

TOWN OF PENDLETON
REGULAR and ORGANIZATIONAL MEETING
January 9, 2017

A regular meeting and the annual Organizational Meeting of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd. Pendleton, N.Y. on the 9th day of January 2017 at 7:00 P.M. Three Public Hearings were scheduled.

#1 PUBLIC HEARING

The first Public Hearing was scheduled for 6:50 P.M. The Public Hearing Notice was published in the Lockport Union Sun and Journal on December 30, 2016. The purpose of the hearing was to receive public input on a proposed Local Law providing a partial exemption from taxation in an amount not greater than fifty percent (50%) of the assessed valuation of real property for certain individuals aged 65 years or older, whose income is equivalent to or less than \$21,000.00.

Supervisor Maerten opened the Public Hearing at 6:55 P.M.

No one wished to be heard.

Motion by Councilman Leible, seconded by Councilwoman Jarvis, to close the Public Hearing at 6:56 P.M. Motion carried.

#2 PUBLIC HEARING

The second Public Hearing was scheduled for 6:55 P.M. The Public Hearing Notice was published in the Lockport Union Sun and Journal on December 30, 2016. The purpose of the hearing was to receive public input for a proposed Local Law on Roof Mounted Solar Panels, Ground Mounted Solar Panels and Solar Arrays/Farms Installations within the Town.

Supervisor Maerten opened the Public Hearing at 6:56 P.M.

Charles Bowman spoke and was concerned that the Town's Local Law is banning net metering for the small individual installations. He also noted that the law sets severe restriction on the size of properties for solar farms. He urged the Town Board to review Grand Island's law concerning solar systems.

Brian West has been working in the solar industry for four years. He feels allowing solar installations protect the home owners from the increases in utility bills.

Motion by Councilman Fischer, seconded by Councilman Leible, to close the Public Hearing at 7:05 P.M. Motion carried.

Engineer Britton said that the law was not written to ban net metering for residential installations. He did say that perhaps it's not clear enough and will be reviewed but that was not the intent.

#3 PUBLIC HEARING

The second Public Hearing was scheduled for 6:55 P.M. The Public Hearing Notice was published in the Lockport Union Sun and Journal on December 30, 2016. The purpose of the hearing was to receive public input that does hereby provide that no exemption from taxation shall be applicable with respect to any solar energy system. (Pursuant to New York State Real Property Tax Law Section 487(8)(a). This "no exemption" is just at the Town level, state exemptions still stand.

Charles Bowman questioned the purpose of the law since the state is trying to encourage renewable energy. He asked why the Town is placing road blocks for this. Supervisor Maerten explained that if someone were to come into town and build a multimillion dollar solar energy facility if this law wasn't in place the town would not receive any tax dollars

from it. He also noted that the law can be changed at any time if there are changes to be made.

Chairman McCaffrey of the Planning Board told the Board he supports this Local Law.

Motion by Councilman Leible, seconded by Councilman Ostrowski, to close the Public Hearing at 7:14 P.M.

REGULAR MEETING

Supervisor Maerten called the meeting to order at 7:15 P.M.

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

ROLL CALL:	Supervisor Maerten	Present
	Councilman Leible	Present
	Councilman Fischer	Present
	Councilwoman Jarvis	Present
	Councilman Ostrowski	Present

Also present were:

Terry Pienta	Town Clerk
Dave Britton	Town Engineer
Kelli Coughlin	Assessor
Jim Argo	Water/Sewer Superintendent
Don Bergman	Budget Director
Wolfgang Buechler	ZBA Chairman
Joe McCaffrey	Planning Board Chairman

There were approximately 12 residents and 10 Starpoint students in attendance.

AMENDMENTS/ADDITIONS/DELETIONS

Supervisor Maerten added to New Business to hire the new Building Inspector and a Laborer for the Water-Sewer Department, specific end of year transfer amounts, and an Executive Session for negotiations and Personnel.

ROUTINE BUSINESS

RESOLUTION 01 - 17

APPROVAL OF MINUTES

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

ADOPTED Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
 Nays 0

Resolved that the minutes of the previous meeting held December 12th be approved as submitted by the Town Clerk.

Supervisor Maerten reported the total expenditures that were authorized and paid in the month of December.

