

**TOWN OF PENDLETON  
REGULAR MEETING  
September 9, 2024**

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 9<sup>th</sup> day of September 2024, at 7:00 p.m.

Supervisor Maerten called the meeting to order at 7:05 p.m.

Supervisor Maerten led the invocation and the Pledge of Allegiance. A moment of silence was observed in remembrance the lives lost on September 11, 2001.

Roll Call:

Supervisor Maerten	Present
Councilman Buechler	Present
Councilman Hickman	Present
Councilman Leible	Absent
Councilman Lombardo	Present

Also present:

Deborah Maurer - Town Clerk  
Claude Joerg - Town Attorney  
David Britton - Town Engineer  
Dave Fischer - Highway/Water & Sewer Superintendent  
Ron Diedrich - Building Inspector/Code Enforcement Officer  
Tom Valentine - Assessor  
Mark Walter - Deputy Town Supervisor  
Patrick Covell - Recreation Director

There were 10 residents in attendance, four of whom were Starpoint students.

**AMENDMENTS/ADDITIONS/DELETIONS TO THE AGENDA**

No changes were made to the agenda.

**PUBLIC REMARKS/COMMENTS ON AGENDA ITEMS**

A resident addressed the Board with comments regarding the proposed budget transfers and amendments. She also made remarks about the fees being added for electric vehicle charger permits, as well as the Modern Disposal invoice for trash collection on Nine Mile Island.

No other public remarks or comments were made on the agenda items.

**ROUTINE BUSINESS**

RESOLUTION 240-24

**MEETING MINUTES - AUGUST 12, 2024**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Lombardo

Nays 0

Absent 1 Leible

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9th day of September 2024, that the meeting minutes from the Regular Meeting held on August 12, 2024, are hereby approved as presented by Town Clerk Maurer.

RESOLUTION 241-24

**ABSTRACT #16**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Lombardo

Nays 0

Absent 1 Leible

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, to authorize payment of Voucher Abstract #16, Vouchers #24-00840 to #24-00912 which was paid on August 28, 2024 as follows:

General	\$	41,028.33
Highway	\$	60,520.19
Capital	\$	161,163.73
Refuse	\$	51,968.46
Sewer	\$	6,544.39
Water	\$	904.01
Total	\$	322,129.11

RESOLUTION 242-24

**ABSTRACT #17**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, to authorize payment of Voucher Abstract #17, Vouchers #24-00913 to #24-00952 to be paid on September 11, 2024 as follows:

General	\$	25,075.86
Highway	\$	87,751.15
Sewer	\$	23,191.27
Water	\$	2,754.61
Total	\$	138,772.89

**OTHER REPORTS**

**Supervisor Maerten** reported that the sales tax collected for July 2024 was \$200,267.34. This is a decrease of \$1,921.19 when compared with July 2023. The year to date received is \$1,395,511.67 which is a decrease of \$10,475.72 from 2023.

**Councilman Hickman** recognized the Wendelville Fire Company for the success of their 27th Annual Harvest Moon Run, commending them for a job well done and encouraging residents to participate in future events. He also reported meeting with Recreation Director Covell to discuss the purchase of furniture for the new Community Center and mentioned that he will be attending this week's Conservation Advisory Council meeting to discuss landscaping for the Town Hall and Community Center. Lastly, he noted that he received a call from a Mapleton Road resident who expressed concerns about the trailhead kiosk being constructed as part of a Boy Scout Eagle Project.

**Councilman Lombardo** stated that he also received a call from the same Mapleton Road resident and will discuss the matter with the Town Board to determine if any changes are necessary. He also mentioned that he toured Nine Mile Island with Recreation Director Covell, updating him on the current status of the property, with hopes of increasing its recreational use for residents.

**Councilman Buechler** had nothing to report.

**Attorney Joerg** had nothing to report.

**Engineer Britton** provided updates on several projects:

- **MS4 Stormwater Management Program:** The Interim Assessment Report is due to the NYSDEC by October 1, 2024.
- **GIS Implementation:** He is still working on getting the information needed to publish the data for public access.
- **Town Comprehensive Plan Update:** This is still in the hands of the steering committee.

**Budget Officer Matuski** reported that the 2025 budget process is underway. He noted that he has met with various department heads and is preparing a draft budget for review. Mr. Matuski also explained that the Town is now using the budget preparation module in the Edmunds GovTech

software, stating that while the reports will look significantly different from previous years, they will also be much more detailed.

