

TOWN OF PENDLETON
January 13, 2020

A Regular Meeting and the annual Organizational Meeting of the Town Board of the Town of Pendleton were held at the Town Hall, 6570 Campbell Blvd., Pendleton, N.Y. on the 13th day of January 2020 at 7:00 p.m.

PUBLIC HEARING

PUBLIC HEARING – PROPOSAL TO TRANSFER FUNDS FROM HIGHWAY EQUIPMENT RESERVE

The notice for the Public Hearing was published in the Lockport Union Sun & Journal on January 8, 2020 and on the Town’s website.

Supervisor Maerten opened the Public Hearing at 7:01 p.m.

The purpose of the hearing is for the transfer of \$216,000.00 from Highway Equipment Reserve (DA200.2) to Machinery Fixed Assets (DA5130.02), for the purchase of a 2020 Western Star 4700 Truck, a 2019 Everest Plow and a truck radio.

There were no questions.

Motion made by Councilman Graham, seconded by Councilman Fischer, to close the Public Hearing at 7:02 p.m. Motion carried.

REGULAR MEETING

Supervisor Maerten called the meeting to order at 7:02 p.m.

Supervisor Maerten read the invocation and the salute to the flag. A moment of silence was observed to recognize the passing of Matthew Evchich, son of Councilman Evchich, who passed away unexpectedly in December. Matthew was an inspiration for his family in the development of Mason’s Mission.

Roll Call:

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

Also present:

Deborah Maurer – Town Clerk	Noreen Lemma – Deputy Clerk
Claude Joerg – Town Attorney	Stephanie Chase – Deputy Clerk
Dave Britton – Town Engineer	Kim Frey – Deputy Clerk
Don Bergman – Budget Officer	Rita Dispenza – Water Billing Clerk
Ron Diedrich – Building Inspector	Wolfgang Buechler – ZBA Chairman
Mark Walter – Deputy Supervisor	Lee Daigler – ZBA Member
Craig Walter – Deputy Highway Superintendent	Joe McCaffrey – Planning Board Chairman

There were 26 residents in attendance, two of which were Starpoint students.

ADDITIONS OR DELETIONS TO THE AGENDA

The following changes were made to the agenda:

- Add: Executive Session – Highway Personnel
- Delete: Approval of Minutes

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. A donation of 350 pounds of food was made in honor of David Frass. Appreciation was given to all involved.

She also announced that the Town Hall will be closed on Monday, January 20th in honor of Martin Luther King Jr. Day and that the town will be holding another Holiday Heroes Blood Drive, sponsored by ConnectLife, on Wednesday, January 22, 2020 from 12:00 – 6:00 p.m. here at the Town Hall.

PUBLIC REMARKS/COMMENTS ON AGENDA ITEMS

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

Supervisor Maerten opted to present two proclamations before moving on the routine business.

RESOLUTION 03-20

PROCLAMATION FOR COUNCILMAN OSTROWSKI

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

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

Resolve to recognize the service of former councilman, Todd Ostrowski, with the following proclamation:

On behalf of the Citizens of the Town of Pendleton, we hereby issue this proclamation honoring commitment and service to the community.

Proclamation Honoring Todd Ostrowski

Whereas, Todd Ostrowski has been a long-time resident of the Town of Pendleton and an asset to our community; and

Whereas, Mr. Ostrowski honorably served the Town of Pendleton as a member of the Town Board from 2016 to 2019; and

Whereas, Todd is a faithful and dedicated community volunteer, tirelessly donating his time and talents to the community's youth sports organizations; and

Whereas, Todd Ostrowski exhibits his dedication to the betterment of our great town and county through his work with the Niagara County Sheriff's Office, rising to the position of Captain.

Therefore, the Town Board of the Town of Pendleton, on behalf of the citizens of this great town, hereby recognizes Todd Ostrowski and thanks Mr. Ostrowski for his dedication and contributions to the Town of Pendleton.

