

Ditching and Highway	Leible / Morrison
Recreation	Harman / Morrison
Trails	Morrison / Riester
Ethics	Harman

**First person denotes Chairman

Supervisor Riester explained that all other appointments would be postponed until the next regular Board meeting. The Town's newsletter was not delivered in time for residents to consider the various appointment openings that were reported in the newsletter.

RESOLUTION 02-10

APPOINTMENTS POSTPONED

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was:

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to postpone all appointments until the next regular Board Meeting scheduled for February 2nd with the exception of an attorney if one is needed they will be paid per diem.

ASSIGNMENT OF ANNUAL AUDITS

Chief Fiscal Officer	Councilman Frawley
Town Clerk	Councilman Morrison
Judge Maziarz	Councilman Leible
Judge Murphy	Councilman Harman
Water/Sewer Department	Councilman Harman
Tax Collector	Councilman Morrison

Supervisor Riester welcomed Councilman Frawley and Councilman Harman to the Board.

Councilman Leible reported that \$5550.00 was collected from businesses that advertised in the newsletter in 2009. He also reported that Baseball and Soccer registration would be held at the Town Hall on Saturday January 30th, Saturday February 6th and Monday evening February 1st.

Councilman Morrison welcomed Councilman Frawley and Councilman Harman to the Board. He reported that the carpeting at the Town Hall entrances had been installed. He also thanked the Niagara County Legislature for the grant money for the Town to use for a study using the NCCC students using the old town garage as a Farmer's Market. The Business Development Committee will be meeting to discuss ideas with the students before bringing it to the public for additional suggestions and comments from the public.

ENGINEER

Engineer Dave Britton told the Board that when the Local Law for Storm Water Management was passed, a fee schedule was not adopted. He e-mailed the board a fee schedule that most of the municipalities in the WNY Storm Water Coalition have adopted. He would like the Board to review the fees in time for the next Board meeting scheduled for February 2nd.

He also reported to the Board that he is in the process of expanding the current evaluations and to provide a more detailed explanation to support his evaluation for FEMA to consider before adopting the proposed Flood Plane Map.

RESOLUTION 03-10

AUTHORIZE FUNDS TO PROCEED

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

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize \$10,000.00 for Engineer Britton to proceed with his analysis for FEMA.

Engineer Britton also reported to the Board that he would be holding a meeting with the various department heads to discuss the GIS (Graphical Information System) Implementation Grant the Town has been approved for. He intends to explain what GIS is and how it can benefit the various departments. He will also begin to work on a Capital Improvement Plan but will need a wish list from the Department Heads and have them prioritize their needs.

NEW BUSINESS

RESOLUTION 04-10

APPOINT DELEGATE FOR THE ASSOCIATION OF TOWNS CONFERENCE

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to designate Supervisor James Riester as the Town of Pendleton's voting delegate to cast any vote at the Annual Business Session of the Association of Towns on February 17th, 2010

RESOLUTION 05-10

AUTHORIZATION TO SIGN

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

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved that the Supervisor, or any one of such officers, be and they are hereby fully authorized and empowered to purchase, invest in, acquire, sell, assign, transfer, or otherwise dispose of any and all types and kinds of securities including but not limited to stocks, bonds, debentures, notes, rights, options, warrants, certificates of every kind and nature whatsoever; and to enter into agreements, contracts and arrangements with respect to such security transactions whether or with securities related individuals or agents; to execute, sign or endorse on behalf of and in the same agreements and to affix the corporate seal on same.

RESOLUTION 06-10

NEW WENDELVILLE MEMBER

Motion by Councilman Morrison, seconded by Councilman Frawley, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to add Edward J McDonald Jr. to the roster of Wendelville Volunteer Fire Department and to be added to the Insurance.

ORGANIZATION/FISCAL/ AUTHORIZATIONS

RESOLUTION 07-10

OFFICIAL DEPOSITORIES

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

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to designate First Niagara Bank on Transit Rd as the official depository for the Town of Pendleton.

RESOLUTION 08-10

OFFICIAL NEWSPAPER

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to designate the Union-Sun & Journal as the town's official newspaper for the year 2010.

RESOLUTION 09-10

PETTY CASH FUNDS

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to establish the following petty cash funds: Town Clerk; \$200.00, Tax Collector; \$100.00, Water District; \$150.00, and Sewer District; \$100.00.

RESOLUTION 10-10

REGULAR MEETING DATES

Motion by Councilman Leible, seconded by Councilman Frawley, the following resolution was ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to designate the first Tuesday of each month at 8:00 P.M. except holidays and Election Days for the regular Town Board meetings. Meetings will then be held the following Tuesday.

