

**TOWN OF PENDLETON
REGULAR MEETING
April 11, 2022**

A Regular Meeting of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd., Pendleton, NY, on the 11th day of April 2022 at 7:00 p.m. The meeting was open to the public. The meeting was also conducted as a live GoToMeeting and a conference call line was provided to the public allowing access to live audio.

Supervisor Maerten called the meeting to order at 7:03 p.m.

Supervisor Maerten read the invocation and the salute to the flag. A moment of silence was observed for the passing of long-time resident Dorothy Sobczyk, husband of the Town's long-serving former Historian, Benjamin Sobczyk.

Roll Call:

| | |
|--------------------|---------|
| Supervisor Maerten | Present |
| Councilman Evchich | Present |
| Councilman Graham | Present |
| Councilman Hickman | Absent |
| Councilman Leible | Present |

Also present:

Deborah Maurer – Town Clerk
Claude Joerg – Town Attorney
Dave Fischer – Highway/Water and Sewer Superintendent
Dave Britton – Town Engineer
Tom Valentine – Assessor
Mark Walter – Deputy Town Supervisor
Wolfgang Buechler – Zoning Board of Appeals Chairman
Sandra Masterson – Board of Assessment Review Chairwoman
Tom Maturski – Budget Officer
Noreen Lemma – Deputy Town Clerk
Peter Bayer – Deputy Highway Supervisor

There were eight residents in attendance and three callers on the line.

ADDITIONS OR DELETIONS TO THE AGENDA

The following changes were made to the agenda:

- Revise Item #18 – included Assessor in Executive Session

COMMUNICATIONS

Town Clerk Maurer stated that the Pendleton Veterans Association (PVA) was asking for permission to hang their PVA banner in the Board Room. There were no objections from the Town Board.

PUBLIC REMARKS/COMMENTS ON AGENDA ITEMS

A resident asked the Board members to review a spreadsheet that she created regarding the Quarterly Budget Performance report. She commented that the numbers on the report did not add up correctly.

Another resident who listened to the last work session remotely stated that he could not hear the Pendleton Station Market (PSM) presentation. He had questions related to the handling of money for the PSM and was told that Supervisor Maerten would get back to him with further information.

ROUTINE BUSINESS

RESOLUTION 94-22

APPROVE MEETING MINUTES – MARCH 14

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022, that the meeting minutes for the Regular Meeting held on March 14, 2022, are approved as presented by Town Clerk Maurer.

RESOLUTION 95-22

APPROVE MEETING MINUTES – MARCH 28

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022, that the meeting minutes for the Work Session held on March 28, 2022, are approved as presented by Town Clerk Maurer.

RESOLUTION 96-22

AUTHORIZE ABSTRACT #6

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022, to authorize payment of Voucher Abstract #6, Vouchers #22-00235 to #22-00301, that was paid on March 30, 2022:

| | | |
|--------------|----|------------|
| General Fund | \$ | 19,164.63 |
| Highway | \$ | 76,538.47 |
| Sewer | \$ | 2,547.50 |
| Water | \$ | 4,493.35 |
| Total | \$ | 102,743.95 |

RESOLUTION 97-22

AUTHORIZE ABSTRACT #7

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of March 2022, to authorize payment of Voucher Abstract #7, Vouchers #22-00302 to #22-00372, to be paid on April 13, 2022:

| | | |
|-----------------|----|------------|
| General Fund | \$ | 62,721.38 |
| Highway | \$ | 25,204.21 |
| Fire Protection | \$ | 2,866.00 |
| Sewer | \$ | 8,267.41 |
| Water | \$ | 46,589.15 |
| Total | \$ | 145,648.15 |

OTHER REPORTS

Supervisor Maerten reported that the sales tax collected for February 2022 was \$150,623.53. This is an increase of \$36,844.00 when compared with February 2021. The year to date received for 2022 is \$324,528.22 which is an increase of \$87,639.99 from 2021.

