

**TOWN OF PENDLETON  
REGULAR MEETING  
December 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 December 2024, at 7:00 p.m.

Supervisor Maerten called the meeting to order at 7:04 p.m.

Supervisor Maerten led the invocation and the Pledge of Allegiance.

Roll Call:

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

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  
Patrick Covell - Recreation Director  
Lucas Frew – Deputy Water & Sewer Superintendent

There were 25 residents in attendance, 21 of whom were Starpoint students.

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

There were no amendments to the agenda.

**PUBLIC REMARKS/COMMENTS ON AGENDA ITEMS**

A resident requested clarification regarding Voucher #24-01280, issued to return unspent JCAP funds, expressing curiosity as to why there would be unspent funds from a grant. She also asked that the year '2024' be added to the resolution for budget transfers.

Another resident commented on Resolution 275-24 from the November 12th meeting, concerning the commitment of funds for the CREST grant application. He suggested that the Board should specify the source of the funds and allocate them into a separate Capital Project account.

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

**ROUTINE BUSINESS**

RESOLUTION 290-24

**MEETING MINUTES – NOVEMBER 12, 2024**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Leible

Nays 0

Absent 1 Lombardo

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

Next, Supervisor Maerten noted that the Abstract posted online did not include vouchers paid as 'pre-audit.' He then read aloud the corrected voucher numbers and totals for approval.

RESOLUTION 291-24

**ABSTRACT #23**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Leible

Nays 0

Absent 1 Lombardo

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 2024, to authorize payment of Voucher Abstract #23 Vouchers #24-01235 to #24-01281, to be paid on December 11, 2024, as follows:

|                 |    |            |
|-----------------|----|------------|
| General         | \$ | 107,641.34 |
| Highway         | \$ | 70,030.96  |
| Fire Protection | \$ | 4,288.86   |
| Sewer           | \$ | 30,503.94  |
| Water           | \$ | 99,575.10  |
| Total           | \$ | 312,040.20 |

**OTHER REPORTS**

**Supervisor Maerten** reported that the sales tax collected for October 2024 was \$186,893.73. This is an increase of \$972.61 when compared with October 2023. The year to date received is \$2,042,815.27 which is a decrease of \$1,133.84 from 2023.

**Councilman Leible** had nothing to report.

**Councilman Hickman** had nothing to report.

**Councilman Buechler** had nothing to report.

**Attorney Joerg** had nothing to report.

**Engineer Britton** provided a brief update on the MS4 Stormwater Program, stating that he is meeting with those involved with the process to prepare the required compliance reports that are due in January. He also noted that the annual report is due in April 2025. Mr. Britton added that NYSDEC continues to impose additional compliance on municipalities.

**DEPARTMENT HEADS**

**Town Clerk Maurer** reported that monthly reports were received from the Assessor, Building Inspector/Code Enforcement Officer, 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 November:

|  |    |           |
|--|----|-----------|
| Total State, County and Local Revenues | \$ | 19,219.80 |
| Water/Sewer Collection                 | \$ | 86,037.43 |

She also commented on the recent Tree Lighting Event held on December 6th. Mrs. Maurer expressed her gratitude to the following individuals and groups for their contributions in making the event a success: Yvonne Vivian, Candace Black, Angelina DiMasco, and Patrick Covell from the Recreation Committee; Dan Vivian of the Planning Board; Highway Superintendent Dave Fischer; Councilman Buechler; the Starpoint art students and Honor Society members; the Pendleton Historical Society volunteers; Nick and Katie Graves from Craft Coffee House; Barb Meinhold; Bradley Mock from the Balloon Brothers; and Santa and Mrs. Claus.

**Highway and Water/Sewer Superintendent Fischer** also commented on the Tree Lighting Event, noting that it was a very well-attended and well-organized occasion. He reported that his crew has been busy snowplowing and repairing sod that was damaged during plowing operations. Lastly, Mr. Fischer stated that he and Engineer Britton will be collaborating to draft a comprehensive drainage plan for the town, with a particular focus on the subdivisions.

