

TOWN OF PENDLETON
January 14, 2019

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 14th day of January 2019 at 7:00 p.m.

REGULAR MEETING

Supervisor Maerten called the meeting to order at 7:06 p.m.

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

Roll Call:

Supervisor Maerten	Present
Councilman Fischer	Absent
Councilman Graham	Present
Councilman Leible	Present
Councilman Ostrowski	Present

Also present:

Deborah Maurer – Town Clerk
Claude Joerg – Town Attorney
Jeff Stowell – Highway Superintendent
Jason Thompson – Building Inspector
Dave Britton – Town Engineer
Don Bergman – Budget Officer

There were 18 residents in attendance, 10 of which were Starpoint students.

ADDITIONS OR DELETIONS TO THE AGENDA

The following changes were made to the agenda:

- Added item #8 – Fourth of July Contract
- Added item #9 – Executive Session: Teamsters’ Contract Negotiations

COMMUNICATIONS

Town Clerk Maurer read a letter that was received from Susan Dray, Secretary of the Pendleton Food Pantry. The letter thanked the employees and residents of Pendleton for the generous donation received of various food items that were collected during the Town Hall Door Decorating Contest. Appreciation was given to all involved.

Town Clerk Maurer also notified the Board that she has received information regarding registration for the 2019 New York State Association of Towns annual meeting to be held in February in New York City. She advised the Board to contact her directly for more information.

PUBLIC REMARKS/COMMENTS ON AGENDA ITEMS

There were no public remarks or comments on the agenda items.

ROUTINE BUSINESS

RESOLUTION 01-19

AUTHORIZE PAYMENT OF ABSTRACT #24

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
 Nays 0
 Absent 1 Fischer

Resolved to accept the expenditures on Abstract #24 that were authorized and paid on December 31, 2018, as follows:

○ General Fund	\$ 27,682.22
○ Highway	\$ 31,673.92
○ Fire Protection District	\$ 167,948.00

- Refuse & Garbage District \$ 35,158.12
- Sewer \$ 23,401.28
- Water District \$ 11,686.48
- Total \$ 297,550.02

RESOLUTION 02-19

AUTHORIZE PAYMENT OF ABSTRACT #1A

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
 Nays 0
 Absent 1 Fischer

Resolved to authorize the expenditures on Abstract #1A to be paid on January 16, 2019, as follows:

- General Fund \$ 112,110.49
- Highway \$ 8,345.55
- Sewer \$ 9,712.34
- Water District \$ 46,919.71
- Total \$ 177,088.09

RESOLUTION 03-19

AUTHORIZE PAYMENT OF ABSTRACT #1B

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
 Nays 0
 Absent 1 Fischer

Resolved to authorize the expenditures on Abstract #1B to be paid on January 16, 2019, as follows:

- General Fund \$ 24,048.45
- Highway \$ 3,302.00
- Sewer \$ 2,001.67
- Water District \$ 735.00
- Total \$ 30,087.12

OTHER REPORTS

Supervisor Maerten reported that the sales tax collected for November 2018 was \$124,537.95. This is an increase of \$3,008.64 when compared with November 2017. The year to date received is \$1,493,450.84 which is an increase of \$78,928.80 from 2017.

COMMITTEE APPOINTMENTS 2019

Assessor	Graham, Ostrowski
Building Inspections & Code Enforcement	Graham, Maerten
Building & Capital Improvements	Leible, Maerten
Business Development	Fischer, Ostrowski
Fire Company Service Award	Fischer, Ostrowski
Fire Board	Leible, Maerten
Insurance	Maerten
Town Newsletter	Leible
Water & Sewer	Fischer, Graham
Highway & Drainage	Leible, Maerten
Recreation	Graham, Ostrowski
Security	Leible, Ostrowski
Conservation, Parks, & Trails	Fischer
Ethics	Maerten
Celebrations (July 4 th)	Leible
Celebrations (Farm & Home Days)	Fischer