## DEPARTMENT HEADS

**Town Clerk Maurer** reported that monthly reports were received from the Assessor, Building Inspector/Code Enforcement Officer, Highway Superintendent, and the Engineer. These reports, along with the monthly reports for the Town Clerk and Water/Sewer collection, were posted online with the agenda documents.

Next, Mrs. Maurer informed the Board of the following monies received and collected in the month of August:

Total State, County and Local Revenues	\$ 27,589.79
Water/Sewer Collection	\$ 165,322.66

Mrs. Maurer also reported that she has been assisting Nancy at the Department of Public Works with this year's water relevy process and providing training to various departments on the new invoicing software. She also mentioned that she and Recreation Director Covell are working with Edmunds GovTech to set up the new Parks & Recreation online program in preparation for a March 1, 2025, implementation. Lastly, Mrs. Maurer reminded department heads and councilmen that they are responsible for reviewing and providing the necessary information to update the town's website.

**Highway and Water/Sewer Superintendent Fischer** stated that the Highway Department's monthly report is available online for review. He was also excited to announce that the paving of the Town Hall parking lot has begun and is expected to be completed by the end of the week.

**Building Inspector Diedrich** had nothing to report.

**Assessor Valentine** had nothing to report.

**Recreation Director Covell** stated that the 2024 Summer Recreation Program, led by Monica Wall, was very successful. He mentioned that 180 children were enrolled in the program, and Mrs. Wall is currently working on guidelines for the 2025 season. Additionally, he reported that the Recreation Committee is planning four new events for residents this year, and there will be adjustments to next year's Pendleton Station Market schedule. Mr. Covell also noted that he has been working on ordering furniture for the Community Center and aims to enhance Nine Mile Island to become another valuable resource for the residents.

## NEW BUSINESS

RESOLUTION 243-24

### EXPENDITURE FOR SEWER PARTS

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Lombardo

Nays 0

Absent 1 Leible

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, that the Sewer Department has standardized the use of pump equipment manufactured by Equipment One Corporation (E/One), and

FURTHER, BE IT RESOLVED, that Siewert Equipment is the sole source supplier for E/One equipment, parts, and components, and

FURTHER, BE IT RESOLVED, that the proposed expenditure of \$7,587.08 for parts as quoted by Siewert Equipment is approved. This resolution shall take effect immediately.

RESOLUTION 244-24

### WATER & SEWER DEPARTMENT POSTINGS

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

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

WHEREAS, the Highway Department and Water & Sewer Department require a minimum level of staffing to meet the needs of the residents and property owners of the Town of Pendleton, maintaining infrastructure and performing vital tasks; and

WHEREAS, one full-time Water & Sewer Department position is vacant due to a resignation; and

WHEREAS, the Highway Superintendent has requested authorization to advertise for this open position.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9th day of September 2024, that the Town Supervisor is authorized to create postings for the anticipated opening that may include Laborer or Water & Sewer Maintenance Person, assigned to the Water & Sewer Department.

FURTHER, BE IT RESOLVED, that the Town Clerk is authorized to publicly advertise this opening. This resolution shall take effect immediately.

RESOLUTION 245-24

**2024 BUDGET TRANSFERS**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, that the following budget transfers for the 2024 budget are approved:

- Transfer to: Sewage Collection - Supplies (SS8120.0410), \$10,000.00
- Transfer from: Sewage Collection - Annual Pump Repairs (SS8120.0440), \$10,000.00
  
- Transfer to: Town Clerk - Fixed Assets (A1410.0200), \$1,050.00
- Transfer from: Town Clerk - Contractual (A1410.0400), \$1,050.00
  
- Transfer to: Engineer - Engineering Fees (A1440.0410), \$5,000.00
- Transfer from: Plan Engineering Review (A8020.0401), \$5,000.00

This resolution shall take effect immediately.

RESOLUTION 246-24

**EXPENDITURE FOR GUTTER REPAIR**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, that the quote from Highland Contractors for gutter repair of the Town Hall for \$1,865.07 is accepted and the expenditure for this work is approved. This resolution shall take effect immediately.