General Fund	\$ 77,531.73
Highway Fund	\$ 13,044.13
Water	\$ 12,145.54
Sewer	\$ 3,276.95
Trust & Agency	\$ 12,045.92
Refuse	\$ 35,577.01
Fire Protection	\$ 637.00

OTHER REPORTS

Supervisor Maerten reported that the sales tax collected for the month of November was

\$119,480.13. This is compared to \$131,297.26 for November 2015, a decrease of \$11,817.13. The year to date total received is \$1,444,987.76, which is a decrease of \$39,314.46 from 2015.

COMMITTEE APPOINTMENTS 2017

Ordinance Violations	Ostrowski/Fischer
Building and Capital Improvements	Leible/Jarvis
Business Development Committee	Maerten
Fire Company Service Awards	Fischer/Ostrowski
Fire Board	Jarvis/Maerten
Insurance	Jarvis/Maerten
Publicity	Leible/Jarvis
Sewer & Water	Fischer/Ostrowski
Ditching and Highway	Fischer/Leible
Recreation	Leible/Ostrowski
Security	Ostrowski/Leible
Trails	Jarvis/Fischer
Ethics	Leible/Maerten

**First person denotes Chairman*

SUPERVISOR APPOINTMENTS

Deputy Supervisor	Denuelle Meyer
Budget Officer	Don Bergman
Town Historian	Victoria Pellish

ASSIGNMENT OF ANNUAL AUDITS

Chief Fiscal Officer	Ostrowski
Town Clerk-Tax Collector	Jarvis
Judge Maziarz	Leible
Judge Mack	Ostrowski
Water/Sewer Clerks	Fischer

Supervisor Maerten reported that the Court has been awarded \$8,999.99 for a grant through the "Justice Court Assistance Program" for security upgrades, a desk and a chair. He also reported that they continue to work on the grant for Mason's Mission and for a back-up generator for one of the pump stations.

Councilman Leible announced that the ice rink is open but it depends on the temperature whether it remains open or not. He also reported that the Family Swim program started and will run through January and February on Friday nights from 7:00 P.M. – 9:00 P.M. Children must be accompanied with an adult. The Recreation Committee has a couple of projects that were put in the budget. They include a new roof on the LION's shelter; replace a couple of picnic tables and grills, and a dog park at DePeau Park. They will also be placing netting in the shelters to keep the birds from nesting in the rafters.

Councilwoman Jarvis announced that Wendenville will be having a dance on February 18th and their annual gun raffle will be held on April 1st.

Councilman Fischer reported that the Highway Department plowed and salted roads as needed, chipped brush including Christmas trees, installed speed limit signs on Fisk Rd., patched pot holes, checked, and repaired/replaced signs, repaired a few lawns that were damaged from the plows, emptied dump trucks and washed out salt, repaired equipment as needed, and purchased a small salter and installed it on a dump truck. The Sewer Department reported that they had 17 regular time sewer calls and 3 overtime calls, completed 9 sold home water/sewer compliance inspections, 6 E-One grinder pumps were repaired, helped the Highway Department with snowplowing and salting when needed and completed 22 underground utility stakeout requests. The Water Department repaired 2 water breaks, one on Lockport Road and one on Dunnigan Road, replaced a fire hydrant that was hit by a car, had 8 final reads, install 2 new water meters in new homes, installed 4 Orion water readers, installed one 1 inch meter pit, dug up and replaced 1 water curb box, and installed new insulation on the 12 inch main on the outside of the water tank.

Councilman Ostrowski reported that 12 permits were issued for total revenue of \$1,175.00. There were 3 violations issued in the month of December and there are a total 16 outstanding violations. He reported that Civil Service candidates for the Building Inspector position were interviewed by several members of the Board. He was very pleased with the qualifications of the candidates and the Board will be making their decision tonight.

ATTORNEY

Attorney Claude Joerg reported on the two assessment proceedings that he had been working on. One was for Tan Tara and that one will remain in place. The official filing has been filed with the Court and a copy was given to Assessor Coughlin. The remaining one is with the newly purchased administration building that was purchased from First Niagara, now Key Bank, on Transit Road.

