

**TOWN OF PENDLETON
REGULAR MEETING
November 8, 2017**

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 8th day of November 2017 at 7:00 P.M. A Public Hearing was scheduled for 7:00 P.M. for the proposed 2018 Preliminary Budget. The notice of the Public Hearing was published in the Lockport Union Sun & Journal on November 1st 2017.

PUBLIC HEARING

Supervisor Maerten opened the Public Hearing at 7:02 P.M.

Budget Director Don Bergman reviewed the Preliminary Budget line by line allowing for any questions or comments after each section of the Budget. He explained each of the increases or decreases.

- General Fund Appropriations:
 - A resident asked about the budget lines labeled fixed assets – which is actually acquisitions not depreciation for items costing \$500.00-\$2,000.00
 - A resident asked what line of the budget was the playground equipment paid from while waiting for the reimbursement from the grants – it came from the General Fund Surplus
- Highway Fund Appropriations:
 - A resident asked why the cost of electricity for the street lamps remains the same – the Town did not use the entire budgeted amount from last year because the costs did not increase
 - The Agenda lists authorization for two additional street lights, wouldn't that increase the budget line – no, the estimate for the electric company for one LED lamp was projected to cost \$98.00 per year
 - A resident asked about the outlay of professional fees listed and the same amount is listed in the revenue portion of the budget – the Town will be reimbursed (Federal Transportation Grant) for the money that is spent on the Fisk Road project.
- Parks Appropriations:
- Revenue
- Water Fund Appropriations
- Revenue
- Sewer Fund Appropriations
- Revenue
- Refuse Fund Appropriations
- Revenue
- Wendelville Fire Company
- Revenue

Assessor Coughlin asked about the increase for refuse since she bills each of the newly built homes individually for refuse until the property, including the home are placed on the tax roll. She was told that Modern did have a slight increase for 2018 and the Town is considering requiring totes for the garbage collection and would like to build a reserve towards the cost of the totes.

There were no additional questions.

Motion by Councilman Leible, seconded by Councilman Fischer to close the Public Hearing at 7:44 P.M. Motion carried.

REGULAR MEETING

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 8th day of November 2017 to follow the Public Hearing that was scheduled for 7:00 P.M.

Supervisor Maerten opened the Regular Meeting at 8:04 P.M.

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

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

Also present were:

Terry Pienta	Town Clerk
Kelli Coughlin	Assessor
Claude Joerg	Town Attorney
Jim Argo	Water-Sewer Superintendent
Wolfgang Buechler	Board of Appeals
Don Bergman	Budget Director
Dave Britton	Engineer

There were approximately four residents in attendance.

COMMUNICATIONS

COMMENTS ON AGENDA ITEMS

A resident questioned the agenda item authorizing the Supervisor to sign the addendum for delineation for wetlands. Supervisor Maerten said it was a property along the Fisk Road Project.

ROUTINE BUSINESS

RESOLUTION 184 - 17

APPROVAL OF MINUTES

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

Resolved that the minutes of the Regular Meeting on October 9th and Work Session on October 23rd be approved as submitted by the Town Clerk.

Supervisor Maerten reported the total expenditures that were authorized and paid in the month of October:

General Fund	\$ 60,534.07
Highway	\$ 31,319.17
Water	\$ 46,770.24
Sewer	\$ 32,539.37
Refuse	\$ 35,286.25
Trust and Agency	\$ 757.31
Fire Protection District	\$ 3,250.00

Supervisor Maerten reported that the sales tax collected for September, 2017 was \$157,240.09 a decrease of \$5,662.69 from 2016. The year to date total is \$1,173,269.29, a decrease of \$32,252.69 from 2016.

OTHER REPORTS

Councilman Leible asked for the articles for the Winter Newsletter by November 20th. He reported that he has a couple of people interested in the Recreation Director's position. He will be interviewing them soon. He also reported he has met with CNBSA, there are a few changes they wanted to make to the agreement. He will also meet with PABA to see what proposal they have in mind because they are also interested in running the baseball program.