Supervisor Maerten also reported that the Board received a quarterly report from the Niagara County Sheriff's Office summarizing the incident activity in the Town of Pendleton over the previous three months. The total reported incidents for the first quarter was 452 for various

events such as traffic stops and tickets, arrests, welfare checks, premise checks, motor vehicle accidents and school checks to name a few.

Councilman Leible offered his condolences to the Sobczyk family. He also reported that an emergency repair was made to the water pump on one of the boiler's in the server room.

Councilman Graham reported that he and Building Inspector Diedrich recently held interviews for a part-time position in the Building Department. Mr. Graham also reported that he recently met with Mr. Dore from Dore Landscaping to ask for guidance on the general maintenance requirements for landscaping at the Town Hall.

Councilman Evchich remarked that he was happy to hear that the State and Municipal (SAM) Facilities Grant for the bathroom improvements is finally approved. He also stated that he noticed that the new security cameras in the park were installed. He is hoping this helps with the recent vandalism in the park.

Town Attorney Joerg had nothing to report on.

Engineer Britton reported that the new zoning maps were completed and distributed to the Town. He stated that he has also been working with a number of departments on various costs estimates needed for some current projects. Mr. Britton will continue to work with Stormwater Management Officer Diedrich to complete the MS4 annual report which will be presented to the Town Board at the May 9th meeting.

Budget Director Maturski gave a brief update on the Town of Pendleton Budget Performance Report for the period of January 1, 2022 through March 29, 2022. He stated that all funds are doing reasonably well for what they should be at this time but there are a couple issues with water and sewer which need to be watched and possibly adjusted later in the year when preparing next year's budget. He also stated that everything else is pretty much on target for the year. Councilman Graham asked Mr. Maturski to look at what appears to be a discrepancy in the report. Mr. Maturski will review it and report back on the next quarterly report.

DEPARTMENT HEADS

Town Clerk Maurer stated that all monthly departmental reports which have been submitted to her are posted online for review. She also reported that the Town and County tax collection is now closed stating that 96% of the taxes have been collected. All monies have been turned over to the Town and to Niagara County to satisfy the warrant.

Highway and Water/Sewer Superintendent Fischer said that the Highway staff is busy cleaning up from winter by pulling stakes and removing plows. They have also been chipping, replacing culverts and working on off-road ditches to improve the water flow. He also reported that the Historical Society storage container is expected to be delivered soon.

Assessor Valentine reported that the Assessor's Office has been very busy processing new and renewal exemption applications for senior citizens, residents with disabilities and new veteran exemption applications. Many follow up phone calls were necessary for those applicants that required further verification. He also stated that he has been working on the backlog of assessment modifications for new homes and properties which had improvements recorded in the Building Department over the last couple of years.

NEW BUSINESS

Park Improvements – CFA Update

Councilman Evchich provided an update on the park improvements project. He reported that a meeting was recently held with himself, Highway/Water and Sewer Superintendent Fischer, Town Engineer Britton, Bernie Rotella and Nathan Taylor from Rotella Grant Management, Brian VanBuren from Titan Development, Inc., Ben Frasier from Parkitects and Kate Badgley from the NYS Office of Parks, Recreation and Historic Preservation (NYS OPRHP) in attendance. They met to discuss several items related to this project and toured the grounds. He

noted that Ms. Badgley was impressed with the operation and plans for the project. Councilman Evchich provided additional details about the following items:

- Purchasing of the asphalt for the parking lot and connecting pathways will be through LaFarge at State contract pricing. The paved pathways will lead directly to the shelters.
- An updated quote is needed for the construction of the Community Center.
- The construction of the new bathroom and waterpark are covered under State contract pricing and sole providers so no waivers are required from Albany.
- The current waterline will continue to feed the bathroom and the waterpark and the water flow out of the waterpark will be lowered to approximately 30-40%.
- A lot of this work can be done with little cost to the Town because of the CFA grant. Also, Mason's Mission, Inc. has donated \$163,050.00 towards this project.

RESOLUTION 98-22

CHALLENGER BASEBALL LEAGUE FUA

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022, to approve the Facilities Usage Agreement for the organization known as Challenger Baseball League, LLC.