ENGINEER

Engineer Britton reported that the water tank project is complete and back in service. He is in the process of finalizing the bill. They were able to negotiate a change order for 57 days late on the project at \$250.00 per day and a credit for 196 hours of engineer inspections. This amounted to about \$33,000.00 less than the original contract. He also met with the Supervisor to select the consultant for the Fisk Road project.

Councilman Ostrowski wanted to mention that over 100 contractor permits have been issued and a permit has been filed for a Dollar General on Transit Road.

NEW BUSINESS

Clerk Pienta explained that the Christmas tree that had been used in the past was very old and on loan from the Historical Society. With the purchase of a new tree the Town has no use for the old tree and the Historical Society does not want it back and has signed off for it to be disposed of.

RESOLUTION 02 – 17

AUTHORIZATION TO DISPOSE OF ARTIFICIAL CHRISTMAS TREE

Motion by Councilman Leible, seconded by Councilman Fischer the following resolution was ADOPTED Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the disposal of the artificial Christmas tree from the Historical Society and that it has no monetary value.

RESOLUTION 03 – 17

LOCAL LAW 01-2017 PARTIAL TAX EXEMPTION

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

WHEREAS, The Town of Pendleton hereby adopts a Local Law amending Local Law No. 1 for the year 2007, and so amending Chapter 224 of the Town of Pendleton Code at Section 224-2 applicable to the real property tax exemption for persons sixty-five years of age or over, pursuant to §467 of the New York State Real Property Tax Law;

WHEREAS, a public hearing was held on the 9th day of January, 2017 at 6:45 p.m. in the Pendleton Town Hall, Pendleton, New York, on said Local Law, and

WHEREAS, no one appeared to speak on said Local Law, and

WHEREAS, no amendment(s) was (were) made to said Local Law, now, therefore, be it RESOLVED, that a Local Law of the Town of Pendleton, New York amending Local Law No. 1 for the year 2007 applicable to the real property tax exemption for persons sixty-five years of age or over be enacted by the Town Board for the Town of Pendleton, as follows:

1. Local Law No. 1 for the year 2007, and the same hereby is, amended so as to increase the income levels for the real property tax exemption for persons sixty-five years of age or older from a base of \$18,025 - \$25,524.99 to \$21,000.00 - \$28,499.99:

Section 1. Real property owned by one or more persons, each of whom is sixty-five years of age or over, or real property owned by husband and wife, or by siblings, one of whom is

sixty-five years of age or over, shall be exempt from taxation for Town of Pendleton purposes to the extent as provided in the following schedule:

<u>ANNUAL INCOME</u>		<u>EXEMPTION PERCENT</u>
Less than:	\$21,000	50%
From:	\$21,000 to \$21,999.99	45%
	\$22,000 to \$22,999.99	40%
	\$23,000 to \$23,999.99	35%
	\$24,000 to \$24,899.99	30%
	\$24,900 to \$25,799.99	25%
	\$25,800 to \$26,699.99	20%
	\$26,700 to \$27,599.99	15%
	\$27,600 to \$28,499.99	10%

2. That any person otherwise qualifying under this section shall not be denied the exemption under this section if he becomes sixty-five years of age after the appropriate taxable status date and on or before December thirty first of the same year.

3. This Local Law shall become effective January 1, 2017 and this schedule shall be employed by the Town of Pendleton Assessor in the preparation of any assessment roll prepared subsequent to such date.

Supervisor Maerten scheduled two Public Hearings for February 13th. The first Hearing is by request from the Planning Board for a Zoning change to be held at 6:50 P.M. The second Public Hearing will be scheduled for 6:55 P.M. for the transfer of funds for the Water Tank project that has been completed.

Judge Maziarz and Judge Mack would like to change their evening hours for the night time court to begin at 5:00 P.M. beginning the first Wednesday in February. The previous time was 6:30 P.M.

RESOLUTION 04 - 17

TIME CHANGE FOR THE TOWN OF PENDLETON'S EVENING TOWN COURT

Motion by Councilman Leible, seconded by Councilman Fischer, the following resolution was ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to accept the time change for evening court from 6:30 P.M. to 5:00 P.M. beginning the first Wednesday in February.