RESOLUTION 04-20

PROCLAMATION FOR JANE WALTER

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

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

Resolved to recognize the service of resident Jane Walter with the following proclamation:

On behalf of the Citizens of the Town of Pendleton, we hereby issue this proclamation honoring commitment and service to the community.

Proclamation Honoring Jane Walter

Whereas, Jane Walter has been a long-time resident of the Town of Pendleton, wife, mother, grandmother, and community leader; and

Whereas, Mrs. Walter has served our great community through her volunteer work with the Pendleton Historical Society, senior citizens organizations, and Wendelville Ladies Auxiliary; and

Whereas, Jane Walters has continuously served as an elections inspector for 50 years, rising early and staffing her post each Election Day, ensuring that the residents of the Town of Pendleton can properly exercise their constitutional right to vote for our local, state, and national leaders.

Therefore, the Town Board of the Town of Pendleton, on behalf of the citizens of this great town, hereby recognizes Jane Walter and thanks Mrs. Walter for her dedication and contributions to the Town of Pendleton.

ROUTINE BUSINESS

RESOLUTION 05-20

AUTHORIZE PAYMENT OF ABSTRACT #1

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to authorize payment of Voucher Abstract #1, Vouchers #11611-#11646, to be paid on January 15, 2020

General Fund	\$	19,641.81
Highway	\$	18,715.63
Sewer	\$	15,089.57
Water	\$	49,444.11
Total	\$	102,891.12

OTHER REPORTS

Supervisor Maerten reported that the sales tax collected for November 2019 was \$124,674.75. This is an increase of \$136.80 when compared with November 2018. The year to date received is \$1,539,845.94 which is an increase of \$46,395.10 from 2018.

COMMITTEE APPOINTMENTS 2020

Assessment	Fischer, Leible
Building Inspections & Code Enforcement	Graham, Maerten
Building & Capital Improvements	Graham, Leible
Business Development	Evchich, Graham
Fire Company Service Award	Evchich, Fischer
Fire Board	Leible, Maerten
Insurance	Evchich, Maerten
Public Relations	Fischer, Leible
Town Newsletter	Leible
Water & Sewer	Graham, Leible
Highway & Drainage	Evchich, Fischer
Recreation	Evchich, Fischer
Security	Graham, Leible
Conservation, Parks, & Trails	Evchich, Fischer
Ethics	Maerten
Celebrations	Fischer, Leible

SUPERVISOR APPOINTMENTS

Deputy Town Supervisor	Mark Walter
Town Coordinator	John Higgins
Emergency Services Coordinator	Mark Walter
Town Historian	Carissa Smith
Budget Officer	Donald Bergman

ASSIGNMENT OF ANNUAL AUDITS

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

OTHER REPORTS

Councilman Fischer reported that in December the Highway Department plowed and salted roads, chipped brush, dug and repaired a bubbler on Hidden Oak, cleaned ditches and used the street sweeper in some of the subdivisions. They also repaired a 6" underdrain at a home on Arrowhead, installed pipe for hydrants on Fisk Road and repaired several areas from plow damage. Councilman Fischer also reported that he and Councilman Evchich completed the quarterly Length of Service Award Program (LOSAP) audit with the Wendelville Fire Company. He welcomed Councilman Evchich and offered support as he begins his first term as councilman.

Councilman Graham welcomed everyone to the meeting and wished them a Happy New Year. He congratulated Councilman Evchich and welcomed him to the Board. Next, Councilman Graham reported that the Sewer Department had 14 regular and eight overtime sewer calls in December. They updated three grinder systems, built one new sewer tap, unplugged one and repaired three sewer lines. The Sewer Department also completed 53 stakeouts, replaced a vacuum pump at the KeyBank lift station and rebuilt an E-One pump. He then reported that the Water Department completed three water/sewer compliance inspections, repaired two hydrants that were damaged by cars, pulled meters from two homes that were foreclosed on and repaired a water break on Mapleton Road. Also, three final reads were completed, a new build water tap was installed and the quarterly meter reading was completed. Councilman Graham continued his remarks by addressing the reappointment of members to the town's boards and committees. Past practice has been to reappoint current members, however, he noted that the Town is growing and changing and can sometimes benefit from "new eyes". There are some changes this year and wanted everyone to know that the decisions of the Board aren't taken lightly. They are well thought through decisions. Councilman Graham thanked everyone for their service and said that the Board appreciates the work that everyone has done during their term on the various boards and committees.