RESOLUTION 99-22

YMCA FITNESS IN THE PARK FUA

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022, to approve the Facilities Usage Agreement for the organization known as the YMCA Buffalo Niagara for Fitness in the Park pending submission of the required insurance documents.

RESOLUTION 100-22

APPOINTMENT OF DEPUTY HIGHWAY SUPERINTENDENT

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

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

WHEREAS, the Town Board of the Town of Pendleton has previously established the position of Deputy Highway Superintendent and pursuant to New York Consolidated Laws, Town Law - TWN § 32 the deputy town superintendent of highways shall be appointed by and serve at the pleasure of the town superintendent of highways; and

WHEREAS, pursuant to New York Consolidated Laws, Town Law - TWN § 32, a deputy highway superintendent was appointed by resolution of the Town Board on December 22, 2021 with a term of appointment expiring on March 31, 2022; and

WHEREAS, Highway Superintendent David Fischer has notified the Town Board that he has appointed Peter Bayer as Deputy Highway Superintendent beginning on April 1, 2022.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that it is affirmed that Peter Bayer has been appointed Deputy Highway Superintendent by Highway Superintendent David Fischer, pursuant to Town Law, and Mr. Bayer will assume all duties of his position beginning April 1, 2022. This resolution shall take effect immediately.

RESOLUTION 101-22

PURCHASE CONCRETE BLOCKS FOR SALT STORAGE STRUCTURE

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible
Nays 0

Absent 1 Hickman

WHEREAS, the Town of Pendleton owns and maintains a structure for the storage of road deicing materials; and

WHEREAS, it has been determined that the current structure no longer meets the Town's needs and is functionally obsolete; and

WHEREAS, the Town of Pendleton has been awarded \$250,000.00 of funding through the State and Municipal Facilities Program (SAM) for construction of a deicing storage structure and standby generator for the Public Works Facility; and

WHEREAS, in consultation with the Town Engineer it has been determined that a structure fabricated and erected by ClearSpan is the most appropriate choice for this application; and erection of this structure requires acquisition of two hundred and twenty (220) concrete blocks of a standardized dimension and composition; and

WHEREAS, three bids were received from local providers of this standardized concrete product as detailed here:

- United Materials - unit price \$65.00, total cost: \$14,300.00
- LaFarge Concrete - unit price \$80.00, total cost: \$17,600.00
- American Concrete - unit price \$75.00, total cost: \$16,500.00;

and

WHEREAS, approval is requested from the Town Board to authorize this expenditure.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that the lowest bid from United Materials is accepted for a total expenditure of \$14,300.00. This resolution shall take effect immediately.

RESOLUTION 102-22

PURCHASE AND ERECTION OF SALT STORAGE STRUCTURE

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

WHEREAS, the Town of Pendleton owns and maintains a structure for the storage of road deicing materials; and

WHEREAS, it has been determined that the current structure no longer meets the Town's needs and is functionally obsolete; and

WHEREAS, the Town of Pendleton has been awarded \$250,000.00 of funding through the State and Municipal Facilities Program (SAM) for construction of a deicing storage structure and standby generator for the Public Works Facility; and

WHEREAS, in consultation with the Town Engineer it has been determined that a structure fabricated and erected by ClearSpan is the most appropriate choice for this application; and

WHEREAS, the quote received from ClearSpan is provided through Sourcewell Contract # 091319-CSS and the Town of Pendleton has authorized participation with Sourcewell Cooperative Purchasing by resolution of the Town Board; and

WHEREAS, approval is requested from the Town Board to authorize this expenditure.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that the quote received from ClearSpan for \$227,519.90 is accepted and the Town Supervisor is authorized to sign a contract to begin this work. This resolution shall take effect immediately.