RESOLUTION 247-24

**SCHEDULE PUBLIC HEARING - SPECIAL USE PERMIT**

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

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

WHEREAS, the Planning Board of the Town of Pendleton recommends renewal of a Special Use Permit for a project known as Pendleton Solar 2, located at 6600 Donner Road; and

WHEREAS, Town Code § 247-16C states, “Applications for a special use permit shall be reviewed by the Planning Board, which shall report its findings on the application to the Town Board.”; and

WHEREAS, Town Code § 247-16C further states, “Hearing and decision. Following receipt of the Planning Board’s report, the Town Board shall hold a public hearing on an application for a special use permit within 62 days of receiving the application, publicly noticed in a printed newspaper of general circulation in the Town at least five days prior to the hearing.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9th day of September 2024, that a public hearing is scheduled on October 15, 2024 at 6:55 pm for a Special Use Permit for Pendleton Solar 2, which is located at 6600 Donner Road. This resolution shall take effect immediately.

**RESOLUTION 248-24**

**UPDATED FEE SCHEDULE**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, that the updated fee schedule, as presented, is approved. This resolution shall take effect immediately.

**Town of Pendleton Fee Schedule**

Type	Fee
<b>Residential buildings*</b>	
Single-Family Residence – 0 to 2,000 square feet	\$900
Single-Family Residence – Over 2,000 square feet	\$900, plus \$0.35 per square foot over 2,000
Two-Family Residence	\$1,200
Multifamily Residence – 1 to 5 units	\$1,500
Multifamily Residence – More than 5 units	\$1500 plus \$25 additional per unit above 5
New York State fee for new buildings with trusses	\$50
Building Permit renewal (12 months)	Same as original fee
Miscellaneous structures/buildings/concrete ( <i>i.e.</i> , porches, gazebos, decks and patios)	\$90
Fence, good side out	\$50
Replacement roofing	\$75
Generator	\$65
Plumbing other than new home ( <i>e.g.</i> , sump pump, drain tile, hot water tank, furnace, etc.)	\$75
<b>Alterations or additions</b>	
Up to 500 square feet	\$100
500 to 1,000 square feet	\$150
More than 1,000 square feet	\$250
<b>Commercial and industrial buildings</b>	
0 to 1,000 square feet floor space*	\$500
Over 1,000 square feet floor space*	\$500, plus \$0.35 per square foot over 1,000
Alteration, repair, removal, etc.	\$0.25 per square foot
Change in occupancy	\$75
Addition to commercial and industrial plumbing	\$50, plus \$25 per fixture
Generator, commercial	\$150
Fence, commercial	\$100
Roof, commercial	\$150
Pool, commercial	\$500

Demolition, commercial	\$250
New York State fee for truss signage	\$50
<b>Commercial and industrial parking lot</b>	
New	\$250
Resurface	\$150
<b>Agricultural buildings</b>	
0 to 3,000 square feet	\$125
3,001 to 6,000 square feet	\$250
Over 6,000 square feet	\$500
<b>Accessory Buildings</b>	
Residential storage buildings/sheds (144 square feet or less)	\$25
Residential Garage or barn (145 to 400 square feet)	\$50
Residential Garage or barn over 400 square feet	\$0.15 per square foot
Commercial garage or barn	\$0.20 per square foot
<b>Pools</b>	
Aboveground pool and deck	\$50
In-ground pool and fence	\$125
<b>Signs (temporary)</b>	
30-day permit	\$30
30-day-permit plus (maximum 90 days)	\$50
<b>Signs (permanent, new)</b>	
100 square feet (each face)	\$0.50 per square foot
Additional square feet (each face)	\$0.15 per square foot
Signs (alteration, reface, relocation or addition)	\$0.30 per square foot
<b>Bed-and-Breakfast</b>	
Special Use Permit application fee	\$300
Special Use Permit annual renewal fee	\$300
Code Enforcement Officer/Building Inspector annual inspection fee	\$50
<b>Certificates of Occupancy/Compliance</b>	
Certificate of occupancy/compliance – Single- and Two-Family Residence	\$95
Certificate of occupancy/Certificate of compliance – Multifamily Residence (3 or more units and sleeping rooms)	\$40 per unit
Certificate of occupancy/ Certificate of compliance – Commercial (per tenant)	\$150
Certificate of occupancy/ Certificate of compliance – Industrial (per tenant)	\$150
Copy of any Certificate of occupancy/ Certificate of compliance or license	\$10 each
<b>Miscellaneous</b>	
Compliance inspection	\$50
Fire alarm system	\$75
Demolition of structure – up to 3,000 square feet	\$125
Demolition of structure – over 3,000 square feet	\$200
Excavations or grading, other than building construction	\$65
Fuel-burning stoves or fireplace (wood, gas, pellet, propane, etc.)	\$50
Garage Sales and related sales (more than 2 per year)	\$275
Home Occupation (Type B) permit, per year	\$200
Operating Permit	\$150