Councilman Evchich thanked his wife for the courage to run for office, thanked the audience for their support and asked for patience as he learns his role on the Board. He stated that he is here to work and is looking forward to hearing concerns from the residents as well as feedback on things they think are going well in the town.

Attorney Joerg had nothing to report at this time.

Engineer Britton reported that he has been working diligently with John Lavrich on pending code updates. He explained the process and stated that he will bring information to the upcoming Work Session to present to the Board for review.

Budget Office Bergman reported that he is working on the transfers for the accounts that were over budget and that he is preparing the year-end reports for the accountants that will be here in March.

DEPARTMENT HEADS

Town Clerk Maurer reminded everyone that all oaths must be signed as soon as possible. She has already received signed oaths from each elected official but all individuals that were appointed as of this meeting will be required to file their oath by February 12th. Town Clerk Maurer also stated that year-end and monthly reports were submitted by the Town Clerk's office, the Building Department and the Water Billing Clerk and provided to the Board Members for their review. Next, she informed certain Board members and appointed employees that they will be required to submit a new Record of Activity (ROA) or a renewal for their New York State and Local Retirement System (NYSLRS) benefits. Finally, Town Clerk Maurer provided news from her office by stating that water bills can now be paid online. She hopes to have the registration for the Summer Recreation Program available online this year as well and informed the audience that she is pursuing approval for the Town of Pendleton to be a Passport Acceptance Agency in 2020.

Building Inspector Diedrich said that 2019 was a great year stating that there has been a lot of activity in the town. He provided a report with the statistics from December stating that six building permits and 20 contractor licenses were issued. He confirmed that 54 building permit projects have been completed and 66 visual on-site inspections were completed. The Building Department also sent two violations, has 19 open complaints, closed five complaints due to compliance and have two residents with pending court cases. He also noted that the Building Department has moved down the hall and merged with the Assessor's Office.

NEW BUSINESS

RESOLUTION 06-20

SPECTRUM INTERNET FOR HIGHWAY

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

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

Resolved to allow for an agreement with Spectrum for internet service at 6640 Campbell Boulevard.

RESOLUTION 07-20

EQUIPMENT SURPLUS

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

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

Resolved to declare a Town Hall desk as surplus.

RESOLUTION 08-20

REPLACEMENT PARTS FOR E-ONE PUMPS

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

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

Resolved to accept the sole source bid of \$6,171.00 from Siewert Equipment for the purchase of replacement parts for E-One pumps.

ORGANIZATION – FISCAL - AUTHORIZATIONS

RESOLUTION 09-20

OFFICIAL DEPOSITORY

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

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

Resolved that Evans Bank, headquartered in Hamburg, New York is designated an authorized depository for 2020.

RESOLUTION 10-20

OFFICIAL TOWN NEWSPAPER

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

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

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

RESOLUTION 11-20

PETTY CASH FUNDS

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

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

Resolved to establish the following petty cash funds: Town Clerk; \$250.00, Tax Collector; \$300.00, Water District; \$100.00, and Sewer District; \$100.00.

RESOLUTION 12-20

MEETING DATES

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

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

Resolved to schedule the Regular Town Board Meetings for the second Monday of each month at 7:00 p.m. and Town Board Work Sessions for the fourth Monday of each month at 7:00 p.m.

RESOLUTION 13-20

PAYROLL

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to pay the following employees on a **bi-weekly** basis: Supervisor, Town Clerk, Assessor, Highway and Water/Sewer Superintendent, Highway, Water and Sewer Department personnel, Building Inspectors, Town Attorney, Supervisor's Secretary, 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.

