

TOWN OF PENDLETON
Work Session
June 30, 2014

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 30th day of June 2014 at 7:00 P.M. Supervisor Riester, Councilman Leible, Councilman Morrison, Councilman Fischer, Councilwoman Jarvis, Clerk Pienta, and Attorney Claude Joerg were in attendance.

Supervisor Riester called the meeting to order at 7:00 P.M.

Town Board Discussions:

- Historical Society – Several members discussed with the Board the problems they are facing with the log cabin. Many of the logs on three of the walls are rotten. They have received an estimate of \$50,000.00 to replace the rotten logs. That does not address the other issue of the ceilings and many other minor problems. The foundation is good. They would like to know if the Town can help them at all, if they can use the Town’s grant writer to see if there are any grants available or if the Town has any other suggestions. Several ideas were discussed including enlarging the proposed Community Center and refurbishing the old Town Garage for their use. Supervisor Riester agreed to call the grant writer and the members from the Historical Society will discuss the options with the other members.
- LOSAP – Wendelville Volunteer Fire Company had requested that the Town Board consider extending the maximum years to qualify for retirement from 20 years to 30 years and to consider lowering the retirement age from 65 to 62 years of age. Penflex (the company that administers the funds) does not recommend lowering the age as it would cost the Town significant money to amortize the cost
- Niagara County Hazardous Mitigation update
- Salt Sheds

RESOLUTION 79 – 14

REFER TO REFORENDUM

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

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

Resolved that the Town Board of the Town of Pendleton shall conduct a mandatory referendum of eligible voters of the Town of Pendleton to determine whether or not to increase the number of years of service for the retirement for a Wendelville Volunteer Fireman from the current 20 years of service to 30 years of service when the eligible volunteer reaches the age of 65.

Councilman Morrison received four bids for cleaning two sections of carpet and to clean the 50 upholstered chairs in the meeting room. The low bid was from Aladdin's Carpet Cleaning. The bids were as follows:

- Ontario Carpet Care - \$709.10
- Aladdin's Carpet Cleaning - \$444.60
- Kwik Klean - 833.49
- The Carpet Doctor - \$530.50

Councilman Morrison reported that three companies were asked for estimates to restripe the tennis courts. Only one quote was received from Nagle Athletic Surfaces for \$1800.00.

- Nagle Athletic Surfaces - \$1800.00
- Courts & More - no response
- T & A Surface Solutions - no response

RESOLUTION 80 - 14

RESTRIPE TENNIS COURTS

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

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

Resolved to accept the bid from Nagle Nagle Athletic Surfaces for \$1,800.00 to restripe the tennis courts in the Town.

RESOLUTION 81 - 14

AUTHORIZATION TO ATTEND CONFERENCE

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 the Town Assessor to attend the annual Assessor Conference in Ithaca.

RESOLUTION 82 - 14

AUTHORIZATION TO PAY VENDOR FOR TEE SHIRTS

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

ADOPTED: Ayes 3 Riester, Leible, Jarvis
Nays 2 Morrison, Fischer

Resolved to pay vendor for Tee Shirts ordered by the Highway Superintendent.

RESOLUTION 83 - 14

TEE SHIRTS NOT TO BE WORN

Motion by Councilman Fischer, seconded by Supervisor Riester, the following resolution was

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

Resolved to notify Highway Department employees not to wear the purchased tee shirts until it is verified that they are determined to be OSHA approved reflective shirt.

Supervisor Riester asked the Board if they would like to continue with the feasibility study regarding health insurance along with the other municipalities. He told them to continue right now there is no cost but further study may involve a few thousand dollars.

RESOLUTION 84 – 14

AUTHORIZATION TO CONTINUE FOR FEASIBILITY STUDY

Motion by Councilman Fischer, seconded by Supervisor Riester, the following resolution was

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

Resolved to continue with the health insurance study along with several municipalities

RESOLUTION 85 – 14

AUTHORIZATION TO SIGN 9 MILE ISLAND AGREEMENT

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

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

Resolved to authorize the agreement with the 9 Mile Island Youth Group.

RESOLUTION 86 – 14

AUTHORIZATION TO SIGN TRAIL GRANT AGREEMENT WITH NY STATE

Motion by Councilman Fischer, seconded by Supervisor Riester, the following resolution was

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

WHEREAS the Pendleton Recreational Pathways Expansion - Transportation Enhancement Program Project will construct a 2.8 mile paved asphalt Multi-Use Trail along an abandoned railroad corridor, from Townline Road to Meyer Road, in the Town of Pendleton, Niagara County, PIN 5760.85 (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds; and

WHEREAS, the Town of Pendleton desires to advance the Project by making a commitment of 100%

of the Non-Federal share of the costs of the Preliminary Engineering (Design I-VI) phase of the project PIN 5760.85.

NOW, THEREFORE, the Board of the Town of Pendleton, duly convened does hereby

RESOLVE, that the Board of the Town of Pendleton hereby approves the above subject project; and it is hereby further

RESOLVED, that the Board of the Town of Pendleton hereby authorizes the Town of Pendleton to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI) phase of the Project or portions thereof; and it is further

RESOLVED, that the sum of \$ 65,191 is hereby appropriated from Building and Land Improvement Reserve A. 0201.0300 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the amount required to pay the full Federal and Non-Federal shares of the cost of the project's Preliminary Engineering (Design I-VI) phase exceeds the amount appropriated above, the Town of Pendleton shall convene its Board as soon as possible to

Work Session
June 30, 2014

appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Supervisor of the Town of Pendleton be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the Town of Pendleton with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal Aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this Resolution shall take effect immediately.

Motion by Councilman Morrison, seconded by Councilman Fischer to adjourn to Executive Session for personnel/contractual reasons at 9:10 P.M. Motion carried.

Motion by Councilman Leible, seconded by Councilman Fischer to adjourn from Executive Session and the Work Session at 9:42 P.M. Motion carried.

Terry J. Pienta, Town Clerk