

**TOWN OF PENDLETON**  
**Work Session**  
February 23, 2017

A work session of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd., Pendleton, N.Y. on the 23<sup>rd</sup> day of February 2017. The meeting was scheduled for 7:00 P.M.

Supervisor Maerten opened the meeting at 7:04 P.M.

Supervisor Maerten, Councilman Fischer, Councilman Ostrowski, Councilman Leible., and Councilwoman Jarvis were present. Also present:

Terry Pienta – Town Clerk  
Claude Joerg – Attorney  
Kelli Coughlin – Assessor  
Wolfgang Buechler – Board of Appeals  
Jeff Stowell – Highway Superintendent  
Tim Masters – Bldg Department  
Mark Walter – Fire Chief  
Don Bergman – Budget Officer  
Jim Argo – Water-Sewer Superintendent  
Jeff Stowell – Highway Superintendent

There were approximately 12 residents in attendance.

**AGENDA ITEMS**

**Evans Agency** – Ron Miller from the Evans Agency (Town’s insurance carrier) gave a brief presentation about the benefits of forming a Safety Committee. The advantages for forming a committee would increase the communication with department heads, review policies and procedures, review claims that have been filed to prevent future claims, could prepare for a PESH audit, schedule a defensive driving class for employees, and review proper insurance for upcoming events such as the upcoming festival this summer. Insurance carriers also have a loss control program available to the Town. Less insurance claims means lower insurance premiums for the Town.

**Niagara County Water District** – Mr. Bob Clavune, Project Manager from Wendel Engineers reviewed with the Board an upcoming project that the Niagara County Water District will begin in the spring. The project will involve the installation of 14,400 feet of 36 inch pipe from the area of Boka Farms, Campbell and Lockport Roads and will bore under Transit Road at Robinson Road and will continue east through to Middleport/Royalton. A portion of the Town’s waterline and hydrants will be relocated along Lockport/Robinson Road. There will be some lane closures, some traffic delays, and the school has been notified and emergency services. A public information meeting will be held for Pendleton residents on March 22 at 7:00 in the Pendleton Town Hall. The typical construction hours will be 8 am to 5 pm in the spring and fall and 7 am to 5 pm in the summer. All work for the entire project should be completed by August 2018.

**Zoning Maps** – GHD Engineers has proposed a \$15.00 charge to print of the Town’s zoning maps. The Town generally orders 50 maps and sells to anyone interested at the same cost.

RESOLUTION 59 – 17

**AUTHORIZE GHD ENGINEERS TO PRINT 50 ZONING MAPS**

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 GHD Engineers to reprint fifty zoning maps that will include any recent zoning changes at a cost of \$15.00 each.

RESOLUTION 60 – 17

**HIRE PART TIME CLERK FOR PUBLIC WORKS**

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 Margit Denning as part time clerk for the Highway-Water-Sewer Department to begin on February 28<sup>th</sup>.

RESOLUTION 61 – 17

**DISPOSE OF OBSOLETE EQUIPMENT**

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

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

Nays 0

Resolved to dispose of the Building Department's old desktop computer and the Assessor's eight year old laptop as there is no value to them and authorize the destruction of the hard drive.

Supervisor Maerten reported that the contract with the Union has been finalized; only pending a final review of the health insurance agreement which will take place the next day. Rather than wait an additional two weeks for the next meeting he asked for the Board to approve the agreement pending the final review of the health insurance.

RESOLUTION 62 – 17

**APPROVE THE AGREEMENT WITH THE UNION**

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

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

Nays 0

Resolved to approve and sign the contract with the Union pending the final review of the health insurance portion of the contract.

Community Center – a recent conceptual design for the community center showed a larger main meeting room than the previous design did not have that was shown in January. They have been given a rough estimate of \$20.00 per sq. ft. unfinished and approximately \$80.00 finished with drywall for the 15,000 sq. ft. building. Supervisor Maerten briefly discussed if the Historical Society has considered remodeling the old town garage, which is a historical building. Some of the concerns discussed were:

- Priorities who needs what first
- Cost to build, must use prevailing wage
- Heating and cooling costs
- Courtroom needs
- Increased growth in Town - young families with children

Engineer Britton reported that the 90 day appeal regarding the updated flood maps has passed and FEMA is currently compiling any information received. The Town will receive a final determination letter. Then there will be a six month adoption period. During that time is when there will be notices mailed out to the public.

Councilman Leible reported that he will be meeting with Gene Rainer from Pyrotechnic to look at alternative sites for the fireworks for the 4<sup>th</sup> of July. He also requested approval to apply for a permit with the DEC for the Town's property across the street. The cost of the permit is \$50.00. If the permit is approved the Town will be able to plow and roll the property to be able to shoot the fireworks from that location instead of finding an alternate site. There are designated wetlands on the property and the Town would need approval by the DEC.

RESOLUTION 63 – 17

**APPROVE APPLICATION FOR A DEC PERMIT**

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 the expenditure of \$50.00 for an application for a permit from the DEC for the Town's property located on the east side of Campbell Blvd. for the fireworks for the 4<sup>th</sup> of July.

Work Session  
February 23, 2017

Councilman Ostrowski asked Fire Chief Mark Walter if he has a contact for the purchase of defibrillators. One would be needed at the Town Hall, Highway Department and the Historical Building. He will get a price for three defibrillators and bring it back to the Board.

The celebration Committee has asked for a \$200.00 down payment to contract with "The A-List Band" to perform two 90 minute sessions with a 30 minute break between sessions for Saturday August 19, 2017. The balance of \$800.00 will be due the day of the performance.

RESOLUTION 64 – 17

**AUTHORIZATION FOR A \$200.00 DOWN PAYMENT FOR THE A LIST BAND**

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 a \$200.00 down payment for The A-List Band for two 90 minute sessions for August 19<sup>th</sup> 2017 for the Farm and Home Days.

Motion by Councilman Fischer, second by Councilman Ostrowski to adjourn to Executive Session for Litigation with the Town Attorney and the Town Clerk at 8:25 P.M.

Motion by Councilman Fischer, seconded by Councilwoman Jarvis to adjourn from Executive Session and the Work Session at 8:55 P.M. Motion carried.

---

Terry J. Pienta, Town Clerk