

MEETINGS: 8
NO. OF REGULAR: 8
NO. OF SPECIAL MEETINGS: 0

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
JULY 9, 2007**

ROLL CALL: Trustee Dillemoth
Trustee Fusani
Trustee Hammer
Trustee Keefe

Trustee Maryniewski
Trustee Monti
Mayor Alberti

ON A MOTION BY, Trustee Hammer and seconded by Trustee Monti the June 25, 2007 Village Board Minutes were approved.

ON A MOTION BY, Trustee Keefe and seconded by Trustee Fusani the July 2, 2007 Zoning Board Minutes were accepted.

ON A MOTION BY, Trustee Maryniewski and seconded by Trustee Hammer the July 5, 2007 Planning Board Minutes were approved.

PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Steve Weiss – Olmstead Ave - ? #8 – Mayor stated was withdrawn by Southeast Works for the special use permit.

ACCEPT RESIGNATION – SECRETARY TO MAYOR

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

BE IT RESOLVED, the Village Board accepts the resignation of Gerry Arber from the position of Secretary to the Mayor effective July 14, 2007.

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

APPOINT SECRETARY TO MAYOR

Pursuant to Section 4-400 of Village Law, I Mayor Barbara Alberti, do hereby appoint Carmi Poss, 8 Laverack Ave. Depew, New York, for the position of Secretary to Mayor effective July 16, 2007 for the remainder of the term of the position, said term expiring on the 1st Monday, April 2008.

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

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

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AWARD BID- LAWN MAINTENANCE

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

BE IT RESOLVED, that the bid for Lawn Maintenance for Foreclosures & Abandon houses be awarded to:

Jeff Petyk Landscaping
5635 Transit Rd.
Depew, NY 14043

The following 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 -	Yes		

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR A PUBLIC HEARING
- PROPOSED LOCAL LAW #2 OF THE YEAR 2007 - OPEN BURNING LAW**

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a Public Hearing for Proposed Local Law #2 of the Year 2007 – Open Burning Law, to be held on July 23 at 7:30 PM.

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

MODIFY 2007/2008 BUDGET – INSURANCE PROCEEDS

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

WHEREAS, the Village of Depew has received \$16,650.08 from our insurance company for the damage to a police car and fire truck, and the proceeds of this checks will be used for repairs

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2007/2008 Budget in the following manner:

A510	Estimated Revenue		
	Sub Account 10.2680 – Insurance Recoveries		\$16,650.08
A960	Appropriations		
	Sub Account 3120.451 – Police Dept – Automotive Repair		\$3,658.08
	Sub Account 3410.452 – Fire Dept – Truck Repairs		\$12,992.00

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The following 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 -	Yes		

MODIFY 2007/2008 BUDGET – NYSERDA FUNDS

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

WHEREAS, the Village of Depew has received \$3,150.00 from NYSERDA for a rebate on the fire hall lights recently installed,

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2007/2008 Budget in the following manner:

A510	Estimated Revenue		
	Sub Account 10.2770 – Misc. Revenue		\$3,150.00
A960	Appropriations		
	Sub Account 3020.0260 – Electrical Dept – Public Safety Equip		\$3,150.00

The following 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 -	Yes		

MODIFY 2007/2008 BUDGET – NIGHT OUT FUNDS

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

WHEREAS, the Village of Depew has received \$550.00 from Network Services and Schmidts Auto Body for sponsoring Night Out Kid ID Program,

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2007/2008 Budget in the following manner:

A510	Estimated Revenue		
	Sub Account 10.2770 – Misc. Revenue		\$550.00
A960	Appropriations		
	Sub Account 1620.478 – Night Out		\$550.00

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 -	Yes		

**VILLAGE OF DEPEW
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SPECIAL USE PERMIT – 321 COLUMBIA AVE -SOUTHEAST WORKS

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

BE IT RESOLVED, that a Special Use Permit be hereby granted/denied/tabled for Southeast Works 181 Lincoln St Depew for property they are purchasing at 321 Columbia Ave Depew.