RESOLUTION 14-20

TOWN CONSTABLES

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 15-20

TOWN ENGINEER

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Dave Britton of GHD Consulting Services as Town Engineer.

RESOLUTION 16-20

PLANNING BOARD MEMBER

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Anthony Dell'Isola to a seven-year term on the Planning Board.

RESOLUTION 17-20

CONSERVATION ADVISORY COUNCIL MEMBERS

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to reappoint Andrew Harrison and appoint Jessica Glaser to a one-year term each on the Conservation Advisory Council.

RESOLUTION 18-20

ZONING BOARD OF APPEALS MEMBER

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Nicholas Graves to a five-year term on the Zoning Board of Appeals.

RESOLUTION 19-20

RECREATION DIRECTOR

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to reappoint Beatrice Mattina as Recreation Director.

RESOLUTION 20-20

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

Motion by Councilman Graham, seconded by Councilman Evchich, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 21-20

DEPUTY REGISTRAR OF VITAL STATISTICS

Motion by Councilman Fischer, seconded by Councilman Evchich, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 22-20

DEPUTY TAX COLLECTOR

Motion by Councilman Fischer, seconded by Councilman Graham, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to reappoint Noreen Lemma as Deputy Tax Collector.

RESOLUTION 23-20

DEPUTY TOWN CLERKS

Motion by Councilman Graham, seconded by Councilman Evchich, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 24-20

DEPUTY HIGHWAY SUPERINTENDENT

Motion by Councilman Graham, seconded by Councilman Fischer, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to reappoint Craig Walter as Deputy Highway Superintendent.

RESOLUTION 25-20

STORMWATER MANAGEMENT OFFICER (SMO)

Motion by Councilman Graham, seconded by Councilman Evchich, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Building Inspector Ronald Diedrich as the Town's Stormwater Management Officer.

RESOLUTION 26-20

PERSONNEL RECORDS/PAYROLL CLERK

Motion by Councilman Fischer, seconded by Councilman Evchich, the following resolution was ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Christa Hayes as the Town's Personnel Records/Payroll Clerk, at a rate of \$13.00 per hour, part-time, as a civil service position.

RESOLUTION 27-20

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

Motion by Councilman Graham, seconded by Councilman Evchich, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to authorize the Building Inspector/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 28-20

AUTHORIZATION FOR MILEAGE REIMBURSEMENT

Motion by Councilman Fischer, seconded by Councilman Evchich, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to authorize mileage reimbursement to be paid, as outlined in the Town's Vehicle Use Policy.

RESOLUTION 29-20

PROCUREMENT POLICY

Motion by Councilman Graham, seconded by Councilman Evchich, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to reauthorize the Town's Procurement Policy.

RESOLUTION 30-20

CODE OF ETHICS

Motion by Councilman Fischer, seconded by Councilman Evchich, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to renew the current Code of Ethics.

RESOLUTION 31-20

CODE OF ETHICS APPOINTMENT

Motion by Councilman Fischer, seconded by Councilman Evchich, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to reappoint Richard Mistztal and Ken Kuriscak as members of the Code of Ethics Committee.

RESOLUTION 32-20

SEXUAL HARASSMENT POLICY

Motion by Councilman Fischer, seconded by Councilman Graham, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to renew the current Sexual Harassment Policy.

RESOLUTION 33-20

WORKPLACE VIOLENCE POLICY

Motion by Councilman Graham, seconded by Councilman evchich, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0
Absent 1 Leible

Resolved to renew the current Workplace Violence Policy.

