

TOWN OF PENDLETON
February 10, 2014

A regular meeting of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd. Pendleton, N.Y. on the 10th day February 2014 at 8:00 P.M.

Supervisor Riester called the meeting to order at 8:00 P.M.

Supervisor Riester read the invocation and the salute to the flag.

ROLL CALL: Supervisor Riester present
 Councilman Leible present
 Councilman Morrison present
 Councilman Fischer present
 Councilwoman Jarvis present

Also present were:

Dave Britton	Town Engineer
Kelli Coughlin	Assessor
Jim Argo	Water/Sewer Superintendent
Dave Gerber	Building Inspector
Jeff Stowell	Highway Superintendent

There were approximately 34 students and residents in attendance. Clerk Pienta was absent, Assessor Coughlin did the minutes for the meeting.

COMMUNICATIONS

Supervisor Riester read an email from a resident on Mapleton Rd. concerning a large pile of snow at the foot of his neighbor's driveway that is a safety hazard when pulling out his driveway. The Board authorized Superintendent Stowell to remove the snow.

PUBLIC COMMENTS - AGENDA ITEMS

A resident voiced her concern over the anticipated change in the Attorney.

ROUTINE BUSINESS

Supervisor Riester reported the total expenditures that were authorized and paid in the month of January.

General Fund	\$	86,056.31
Highway Fund	\$	61,155.51
Water	\$	47,464.36
Sewer	\$	9,201.87
Trust & Agency	\$	2,528.76
Refuse	\$	34,236.39
Farmer's Market	\$	175.00

Fire Protection District \$ 283,929.85

OTHER REPORTS

Supervisor Riester reported that the sales tax collected for the month of December was \$154,747.76. This is compared to \$185,217.22 for December 2012, an decrease of \$30,469.46. The year to date total received is \$1,617,127.10, which is an increase of 50,002.46 from 2012.

Councilman Leible reported that the Building Department issued 4 violations in the month of January and 16 remain outstanding for the year. They also issued 6 building permits. The revenue received for the permits was \$60.00. He also requested that newsletter articles be submitted to him by March 1st.

Councilman Morrison reported that the Electronic Waste collection is doing well. The trailer is full and arrangements will be made for pickup.

POSTPONED APPOINTMENTS

SUPERVISOR'S APPOINTMENT:

Town Historian Victoria Pellish

RESOLUTION 33 - 14

APPOINTMENT FOR TOWN ENGINEER

Motion by Councilman Fischer, seconded by Councilman Leible, the following resolution was

ADOPTED: Ayes 5 Riester, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to retain the services of CRA Infrastructure & Engineers as Town Engineers and Dave Britton as their representative.

RESOLUTION 34 - 14

APPOINTMENT FOR THE PLANNING BOARD

Motion by Councilman Morrison, seconded by Councilman Leible, the following resolution was

ADOPTED:
Joe Killion Riester, Leible, Morrison, Fischer
Joe Macaluso Jarvis

Resolved to reappoint Joe Killion for a 7-year term on the Planning Board.

RESOLUTION 35 - 14

APPOINTMENT FOR THE ZONING BOARD OF APPEALS

Motion by Councilman Morrison, seconded by Councilman Leible, the following resolution was

ADOPTED: Ayes 5 Riester, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to reappoint Wolfgang Buechler for a 5-year term on the Zoning Board of Appeals.

RESOLUTION 36 - 14

APPOINTMENTS FOR THE CONSERVATION BOARD

Motion by Councilman Morrison, seconded by Councilman Leible, the following resolution was

ADOPTED: Ayes 5 Riester, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to appoint the following as members to a 2 year term to the Conservation Board:

- Mary Scheeler (reappointed)
- Jim Sobczyk
- Joe Macaluso
- Mike Dio
- Mike Zimmerman

RESOLUTION 37 - 14

RECREATION COMMITTEE

Motion by Councilwoman Jarvis, seconded by Councilman Leible, the following resolution was

ADOPTED: Ayes 5 Riester, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to appoint Steven Lorenzo of Cloverleaf Lane, on the Recreation Committee.