He announced that the Veteran's will be having their annual Veteran's Ceremony on Saturday, November 11th at 11:00 A.M.

Councilman Fischer reported that the Sewer Department had nine regular time sewer calls, two overtime sewer calls, three pressure sewer break repairs, 11 sold home compliance sewer-water inspections, RIC Plumbing completed 24 gravity sewer repairs for the I & I reimbursement program, sealed the blacktop parking areas for the Aiken Road and Pendale pump stations and completed 64 underground utility stakeouts. The Water Department repaired four fire hydrants, completed quarterly meter readings, 11 final meter reads, replaced two Orion meters, installed water meters for new homes, two water shut off requests, painted some fire hydrants when the weather permitted, Eagle Scout project by Trey Lohnes scrapped and painted 71 fire hydrants in the subdivisions and did a great job, inspecting, flushing and winterizing fire hydrants throughout the Town, three open water and sewer trench inspections completed, shut off water and winterized the bathrooms in the park, and took a batch of scrap to the scrap yard and brought the money to Town Hall for deposit. The Highway Department replaced rotted pipe on Killian Road, two on Mapleton Road and one on Sheetram Road, started mowing roadside ditches, added drainage to the woods south side of the Meadows, repaired bubbler and flushed drains at a home on Hidden Oak, cleaned roadside ditches on Oakwood, Dunnigan, and Mapleton Roads, chipped brush, picked up stumps, prepped trucks for winter, continued the park landscaping, and two new driveways on Oakwood Drive. Shared services reported for the month included hauling blacktop for Niagara County using two men for two days and hauled millings using two men for two days. They used Wheatfield's Sewer Jet for one week and Newfane's roller for one week. He also reminded everyone that the Boy Scouts will be collecting for their annual food drive for the Pendleton Food Pantry on Saturday November 11th starting at 10:00 AM.

Councilwoman Jarvis reminded everyone that there will be a Vendor Fair and Chowder Sale on Saturday November 11th at the Wendelville Fire Hall from 11:00 A.M to 3:00 P.M. She also thanked the Community for a very interesting four years as Town Councilwoman.

Councilman Ostrowski congratulated Supervisor Maerten and Councilman Fischer for their reelection and the newly elected Justin Graham as Councilman and Debbie Maurer as the Town Clerk. He also wanted to address a concern regarding lighting around town. He patrols the Town on the midnight shift and the Town of Pendleton has had several unlocked car thefts. He would also like to address certain areas with lighting on the trails and in the parks since they form an easy escape route. At this time the situations are mostly mischievous thefts with unlocked vehicles and keys left in the ignition but he would like to alleviate temptation before things get worse.

Engineer Britton reported that he and the Building Inspector, Tim Masters, hosted an informational meeting regarding the adoption of the FEMA maps. The maps were official as of November 3, 2017. Supervisor Maerten thanked them for hosting the meeting. He believes that it was helpful to the people that did attend.

Claude Joerg - nothing to report.

DEPARTMENT HEADS

Building Inspector Tim Masters reported that for the month of October there were 37 permits and 14 contractor licenses issued. Year to date there have been 54 single family home permits issued. There are 15 violations outstanding. One of the violations that the town may be receiving complaints about is a Salvation Army dumpster on Transit Road that people are dropping off donations and leaving items outside of the bin.

Water-Sewer Superintendent Jim Argo reported to the Board that the budget line for the Water Department will be running over about \$1,400.00 on the meter line. He also reported that there have been numerous electronic items being dropped off at night. They briefly discussed a number of ways to deter the activity such as additional cameras, signage, and possibly a gate across the driveway.

Assessor Kelli Coughlin reported that there were 25 real property transfers for the month. The sales average were \$50,000.00 over the assessed value. She also reported that the rebate checks that the state has started to mail out are the continuation of the property tax relief credit program. If a person is receiving a basic star savings, the credit will be a certain percentage of the basic star according to their income. The enhanced star rebate will be 12% of the enhanced star savings. The state will begin to mail the checks this month but it will take several months to complete.