RESOLUTION 34-20

AUTHORIZATION FOR SUPERVISOR

Motion by Councilman Graham, seconded by Councilman Fischer, the following resolution was
ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham
Nays 0

Absent 1 Leible

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 35-20

AUTHORIZE HIGHWAY SUPERINTENDENT

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 36-20

MEMBERSHIP IN THE NEW YORK STATE ASSOCIATION OF TOWNS

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 37-20

MEMBERSHIP IN THE NIAGARA COUNTY SUPERVISORS ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 38-20

MEMBERSHIP IN THE NIAGARA COUNTY MUNICIPAL CLERKS ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 39-20

MEMBERSHIP IN THE NYS ASSOCIATION FOR TAX COLLECTORS

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 40-20

MEMBERSHIP IN THE TOWN HISTORIAN ASSOCIATION

Motion by Councilman Fischer, seconded by Councilman Evchich, the following resolution

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 41-20

MEMBERSHIP FOR THE NYS TOWN CLERKS ASSOCIATION

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

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

RESOLUTION 42-20

YEARLY FUNDING AND AGREEMENTS

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to provide yearly funding for the Pendleton Historical Society as budgeted, the Wendelville Volunteer Fire Company for Fire Protection in the amount of \$330,000.00, authorize the Supervisor to sign the agreement with the Wendelville Fire Company to purchase fuel from the town, to authorize the Supervisor to sign the agreement with the Pendleton Athletic Booster Association (PABA) for \$1,500.00, to sign the agreement with the Lockport Public Library for \$15,000.00 and sign the agreement with the Niagara Community Action Program (NIACAP) for \$1,500.00.

Motion by Councilman Fischer, seconded by Councilman Graham, to adjourn to Executive Session to discuss Highway Department personnel issues, with Town Attorney Joerg, at 7:45 p.m. Motion Carried.

Motion by Councilman Fischer, seconded by Councilman Evchich, to adjourn from Executive Session at 8:04 p.m. Motion carried.

RESOLUTION 43-20

PLANNING BOARD APPOINTMENT CORRECTION

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to rescind prior action (RESOLUTION 16-20) and resolve to appoint Anthony Dell'Isola to a one-year term on the Planning Board.

RESOLUTION 44-20

PLANNING BOARD MEMBER

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Joe McCaffrey to a seven-year term on the Planning Board.

RESOLUTION 45-20

APPOINTMENT BOARD/COMMITTEE CHAIRMEN

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Joe McCaffrey as Chairman of the Planning Board, John Higgins as Administrative Assistant and Secretary of the Planning Board and Wolfgang Buechler as Chairman of the Zoning Board of Appeals.

RESOLUTION 46-20

TOWN ATTORNEY

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

ADOPTED: Ayes 4 Maerten, Evchich, Fischer, Graham

Nays 0

Absent 1 Leible

Resolved to appoint Claude Joerg as Town Attorney.

PUBLIC REMARKS/COMMENTS

Water Billing Clerk Dispenza asked for clarification on the statement that the newly appointed Personnel Records/Payroll Clerk was a Civil Service position. Supervisor Maerten confirmed that it is a Civil Service position. She also asked who was appointment to the Ethics Board.

Supervisor Maerten confirmed that the Ethics Board consists of three people, reappointed members Richard Mistztal and Ken Kuriscak, and himself.

The former Town Assessor spoke to the Board about her concerns regarding the current vacancy in the Assessor's Office. She read a statement that she had prepared stating that the residents should be kept more informed of the changes that are occurring in regards to that vacancy. She continued her statement by criticizing the Town Board and the Town Clerk for actions she believed were unacceptable.

A resident informed the Board that the project for the trail shelter on Campbell Boulevard, near Brauer's Restaurant, is now complete.

Board of Assessment Review Chairwoman Masterson asked if there was a time limit for the City of North Tonawanda to vote on the proposed shared services agreement with their Assessor. Town Attorney Joerg responded by saying that the City of North Tonawanda is expected to vote on it at their next meeting on Tuesday.

BOARD MEMBERS DISCUSSION

Supervisor Maerten scheduled a Work Session for January 27th at 7:00 p.m. and stated that the next Regular Meeting is scheduled for February 10th, also at 7:00 p.m.

Motion by Councilman Fischer, seconded by Councilman Evchich, to adjourn from the Regular Meeting at 8:15 p.m. Motion carried.

Deborah K. Maurer, Town Clerk