RESOLUTION 38 - 14

TOWN PROSECUTOR

Motion by Councilman Leible, seconded by Councilman Fischer, the following resolution was

ADOPTED: Ayes 5 Riester, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to retain the services of Ned Perlman as Prosecutor for the Town.

RESOLUTION 39 - 14

TOWN ATTORNEY

Motion by Councilman Leible, seconded by Councilman Fischer, the following resolution was

ADOPTED:
Claude Joerg Leible, Fischer, Jarvis
Andrea Sammarco Riester, Morrison

Resolved to appoint Claude Joerg as Town Attorney.

NEW BUSINESS

RESOLUTION 40 -14

AUTHORIZATION FOR EARLY START TIME FOR TONAWANDA SPORTSMAN'S CLUB

Motion by Councilman Leible, seconded by Councilman Fischer, the following resolution was

ADOPTED: Ayes 5 Riester, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to authorize Tonawanda Sportsman's Club to start at 8:30 am on Saturday March 8 for their annual "Frostbite" skeet shoot event.

RESOLUTION 41 -14

TOWN OF PENDLETON SAFETY WEEK PROCLAMATION

Motion by Councilwoman Jarvis, seconded by Councilman Fischer, the following resolution was

ADOPTED: Ayes 5 Riestler, Leible, Morrison, Fischer, Jarvis
Nays 0

WHEREAS, in 1935, a group of safety minded individuals in Western New York joined together to discuss the importance of safety education to both employees and management and, after several meetings, these crusaders organized the Western New York Safety Conference; and

WHEREAS, it was their aim to supply information, techniques and basic administrative assistance to employees, supervisors, and managers through an annual conference and exhibit in an effort to reduce the number of injuries in the workplace; and

WHEREAS, the safety group conducted their first conference and exhibit in the spring of 1936 and are continuing to hold conferences and exhibits annually; and

WHEREAS, this conference is attended by some 500 delegates each year and is the largest gathering of safety-oriented and interested people in the Eastern United States; and

WHEREAS, the Western New York Safety Conference, Inc., which is celebrating its 78th Anniversary in 2014, is an independent, non-profit organization dedicated to the conservation of human lives and the safety and health of the individual through the prevention of accidents and occupational diseases; and

WHEREAS, the 78th Annual Safety Conference and Trades Exhibit will be held at the Seneca Event Center, Niagara Falls, NY on March 10th, 11th, 12th and 13th, 2014,

NOW, THEREFORE, I, James Riestler, Supervisor of the Town of Pendleton, do hereby proclaim the period of March 10-13, 2014 as, "SAFETY WEEK" in the Town of Pendleton and urge all my fellow citizens to support the conference's many safety objectives during these special days and throughout the year.

PUBLIC REMARKS/COMMENTS

Several residents spoke against the appointment of a new Town Attorney. Their concerns were a possible increase in costs that may result in "conflicts of interest" the new attorney, Claude Joerg may be confronted with as a Town resident and his position as Niagara County Attorney.

A couple of residents also spoke out against the new time and date set for the Town meetings. The second Monday of the month conflicts with Starpoint school's scheduled meetings.

Bill Rott, from Irish Rd. asked the Board to consider authorizing the creation of a Veteran's Committee for residents of Pendleton. He feels that many of the Veteran's in Pendleton may be eligible for benefits from the government that they are not aware of. He also visualizes fund raising to create a memorial for all Pendleton residents that have served in the armed forces.

Regular Meeting
February 10, 2014

RESOLUTION 42 -14

VETERAN'S COMMITTEE

Motion by Councilman Leible, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riestter, Leible, Morrison, Fischer, Jarvis
Nays 0

Resolved to authorize the forming of a committee for the benefit of the veterans in the community.

BOARD MEMBERS DISCUSSION

A Work Session was scheduled for Monday February 24th 7:00 P.M.

Motion by Councilman Leible, seconded by Councilman Fischer to adjourn to Executive Session for contractual reasons at 9:13 P.M. Motion carried.

Motion by Councilman Morrison, seconded by Councilman Leible to adjourn from Executive Session and the Regular Meeting at 9:25 P.M. Motion Carried.

Kelli Coughlin, Assessor

Terry J. Pienta, Town Clerk