Floodplain development permit	\$150
Additional inspections (recall, or not ready when inspectors were called)	\$50 per recall, paid before CO
To lift a Stop-Work Order from a job that was stopped due to violation	\$100
Fuel tank installation – 1,000 gallons or more	\$75 per tank
Junkyard permit	\$5,000 plus \$1,000 per acre
Permit for Mobile Home Park or manufactured housing park	\$7,500 plus \$1,000 per acre
Mobile Home Park licensing fee (and renewal)	\$500
Contractor's license	\$100 per calendar year
Curb cut, installation only, pipe at owner's expense	\$500
Inspection or curb cut where pipe has been set by contractor	\$200
Solar panels, residential under 1 acre	\$150
Large-scale solar energy system	\$2,500 or such other amount as the Planning Board may determine to cover Town costs
Residential wind energy conversion system site plan review fee	\$200, plus any associated cost incurred by the Town for outside consultants.
Residential wind energy conversion system building permit	\$100
Peddler's or solicitor's permit	\$25
Transient business	\$125 annually or \$25 per event
Junk dealer's permit	\$500 annually
Special Use Permit for Adult Use	\$1,000
Adult Use Certificate of Registration (or amendment thereto)	\$1,000
Permit application fee for moving a building under Chapter 110-2	\$50
Public Improvement Permit	\$350
Application fee for permit for the siting, construction and modification or expansion of landfills	\$1,000
Permit for decorative/ornamental pond	\$65
Amusement Center license	\$1,000 annually
Amusement Center license application fee	\$500
License fee to operate Amusement Games	\$50 per game, annually
Amusement Game Distributor license fee	\$100 annually
Oil and gas well, annual inspection fee	\$50
Special use permit for airport/airstrip	\$1,000
Electrical Vehicle Charger – Residential	\$65.00
Electrical Vehicle Charger – Commercial	\$150.00
<b>Camping, travel trailer and/or recreational vehicle parks</b>	
Annual special use permit fee	\$5,000
Monthly fee for each space occupied in a month for a period(s) aggregating more than 15 days	\$200
<b>Site plan review payment schedule</b>	
Under 1 land-disturbed acre	\$300
Under 2 land-disturbed acres	\$450
Under 3 land-disturbed acres	\$750
Under 4 land-disturbed acres	\$1,250
Under 5 land-disturbed acres	\$1,750
Under 6 land-disturbed acres	\$2,250
Over 6 land-disturbed acres	\$2,500
Site plan review sketch (§§ 247-54(D)(1)(b), 247-46(C), and 247-34(F)(4))	\$125
Site plan application fee	\$100

<b>Special use permits</b>	
Special use permit application.	\$300
Special use permit annual review.	\$300
<b>Environmental SEQRA review</b>	
Short Environmental Assessment Form (SEAF)	\$200
Long Environmental Assessment Form (LEAF)	\$500
<b>No permit obtained or delayed</b>	
In the event that work requiring a Building Permit is commenced without having the appropriate permit applied for, secured and obtained, or that work is commenced without having obtained a Contractor's license from the Town, said permit or license fees will be doubled. Each day is considered a separate violation.	

\*Cost includes certificate of occupancy, final

**Fees for public hearings:**

Type	Fee
Zoning Board of Appeals	\$125
Planning Board	\$125

**Subdivision fees:**

Type	Fee
<b>Minor Subdivision</b>	
Sketch plan application	\$30 per lot or dwelling unit, with a maximum of \$75
Final plat submission	\$25 per lot or dwelling unit, with a maximum of \$100 (plus \$125 for publication of hearing)
Application fee	\$60
<b>Major Subdivision</b>	
Sketch plan application	\$30 per lot or dwelling unit, with a maximum of \$750
Preliminary plat submission	\$2,000 or \$100 per lot or dwelling unit, whichever is greater (plus \$125 for publication of hearing)
Final plat submission	\$2,000 or \$75 per lot or dwelling unit, whichever is greater (plus \$125 for publication of hearing)
Application fee	\$500
Recreation fee in lieu of parkland (major subdivisions only)	\$1,000 per lot

**Fees for cellular communications towers:**

- A. The fee for the construction and equipping of a tower shall be 1% of the cost of construction and equipping of the tower as estimated by the developer and verified by the Town; or the minimum fee shall be \$2,000 and the maximum fee shall be \$5,000.
- B. Each construction, modification, or alteration of a tower shall require a permit and fee as stated above.

