

MEETINGS: 1  
NO. OF REGULAR: 1

**Re-Organization Meeting  
April 3, 2017 7:00PM**

ROLL CALL: Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

Judge Willis, Trustee Hamernik, and Trustee Jakubowski were sworn in by Judge Bumbalo.

**ORDER OF VOTING**

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

The order of Roll Call Vote by the Honorable Board of Trustees will be as follows:

1. Trustee Jakubowski
2. Trustee Bukowiecki
3. Trustee Hamernik
4. Trustee Peterson
5. Mayor Nikonowicz

The foregoing resolution was seconded by Trustee Hamernik, and **CARRIED**

**SEATING ARRANGEMENT**

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

The seating arrangement is to be as follows, north to south:

Trustee Jakubowski  
Trustee Peterson  
Mayor Nikonowicz  
Trustee Bukowiecki  
Trustee Hamernik

The foregoing resolution was seconded by Trustee Hamernik, and **CARRIED**

**APPOINT DEPUTY MAYOR**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz, do hereby appoint Kevin Peterson 54 Babbette Drive, Depew, NY 14043 to the position of Deputy Mayor, for the term of one year to expire at noon on the first Monday in April 2018, at no additional salary.

**APPOINT DEPUTY CLERK**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz, do hereby appoint Melissa Dabb 14 Humboldt Place Depew, New York, for the position of Deputy Clerk for the term of one year to expire at noon on the first Monday in April 2018, at a salary of \$500 per year.

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

**DEPUTY VILLAGE REGISTRAR**

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

**BE IT RESOLVED**, that Pursuant to Section 4121 (3) of the Public Health Law, is hereby appointed Lisa Shanley 77 Ebenezer Dr. West Seneca, NY 14224 to the position of Deputy Registrar of Vital Statistics for a term of one (1) year, said term to expire at noon on the first Monday in April 2018, at a salary of \$500 per year.

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

- Trustee Jakubowski -Y
- Trustee Bukowiecki - Y
- Trustee Hamernik -Y
- Trustee Peterson- Y
- Mayor Nikonowicz - Y

**APPOINT PROSECUTOR PT**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz, do hereby appoint Joseph Keefe 9 Bloomfield Ave, Depew NY 14043, to the position of Village Prosecutor – Part-Time, for the term of one year, said term to expire at noon the first Monday of April 2018, at a salary of \$240.00 per session.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson -Y
- Mayor Nikonowicz - Y

**APPOINT ACTING VILLAGE JUSTICE**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz do hereby appoint Paul Bumbalo 17 Lombardy Lancaster NY 14086 to the position of Acting Village Justice for a term of one year, said term to expire at noon on the first Monday of April 2018, at a salary of \$6,000.00 per year.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**APPOINT PLANNING BOARD MEMBER - CHAIR**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz do hereby appoint Ronald Maciejewski 24 Kibler Dr. Depew, NY 14043 to the Village Planning Board as Chairperson, said term to expire at noon on the first Monday of April 2021, at a salary of \$64 per meeting.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**APPOINT PLANNING BOARD MEMBER**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz do hereby appoint Toni Wojciechowicz 101 French Rd. Depew, NY 14043 to the Village Planning Board, said term to expire at noon on the first Monday of April 2022, at a salary of \$50 per meeting.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz – Y

**APPOINT PLANNING BOARD MEMBER**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz do hereby appoint Cathy Ganci – Sunderlin 299 Enez Dr. Depew, NY 14043 to the Village Planning Board, said term to expire at noon on the first Monday of April 2020, at a salary of \$50 per meeting.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**APPOINT ALTERNATE PLANNING BOARD MEMBER**

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz do hereby appoint Mary Curr 60 Forestview Drive Depew, NY 14043 to the Village Planning Board as Alternate, said term to expire at noon on the first Monday of April 2021, at a salary of \$50 per meeting.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**APPOINTMENT TO THE ZONING BOARD OF APPEALS - CHAIR**

I, Mayor Jesse Nikonowicz, pursuant to Village Law 7-712 (8) hereby appoint Sandra Hockwater 136 Colony, Depew NY 14043, to the position of Chairman of the Zoning Board of Appeals for a term to expire at noon on the first Monday in April 2022, at a salary of \$21.00 per variance.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**APPOINTMENT TO THE ZONING BOARD OF APPEALS - Alternate**

I, Mayor Jesse Nikonowicz, pursuant to Village Law 7-712 (8) hereby appoint Jamie Ertel 40 Donna Court, Depew NY 14043, to the position of Alternate Member of the Zoning Board of Appeals for a term to expire at noon on the first Monday in April 2021, at a salary of \$16.00 per variance.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**ATTENDANCE AT ASSOCIATION MEETINGS**

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

**WHEREAS**, there is to be held during the coming official year, various association meetings, and

**WHEREAS**, it is determined by the Board of Trustees, that attendance by certain municipal officials and employees at one or more of these meetings benefits the municipality, and

**WHEREAS**, Section 77-b of General Municipal Law provides for the attendance and reimbursement of claims upon prior approval by the Village Board,

**NOW, THEREFORE BE IT RESOLVED**, the following municipal officials and employees (or their designate) are hereby authorized to attend monthly County and Western New York Associations Meetings and/or seminars of which the Village is a bonafide dues paying members: Village Board, Administrator, Village Attorney, Deputy Clerk, Village Justice, Court Clerk, Clerk of Justice Court, Fire Marshall, Assistant Fire Chiefs, Emergency Manager, Deputy Emergency Manager, Police Chief, Supt. Of Public Works and Code Enforcement Officers, provided, written notice is given to the Village Board prior to the attendance at said meeting and noting whether or not a Village vehicle will be use.

