

**TOWN OF PENDLETON  
SPECIAL MEETING  
January 6, 2020**

A Special Meeting of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd., Pendleton, NY on the 6<sup>th</sup> day of January 2020, at 7:00 p.m. Notice of this meeting was posted in the Lockport Union Sun & Journal. It was also posted on the Town's website, the Town's Facebook page, the Town Clerk's bulletin board and the electric sign in front of the Town Hall.

Supervisor Maerten called the meeting to order at 7:00 p.m.

**ROLL CALL:** Supervisor Maerten Present  
Councilman Fischer Present  
Councilman Graham Present  
Councilman Leible Present  
Councilman Evchich Absent

Also present were:

Deborah Maurer Town Clerk  
Claude Joerg Town Attorney  
Rita Dispenza Water Billing Clerk

There were five residents in attendance.

**ADDITIONS OR DELETIONS TO THE AGENDA**

There were no additions or deletions to the agenda.

**PUBLIC REMARKS/COMMENTS ON AGENDA ITEMS**

There were no public remarks or comments on agenda items.

**ROUTINE BUSINESS**

RESOLUTION 01-20

**AUTHORIZE PAYMENT OF ABSTRACT #25**

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

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

Resolved to authorize payment of Voucher Abstract #25, Vouchers #11579 – #11610, to be paid on January 7, 2020

General Fund	\$	7,743.61
Highway	\$	11,173.10
Sewer	\$	2,757.35
Water	\$	726.54
Total	\$	22,400.60

**NEW BUSINESS**

RESOLUTION 02-20

**APPOINTMENT OF TOWN PROSECUTORS**

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

ADOPTED: Ayes 3 Maerten, Fischer, Graham  
Nays 1 Leible  
Absent 1 Evchich

WHEREAS, the position of Town Prosecutor is a yearly appointment by the Town Board; and

WHEREAS, it is important to make such appointment in a timely manner to ensure prompt and proper execution of the duties of the Town Prosecutor; and

WHEREAS, new criminal justice reform laws adopted by New York State take effect January 1, 2020; and

WHEREAS, changes in such laws will have a profound effect on the duties and responsibilities of the Town Prosecutor, further necessitating that the Town Board shall not delay appointment to the position of Town Prosecutor.

THEREFORE, be it resolved by the Town Board of the Town of Pendleton on this 6<sup>th</sup> day of January 2020 that John Sansone and Theodore Joerg are appointed Town Prosecutor of the Town of Pendleton and shall assume all responsibilities of this position immediately.

ADOPTED by resolution of the Town Board of the Town of Pendleton on the 6<sup>th</sup> day of January 2020.

#### **PUBLIC REMARKS/COMMENTS**

Water Billing Clerk Dispenza spoke to the Board about an email that she had submitted to them regarding an Executive Session.

Motion made by Councilman Leible, seconded by Councilman Graham, to enter into an Executive Session with Water Billing Clerk Dispenza and the Town Attorney to discuss personnel issues in the Water Billing Department. The motion was denied due to the following votes:

Ayes 2	Graham, Leible
Nays 2	Maerten, Fischer
Absent 1	Evchich

Motion made by Councilman Leible, seconded by Councilman Graham, to adjourn from the Special Meeting at 7:04 p.m. Motion carried.

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Deborah K. Maurer, Town Clerk