

**TOWN OF PENDLETON**  
**Work Session**  
October 6, 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 6<sup>th</sup> day of October 2014 at 7:00 P.M. Supervisor Riester, Councilman Morrison, Councilman Fischer, Councilwoman Jarvis, Clerk Pienta, Budget Officer Don Bergman, and Attorney Claude Joerg were in attendance. Councilman Leible was absent. There were 4 residents in attendance.

Supervisor Riester called the meeting to order at 7:05 P.M.

RESOLUTION 103 – 14

**ROAD DEDICATION-EXTENSION OF CLOVERLEAF LANE**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Whereas, an extension of Cloverleaf Lane of the Meadows subdivision was constructed as a Town Road in accordance with plans and specifications prepared by CRA Engineering; and  
Whereas, the two lane road is .18939 miles in length and consists of a new drainage system, curbs, asphalt pavement, landscaping and street signage; and

Whereas, the construction of the extension of Cloverleaf Lane of the Meadows subdivision has been completed in accordance with drawings submitted and accepted for maintenance by the Town; now therefore be it

Resolved that the extension of Cloverleaf Lane of the Meadows subdivision shall be included in the 2014 Town of Pendleton Local Highway mileage inventory.

RESOLUTION 104 – 14

**ACCEPT PIP THE MEADOWS PHASE 2 1 B**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to accept the PIP Payment of \$36,000.00 from Bliss Construction for Engineer services having complied with all requirements set forth by the Town's Code and contingent upon receipt of the Recreation fees of \$20,000.00 to begin construction of Phase 2 Part 1 B of the The Meadows subdivision.

Supervisor Riester reported that he continues to get requests for the larger recycling totes. He asked for authorization to purchase an additional fifty (or minimum order) 95 gallon totes.

RESOLUTION 105 – 14

**AUTHORIZATION TO PURCHASE ADDITIONAL 95 GALLONS TOTES**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to authorize the Supervisor to order additional 95 gallon totes for residents to trade their 65 gallon totes for a larger size.

Water-Sewer Superintendent Argo requested authorization to purchase a new laptop for reading the water meters. The current laptop is 10 years old and has numerous issues because of the age. A new laptop, a Panasonic Toughbook CF-31, loaded with the current Orion reading system and US mapping system required for meter reading will be \$5,610.00.

RESOLUTION 106 – 14

**TRANSFER OF FUNDS FROM THE CONTINGENCY FUND**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to transfer \$5,000.00 from the Contingency Fund SW.1990.0400 to the Meter Line SW.8340.0430.

RESOLUTION 107 – 14

**TRANSFER OF FUNDS FROM THE DISTRIBUTION SUPPLIES LINE**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to transfer \$600.00 from the Distribution Supplies Line SW.8340.0440 to the Meter Line SW.8340.0430.

RESOLUTION 108 – 14

**AUTHORIZATION TO PURCHASE LAPTOP**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to authorize Superintendent Argo to purchase a new laptop Panasonic Toughbook CF-31, loaded with the current Orion reading system and US mapping system required for meter reading the cost will be \$5,610.00.

Ed McDonald from the Wendelville Fire Company asked for the Town Boards endorsement for the referendum to extend the years of active service from 20 years to 30 years for the LOSAP retirement program. He explained that increasing the length of service allowed the more experienced members to be available for fire and emergency calls. He asked the Board if they would sign off on a letter that will be mailed out to all the residents in the town. The Board agreed to endorse the referendum but asked to review the letter before it is mailed out.

Councilman Morrison reported to the Board that the Town's electronic collection has been closed temporarily. The DEC has changed the cost of collecting the large CRT monitors. The Town has been collecting e-waste for several months and has managed to receive a check for each electronic pickup. The Town gets paid \$.05 a pound for the small electronics that are collected. The Town is then charged for each CRT screen that has been collected. The cost has increased by such a large amount that it would be too costly for the Town. He gave the example for the last electronic pick

up. The Town received a check for \$170.00. Under the new pricing it would have cost the Town \$800.00 in addition to not collecting the \$170.00. Since the Town has a full load every 6-8 weeks the cost would add up significantly. The Board will continue to look at alternatives for the residents to be able to safely and responsibly recycle their electronic waste.

Attorney Claude Joerg reported that he mailed the Town's response to the DEC's denial for information pertaining to the additional locations that are being considered for the spread of equate. The originally FOIL request was denied stating that the information would constitute an unwarranted invasion of personal privacy. He asked the Board if the DEC denies the request again do they want him to pursue it further. There would be a \$500.00 filing fee for this.

RESOLUTION 109 – 14

**AUTHORIZATION TO PROCEED IF THE DEC DENIES REQUEST**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to authorize Attorney Claude Joerg to proceed with an appeal if the DEC denies his second FOIL request for information for the location of the properties that were given for the spreading of equate within the Town of Pendleton.

Attorney Joerg also reported that he has received the agreement with James Schmidt of Jaeckle, Fleischmann & Mugel, LLP to represent the Town for the four grievances filed by the Teamsters Local 264.

RESOLUTION 110 – 14

**AUTHORIZE THE SUPERVISOR TO SIGN AGREEMENT WITH JAECKLE LABOR COUNCIL**

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

ADOPTED: Ayes 4 Riester, Morrison, Fischer, Jarvis  
Nays 0

Resolved to authorize the Supervisor to sign the Engagement Letter to retain the services of James Schmidt of Jaeckle, Fleischmann & Mugel, LLP to represent the Town for the four grievances filed by the Teamsters Local 264 not to exceed the cost of \$7,500.00.

The Board began the process of reviewing the Tentative Budget. Supervisor Riester explained that the Tentative Budget was actually the "wish list" of the department heads. Items discussed:

Wages

Water-Sewer Department Revenue & Expense Considerations

- Removal of an old pump station that has not been in service located on Mapleton Rd. (rough estimate of \$20,000) Increase of water rate by \$.05
- Consider annual fee for laptop warranty/updates
- Elimination of Pager/answering service
- Part-time summer help

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Motion by Councilman Morrison, seconded by Councilman Fischer to adjourn 9:47 P.M. Motion carried.

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Terry J. Pienta, Town Clerk