**BE IT FURTHER RESOLVED**, that attendance at any conference is authorized in advance by Village Board resolution.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y
- Mayor Nikonowicz - Y

**ADVANCE APPROVAL OF CLAIMS**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to make payment in advance of audit for claims for the following items: public utility services, postage, freight and express charges, payroll and charges for attendance at official meetings, seminars and conferences.

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

- Trustee Jakubowski - Y
- Trustee Bukowiecki - Y
- Trustee Hamernik - Y
- Trustee Peterson - Y

Mayor Nikonowicz - Y

**ADVANCE APPROVAL OF CLAIMS**

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

**BE IT RESOLVED**, the Village Administrator is hereby authorized to make payment in advance of audit for claims for the following items: public utility services, postage, freight and express charges, payroll and charges for attendance at official meetings, seminars and conferences.

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

**COMMITTEES**

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

**BE IT RESOLVED**, upon recommendation of Mayor Jesse Nikonowicz the following Standing Committees for the official year 2017-2018, consisting of the following members of the Village Board are hereby appointed, the first named Chairman:

**Finance, Purchasing & Insurance**

Peterson, Bukowiecki

**Disaster Preparedness & Public Safety**

Peterson, Bukowiecki

**Zoning & Community Development**

Hamernik, Bukowiecki

**Personnel**

Hamernik, Jakubowski

**Public Works & Solid Waste**

Peterson, Jakubowski

**Intermunicipal Co-operation**

Peterson, Bukowiecki

**Recreation, Seniors & Veterans**

Hamernik, Jakubowski

**Depew Business Liaisons**

Jakubowski, Hamernik

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

Trustee Jakubowski -Y  
Trustee Bukowiecki -Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

**MILEAGE**

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

**WHEREAS**, the Board of Trustees has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal automobiles with prior approval from their department head while performing their official duties on behalf of the Village;

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees shall approve reimbursement to such officers and employees at the rate of .45 cents per mile.

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

**PER DIEM**

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

**WHEREAS**, the Board of Trustees has determined to pay a per diem amount set forth below for any meals taken during a conference or training seminar that are not paid for as part of that conference or training seminar, that employees or volunteer firefighters are attending on behalf of the Village of Depew;

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees shall approve reimbursement for breakfast at \$9.00, lunch at \$13.00 and dinner at \$20.00. Detailed itemized receipts must be submitted to the Clerk/Treasurer's Office with a voucher as proof of the expenditure before reimbursement will be made.

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

## **OFFICIAL DEPOSITORIES**

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

**BE IT RESOLVED**, the following banks are hereby designated Official Depositories for the Village of Depew funds for a term of one year, said term to expire at noon on the first Monday in April 2018,

First Niagara, Depew, New York  
Bank of America, Depew, New York  
Manufactures and Traders Trust, Lancaster, New York  
J.P. Morgan Chase Bank, Buffalo, New York  
Key Bank, Depew, New York  
Citizens Bank, Depew, New York

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

## **OFFICIAL NEWSPAPER**

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

**BE IT RESOLVED**, that the Depew Bee is hereby designated as the Official Newspaper in and for the Village of Depew, New York for a term of one year, said term to expire at noon on the first Monday of April 2018.

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

## **MEETING DATES**

Trustee Bukowiecki, 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. For the months of July and August there will only be a meeting on the Fourth Monday each month at 7:00 PM in the Council Chambers.

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

## **SPECIAL MEETINGS**

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

**BE IT RESOLVED**, a special meeting may be called by the Mayor, or any two Trustees, by giving all members of the Board of Trustees twenty-four (24) hour notice, and a Special Meeting may be waived of the twenty-four (24) hours notice, if all five (5) Board Members consent to such waiver.

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

## **PUBLIC COMMENT RULES AND PROCEDURES**

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

**WHEREAS**, members of the public may wish to address the Board during the Public Comment portions of a Village Board Meeting, and

**WHEREAS**, the Village Board wishes to maintain an orderly comment period giving all residents the ability to speak.

**NOW, THEREFORE, BE IT RESOLVED**, that a person present at a Village Board meeting, upon recognition by the Mayor or individual present in the Chair, may address the Board for a maximum period of five (5) minutes, with the Mayor or Chair having the ability to further restrict the time allotted to a person whose remarks are repetitive, are irrelevant, or are not germane to the matter under consideration by the Board, and

**BE IT FURTHER RESOLVED**, that the Mayor or Chair may, at their discretion, choose to defer comment to a later date or to provide a written response to the question or questions presented.

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

Trustee Jakubowski - Y  
Trustee Bukowiecki - Y  
Trustee Hamernik - Y  
Trustee Peterson - Y  
Mayor Nikonowicz - Y

### **ADJOURNMENT**

**ON A MOTION BY** Trustee Bukowiecki, seconded by Trustee Hamernik, **7:30 PM**. The motion was **CARRIED**.

Respectfully submitted,

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Maureen Jerackas  
Village Administrator