SUPERVISOR APPOINTMENTS

Deputy Town Supervisor	John Higgins
Town Historian	Stephanie Chase
Budget Officer	Donald Bergman

ASSIGNMENT OF ANNUAL AUDITS

Chief Fiscal Officer	Leible
Town Clerk/Tax Collector	Ostrowski
Town Justice – Judge Mack	Leible
Town Justice – Judge Maziarz	Graham
Water/Sewer Clerk	Fischer

OTHER REPORTS

Councilman Leible updated the Board on the repairs made to the doors at the Town Hall. Armored Access repaired the outside doors at the court entrance, parking lot entrance, front entrance and meeting room entrance. He plans on meeting with the Town Clerk and Armored Access to put together a maintenance contract for the doors. He will be announcing new dates for the newsletter soon.

Councilman Fischer was absent.

Councilman Ostrowski provided an update from the Recreation Committee. Central Niagara Baseball and Softball Association (CNBSA) has been moving along with early registration and they will be working with the town to update their contract soon. He reported that there is interest from KidsPlay for soccer in the town again. The Recreation Committee will hold its first meeting of the year next Monday where they will discuss new things that were budgeted for including the plans for a new pavilion at DePeau Park. He will keep the Board updated as things move along.

Councilman Graham wished everyone a Happy New Year. He passed along a message from a resident about the great job the Highway Department is doing on the roads. He also read the report from the Assessor's Office stating that they are collecting and inputting exemption forms, helping seniors fill out their exemption forms and mailing out the Agricultural Exemption and Low Income Disability Exemption forms. The Assessor also reported that she has started sketching, inputting inventory and valuing new builds as well as apportioning tax bills for land splits that were done after March 1, 2018. The report also stated that the Assessor's Office is in the process of updating addresses and bank codes for the tax bills.

Attorney Claude Joerg had no updates.

Engineer Britton gave an update on the Fisk Road Project. They are in the process of trying to close up the Environmental Review for this. There is also a new hurdle that has to be cleared up before they can go on to final design which involves fresh water mussel that have been spotted in the canal. The Department of Environmental Conservation is looking into this. Engineer Britton has asked the consultants to develop a construction schedule so they don't miss the construction season.

DEPARTMENT HEADS

Budget Office Bergman reported that he is in the process of closing out 2018 and is preparing for the auditors who will be coming in March to prepare the end of year statement.

Highway Superintendent Stowell reported that he had 15 applicants for the part-time position in the Highway Department. Several of them are from Pendleton. He will complete interviews this week. The Highway Department is also going to be doing drainage work at the Historical Society. He reported that in the month of December the Highway Department chipped brush and Christmas trees, started cleaning brush along the path near Killian Road heading towards Meyer Road using the excavator "pro mac" brush hog, plowed and salted as necessary and repaired equipment as needed. He also sent a crew to the Town of Wheatfield Safety Training for the Lafarge Quarry. The Highway Department had to dig up a sinkhole in Bear Ridge Estates in December that was possibly caused by a lawn sprinkler. They removed excess fill from the ditches on Killian Road, replaced pipe in a road ditch on Kriston Lane, mowed some roadside ditches and put up Christmas decorations at the Town Hall. Highway Superintendent Stowell also reported that they are working on the electrical problem with the lights in front of Town Hall. He then read the Water/Sewer Report for the month of December stating that the Sewer Department had 12 regular and three overtime sewer calls, completed one sewer push and repaired two sewer breaks. The department also completed 23 underground utility stakeouts and installed two new grinder tanks.

The Water Department completed one new home water service tap, completed two water pushes and seven water reads. They installed four new water meters, repaired a hydrant valve on Killian Road and another hydrant repair at the water tower. The Water Department also completed three sold home inspections. Councilman Leible asked about the ice rink and he reported that it was in pretty good shape. The Town Clerk will advertise that the ice rink is open “weather permitting” on the sign in front of the Town Hall. Supervisor Maerten asked Mr. Stowell to get quotes for HVAC work, new windows and new doors for the garage.