**Building Inspector Diedrich** reported on an ongoing issue with the fire suppression system at the new Community Center. He stated that he is actively addressing the problem and working to identify a swift resolution.

**Assessor Valentine** reported that the Town and County tax roll for 2025 has been submitted to Niagara County, and exemption letters have been mailed to residents.

**Recreation Director Covell** reported that this year's Tree Lighting Event drew over 200 participants. He also extended his thanks to the Wendelville Fire Company for delivering Santa Claus to the event, which added excitement for everyone in attendance.

## **NEW BUSINESS**

### **RESOLUTION 292-24**

#### **SCHEDULE PUBLIC HEARING – 2025 WATER RATES**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Leible

Nays 0

Absent 1 Lombardo

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 2024, that a public hearing shall be scheduled for January 13, 2025 at 6:50 pm for the modification of water rates.

FURTHER, BE IT RESOLVED, that the proposed water rates to be effective January 1, 2025 are as follows:

- 0 to 6,000 gallons - \$24.00 (minimum)
- 6,001 to 12,000 gallons – \$1.95 per thousand gallons
- 12,001 to 22,000 gallons – \$1.75 per thousand gallons
- 22,001 to 32,000 gallons – \$1.65 per thousand gallons
- Over 32,000 gallons – \$1.55 per thousand gallons.

FURTHER, BE IT RESOLVED, that the Town Clerk is directed to make the required public notice of this public hearing for the modification of water rates. This resolution shall take effect immediately.

### **RESOLUTION 293-24**

#### **SCHEDULE PUBLIC HEARING – 2025 SEWER RATES**

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

ADOPTED: Ayes 4 Maerten, Buechler, Hickman, Leible

Nays 0

Absent 1 Lombardo

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 2024, that a public hearing shall be scheduled for January 13, 2025 at 6:55 pm for the modification of sewer rates.

FURTHER, BE IT RESOLVED, that the proposed sewer rates to be effective January 1, 2025 are as follows:

- Residential (Single Family and Two-Unit Dwellings)
- 0 to 12,000 gallons - \$32.00 (minimum)
- Over 12,000 gallons - \$2.65 per thousand gallons

- Non-Residential and Buildings with More Than Two Units
- 0 to 12,000 gallons - \$37.00 (minimum)
- Over 12,000 gallons - \$3.65 per thousand gallons.

FURTHER, BE IT RESOLVED, that the Town Clerk is directed to make the required public notice of this public hearing for the modification of sewer rates. This resolution shall take effect immediately.

Next, Supervisor Maerten announced an anticipated vacancy in the Building Department. He reported that candidates for the position were canvassed and interviewed from the current Civil Service List.

RESOLUTION 294-24

**APPOINTMENT OF BUILDING INSPECTOR**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 2024, that Troy Barnes is appointed to the full-time position of Building Inspector with an effective starting date of January 2, 2025.

FURTHER, BE IT RESOLVED, that the starting annual salary is \$50,000.

FURTHER, BE IT RESOLVED, that annual salary shall be increased to \$54,000 upon completion of the following courses:

- 9A: Intro. to Code Enforcement Practices, Part 1 – Regulations, Admin., and Enforcement
- 9B: Introduction to Code Enforcement Practices, Part 2 – Fire Safe Design
- 9C: Inspection Procedures for Existing Structures

FURTHER, BE IT RESOLVED, that annual salary shall be increased to \$58,000 upon completion of the following courses:

- 9D: General Construction Principles
- 9E: Residential Building Construction
- 9F: Commercial Building Construction

FURTHER, BE IT RESOLVED, that the probationary period of employment is twelve (12) months and completion of Building Safety Inspector training is required within six (6) months of the date of hire and Code Enforcement Officer training is required to be completed within twelve (12) months of the date of hire.

This resolution shall take effect immediately.