RESOLUTION 05 - 17

HIRE CANDIDATE FOR BUILDING INSPECTION

Motion by Councilman Leible, seconded by Councilman Fischer the following resolution was ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to hire Timothy Masters as full time Building Inspector to begin January 17th with a one year probationary period and must be established as a Town resident within that time.

The Supervisor requested a resolution for the specific dollar amount for the end of year transfers. The Board authorized the Supervisor to make the transfers but Town Law requires that the specific dollar amounts be a part of the official record in the minutes.

RESOLUTION 06 - 17

SPECIFIC AMOUNTS TO TRANSFER FOR THE END OF YEAR

Motion by Councilman Leible, seconded by Councilwoman Jarvis the following resolution was ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the following Budget Line Adjustments for the end of year, 2016:

General Fund

A1110.011	Justice, Clerks	\$	- 800.00
A1110.04	Justice, Contractual	\$	800.00
	To adjust Justice Clerk line for stipend paid for instructing new clerk		
A1220.04	Supervisor, Contractual	\$	3,400.00
A1330.04	Accounting	\$	1,250.00
A1440.0413	FEMA Protest Flood Plans	\$	1,150.00

A3620.04	Building Inspection, Contractual	\$	350.00
A7110.02	Parks, Fixed Assets	\$	800.00
A7110.0416.3501	Trail, Meyer to Townline	\$	1,850.00
A7989.4100	Nine Mile Island	\$	150.00
A8020.041	Planning Board, Public Hearings	\$	200.00
A9050.08	Unemployment	\$	1,000.00
A9055.08	Disability Insurance	\$	350.00
A9060.08	Medical Insurance	\$	3,050.00
A1990.04	Contingent Account	\$	-\$13,550.00
	To transfer for overages		
A7140.04	Playgrounds, Contractual	\$	4,300.00
A7140.0211	Community Center	\$	500.00
A7140.01	Playgrounds, Personal Service	\$	-1,800.00
	To transfer for overages		
A1620.01	Town Hall, Personal Service	\$	2,700.00
A1620.011	Town Hall Cleaner, Personal Services	\$	450.00
A7180.01	Bike Path, Personal Services	\$	1,300.00
A8540.01	Drainage, Personal Services	\$	4,750.00
A1620.04	Town Hall, Contractual	\$	- 3,150.00
A7180.04	Bike Path, Contractual	\$	-1,300.00
A8540.04	Drainage, Contractual	\$	-4,750.00
	To Transfer for overages		
Highway			
DA5110.01	Repairs, Personal Service	\$	6,000.00
DA5110.04	Repairs, Contractual	\$	-6,000.00
	To transfer for overages	\$	
DA 5110.042	Professional Fees	\$	6,100.00
DA5148.01	Town Park, Personal Services	\$	7,900.00
DA9030.08	Social Security	\$	1,000.00
DA1990.04	Contingency Account	\$	-15,000.00
	To transfer for overages		
DA5130.01	Machinery, Personal Services	\$	8,400.00
DA5130.04	Machinery, Contractual	\$	23,000.00
DA5110.044	Small Equipment Rental	\$	-1,000.00
DA5142.01	Snow, Personal Services	\$	-5,400.00
DA5142.04	Snow, Contractual	\$	-10,000.00
DA5110.045	Fuel	\$	-15,000.00
	To transfer accounts for overages	\$	
Sewer			
SS8110.01	Administrative, Personal Services	\$	250.00
SS8189.041	Expense, refund	\$	400.00
SS9060.08	Hospital & Medical	\$	100.00
SS1990.04	Contingency Account	\$	-700.00
	To transfer accounts for overages	\$	
Water			
SW8340.041	Truck Expense	\$	350.00
SW8389.041	Expense Refund	\$	400.00
SW8310.043	Professional Fees	\$	1,350.00
SW9010.08	Retirement	\$	2,750.00
SW1990.04	Contingency Account	\$	-4,850.00
	To transfer accounts for overages		
SW8320.04	Water Purchases	\$	13,000.00
SW8340.0430	Meters	\$	-13,000.00
	To transfer accounts for overages		

ORGANIZATION – FISCAL - AUTHORIZATIONS

RESOLUTION 07 – 17

OFFICIAL DEPOSITORY

Motion by Councilman Leible, seconded by Councilman Fischer the following resolution was ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski

Nays 0

Resolved that Key Bank and Evans Bank are designated as authorized depositories for 2017.