RESOLUTION 103-22

PARTS FOR WATER & SEWER INVENTORY

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

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

WHEREAS, the Town of Pendleton Water & Sewer Department is responsible for the maintenance and upkeep of Town infrastructure; and

WHEREAS, it necessary to maintain an inventory of various components necessary for the maintenance and upkeep of water and sewer infrastructure; and

WHEREAS, the Deputy Water & Sewer Superintendent has provided a Purchasing Worksheet with supporting documentation for the purchase of needed items for inventory; and

WHEREAS, the Town's adopted Procurement Policy requires three (3) quotes and Town Board approval for this expenditure.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that purchase of various items from Blair Supply, as detailed on the appropriate Purchasing Worksheet, is authorized at a cost of \$6,523.32. This resolution shall take effect immediately.

RESOLUTION 104-22

BOUNDARY SURVEY

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

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

WHEREAS, the Town of Pendleton owns and maintains a park lands at 6570 Campbell Boulevard; and

WHEREAS, the Town has received multiple grants for improvements in the Town Park; and

WHEREAS, a boundary survey is required as part of the final grant approval process for these grants; and

WHEREAS, with assistance of the Town's engineer, a proposal has been received for the required boundary survey; and

WHEREAS, per the Town's approved Procurement Policy, this work is determined to be professional services, thus not requiring additional written comparable quotes or proposals.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that the proposal from Niagara Boundary for the required boundary survey, including the aerial imagery option, is accepted at a cost of \$3,150.00. This resolution shall take effect immediately.

RESOLUTION 105-22

ADVERTISE FOR RFP FOR TOWN HALL PAINTING

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

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

WHEREAS, the Town of Pendleton owns and maintains the Town Hall facility located at 6570 Campbell Boulevard; and

WHEREAS, all facilities require continuous maintenance and it has been determined that interior painting of the Town Hall is necessary to maintain a clean and professional appearance; and

WHEREAS, per the Town of Pendleton's approved 2022 Procurement Policy, all estimated public works projects of less than or equal to \$35,000, but greater than \$10,000, require a written Request for Proposal (RFP) written proposals from three (3) contractors, and Town Board approval.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that a Request for Proposal shall be advertised for the following Town Hall interior painting work, including all necessary repairs and preparation through completion of the painting project:

- A) Meeting Room
- B) Supervisor's Office and Supervisor's Secretary's Office
- C) Mail & Copy Room
- D) Planning Board Office
- E) Personnel Office
- F) Building & Assessment Offices
- G) Town Clerk's Office
- H) Town Justice Office 1
- I) Town Justice Office 2
- J) Court Clerk's Office
- K) Town Court Room
- L) Small Meeting Room
- M) Hallway

FURTHER, BE IT RESOLVED, that the Town Clerk shall receive all sealed Requests for Proposals and shall open and record all received RFPs on April 22, 2022 at 12:00 PM. This resolution shall take effect immediately.

RESOLUTION 106-22

ADVERTISE FOR RFP FOR TOWN HALL LANDSCAPING, LAWN MAINTENANCE AND PEST AND RODENT CONTROL

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

WHEREAS, the Town of Pendleton operates and maintains the Town Hall located at 6570 Campbell Boulevard; and

WHEREAS, the residents of this great town have an expectation that the visual appearance of the exterior of the Town Hall maintains an orderly and professional appearance at all times, and

WHEREAS, landscaping maintenance, lawn spraying, pest and rodent control, and similar efforts are outside of the scope the duties and expertise of the Town's employees, and

WHEREAS, the adopted procurement policy specifies a need to obtain multiple proposals for services for expenditures of the amount anticipated for maintenance and upkeep of the Town Hall landscaping, and

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that advertisement for requests for proposals for landscape maintenance, lawn spraying, pest and rodent control, and related efforts is authorized as detailed in the attached Request for Proposals. This resolution shall take effect immediately.

