

MEETINGS: 1
NO. OF REGULAR: 1

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
April 3, 2023 7:05 PM

ROLL CALL: Trustee Hamernik
Trustee Ziemba
Trustee Kraft
Trustee Adolf
Mayor Peterson

ORDER OF VOTING

Trustee Adolf, 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 Hamernik
2. Trustee Ziemba
3. Trustee Kraft
4. Trustee Adolf
5. Mayor Peterson

The foregoing resolution was seconded by Trustee Kraft and **CARRIED.**

SEATING ARRANGEMENT

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

The seating arrangement is to be as follows, North to South:

Trustee Ziemba
Trustee Hamernik
Mayor Peterson
Trustee Adolf
Trustee Kraft

The foregoing resolution was seconded by Trustee Ziemba and **CARRIED.**

APPOINT VILLAGE ADMINISTRATOR

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson, do hereby appoint Regina Grzankowski, to the position of Village Administrator, Clerk/Treasurer for the term of four (4) years to expire at noon on the first Monday in April 2027, at \$62,500 per year.

APPOINT REGISTRAR OF VITAL STATISTICS

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson, do hereby appoint Regina Grzankowski to the position of Registrar of Vital Statistics, for the term of one year to expire at noon on the first Monday in April 2024, at no additional salary.

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

Trustee Hamernik -Y
Trustee Ziemba -Y
Trustee Kraft-Y
Trustee Adolf-Y
Mayor Peterson- Y

APPOINT DEPUTY MAYOR

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson, do hereby appoint Trustee Andrew Adolf to the position of Deputy Mayor, for the term of one year to expire at noon on the first Monday in April 2024, at no additional salary.

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

Trustee Hamernik -Y
Trustee Ziemba -Y
Trustee Kraft-Y
Trustee Adolf-Y
Mayor Peterson- Y

APPOINT DEPUTY CLERK

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson, do hereby appoint Melissa Dabb, for the position of Deputy Clerk for the term of one year to expire at noon on the first Monday in April 2024, at a salary set in the budget per year.

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

Trustee Hamernik- Y
Trustee Ziemba-Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

DEPUTY VILLAGE REGISTRAR

Deputy Mayor Adolf, 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 Barone 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 2024, at a salary set in the budget per year.

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

Trustee Hamernik- Y
Trustee Ziemba-Y
Trustee Kraft -Y
Deputy Mayor Adolf- Y
Mayor Peterson – Y

APPOINT VILLAGE ATTORNEY

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin J. Peterson do hereby appoint Samuel A. Alba, to the position of Village Attorney, for the term of one year to expire at noon on the first Monday in April 2024, at the salary listed in the budget.

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

Trustee Hamernik- Y
Trustee Ziemba-Y
Trustee Kraft -Y
Deputy Mayor Adolf- Y
Mayor Peterson – Y

APPOINT VILLAGE PROSECUTOR PT

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin J. Peterson do hereby appoint Marc Smith, to the position of Village Prosecutor PT, for the term of one year to expire at noon on the first Monday in April 2024, at a salary of \$240 per session.

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

Trustee Hamernik- Y
Trustee Ziemba-Y
Trustee Kraft -Y
Deputy Mayor Adolf- Y
Mayor Peterson – Y

APPOINT ACTING VILLAGE JUSTICE

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin J. Peterson, do hereby appoint Paul T. Bumbalo, to the position of Acting Village Justice, for the term of one year to expire at noon on the first Monday in April 2024, at the salary listed in the budget.

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

Trustee Hamernik- Y
Trustee Ziemba-Y
Trustee Kraft -Y
Deputy Mayor Adolf- Y
Mayor Peterson – Y

APPOINT PLANNING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint Judy Matuszak, to the Village Planning Board, for a five-year term with said term to expire at noon on the first Monday of April 2028, at a salary per session as noted in the budget.

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

Trustee Hamernik - Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

APPOINT ALTERNATE PLANNING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint Steven Socha to the Village Planning Board as an Alternate, for a 1-year term with said term to expire at noon on the first Monday of April 2024, at a salary stated in the budget per meeting when filling in for a Planning Board member.

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

Trustee Hamernik - Y
Trustee Ziemba-Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

APPOINT ZONING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint Patrick Delaney to a four (4) year term on the Village Zoning Board, with said term to expire at noon on the first Monday of April 2027, at a salary set forth in the budget.

