

TOWN OF PENDLETON
WORK SESSION
February 26, 2024

A Work Session of the Town Board of the Town of Pendleton was held at the Town Hall, 6570 Campbell Blvd., Pendleton, NY, on the 26th day of February 2024 at 7:00 p.m. The meeting was open to the public.

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

Supervisor Maerten, Councilman Buechler, Councilman Leible and Councilman Lombardo were present. Councilman Hickman was absent.

Also present:

- Deborah Maurer - Town Clerk
- Claude Joerg - Town Attorney
- Ron Diedrich - Building Inspector/Code Enforcement Officer
- Dave Fischer - Highway/Water & Sewer Superintendent
- Dave Britton - Town Engineer
- Mark Walter - Deputy Town Supervisor
- Tom Matuski - Budget Officer

There were two residents in attendance.

RESOLUTION 70-24

APPROVE MEETING MINUTES - JANUARY 8

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
 Nays 0
 Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that the meeting minutes for the Regular and Organizational Meeting held on January 8, 2024 are approved as presented by Town Clerk Maurer.

RESOLUTION 71-24

APPROVE MEETING MINUTES - FEBRUARY 12

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
 Nays 0
 Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that the meeting minutes for the Regular Meeting held on February 12, 2024 are approved as presented by Town Clerk Maurer.

RESOLUTION 72-24

ABSTRACT #4

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
 Nays 0
 Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, to authorize payment of Voucher Abstract #4, Vouchers #24-00122 to #24-00205 to be paid on February 28, 2024 as follows:

General Fund	\$	24,279.63
Highway	\$	69,029.57
Capital Fund	\$	150,003.57
Fire District	\$	463,165.67
Refuse	\$	48,566.05
Sewer	\$	8,287.47
Water	\$	4,619.92
Total	\$	767,951.88

RESOLUTION 73-24

PENDLETON STATION MARKET VENDOR PERMIT

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
Nays 0
Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that the Pendleton Station Market Vendor Permit is approved as presented. This resolution shall take effect immediately.

RESOLUTION 74-24

AMEND COMPENSATION RATE - BOARD OF ASSESSMENT REVIEW

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
Nays 0
Absent 1 Hickman

WHEREAS, the Town of Pendleton appoints three individuals to the Board of Assessment Review, including individual who is appointed as the chairperson; and

WHEREAS, the annual budget of the Town of Pendleton includes compensation for each member of the Board of Assessment Review, with separate amounts budgeted for the chairperson and two additional members; and

WHEREAS, the Town Board passed a resolution at the January 8, 2024 reorganization meeting which establishes rates of compensation for multiple positions, including the members of the Board of Assessment Review; and

WHEREAS, the approved compensation resolution contained inaccurate information related to the membership of the Board of assessment review.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that the chairperson of the Board of Assessment Review shall be compensated at the rate of \$365.00 annually and the two members shall be compensated at the rate of \$272.00 annually. This resolution shall take effect immediately.

RESOLUTION 75-24

COMMUNITY CENTER - CHANGE ORDER EC-6

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
Nays 0
Absent 1 Hickman

WHEREAS, the Town Board of the Town of Pendleton authorized the advertisement for bids for a Community Center Project by resolution on January 9, 2023; and

WHEREAS, acceptance of the lowest bid for this advertised project was accepted by resolution on May 8, 2023; and

WHEREAS, work on the Community Center Project has commenced and Change Order EC-6 related to the addition of conduits has been recommended by the Town Engineer.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that proposed Change Order EC-6, as presented to the Town Board, is accepted. This resolution shall take effect immediately.

Community Center - Change Order GC-7

This item was removed from the agenda.

RESOLUTION 76-24

ADVERTISEMENT FOR SUMMER RECREATION DIRECTOR POSITION

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
Nays 0
Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that the Town Clerk is authorized to advertise for the posting for the Summer Recreation Director.

FURTHER, BE IT RESOLVED, that rate of compensation shall be established by resolution at a future date or at time of appointment of candidates. This resolution shall take effect immediately.