Building Inspector Thompson reported that in the month of December the Building Department issued 16 Building Permits and four Contractor Licenses. Thirty-two visual inspections were conducted on site for various projects and several violations were issued. He also stated that he and his secretary, Kim, have been in the process of organizing the department. Code Enforcement Officer Striegel has also attended court regarding various resident infractions.

Assessor Coughlin was absent.

NEW BUSINESS

RESOLUTION 04-19

FEDERAL SURPLUS PROPERTY PROGRAM RENEWAL

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to authorize the Highway Superintendent to continue participation in the Federal Surplus Property Program.

RESOLUTION 05-19

EZ-PASS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to authorize the Town Clerk to replenish the EZ-Pass account as needed throughout the year.

RESOLUTION 06-19

SCHEDULE PUBLIC HEARING

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to schedule a Public Hearing on February 11, 2019 at 6:55 p.m. to discuss the proposed changes to Chapter 247 Zoning.

The next agenda item is regarding a server upgrade for the town. Town Clerk Maurer explained that the current server is over 10 years old and at the end of its life. She has worked with the town’s IT provider and CDW-Government (CDW-G) to obtain quotes for the various components needed to upgrade the server. The quotes were provided to the Board for their review. Supervisor Maerten explained that this upgrade has already been budgeted for and that the quotes are based on State bid pricing. Councilman Leible asked if the price included installation. Town Clerk Maurer answered that it did not.

RESOLUTION 07-19

SERVER UPGRADE

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to spend \$53,877.38 for the upgrade of the server as per the quotes provided by CDW-G.

RESOLUTION 08-19

AMENDMENT TO TOWN CODE CHAPTER 13

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to accept the proposed changes to Town Code Chapter 13 amending the Conservation Board to a Conservation Advisory Council.

Town Clerk Maurer informed the Board that per the Assessor the Pine Lake Terrace tax bill is the responsibility of the town because the road was dedicated by the town in October 2018.

RESOLUTION 09-19

PINE LAKE TERRACE TAX BILL

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to authorize the town to pay the 2019 Tax Bill #000631 for Pine Lake Terrace in the amount of \$667.02.

RESOLUTION 10-19

WENDELVILLE FIRE COMPANY – RETURN OF ACTIVE MEMBER

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to move Joseph J. Riester to active status with the Wendelville Fire Company and add him to the Workers' Compensation policy.

RESOLUTION 11-19

FOURTH OF JULY CELEBRATION

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to continue the Fourth of July Celebration contract as budgeted and authorize Supervisor Maerten to sign the contract.

ORGANIZATION – FISCAL - AUTHORIZATIONS

RESOLUTION 12-19

OFFICIAL DEPOSITORY

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved that Evans Bank, headquartered in Hamburg, New York is designated an authorized depository for 2019.

RESOLUTION 13-19

OFFICIAL NEWSPAPER

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

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

RESOLUTION 14-19

PETTY CASH FUNDS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to establish the following petty cash funds: Town Clerk; \$110.00, Tax Collector; \$200.00, Water District; \$150.00, and Sewer District; \$100.00.

RESOLUTION 15-19

REGULAR MEETING DATES

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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

RESOLUTION 16-19

PAYROLL

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to pay the following employees on a **bi-weekly** basis: Supervisor, Town Clerk, Assessor, Highway Superintendent, Highway, Sewer and Water Department personnel, Building Inspectors, Town Attorney, general clerks, laborers, justice clerks, Planning Board Administrative Assistant, Town Prosecutor and Town Constables; **Quarterly**: Town Justices, Councilmen, Dog Control Officer and Recreation Director; and **Annually**: Planning Board, Zoning Board of Appeals, Conservation Advisory Council, Board of Assessment Review, Registrar of Vital Statistics, Budget Officer and Town Historian. (Note: This was amended by RESOLUTIONS 53-19 and 54-19 below.)

