLAGE HALL & RECREATION DOORS

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

WHEREAS, the Village of Depew sought bids for door replacements at the Village Hall and Recreation Dept,

WHEREAS, the bids were opened on Tuesday, November 18, 2008 at 11 am in the Council Chambers, and

WHEREAS, the low bidder was ARC Building & Construction Company.

BE IT RESOLVED, that upon the recommendation of Bruce Shearer, Engineer from Nussbaumer & Clarke, the bids for replacement doors at the Village Hall doors in the amount of \$5,950.00 and Recreation Department doors in the amount of \$16,910.00 be awarded to:

ARC Building & Construction Company
396 Robinson Street
North Tonawanda, NY 14120

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

Trustee Fusani -Yes	Trustee Maryniewski -Yes
Trustee Hammer -Yes	Trustee Monti -Yes
Trustee Keefe -Yes	Mayor Alberti -Yes

AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS FOR PHONE SERVICE AND SYSTEM

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a new phone system and service for the village's phones.

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

AUTHORIZE ADMINISTRATOR TO ADVERTISE AUDITED FINANCIAL STATEMENTS

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise that the Village's Financial Statements for year ending May 31, 2008 have been audited.

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

MODIFY 2008/2009 BUDGET – NOCO DONATION

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

WHEREAS, the Village of Depew Police Department has received \$500.00 donation towards their programs.

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2008/2009 Budget in the following manner:

A510	Estimated Revenue		
	Sub Account 10. 2770 –Other Income - Police		\$500.00
A960	Appropriations		
	Sub Account 3120.434 – Police Dept – Professional Services		\$500.00

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

Trustee Fusani -Yes	Trustee Maryniewski -Yes
Trustee Hammer -Yes	Trustee Monti -Yes
Trustee Keefe -Yes	Mayor Alberti -Yes

MODIFY 2008/2009 BUDGET – INSURANCE PROCEEDS

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

WHEREAS, the Village of Depew Police Department has received \$2,135.71 from our insurance company for damage to car #61.

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2008/2009 Budget in the following manner:

A510	Estimated Revenue		
	Sub Account 010.2680 Insurance Recoveries		\$2,135.71
A960	Appropriations		
	Sub Account 3120.451 – Police Dept – Vehicle Repair		\$2,135.71

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

Trustee Fusani -Yes	Trustee Maryniewski -Yes
Trustee Hammer -Yes	Trustee Monti -Yes
Trustee Keefe -Yes	Mayor Alberti -Yes

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SPECIAL USE PERMIT TO KEEP ANIMALS

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

BE IT RESOLVED, permission is hereby DENIED to Gerry Hubert, 14 A St. Depew, to keep up to three chickens on premises for raising eggs for a period of one (1) year with a fee of \$150.00.

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

ACCEPT FIRE DEPARTMENT ELECTION RESULTS

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

WHEREAS, on Friday, November 21, 2008, the Depew Fire Department held a Special Chiefs Election with the following result:

5th Assistant Chief Scott Wegst Central Hose Company #4

BE IT RESOLVED, that the Village Board approves this election result and congratulates the elected Assistant Chief.

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

PERMISSION – DPW CHRISTMAS PARTY

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

Permission is hereby granted to the Department of Public Works to hold their Employees Christmas Party on December 12, 2008 from 12:00 noon to 3:30 PM at the DPW Garage.

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

TREE TRIMMING/REMOVAL: 292 Claudette, 346 S. Creek

EMPLOYMENT APPLICATIONS: Recreation – Francesco Musso, Planning Board Member – Michael Hall

DEPARTMENT HEAD REPORTS: Police – October 2008, Senior Center – October 2008, Treasurer's Office – October 2008

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 Monti, seconded by Trustee Maryniewski, the building inspectors' reports were accepted as presented.

REPORT OF THE VILLAGE ATTORNEY

No Report

REPORT OF THE VILLAGE ENGINEER

Regarding NL Properties – Planning Board met regarding site plan review. He will be sending a letter regarding the landscape, retention pond and site plan review in the next week.

COMMITTEE REPORTS

Mayor Alberti – Trustees Monti, Maryniewski, Keefe and the Mayor attended the Veteran's Day Ceremony in Depew. December 13 at 6 pm is the Tree Lighting.

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UNFINISHED AND OTHER BUSINESS

None

PUBLIC CONCERNS AND COMMENTS

Anthony Schiavone – 3004 George Urban Blvd – Thanked Chief Domino for his effort to have a sign put up at Transit/French so that trucks know about the bridge on George Urban.

Scott Bosworth – 127 Woodlawn – read letter about having to put out garage before the 5 pm time currently in effect. Explained working 16 hour shifts, why didn't Village go to totes. Mayor explained about the public hearings and NYS Property Maintenance Law.

Paul Walters – Res. Bldg Insp. They tag everyone the same. If Mr. Bosworth has an issue with the timing of putting out garbage, then he should make arrangements for someone else to take it out.

Dave Brauen – 199 Kieffer – complained about garbage men tossing cans to go as fast as possible.

Paul Walters – he looked at 15 streets today – all the cans were turned upside down, the garbage men are trying harder.

Mayor Alberti – Modern Disposal was notified of the residents concerns regarding tossing cans and lids.

Dan Beutler – 27 Tyler – previously his lines were cut but the last two months the cans were turned upside down.

CLAIMS AND ACCOUNTS – 2009-12

ON A MOTION BY Trustee Hammer, seconded by Trustee Keefe, the following claims are to be paid: General \$758,423.66, Community Development \$3,092.14, Capital \$412,222.43. **CARRIED.**

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Fusani, the meeting was adjourned at **8:10 pm** in memory of Marg Rogacki a long time resident of the Village, the motion was **CARRIED.**

Respectfully submitted,

Elizabeth C. Melock
Village Administrator