RESOLUTION 107-22

PENDLETON STATION MARKET – 2022 SEASON

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

WHEREAS, the Town of Pendleton re-established the farmer's market to be held within town as the Pendleton Station Market; and

WHEREAS, the Pendleton Station Market was successful last year and provided an opportunity for the Town of Pendleton and surrounding communities; and

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that a Farmers Market shall be allowed on Town property as follows:

- 1) The parking lot north of the Old Highway Garage and south of the Town Park tennis courts shall be the authorized location. Community Center construction may cause for a secondary location, which will be the paved parking lot directly behind the Town Hall building.
- 2) The dates of the Farmers Market shall be Sundays from June 19th through October 16th, 2022, from 9:00 AM to 1:00 PM on these dates (with an exception of July 3rd, 2022 and August 21st, 2022).
- 3) This event shall be advertised as the Pendleton Station Market.
- 4) An amount up to \$3,000 shall be authorized for expenses related to establishment and operation of the Pendleton Station Market.
- 5) All vendors shall use the adopted vendor permit process currently enacted by the Town Clerk's Office.
- 6) All vendor permit documentation, including certificate of insurance and security deposit, shall be collected and filed by the Town Clerk's Office.
- 7) Vendors shall be categorized in the following groups:
 - a) Full-Time Vendor - Plans to participate with the market as a vendor for the entire duration of the season and agrees to participate in a minimum of 16 Market dates (vendor may miss 2 sessions if market chairperson is notified within 72 hours before market day).
 - b) Part-Time - Plans to participate with the market on sporadic dates throughout the season, as their goods are available for sale and agrees to participate in a minimum of 10 Market dates (vendor may miss 2 sessions if market chairperson is notified within 72 hours before market day).
 - c) Pop-Up - Plans to participate with the market on sporadic dates throughout the season, as their goods are available for sale and agrees to participate in a minimum of 3 dates and a maximum of 8 Market dates (vendor may miss 1 session if market chairperson is notified within 72 hours before market day).
- 8) The following security deposits shall be collected:
 - a) Full-Time Vendor: \$200.00
 - b) Pop-Up Vendor: \$ 80.00
 - c) Part-Time Vendor: \$100.00
- 9) Vendor security deposits shall be returned at the end of the approved season if the following requirements are satisfied:
 - a) Full-Time Vendor - attends minimum of sixteen (16) market dates as a vendor.
 - b) Part-Time Vendor – attends minimum of ten (10) market dates as a vendor.
 - c) Pop-Up Vendor – attends minimum of three (3), but no more than eight (8) market dates as a vendor.

This resolution shall take effect immediately.

RESOLUTION 108-22

ACCEPT RESIGNATION LETTER - MATTINA

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

ADOPTED: Ayes 4 Maerten, Evchich, Graham, Leible

Nays 0

Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022, to accept a letter of resignation from the Town of Pendleton Recreation Director Beatrice Mattina effective April 4, 2022.

RESOLUTION 109-22

AWARD CONTRACT TO REPAIR PARK FENCE

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

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

WHEREAS, the Town of Pendleton owns and maintains multiple park areas open to the public for a variety of uses; and

WHEREAS, the Town Park located near the intersection of Tonawanda Creek Road and Irish Road, known as DePeau Park, has a paved multiple use installation that is contained by fencing; and

WHEREAS, recent storm activity damaged the fencing at DePeau Park and it is necessary and prudent to repair this fencing; and

WHEREAS, multiple quotes were solicited for the fence repair work; and

WHEREAS, the quotes received are summarized as follows:

- Woodsmith Fence Corp.: \$21,350.00
- Kydd's Construction: \$8,500.00
- Guardian Fences; \$8,900.00;

and

WHEREAS, in accordance with the Town's adopted procurement policy, the lowest quote is to be accepted and approved by resolution of the Town Board.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that the fence repair quote from Kydd's Construction for \$8,500.00 is the lowest responsible bid and is accepted. This resolution shall take effect immediately.