RESOLUTION 17-19

CONSTABLES

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to appoint Patrick Williams, George Julius, Kenneth Jonmaire, Lynn Campbell and Kevin Locicero as Constables.

RESOLUTION 18-19

TOWN ENGINEER

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to appoint GHD Consulting Services as Town Engineer.

RESOLUTION 19-19

PLANNING BOARD MEMBERS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to appoint John Higgins to a seven year term and Nicholas Graves to a one year term on the Planning Board.

RESOLUTION 20-19

RECREATION COMMITTEE MEMBER

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to appoint Nicole Welka to a seven year term on Recreation Committee.

RESOLUTION 21-19

CONSERVATION ADVISORY COUNCIL MEMBERS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Victor (Deke) Lemieux, Amanda Irons-Rindfleisch and Andrew Harrison to one year terms on the Conservation Advisory Council.

RESOLUTION 22-19

ZONING BOARD OF APPEALS MEMBER

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Wolfgang Buechler to a five year term on the Zoning Board of Appeals.

RESOLUTION 23-19

APPOINTMENT BOARD/COMMITTEE CHAIRMEN

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to appoint Joe McCaffrey as Chairman of the Planning Board, John Higgins as Administrative Assistant and Secretary of the Planning Board, Wolfgang Buechler as Chairman of the Zoning Board of Appeals and Victor (Deke) Lemieux as Chairman of the Conservation Advisory Council.

RESOLUTION 24-19

RECREATION DIRECTOR

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Beatrice Mattina as Recreation Director.

RESOLUTION 25-19

TOWN PROSECUTOR

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Edward Perlman as the Town Prosecutor for a one year term.

RESOLUTION 26-19

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

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Town Clerk Deborah Maurer as Registrar of Vital Statistics, Records Management Officer and Investigator of Bingo and Games of Chance.

RESOLUTION 27-19

DEPUTY REGISTRAR OF VITAL STATISTICS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Noreen Lemma as Deputy Registrar of Vital Statistics.

RESOLUTION 28-19

DEPUTY TAX COLLECTOR

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Noreen Lemma as Deputy Tax Collector.

RESOLUTION 29-19

DEPUTY TOWN CLERKS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Noreen Lemma as First Deputy Town Clerk and reappoint Stephanie Chase and Kimberly Frey as additional Deputy Town Clerks.

RESOLUTION 30-19

DEPUTY HIGHWAY SUPERINTENDENT

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to reappoint Craig Walter as Deputy Highway Superintendent.

RESOLUTION 31-19

STORMWATER MANAGEMENT OFFICER (SMO)

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to appoint Building Inspector Jason Thompson as the Town's Stormwater Management Officer.

RESOLUTION 32-19

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

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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 33-19

AUTHORIZATION FOR MILEAGE REIMBURSEMENT

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize mileage reimbursement to be paid, per IRS guidelines, by voucher on a monthly basis to the Supervisor, members of the Town Board, Town Clerk, Deputies, Assessor, Highway Superintendent, Town Justices, Court Clerks and Dog Control Officer.

RESOLUTION 34-19

PROCUREMENT POLICY

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to renew the current Procurement Policy.

RESOLUTION 35-19

CODE OF ETHICS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to renew the current Code of Ethics.

Supervisor Maerten also stated that Richard Mistztal and Ken Kuriscak will continue as members of the Code of Ethics Committee.

RESOLUTION 36-19

SEXUAL HARASSMENT POLICY

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to renew the current Sexual Harassment Policy.

RESOLUTION 37-19

WORKPLACE VIOLENCE POLICY

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to renew the current Workplace Violence Policy.