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

Trustee Hamernik- Y
Trustee Ziemba- Y
Trustee Kraft-Y
Deputy Mayor Adolf- Y
Mayor Peterson – Y

APPOINT ZONING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint John Spencer to a five (5) year term on the Village Zoning Board, with said term to expire at noon on the first Monday of April 2028, at a salary set forth in the budget.

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

Trustee Hamernik- Y
Trustee Ziemba- Y
Trustee Kraft-Y
Deputy Mayor Adolf- Y
Mayor Peterson - Y

APPOINT ALTERNATE ZONING BOARD MEMBER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint Eric Overholt to the Village Zoning Board of Appeals as an Alternate, for a 1-year term with said term to expire at noon on the first Monday of April 2024, at a salary stated in the budget per variance when filling in for a Zoning Board member.

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

Trustee Hamernik - Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

APPOINT PART TIME RECREATION DIRECTOR

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint Kevin Ferguson to the position of Part Time Recreation Director for the term of one year to expire at noon on the first Monday in April 2024, at the salary listed in the budget.

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

Trustee Hamernik - Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

APPOINT EMERGENCY MANAGER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint RJ Nieman, to the position Emergency Manager (137) at no salary for a one-year term with said term to expire at noon on the first Monday of April 2024.

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

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

APPOINT DEPUTY EMERGENCY MANAGER

Pursuant to Section 4-400 of Village Law, I, Mayor Kevin Peterson do hereby appoint Galen M. Purpura, Jr., to the position Deputy Emergency Manager (137A) at no salary for a one-year term with said term to expire at noon on the first Monday of April 2024.

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

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

ATTENDANCE AT ASSOCIATION MEETINGS

Trustee Ziemba, 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 Hamernik - Y
Trustee Ziemba- Y
Trustee Kraft - Y
Deputy Mayor Adolf- Y
Mayor Peterson - Y

ADVANCE APPROVAL OF CLAIMS

Trustee Hamernik, 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 Ziemba, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik - Y

Trustee Ziemba -Y

Trustee Kraft -Y

Deputy Mayor Adolf- Y

Mayor Peterson - Y

COMMITTEES

Deputy Mayor Adolf offered the following resolution and moved for its adoption:

BE IT RESOLVED, upon recommendation of Mayor Kevin Peterson the following Standing Committees for the official year 2023-24, consisting of the following members of the Village Board are hereby appointed, the first named Chairman:

Finance, Purchasing & Insurance

Adolf, Kraft

Disaster Preparedness & Public Safety

Adolf, Kraft

Zoning & Community Development

Hamernik, Ziemba

Personnel

Adolf, Hamernik

Public Works & Solid Waste

Ziemba, Hamernik

Intermunicipal Co-operation

Adolf, Kraft

Recreation, Seniors & Veterans

Adolf, Kraft

Depew Business Liaisons

Hamernik, Ziemba

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

Trustee Hamernik -Y

Trustee Ziemba -Y

Trustee Kraft -Y

Deputy Mayor Adolf - Y

Mayor Peterson - Y

MILEAGE ALLOWANCE

Trustee Ziemba, 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 .55 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 Hamernik- Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson - Y

PER DIEM

Trustee Hamernik, 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 \$12.00, lunch at \$15.00 and dinner at \$25.00. 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 Ziemba, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik- Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

OFFICIAL DEPOSITORIES

Deputy Mayor Adolf, 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 2024,

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
NYCLASS, White Plains, New York

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

Trustee Hamernik- Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

OFFICIAL NEWSPAPER

Trustee Kraft, 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 2024.

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

Trustee Hamernik - Y
Trustee Ziemba -Y
Trustee Kraft - Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

MEETING DATES

Trustee Ziemba, 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. There will be a Pre-Board Meeting prior to every regularly scheduled Board Meeting at 5:30PM in the Conference Room in Village Hall.

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

Trustee Hamernik- Y
Trustee Ziemba- Y
Trustee Kraft- Y
Deputy Mayor Adolf- Y
Mayor Peterson - Y

SPECIAL MEETINGS

Trustee Kraft, 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 Deputy Mayor Adolf, and **CARRIED**.

PUBLIC COMMENT RULES AND PROCEDURES

Trustee Hamernik, 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 Ziemba, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik - Y
Trustee Ziemba- Y
Trustee Kraft - Y
Deputy Mayor Adolf- Y
Mayor Peterson- Y

ADJOURNMENT

Deputy Mayor Adolf, offered the following resolution and moved for its adoption:

To Adjourn this Re-Organization Meeting at 7:36 PM.

The foregoing resolution was seconded by Trustee Kraft.

Respectfully submitted,

Melissa Dabb
Deputy Village Clerk