**Stormwater management fees:**

- A. Fees for land development activities. Any applicant submitting a Stormwater Pollution Prevention Plan ("SWPPP") to the Town for a land development activity or land disturbance requiring a New York State Department of Environmental Conservation ("DEC") State Pollution Discharge Elimination System ("SPDES") construction permit shall submit a fee to the Town based upon the acreage of the entire development in accordance with the following schedule:

Acreage of Entire Development	SWPPP Review Fee
Under 5 acres	\$650
5 to 10 acres	\$1,000



Over 10 acres	\$1,000, plus \$500 for every 5 acres above 10 acres
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Acreage of Entire Development	Inspection Fee
Under 5 acres	\$2,750
5 to 10 acres	\$3,750
Over 10 acres	\$6,500

B. For all land development activities to be completed in multiple phases over time, the applicant, in addition to the fee provided above in Subsection A, shall pay the Town an additional \$500 for each subsequent phase after the first phase of the project, to be paid prior to the start of construction of each subsequent phase.

C. Drainage permit application review fee: \$500

**Dog licensing fees:**

Fees shall be as follows:

Type	Fee
Spayed or neutered dog	\$8
Unsprayed or unneutered dog	\$20
Purebred license	\$25
Enumeration fee	\$25
Replacement tag	\$3
Late fee (60 days)	\$25
First impoundment	No fee
All subsequent impoundments	\$50

**Miscellaneous water/sewer fees:**

A. Water Department:

Type	Fee
1-inch water service tap-in fee	\$1,100
Over 1 inch: cost of material plus labor	Priced per job
Inspection fee for tap-in over 1 inch	\$50
3/4-inch water meter fee with electronics	\$400
1-inch water meter fee with electronics	\$600
Water meter pit	Priced per job
Water service termination fee (dig to disconnect)	\$200
Damaged/frozen water meter – 3/4 inch	\$100
Damaged/frozen water meter – 1 inch	\$300
Damaged water meter electronics – 3/4-inch or 1-inch	\$300
Water meter/electronics over 1 inch	Priced per job
Water curb box damage	\$150
Water on/off fee after hours	\$100
Sold-home water and/or sewer inspection compliance	\$50

B. Sewer Department:

Type	Fee
Pressure sewer tap/inspection	\$1,100
Gravity sewer tap 6-inch standard – Subdivision	\$400
Gravity sewer tap 6-inch standard – All others	\$1,000
Grinder system unit	Call Sewer Department for price
Sewer service termination fee (dig to disconnect)	\$200
Grinder system curb box damage	\$200
Sewer call (normal hours)	Prevailing rate
Sewer service call (after hours)	2-hour minimum, prevailing rate

**Fees for Document Copying:**

Type	Fee
Letter size (8 1/2" x 11") documents	\$0.25 per page
Legal size (8 1/2" x 14") documents	\$0.25 per page
Ledger size (11" x 17") documents	\$0.35 per page

Architectural size (24" x 36") documents	\$12.00 first sheet, \$5.00 each additional sheet
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**Other Miscellaneous Fees:**

Type	Fee
Ball Diamond Usage Fee	\$50.00 per use
Certified Copies	\$10.00
Extra Capacity Bag Tag	\$5.00
E-Z Pass Tag	\$25.00
Farmer's Market FT Vendor	\$195.00
Farmer's Market PT Vendor	\$110.00
Farmer's Market POP-UP	\$85.00
Genealogical Search	\$11.00
Marriage License	\$40.00
NSF Returned Check Fee	\$20.00
Passport Photo	\$15.00
Passport Application Execution Fee	\$35.00
Pendleton Logo Decal	\$2.00
Pendleton Logo Pin	\$4.00
Park Pavilion Rental	\$25.00
Electronic Storage Device for Records Requests	\$3.20
Refuse – Additional Service	\$55.00/year prorated
Recycling – Additional Bin	\$65.00 or \$95.00
Summer Rec Registration – NON-Resident	\$525.00
Summer Rec Registration – Resident	\$260.00

**Recycling Fees:**

Type	Fee
Electronics Recycling	\$ No Fee
Scrap Metal	\$ Priced per job
Tire Recycling – Motorcycle, ATV, and similar sized tires.	\$5.00 per tire
Tire Recycling – Automobile and light truck	\$5.00 per tire
Tire Recycling – Truck tires (19.5 inches and larger)	\$12.00 per tire
Tire Recycling – Tires on rims and heavy equipment tires.	Not accepted.