RESOLUTION 110-22

AUTHORIZE PURCHASE OF PARK LAVATORY STRUCTURE

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

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

WHEREAS, the Town of Pendleton owns and maintains ballfields, a playground, and park lands on the Town campus located on Campbell Boulevard; and

WHEREAS, it is necessary to provide proper facilities for those who visit and use the Town Park; and

WHEREAS, it has been determined that the current lavatory building located in the Town Park on Campbell Boulevard is obsolete; and

WHEREAS, the Town of Pendleton has been awarded \$91,902.00 of funding through the State and Municipal Facilities Program (SAM) for acquisition of materials and construction of a new lavatory structure to be located in the Town Park; and

WHEREAS, it has been determined that a prefabricated structure from Cedar Forest Products is the most appropriate choice for this application; and

WHEREAS, the quote received from Cedar Forest Products is provided through Sourcewell Contract # PR11-18 and the Town of Pendleton has authorized participation with Sourcewell Cooperative Purchasing by resolution of the Town Board; and

WHEREAS, approval is requested from the Town Board to authorize this expenditure.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that the quote received from Cedar Forest Products for \$80,886.00 is

accepted and the Town Supervisor is authorized to sign a contract to begin this work. This resolution shall take effect immediately.

RESOLUTION 111-22

TOWN HALL COPIER/PRINTER

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

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

WHEREAS, the Town of Pendleton operates a Town Hall facility with multiple Town departments located within this building; and

WHEREAS, the ability to print, scan, and copy documents is an essential task for all Town Hall departments; and

WHEREAS, the current copying machine located in the Town Hall no longer meets the needs of all who use this machine and an updated machine with additional functionality is needed; and

WHEREAS, a proposal was solicited and received from a reputable vendor with pricing based on NYS Technology Contract PM68151.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April 2022 that the proposal received from Imaging Solutions Specialists with a purchase cost of \$4,789.47 and an estimated monthly maintenance cost of approximately \$43.35 is accepted.

FURTHER, BE IT RESOLVED, that it is acknowledged that the monthly maintenance cost is an estimate based on past usage and the actual cost will be calculated based on actual usage. This resolution shall take effect immediately.

RESOLUTION 112-22

284 AGREEMENT

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

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

WHEREAS, pursuant to the provisions of Section 284 of the Highway Law, an agreement between the Town Board and the Highway Superintendent must be approved for the expenditure of monies for the repair and improvement of highways; and

WHEREAS, an Agreement for the Expenditure of Highway Moneys (284 Agreement) has been presented to the Town Board by Highway Superintendent David Fischer; and

WHEREAS, the Town Board has been asked to accept the presented 284 Agreement by resolution.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 11th day of April that the Agreement for Expenditure of Highway Moneys presented to the Town Board by Highway Superintendent David Fischer is accepted. This resolution shall take effect immediately.

BOARD MEMBERS DISCUSSION

Supervisor Maerten stated that a Work Session is tentatively scheduled for April 25, 2022 at 7:00 p.m.

PUBLIC REMARKS/COMMENTS

A resident asked questions about the Mason's Mission donation, the \$200,000.00 Greenway Grant and the remaining balance due for the park improvement project. Supervisor Maerten explained that he will put together more information on anticipated costs and how they will be

covered with upcoming resolutions. It was also confirmed that the Mason's Mission donations will be paid out directly to the vendors.

Members of the Pendleton Food Pantry asked if the Town would consider making space at the new Community Center for the food pantry to use. Supervisor Maerten asked the group to provide him in writing with detailed specifications for him to review before he could comment on this.

Newly appointed Deputy Highway Superintendent Peter Bayer thanked the Board for the opportunity to serve in this position.

Another resident spoke about the condition of the pavement on Royal Court and Creekbend Drive. A conversation occurred between Highway/Water & Sewer Superintendent Fischer and him regarding the potential to repair these streets.

Motion by Councilman Leible, seconded by Councilman Graham, to enter into an Executive Session with the Town Attorney, Deputy Town Supervisor and the Town Assessor to discuss Assessor personnel, then excusing the Town Assessor to continue discussion about Building Department personnel at 8:06. Motion carried.

Motion by Councilman Leible, seconded by Councilman Evchich, to adjourn from the Executive Session and the Regular Meeting at 8:45 p.m. Motion carried.

Deborah K. Maurer, Town Clerk