RESOLUTION 11-10

FREQUENCY OF PAYROLL

Motion by Councilman Leible, seconded by Councilman Morrison, the following resolution was ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolve to pay on a **bi-weekly** basis: Supervisor, Town Clerk, Assessor, Highway Superintendent, Highway, Sewer and Water Department personnel, Building Inspectors, general clerks, laborers, Justice Clerks, Planning Board Administrator, and Town Attorney. **Quarterly** basis: the Town Justices, Councilman, Bingo Inspector, and Dog Control Officer. **Annual** basis: Planning Board, Zoning Board of Appeals, Conservation Board, Board of Assessment Review, Registrar of Vital Statistics, Budget Officer and Town Historian.

RESOLUTION 12-10

WATER/SEWER SUPERINTENDENT

Motion by Councilman Frawley, seconded by Councilman Harman, the following resolution was ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to appoint James Argo as Superintendent of Water and Sewer Departments.

RESOLUTION 13-10

DEPUTY POSITIONS

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to appoint Doreen Genet and Rita Dispenza as Deputy Clerks in the Town Clerk's office, Doreen Genet as Deputy Registrar, and Ken Smith as Deputy High Superintendent.

RESOLUTION 14-10

MILEAGE REIMBURSEMENT

Motion by Councilman Leible, seconded by Councilman Morrison, the following resolution was ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize mileage reimbursement per IRS amount to be paid by voucher on a monthly basis to the Supervisor, Highway Superintendent, members of the Town Board, Town Clerk, Assessor, Dog Control Officer, Tax Collector, Building Inspectors, Town Justices and Court Clerks and anyone authorized by the Board.

RESOLUTION 15-10

AUTHORIZATION FOR SUPERVISOR

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize Supervisor to invest surplus monies pursuant to Town Law, pay principal and interest on debts, pay utility and necessary bills prior to audit.

RESOLUTION 16-10

AUTHORIZE HIGHWAY SUPERINTENDENT

Motion by Councilman Leible, seconded by Councilman Frawley, the following resolution was ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize the Highway Superintendent to purchase stone, oil, culvert pipe, etc. at County prices within the budget.

RESOLUTION 17-10

MEMBERSHIP TO THE NEW YORK STATE ASSOCIATION OF TOWNS

Motion by Councilman Frawley, seconded by Councilman Harman, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize membership for the Town of Pendleton in the New York State Association of Towns.

RESOLUTION 18-10

MEMBERSHIP TO THE COUNTY SUPERVISORS ASSOCIATION

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

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize membership for the Town of Pendleton to the County Supervisors Association.

RESOLUTION 19-10

MEMBERSHIP FOR NYS ASSOCIATION FOR TAX COLLECTORS

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize membership for the Town of Pendleton to the New York State Association for Tax Collectors.

RESOLUTION 20-10

AGREEMENT WITH WENDELVILLE FIRE CO.

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize the Supervisor to sign the agreement with Wendelville Fire Co. for Fire Protection for \$255,370.00.

RESOLUTION 21-10

AGREEMENT WITH WENDELVILLE FOR PURCHASE FOR FUEL

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

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize the Supervisor to sign the agreement with Wendelville Fire Co. for the purchase of fuel from the Town.

RESOLUTION 22-10

AGREEMENT WITH PABA

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

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize the Supervisor to sign the agreement with PABA for the amount of \$1,500.00.

RESOLUTION 23-10

AGREEMENT WITH NORTH TONAWANDA AND THE CITY OF LOCKPORT PUBLIC LIBRARY

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize the Supervisor to sign the agreements with the cities of North Tonawanda and Lockport's Public Library not exceed \$17,000.00 for each library.

RESOLUTION 24-10

AGREEMENT WITH NIACAP

Motion by Councilman Frawley, seconded by Councilman Morrison, the following resolution was

ADOPTED: Ayes 5 Riester, Frawley, Harman, Leible, Morrison
Nays 0

Resolved to authorize the Supervisor to sign the agreement with NIACAP for \$1,500.00.

PUBLIC REMARKS/COMMENTS

A resident asked what the EPA grant was for. Supervisor Riester said that it was a grant to help offset the cost of replacing the grinder pumps in Town. The grinder pumps were expected to have a life expectancy of 20 years. It has been about 30 years since the first ones were installed.

BOARD MEMBERS DISCUSSION

Motion by Councilman Morrison, seconded by Councilman Frawley to schedule a Work Session for January 19th at 7:00 P.M. Motion carried.

Motion by Councilman Frawley, seconded by Councilman Morrison to adjourn at 8:51 P.M. Motion carried.

Terry J. Pienta, Town Clerk