NEW BUSINESS

Amendments to the 2018 Budget as discussed and proposed during the Public Hearing are as follows:

RESOLUTION 185 - 17

INCREASE A7110.01 SUPERVISION

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

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

Resolved to increase Budget Line A7110.01 (Supervision) from \$1,500.00 for a total of \$12,500.00.

RESOLUTION 186 - 17

INCREASE A1110.01 JUSTICES

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

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

Resolved to increase Budget Line A1110.01 (Justices) from \$2,250.00 for a total of \$47,228.00.

RESOLUTION 187 - 17

INCREASE A1990.04 CONTINGENT

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

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

Resolved to increase Budget Line A1990.04 (Contingent Account) from \$20,000.00 to \$44,000.00.

RESOLUTION 188 - 17

INCREASE A1989.04 BUSINESS DEVELOPMENT

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

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

Resolved to increase Budget Line A1989.04 Business Development by \$1,000.00 for a total of \$2,000.00.

RESOLUTION 189 - 17

INCREASE GENERAL APPROPRIATIONS

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

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

Resolved to increase General Appropriations \$24,750.00 for a total of \$2,198,929.00.

RESOLUTION 190 - 17

INCREASE UNEXPENDED BALANCE

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

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

Resolved to increase unexpended balance \$24,750.00 for a total of \$114,479.00.

RESOLUTION 191 - 17

APPROVAL OF 2018 PRELIMINARY BUDGET WITH AMENDMENTS

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 the 2018 Preliminary Budget as proposed with the amendments (Resolutions 185 – 190).

RESOLUTION 192 - 17

APPROVE STREET LIGHT FOR BEACH RIDGE ROAD AND PINE LAKE TERRACE

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

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

Nays 0

Resolved to approve National Grid to install a street light at the corner of Beach Ridge Road and Pine Lake Terrace for an estimated annual cost of approximately \$94.00.

There was an additional request for a light at the west end entrance at Starpoint School.

There were a few questions so it was determined to postpone the decision until the Board has some clarification regarding the installation and who pays for it.

RESOLUTION 193 - 17

AUTHORIZATION FOR THE SUPERVISOR TO SIGN THE ADDENDUM FOR THE FISK ROAD PROJECT (NYS DOT P.I.N. 5761.70) FOR WETLAND DELINIATION

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

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

Nays 0

Resolved to authorize the Supervisor to sign the addendum to the Fisk Road project for required wetland deliniation along the Fisk Road corridor between East Canal and Sheetram Roads by CORE Environmental Consultant a sub consultant to Clark Patterson Lee for an additional \$8,000.00 which will be reimbursed by the State.

Supervisor Maerten scheduled a Public Hearing for December 11th at 6:50 P.M.

RESOLUTION 194 - 17

AUTHORIZATION TO RUN THE ELECTRIC FOR THE ADDED WALL HEATER IN THE COURT CLERKS OFFICE

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

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

Nays 0

Resolved to authorize spending no more than \$1,500.00 to run electric wire for the wall heater in the Court Clerk's Office.

Supervisor Maerten scheduled a Work Session for November 27th at 7:00 P.M.

Jim Sobczyk reported that two "historical" murals (pictures) that were funded through the William G. Mayne Business Community Enhancement Program Grant have been installed on the north side of the old Town Garage. Next year the Town can apply for additional funding for additional murals (pictures). He also reported that the newly elected Supervisor for the Town of Amherst is an urban planner by trade and an architect and is a big promoter of open space and green space and would like to work with the Town of Pendleton regarding a joint redevelopment plan. Supervisor Maerten will reach out to him.

Ann Marie Reeb was very pleased that the Highway Department was able to install the culvert pipe at her house before winter set in and that they did a great job. Supervisor Maerten thanked her for the compliment to the Highway Department. It's always nice to hear positive things said about the Town employees. He received a phone call from a resident that had positive things to say about the Building Inspectors.

Motion by Councilman Leible seconded by Councilman Fischer, to adjourn from the Regular Meeting at 8:50 P.M. Motion carried.

Terry J. Pienta, Town Clerk