RESOLUTION 08 - 17

OFFICIAL NEWSPAPER

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to designate the Union Sun & Journal as the Town's official newspaper.

RESOLUTION 09 - 17

PETTY CASH FUNDS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to establish the following petty cash funds: Town Clerk; \$100.00, Tax Collector; \$100.00, Water District; \$150.00, and Sewer District; \$100.00

RESOLUTION 10 - 17

REGULAR MEETING DATES

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to schedule the regular Town Board Meetings for the second Monday of each month at 7:00 P.M.

RESOLUTION 11 - 17

PAYROLL

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolve to pay the following employees on a **bi-weekly** basis: Supervisor, Town Clerk, Assessor, Highway Superintendent, Water/Sewer Superintendent, Highway, Sewer and Water Department personnel, Building Inspectors, Town Attorney, general clerks, laborers, Justice Clerks, and Planning Board Administrator; **Quarterly**: Town Justice, Council, and Dog Control Officer and **Annually**; Planning Board, Board of Appeals, Board of Assessment Review, Registrar of Vital Statistics, Conservation Board, Budget Officer and Town Historian.

RESOLUTION 12 - 17

COURT SECURITY OFFICERS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Patrick Williams, George Julius, and Lynn Campbell as Court Security Officers.

RESOLUTION 13 - 17

TOWN ENGINEER

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint GHD Consulting Services as Town Engineers for 2017.

PLANNING BOARD MEMBER

Supervisor Maerten said that there were 2 openings on the Planning Board and there were several letters of interest that were received. The Town Board will conduct interviews and will make the appointments on the 23rd of January.

RESOLUTION 14 - 17

ZONING BOARD OF APPEALS MEMBER

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Motion to reappoint James Schlemmer to a five year term on the Board of Appeals.

There were no letters of interest submitted for the Conservation Board.

RESOLUTION 15 - 17

RECREATION COMMITTEE

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Motion to reappoint Mark Rupert to a seven year term on the Recreation Committee.

RESOLUTION 16 - 17

APPOINTMENT FOR BOARD CHAIRMEN AND ADMINISTRATIVE ASSISTANT

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Joe McCaffrey, Chairman for the Planning Board, John Lavrich, Administrative Assistant and Wolfgang Buechler, Chairman for the Board of Appeals.

RESOLUTION 17 - 17

TOWN PROSECUTOR

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Motion to reappoint Edward Perlman as the Town Prosecutor.

RESOLUTION 18 - 17

RECORDS MANAGEMENT OFFICER, REGISTRAR OF VITAL STATISTICS AND INVESTIGATOR OF BINGO AND GAMES OF CHANCE

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Town Clerk Terry Pienta as Records Management Officer, Registrar of Vital Statistics and Investigator of Bingo and Games of Chance.

RESOLUTION 19 - 17

DEPUTY REGISTRAR

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Doreen Genet as Deputy Registrar.

RESOLUTION 20 - 17

DEPUTY TOWN CLERKS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Doreen Genet and Rita Dispenza Deputy Town Clerks.

RESOLUTION 21 - 17

DEPUTY HIGHWAY SUPERINTENDENT

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Ken Smith as Deputy Highway Superintendent.

RESOLUTION 22 - 17

STORMWATER MANAGEMENT OFFICER (SMO)

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to appoint Water/Sewer Superintendent James Argo as the Town's Stormwater Management Officer.

RESOLUTION 23 - 17

AUTHORIZATION FOR CODE ENFORCEMENT OFFICER TO PROCEED WITH ISSUING VIOLATIONS FOR NOT MAINTAINING GRASS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the Code Enforcement Officer to proceed for the work to be done, with the expense to be assessed upon the affected properties, and the assessment constituting a lien and charged upon such properties providing that notice has been given, and no response or action was taken by the home to control brush, grass and/or weeds.

RESOLUTION 24 - 17

AUTHORIZATION FOR MILEAGE REIMBURSEMENT

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize mileage reimbursement per IRS amount to be paid by voucher on a monthly basis to the Supervisor, Highway Superintendent, members of the Town Board, Town Clerk, Assessor, Dog Control Officer, Tax Collector, Building Inspectors, Town Justices and Court Clerks and anyone authorized by the Board.