RESOLUTION 77-24

ADVERTISEMENT FOR CONSTABLE POSITION

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

ADOPTED: Ayes 4 Maerten, Buechler, Leible, Lombardo
 Nays 0
 Absent 1 Hickman

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 26th day of February 2024, that the Town Clerk is authorized to advertise the posting for the Constable. This resolution shall take effect immediately.

BOARD DISCUSSION

Councilman Buechler reported that both he and Councilman Hickman have been interviewing candidates for the Summer Recreation Director position. He also stated that the Town Board may need to consider updating the salaries for the various Summer Recreation positions for this year. Mr. Buechler mentioned that the Town's ball program registration has begun and a brief discussion was held regarding renting out the ball diamonds to traveling teams. He also said that he would look into the request regarding fitness classes for town residents.

Councilman Lombardo stated that he has completed the annual audit for Town Justice Kevin Mack. He also reported that he and Councilman Leible met with a representative from Skylighters Fireworks regarding the Fourth of July event. They confirmed that the fireworks must continue to be set off in the field across the street from the Town Hall for the safety of the public. The vendor stated that in order to have a show the size that we are requesting we would have to close the entire park and parking lot and that is not a feasible option. Mr. Lombardo also mentioned that he and Councilman Leible met with the Pendleton Senior Citizens group to discuss funding for their trips, pre-approval and the voucher process. There was a discussion regarding whether or not the Town could provide them with an allowance at the beginning of the year or if they should continue to submit vouchers for payment. This conversation also included a discussion about the option of this group becoming a 501c3. Lastly, Councilman Lombardo reported that he met with Mr. Blake from the Youth Day Camp that has used Nine Mile Island in the past stating that they are interested in another contract with the Town for the upcoming season.

Councilman Leible reported that he received a potential contract from Skylighters Fireworks which he will forward to Attorney Joerg for his review. He stated that he is still soliciting vendors for two additional quotes.

Town Attorney Joerg stated that he is in the process on writing up a draft local law to address the parking problems on Beach Ridge Road. He is waiting for additional information and will have the draft completed soon.

Town Clerk Maurer reported that she is in the process of interviewing for a part-time Deputy Clerk position.

Deputy Supervisor/Emergency Services Coordinator Walter provided a brief update of events for the Solar Eclipse on April 8, 2024. He stated that the County has been actively preparing for this event. There are several events scheduled in the County and expects traffic to funnel through Pendleton. Mr. Walter said that Wendelville Fire Company will be staffed from 2:00 p.m. to 6:00 p.m. in preparation for any emergencies that may arise and that all schools in Niagara County will be closed that day.

Highway and Water/Sewer Superintendent Fischer suggested that the Town get porta-johns for the park for the April 8th Solar Eclipse because the regular park bathrooms will still be closed at that time.

Supervisor Maerten asked resident Jim Sobczyk to update the Board regarding the application made for the Greater Buffalo Niagara Regional Transportation Council (GBNRTC) Regional Bicycle Master Plan Implementation Program. Mrs. Sobczyk stated our application was approved which will allow the GBNRTC provide planning and assistance to develop the Niagara County Communities Joint Trail Outreach and Feasibility Study.

Budget Officer Matuski shared his opinion about the Town engaging in a contract with Edmunds to host the MCSJ data on the cloud rather than on our local server. He feels that this would be a more stable and secure network as well as allow better accessibility to those working outside of the office.

Councilman Lombardo asked if the Town has thought about using electronic payments instead of paper checks. A short discussion took place about ACH payments, “positive payments” and an option called “supplier pay”.

PUBLIC REMARKS/COMMENTS

A resident thanked the Town Supervisor for allowing public comments again during work sessions.

Supervisor Maerten stated that the next meeting is March 11th and asked that everyone remembers to get agenda requests to him no later than the Wednesday before the meeting. Councilman Buechler reminded everyone that there will be a Public Informational Meeting regarding the update to the comprehensive plan on March 13th.

Motion by Councilman Leible, seconded by Councilman Lombardo, to adjourn from the Work Session at 8:20 p.m. Motion carried.

Deborah K. Maurer, Town Clerk