

TOWN OF PENDLETON
Work Session
April 22, 2019

A work session of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd., Pendleton, NY, on April 22, 2019. The meeting was scheduled for 7:00 p.m.

Supervisor Maerten opened the meeting at 7:10 p.m.

Supervisor Maerten, Councilman Fischer, Councilman Ostrowski and Councilman Graham were present. Councilman Leible was absent.

Also present:

- Deborah Maurer – Town Clerk
- Claude Joerg – Town Attorney
- Kelli Coughlin – Town Assessor
- Jeff Stowell – Highway and Water/Sewer Superintendent
- David Britton – Town Engineer
- Mark Walter – Emergency Services Coordinator
- Wendelville Fire Company Chief Jamie McDonough
- Wendelville Fire Company 1st Assistant Chief Matt Berry
- Wendelville Fire Company President Glenn Christman

There were 5 residents in attendance.

RESOLUTION 123-19

ADJUSTMENT TO ABSTRACT #7

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

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

Resolved to adjust Abstract #7, that was approved on April 8, 2019, by increasing the payment to Blue Cross/Blue Shield by \$2,540.70, resulting in an adjusted total of \$110,849.08.

RESOLUTION 124-19

AUTHORIZE PAYMENT OF ABSTRACT #8

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

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

Resolved to authorize payment of Abstract #8, to be paid on April 24, 2019, for the following expenditures:

General Fund	\$	16,697.82
Highway	\$	4,403.82
Refuse & Garbage District	\$	38,465.64
Sewer	\$	164.26
Water District	\$	4,500.46
Trust & Agency	\$	850.00
	\$	64,232.00

Wendelville Fire Company

Supervisor Maerten welcomed the officers from the Wendelville Fire Company (WFC) and invited them to join the Board members at the table to discuss various topics including the possibility of a multi-year contract between the Town and the Fire Company, the newly created position of Town of Pendleton Emergency Services Coordinator and the use of WFC's soccer field. Both sides presented questions and comments on the various issues discussed. Supervisor Maerten also informed the WFC officers that RBC Wealth Management, the Town's Length of Service Awards Program (LOSAP) provider, will be providing an update to the Board, prior to the June 10, 2019 Town Board meeting and that they are welcome to attend.

Assessor/Deputy Clerk Request

Supervisor Maerten explained that Assessor Clerk/Deputy Town Clerk Stephanie Chase had recently contacted the Board to request paid time off for the positions she holds at Town Hall. She works a total of 35 hours per week on average and is not compensated for holidays or personal time off. The Board discussed this matter and decided to postpone a decision until they are able to research it further.

RESOLUTION 125-19

PLANNING BOARD REQUEST FOR REVIEW AND RECOMMENDATION

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

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

Resolved to send a letter to the Planning Board formally requesting review and recommendation for specific modifications and updates to the Town Code regarding permissible uses of commercial properties in light commercial zoning and placement of fill on properties.

Additional Discussion

Town Clerk Maurer informed the Board that the server upgrade is on hold pending receipt of four rail mounting racks that the distributor has not yet supplied. She also presented the Supervisor with informational documents regarding cyber security insurance and questioned if the Town currently has vital document insurance coverage. Lastly, Clerk Maurer reported to the Board that we may be able to have the mandated harassment training provided to us through our broker, Evans Agency, free of charge. She will provide more details once they become available.

Councilman Ostrowski gave an update on the Recreation Committee. They are in the process of determining a color for the roof of the new pavilion that is being built in Depeau Park. The Town Board members suggested green.

Supervisor Maerten reminded everyone that the speed patrols are set to begin in May. Councilman Fischer agreed that speed enforcement is really needed especially for Bear Ridge Road.

Engineer Britton reported that advertising for the Fisk Road Project will begin in a couple of weeks and that the bid opening is scheduled for June 4, 2019. He also gave the Board a briefing on the NYS Department of Public Service Procedural Conference for the Bear Ridge Solar Project that he attended on April 17, 2019. The Town of Pendleton and the Town of Cambria were awarded a 50/50 split of the intervenor funds designated for the first phase of the Article 10 proceedings.

Highway and Water/Sewer Superintendent Stowell began a conversation with the Board about the current status of the Building Department's truck. He had wanted to put it up for auction but it was decided that the Town should hold onto it a little longer. He also brought up that KeyBank on Transit Road is abusing their sewer system and it is costing the Town a lot of money in repairs. He is asking for the Board and the Town Attorney to get involved. Engineer Britton will research this and they will discuss the Town's options in the near future. Lastly, Superintendent Stowell stated that he is hoping to hire three seasonal workers for the Highway Department. Two people are pending test results and the third is ready to be hired.

RESOLUTION 126-19

SEASONAL EMPLOYEE – HIGHWAY DEPARTMENT

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

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

Resolved to approve the hiring of Highway Department seasonal employee, Gerald Freatman.

A Tonawanda Creek Road resident was in attendance to ask for assistance with a broken pipe issue on his property. He had already spoken with Superintendent Stowell about this problem. Supervisor Maerten explained that he and Engineer Britton are still in the process of evaluating the situation. The resident explained that it is a very serious and dangerous situation. He has lived at this property for 30 years and has had issues in the past. He stated that the Corps of Engineers had been involved in the past and that he would look through his records and provide the Town with the reports from that time. He also gave Engineer Britton permission to go on his property to further investigate the situation.

Motion made by Councilman Fischer, seconded by Councilman Ostrowski, to enter into an Executive Session with the Town Attorney and the Highway and Water/Sewer Superintendent to discuss Union Contract Negotiations at 8:55 p.m. Motion carried.

Motion made by Councilman Fischer, seconded by Councilman Graham, to adjourn from the Executive Session and the Work Session at 9:55 p.m. Motion carried.

Deborah K. Maurer, Town Clerk