RESOLUTION 38-19

AUTHORIZATION FOR SUPERVISOR

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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 39-19

AUTHORIZE HIGHWAY SUPERINTENDENT

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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

RESOLUTION 40-19

MEMBERSHIP IN THE NEW YORK STATE ASSOCIATION OF TOWNS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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

RESOLUTION 41-19

MEMBERSHIP IN THE NIAGARA COUNTY SUPERVISORS ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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

RESOLUTION 42-19

MEMBERSHIP IN THE NIAGARA COUNTY MUNICIPAL CLERKS ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize membership for the Town Clerk in the Niagara County Municipal Clerks Association.

RESOLUTION 43-19

MEMBERSHIP IN THE NYS ASSOCIATION FOR TAX COLLECTORS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize membership for the Town of Pendleton in the NYS Association for Tax Collectors.

RESOLUTION 44-19

MEMBERSHIP IN THE TOWN HISTORIAN ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

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

RESOLUTION 45-19

MEMBERSHIP FOR THE NYS TOWN CLERKS ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize the membership for the Town of Pendleton in the NYS Town Clerks Association.

RESOLUTION 46-19

YEARLY FUNDING FOR PENDLETON SENIORS

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to provide yearly funding for the Pendleton Seniors as budgeted.

RESOLUTION 47-19

WENDELVILLE FIRE COMPANY CONTRACT

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize the Supervisor to sign the contract with the Wendelville Volunteer Fire Company for Fire Protection in the amount of \$325,600.00.

RESOLUTION 48-19

WENDELVILLE FIRE COMPANY FUEL

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize the Supervisor to sign the agreement with the Wendelville Fire Company to purchase fuel from the town.

RESOLUTION 49-19

PENDLETON ATHLETIC BOOSTER ASSOCIATION (PABA)

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski

Nays 0

Absent 1 Fischer

Resolved to authorize the Supervisor to sign the agreement with the Pendleton Athletic Booster Association (PABA) for \$1,500.00.

RESOLUTION 50-19

LOCKPORT PUBLIC LIBRARY

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to authorize the Supervisor to sign the agreement with the Lockport Public Library for \$15,000.00.

RESOLUTION 51-19

NIAGARA COMMUNITY ACTION PROGRAM (NIACAP)

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to authorize the Supervisor to sign the agreement with the Niagara Community Action Program (NIACAP) for \$1,500.00.

RESOLUTION 52-19

WATER/SEWER SUPERINTENDENT APPOINTMENT

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to appoint the Highway Superintendent as the Superintendent of Water and Sewer for 2019 at the budgeted amount.

RESOLUTION 53-19

AMENDMENT TO RESOLUTION 16-19 – SUPERVISOR’S SECRETARY

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to amend RESOLUTION 16-19 to include that the Supervisor’s Secretary is paid on a bi-weekly basis.

RESOLUTION 54-19

AMENDMENT TO RESOLUTION 16-19 – TOWN PROSECUTOR

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

ADOPTED: Ayes 4 Maerten, Graham, Leible, Ostrowski
Nays 0
Absent 1 Fischer

Resolved to amend RESOLUTION 16-19 to pay the Town Prosecutor by voucher on a monthly basis instead of bi-weekly payroll.

PUBLIC REMARKS/COMMENTS

Conservation Advisory Council Chairmen Lemieux thanked the Board for his appointment. He also asked about Chapter 13 and if there had been any other changes since what was discussed in December. Supervisor Maerten stated that it is the same as in December.

BOARD MEMBERS DISCUSSION

Supervisor Maerten scheduled a work session for January 28th at 7:00 p.m.

Motion by Councilman Leible, seconded by Councilman Ostrowski, to adjourn to Executive Session to discuss the Teamsters’ negotiations with the Town Attorney at 8:05 P.M. Motion Carried.

Motion by Councilman Leible, seconded by Councilman Ostrowski, to adjourn from Executive Session and the Regular Meeting at 8:35 P.M. Motion carried.