NOW THEREFORE BE IT RESOLVED, a Special Use Permit commencing on July 9, 2007 and ending May 25, 2008 with said application renewable on an annual basis, is hereby granted/denied/tabled to Southeast Works, with a fee of \$150.00 per year.

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

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

- **Resolution was withdrawn by applicant at the pre-meeting.**

AUTHORIZE BLIND PERSON SIGN IN AREA SIGN – EASTON ST

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

WHEREAS, there are two blind persons residing on Easton Street and for safety and notification reasons there should be street signs notating this,

BE IT RESOLVED, that upon the request of one of the residents on Easton Street, the Department of Public Works is authorized to place two “Blind Person in Area” signs on Easton St. One sign to be placed near Terrace and the other near Westfield.

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 -	Yes		

PERMISSION – DEPEW FIRE DEPT

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

Permission is hereby granted to:

Depew Fire Department Explorer Post #37 to use the West End Firehall on Saturday July 21, 2007 from 11 a.m. till 3:00 pm for a car wash fundraiser.

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

**VILLAGE OF DEPEW
JULY 9, 2007**

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

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

BE IT RESOLVED, membership is hereby granted to the following in the Depew Fire Department pending the passing of their physical:

AETNA HOSE

Brian Wachowski 83 Warsaw St. Depew NY 14043

The following resolution was seconded by Trustee Maryniewski, and
CARRIED

Tree Trimming/Removal: 339 Argus Dr., 34 Cardy Ln., 27 Claude Dr., 165 Warsaw St., 44 Bloomfield, 335 French Rd

Employment Applications: DPW – Jonathan Ruhland

DEPARTMENT HEAD REPORTS

ON A MOTION BY Trustee Keefe, seconded by Trustee Fusani, the Clerk's Office for June 2007, Electrical Dept April-June 2007, Assessor's Office June 2007 and Police Dept June 2007 were accepted as presented.

BUILDING APPLICATIONS AND REPORTS

ON A MOTION BY Trustee Fusani, seconded by Trustee Hammer, the Residential Building report was accepted as presented. The Board approved cutting the lawn at Potter's gas well property on Sanilac and the rear year cut and clean up of 45 Asbury.

REPORT OF THE VILLAGE ATTORNEY

No Report

REPORT OF THE VILLAGE ENGINEER

Open bids on sidewalks and sanitary sewers on July 12, 2007

COMMITTEE REPORTS

1. Trustee Keefe spoke about Night Out being Tuesday Aug 7 from 5-9 p.m. He also stated there would be a Sewer Meeting with Erie County on July 24 at 5:30 p.m.

UNFINISHED & OTHER BUSINESS

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR PUBLIC HEARING –
SPECIAL USE PERMIT –COYOTE'S NIGHTCLUB**

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a Public Hearing to be held on Monday, July 23 at 7:35 pm, regarding the request from Coyote's Nightclub for a special use permit for an outdoor patio at 2094 George Urban Blvd.

VILLAGE OF DEPEW
JULY 7, 2007

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

PUBLIC CONCERNS AND COMMENTS

1. Irv Reinig 380 Columbia Ave – Read letter to Planning Board – attached to minutes. Mayor explained Southeast Works withdrew their application. Irv said the Board should have listened to the Village Attorney. Attorney Nosek said it was not uncommon for clients to not take their attorney's advice. Irv said the Board ignored the code, ignored the attorney and put no restrictions on it. Mayor said she would be meeting with the Board.
2. Terry Cole – 113 Main St. – increase of rats in area. Saw rats between 115 & 113 Main St. Garbage outside not in containers. Mayor said Matty will look into it.
3. Don Symer – 610 Columbia Ave – Southeast Works bought property in Lancaster for \$225,000 – handed out a copy of the newspaper real estate sales.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Monti, seconded by Trustee Hammer the following claims are to be paid: General \$248171.23 and Sewer \$1625.16 **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Monti, seconded by Trustee Keefe, the meeting was adjourned at **8:02pm** in honor of servicemen serving both home and abroad. The motion was **CARRIED**.

Respectfully submitted,

Elizabeth C. Melock
Administrator