RESOLUTION 25 - 17

PROCUREMENT POLICY

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to renew the current Procurement Policy .

RESOLUTION 26 - 17

CODE OF ETHICS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to renew the current Code of Ethics and continue with Councilman Leible and Supervisor Maerten as the Ethics Committee.

RESOLUTION 27 - 17

AUTHORIZATION FOR SUPERVISOR

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the Supervisor to invest surplus monies pursuant to Town Law, pay principal and interest on debts, pay utility and necessary bills prior to audit.

RESOLUTION 28 - 17

AUTHORIZE HIGHWAY SUPERINTENDENT

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the Highway Superintendent to purchase stone, oil, culvert pipe, etc. within the budget at County prices.

RESOLUTION 29 - 17

MEMBERSHIP TO THE NEW YORK STATE ASSOCIATION OF TOWNS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize membership for the Town of Pendleton to the New York State Association of Towns.

RESOLUTION 30 - 17

MEMBERSHIP TO THE COUNTY SUPERVISORS ASSOCIATION

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize membership for the Town of Pendleton to the County Supervisors Association.

RESOLUTION 31 - 17

MEMBERSHIP FOR NYS ASSOCIATION FOR TAX COLLECTORS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize membership for the Town of Pendleton to the New York State Association for Tax Collectors.

RESOLUTION 32 - 17

MEMBERSHIP FOR THE TOWN HISTORIAN ASSOCIATION

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize membership for the Town of Pendleton to the Town Historian Association.

RESOLUTION 33 - 17

MEMBERSHIP FOR THE NYS TOWN CLERK'S ASSOCIATION

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the membership for the Town of Pendleton to the NYS Town Clerk's Association.

RESOLUTION 34 - 17

AUTHORIZATION TO SIGN AGREEMENTS

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to authorize the Supervisor to sign the following agreements:

- Wendelville Volunteer Fire Company for Fire Protection for \$309,000.00.
- Wendelville Fire Company for the purchase of fuel from the Town.
- PABA for the amount of \$1,500.00.
- Cities of North Tonawanda and Lockport for the use of their Public Libraries for \$15,000.00 for each library.
- NIACAP for \$1,500.00
- Niagara SPCA
- Starpoint School for continued use of their facilities

Supervisor Maerten scheduled a Work Session for January 23rd at 7:00 P.M.

PUBLIC REMARKS/COMMENTS

Charles Bowman asked if the Town Board will be making a decision on the Local Law regarding the Solar Panels. Supervisor Maerten said if there were no changes in the Local Law as presented tonight the Town Board can approve it at the Work Session scheduled for January 23rd.

Supervisor Maerten explained the Board would be going into Executive session to discuss the hiring of a laborer for the Sewer Department and they will also be discussing the contract with the Attorney. Upon adjourning from the Executive Session the Board will make a decision on who will be hired for the Sewer Department.

Motion by Councilman Leible, seconded by Councilman Fischer to adjourn to Executive Session for personnel and negotiations at 7:45 P.M. Motion Carried.

Motion by Councilwoman Jarvis, seconded by Councilman Leible to adjourn from Executive Session for personnel reason at 8:17 P.M. Motion carried.

RESOLUTION 35 - 17

HIRE ANTHONY ABRAMO FOR THE SEWER DEPARTMENT

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to hire Anthony Abramo for the Sewer Department with a 12 month probationary period and contingent upon getting his CDL License Class B, a back ground check and being a Town resident to start on January 17th.

RESOLUTION 36 - 17

BACK GROUND CHECK FOR NEW BUILDING INSPECTOR

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

ADOPTED: Ayes 5 Maerten, Leible, Fischer, Jarvis, Ostrowski
Nays 0

Resolved to request a background check for the new Building Inspector.

Motion by Councilman Leible, seconded by Councilman Fischer to adjourn to Executive Session for negotiations at 8:20 P.M. Motion Carried.

Motion by Councilman Leible, seconded by Councilman Fischer to adjourn from Executive Session and the Regular Meeting at 8:52 P.M. Motion carried.

Terry J. Pienta, Town Clerk