RESOLUTION 295-24

**UPDATED FEE SCHEDULE**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 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>                                |   |
| New Residence – 0 to 2,000 square feet                       | \$900   |
| New Residence – Over 2,000 square feet                       | \$900, plus \$0.35 per square foot over 2,000 |
| New Build Cart Fee   | \$100   |
| Curb cut, installation only, pipe at owner's expense         | \$700   |
| Inspection or curb cut where pipe has been set by contractor | \$200   |
| 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 (e.g. porches, gazebos, decks, and patios)    | \$90  |
| Pool House  | \$150   |
| Fence   | \$50  |
| Replacement roofing   | \$75  |
| Generator   | \$65  |
| Plumbing other than new home (e.g., 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  |
| Electrical Vehicle Charger – Residential  | \$65.00  |
| Electrical Vehicle Charger – Commercial   | \$150.00   |
| 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                 |
| <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 |

| 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           |
| Water meter rental for hydrant / pits                | \$250          |
| Deposit for hydrant meter                            | \$1,000        |

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    |
| Grinder pump unit                                 | Call Sewer Dept. for current price |
| Grinder tank with fittings, no pump               | Priced per job                     |

Fees for Document Copying:

| Type                                     | Fee   |
|--|---|
| Letter size (8 ½” x 11”) documents       | \$0.25 per page                                   |
| Legal size (8 ½” 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 |

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         | \$630.00              |
| Summer Rec Registration – Resident             | \$315.00              |
| Summer Rec Swimming Fee                        | \$20.00               |

**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.     |

RESOLUTION 296-24

**INFILTRATION & INFLOW PROJECT**

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

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

WHEREAS, residents and property owners of the Town of Pendleton rely on the sewer system infrastructure maintained by the Town of Pendleton Water & Sewer Department; and

WHEREAS, limiting infiltration and inflow into the sewer system maintained by the Town of Pendleton assists in reducing the cost of system operation; and

WHEREAS, the Niagara County Sewer District annually provides \$20,000.00 of funding to member towns for projects which reduce system infiltration and inflow; and

WHEREAS, a quote has been received for a proposed 2024 project that will continue the ongoing work focused on reducing infiltration and inflow.

WHEREAS, project pricing is based on the Ontario County Purchasing Bid Tabulation Sheet for this type of work.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 9<sup>th</sup> day of December 2024 that the manhole lining project is approved as quoted by Advanced Rehabilitation Technology for an amount not to exceed \$21,361.90 for the Town’s 2024 infiltration and inflow project is accepted.

FURTHER, BE IT RESOLVED, that the Supervisor is authorized to submit this project to the Niagara County Sewer District for approval; and

FURTHER, BE IT RESOLVED, that the payment of this project cost is a reimbursable allocation of funding from the Niagara County Sewer District and will be paid by the Town of Pendleton upon completion of this work. This resolution shall take effect immediately.

RESOLUTION 297-24

**PURCHASE OF WATER METERS AND READERS**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 2024, that water meters and meter readers manufactured by Badger Meter are declared as a standardized item for use as a component of Town-owned water infrastructure; and

FURTHER, BE IT RESOLVED, that Moley Industries is recognized as the sole source provider of Badger water meters and meter readers; and

FURTHER, BE IT RESOLVED, that the purchase of water meters and readers, as quoted, is approved for a cost of \$9,979.80. This resolution shall take effect immediately.

RESOLUTION 298-24

**2024 BUDGET AMENDMENT**

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

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

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

Approved 2024 Budget:  
Contractual - Road Salt (DA5142.0400)

Amended 2024 Budget:  
Contractual - Road Salt (DA5142.0401)

This resolution shall take effect immediately.

RESOLUTION 299-24

**2024 BUDGET TRANSFERS**

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

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 9<sup>th</sup> day of December 2024, that the following 2024 budget transfers listed below are approved. This resolution shall take effect immediately.