Next, Engineer Britton explained the reason for Community Center Change Order PC-4, stating that the plumbing contractor had purchased most of the plumbing fixtures for the kitchen, which were also purchased by Life by Design due to a revised kitchen plan. The plumbing contractor was asked to return the items and provide a credit for the materials, resulting in a credit to the project contingency.

**RESOLUTION 249-24**

**COMMUNITY CENTER CHANGE ORDER - PC-4**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Lombardo

Nays 0

Absent 1 Leible

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 PC-4 is recommended by the Town Engineer.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024 that proposed Change Order PC-4 for a credit of \$8,354.81 as presented to the Town Board, is accepted. This resolution shall take effect immediately.

Engineer Britton provided a detailed explanation on the changes requested for Change Order GC-22. He stated that the following items were included in this request from Sicoli Construction Services, Inc.:

- Req. #43 - Remove insulation, drill/dowel, and infill with concrete at all exterior doorways - \$4,838.91
- Req. #44 - Provide credit for remaining gas service allowance - (\$695.00)
- Req. #45 - Provide additional fire extinguishers and cabinets - \$1,131.15
- Req. #46 - Install kitchen millwork - \$2,167.75
- Req. #47 - Provide credit for interior millwork - (\$500.00)
- Req. #48 - Provide drywall/finish around owner-provided museum window and door casing around door frames - \$2,155.55
- Req. #49 - Cut mechanical condensate line, repair drywall, remove MEP material to prepare for flooring installation - \$1,046.50
- Req. #50 - Cutout openings for FE cabinets, install blocking, and paint additional door trim - \$1,828.50
- Req. #51 - Paint ceilings not originally called for painting (time & material) - \$4,021.89

A discussion took place regarding the various changes, and Supervisor Maerten proposed approval of all requests except for #43.

#### RESOLUTION 250-24

#### **COMMUNITY CENTER CHANGE ORDER - GC-22**

Motion by Councilman Hickman, seconded by Councilman Buechler, the following resolution was ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Lombardo

Nays 0

Absent 1 Leible

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 GC-22 is recommended by the Town Engineer.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024 that proposed Change Order GC-22 at a cost of \$11,156.34, as updated by the Town Board, is accepted. This resolution shall take effect immediately.

#### RESOLUTION 251-24

#### **2024 BUDGET AMENDMENT**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Lombardo

Nays 0

Absent 1 Leible

BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of September 2024, that the following budget amendment for the 2024 budget is approved:

Amended 2024 Budget:

Town Board - Fixed Assets (A1110.0200), \$30,000.00

JCAP Grant (A00.39055), \$30,000.00

This resolution shall take effect immediately.

#### **BOARD MEMBERS DISCUSSION**

Supervisor Maerten announced that there will be a Work Session on September 23, 2024 that will be followed by a Budget Session. The next Regular Meeting will be held on October 15, 2024, at 7:00 p.m. This is a change from the previously scheduled date of October 14<sup>th</sup>. This meeting will be preceded by a Public Hearing beginning at 6:55 p.m.

## **PUBLIC REMARKS/COMMENTS**

A resident commented that the code given for the budget amendment is a revenue code and questioned the validity of the amendment.

Another resident pointed out that the A1110.0200 account used for the budget amendment was incorrectly labeled as “Town Board Fixed Assets”. She stated that it is the code for “Justices Fixed Assets” and wanted to know which account would actually be used.

A third resident inquired about why a resident received a bill for the co-pay of ambulance services provided by the Wendelville Fire Company (WFC) when Resolution 229-23 states that residents will not be charged co-pays. Deputy Supervisor Walter, who is also the Recording Secretary for WFC, stated that it was an error and has already been corrected.

Lastly, a resident advocated for refurbishing and potentially adding more pickleball courts, citing its popularity as a community-building sport. The discussion included consideration of converting tennis courts at Depeau Park into pickleball courts.

No further public remarks or comments were made.

Motion by Councilman Hickman, seconded by Councilman Buechler, to adjourn from the Regular Meeting at 8:10 p.m. Motion carried.

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Deborah K. Maurer, Town Clerk