**General Fund**

**Transfer To: Budget Code-Description-Amount**

**Transfer From: Budget Code-Description-Amount**

- |    |  |   |
|----|--|---|
| 1  | A00-1320-400 Audit and Accounting \$ 4,365.00                  |   |
|    |  | A00-1420-0440 Solar Project \$ 4,365.00                         |
| 2  | A00-1440-410 Engineering Fees-PB production \$ 8,965.00        |   |
|    |  | A00-7110-0200 Parks - Fixed Assets \$ 8,965.00                  |
| 3  | A00-1440-417 Engineering Storm water \$ 80.00                  |   |
|    |  | A00-1420-0440 Solar Project \$ 80.00                            |
| 4  | A00-1620-100 Town Hall Personnel Services \$ 10,000.00         |   |
|    |  | A00-8540-100 Drainage Personnel Services \$ 10,000.00           |
| 5  | A00-1620-200 Town Hall Fixed Assets \$ 965.00                  |   |
|    |  | A00-1420-0440 Solar Project \$ 965.00                           |
| 6  | A00-1620-400 Town Hall Contractual \$ 405.00                   |   |
|    |  | A00-1420-0440 Solar Project \$ 405.00                           |
| 7  | A00-1640-400 Central Garage Contractual \$ 9,061.00            |   |
|    |  | A00-8540-100 Drainage Personnel Services \$ 9,061.00            |
| 8  | A00-1670-400 Central Print & Mailing-Contractual \$ 1,500.00   |   |
|    |  | A00-1420-400 Attorney - Contractual \$ 1,500.00                 |
| 9  | A00-1710-401 IT Administration \$ 15,456.00                    |   |
|    |  | A00-1710-410 IT Professional feels \$ 15,456.00                 |
| 10 | A00-3620-150 Safety Inspection-Secretary \$ 9,500.00           |   |
|    |  | A00-7140-100 Playgrounds & Rec - Personnel Service \$ 9,500.00  |
| 11 | A00-5010-110 Super. Of Highway-Personnel Services \$ 12,000.00 |   |
|    |  | A00-8540-100 Drainage Personnel Services \$ 12,000.00           |
| 12 | A00-6326-400 Econ Opportunity - Contractual \$ 1,500.00        |   |
|    |  | A00-1420-0440 Solar Project \$ 1,500.00                         |
| 13 | A00-7110-120 Park Security - Personnel \$ 2,400.00             |   |
|    |  | A00-7140-100 Playgrounds & Rec - Personnel Service \$ 2,400.00  |
| 14 | A00-7110-400 Parks - Contractual \$ 1,055.00                   |   |
|    |  | A00-1420-440 Solar Project \$ 1,055.00                          |
| 15 | A00-7120-100 Recreation - Personnel summer \$ 37,565.00        |   |
|    |  | A00-7140-100 Playgrounds & Rec - Personnel Service \$ 37,565.00 |
| 16 | A00-7120-450 Recreation - Supplies \$ 137.00                   |   |

A00-7140-450 Playgrounds & Rec Supplies \$ 137.00  
17 A00-7140-400 Playgrounds - Contractual \$ 4,515.00  
A00-7140-450 Playgrounds & Rec Supplies \$ 4,515.00  
18 A00-7550-100 Celebrations - Personnel \$ 240.00  
A00-7140-450 Playgrounds & Rec Supplies \$ 240.00  
19 A00-8540-110 Drainage - Personnel Storm Water \$ 13,500.00  
A00-1640-0200 Town Hall - Fixed Assets \$ 13,500.00  
20 A00-9030-800 Social Security \$ 6,500.00  
A00-7140-450 Playgrounds & Rec Supplies \$ 6,500.00  
21 A00-7620-400 Adult Recreation - Contractual \$ 55.00  
A00-1420-440 Solar Project \$ 55.00  
**TOTAL: \$ 139,764.00**  
**TOTAL: \$ 139,764.00**

**Highway Fund**

**Transfer To: Budget Code-Description-Amount**

**Transfer From: Budget Code-Description-Amount**

1 DA0-5110-100 Maintenance of Roads-Personnel \$ 120,000.00  
DA0-5110-401 General Repairs - Blacktop \$ 30,000.00  
DA0-5110-451 Road and Drainage Supplies \$ 15,000.00  
DA0-5140-100 Misc. Brush Personnel Service \$ 10,000.00  
DA0-5142-100 Snow Removal Personnel Service \$ 20,000.00  
DA0-5142-401 Snow Removal - Road Salt \$ 30,000.00  
DA0-5110-402 Contractual Operating \$ 15,000.00  
**TOTAL: \$ 120,000.00**  
**TOTAL: \$ 120,000.00**

**Sewer Fund**

**Transfer To: Budget Code-Description-Amount**

**Transfer From: Budget Code-Description-Amount**

1 SS0-8120-100 Sewage - Personnel Service \$ 7,500.00  
SS0-8110-450 Administration - Professional Fees \$ 7,500.00  
2 SS0-8120-410 Sewage Supplies \$ 20,000.00  
SS0-8110-440 Administration - Equipment Rental \$ 20,000.00  
**TOTAL: \$ 27,500.00**  
**TOTAL: \$ 27,500.00**

**Water Fund**

**Transfer To: Budget Code-Description-Amount**

**Transfer From: Budget Code-Description-Amount**

1 SW0-8320-400 Source Supplies - Water Purchases \$ 40,000.00  
SW0-8310-430 Water Administration - Prof. Fees \$ 20,000.00  
SW0-8310-440 Water Administration - Rental \$ 15,000.00  
SW0-8340-440 Trans & Distribution Supplies \$ 5,000.00  
**TOTAL: \$ 40,000.00**  
**TOTAL: \$ 40,000.00**

**Capital Fund**

**Transfer To: Budget Code-Description-Amount**

**Transfer From: Budget Code-Description-Amount**

1 H00-7140-402 Community Center - Legal \$ 1,000.00  
H00-7140-403 Community Center - Administrative \$ 1,000.00  
2 H00-7140-410 Community Center - Electrical \$ 56,500.00  
H00-7140-405 Community Center - Contingency \$ 56,500.00  
3 H00-7140-430 Community Center - Plumbing \$ 37,500.00  
H00-7140-405 Community Center - Contingency \$ 37,500.00  
**TOTAL: \$ 95,000.00**  
**TOTAL: \$ 95,000.00**

## **BOARD MEMBERS DISCUSSION**

Supervisor Maerten stated that a Work Session is not scheduled for December 23, 2024.

## **PUBLIC REMARKS/COMMENTS**

The first resident to speak thanked the Town Board for revising the budget transfer resolution based on her earlier comments and requested that the revised budget be posted online. She also suggested that Recreation Director Covell be seated up front with the other department heads during meetings.

The next resident addressed the November Expense/Revenue report, pointing out that approximately \$2.7 million was spent on capital improvements, while only \$1.04 million in revenue was received. He asked for clarification on where the additional funds are coming from.

Lastly, another resident sought assistance with a recycling issue involving Modern Disposal. She expressed concern that Modern Disposal informed her they would not accept "clam shell" containers in the recycling bin. She shared that she had researched the issue and requested a solution. A discussion followed, and the resident was provided with information that may help address her concerns.

No further public remarks or comments were made.

Motion by Councilman Leible, seconded by Councilman Buechler, to enter into two separate Executive Sessions at 7:36 p.m. The first session to be with the Town Attorney, Highway Superintendent, and the Deputy Water & Sewer Superintendent to discuss personnel issues in the Highway Department. The second to be with the Town Attorney and Assessor to discuss personnel issues in the Assessor's Office. Motion carried.

Motion by Councilman Leible, seconded by Councilman Buechler, to adjourn from the Executive Sessions and the Regular Meeting at 8:32 p.m. Motion carried.

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Deborah K. Maurer, Town Clerk