PENDLETON TOWN BOARD
REGULAR MEETING
November 10, 2025

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 10th day of November, 2025, 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.

Roll Call:

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

Also present:

Deborah Maurer - Town Clerk
Claude Joerg - Town Attorney
Mark Walter – Deputy Supervisor
Dave Fischer - Highway/Water & Sewer Superintendent
David Britton - Town Engineer
Troy Barnes - Building Inspector/Code Enforcement Officer
Miranda Freiert - Assessor
Patrick Covell - Recreation Director
Tom Maturski - Budget Officer

There were 20 residents in attendance, 14 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 provided the Board with a document explaining the legalities of using reserve funds to balance a budget noting that it was not a permitted use according to General Municipal Law, Chapter 24, Article 2. § 6-c. He stated that he has brought this up several times before and asked that the vote for the budget approval be conducted by roll call.

No further comments were made by the public.

ROUTINE BUSINESS

RESOLUTION 290-25
MEETING MINUTES – OCTOBER 27, 2025
Motion by Councilman Buechler, seconded by Councilman Rumbold, the following resolution was

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that the meeting minutes from the Work Session held on October 27, 2025, are hereby approved as presented by Town Clerk Maurer.

RESOLUTION 291-25
ABSTRACT #21
Motion by Councilman Lombardo, seconded by Councilman Buechler, the following resolution was

ADOPTED:	Ayes	4	Maerten, Buechler, Lombardo, Rumbold

Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, to authorize payment of Voucher Abstract #21, Vouchers #25-01135 to #25-01183, to be paid on November 12, 2025, as follows:

General Fund	$	44,513.02
Highway	$	104,259.30
Sewer	$	1,150.45
Water	$	380.08
Total	$	150,302.85

OTHER REPORTS

Supervisor Maerten reported that the tax collected for September 2025 was $265,147.83. This is an increase of $6,590.73 when compared with September 2024. The year to date received is $1,972,473.75 which an increase of $116,552.21 from 2024.

Councilman Lombardo reported that all of the HVAC work has been completed for this season and that there will be a need to replace a few more furnaces in 2026.

Councilman Buechler said that he has been spending time doing research on the budget process.

Councilman Rumbold stated that he, Councilman Buechler, Town Clerk Maurer, and the Niagara County IT team will be meeting this week to discuss the renewal of our contract for 2026.

Attorney Joerg had nothing to report.

Engineer Britton had nothing to report.

Budget Officer Maturski had nothing to report.

DEPARTMENT HEADS

Town Clerk Maurer reported that monthly reports were received from the Assessor, Building Inspector, and Highway Superintendent. 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 October, 2025:

Total State, County and Local Revenues	$	17,450.40
Water/Sewer Collection	$	4,624.30

Also posted online are reports from the Wendelville Fire Company that include:

- EMS Quarterly Review document
- EMS Report for July, August and September of 2025

Mrs. Maurer also reported that the Pendleton Veterans Association's annual Veterans Day Wreath Laying Ceremony, originally scheduled for November 11, 2025, has been cancelled due to the weather.

Highway Superintendent Fischer reported that "snow plowing season" has begun.

Building Inspector Barnes had nothing to report.

Assessor Freiert reported that the exemption renewal letters are now out in the mail and reminded everyone that the deadline for submission is March 1, 2026. She noted though that because March 1st falls on a Sunday she can actually accept them until March 2nd.

Recreation Director Covell stated that this year's Children's Holiday Party will be held on Tuesday, December 9th from 5:30 p.m. – 7:30 p.m.

NEW BUSINESS

RESOLUTION 292-25
ACACIA PARK CEMETERY ASSOCIATION SUPPORT
Motion by Councilman Buechler, seconded by Councilman Lombardo, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
WHEREAS, the New York State General Municipal Law Chapter 24, Article 8, Section 165-A allows a municipal corporation to provide goods and/or services to a public cemetery corporation; and

WHEREAS, a request has been received from Acacia Park Cemetery Association to provide materials generally known as millings for driveway maintenance; and

WHEREAS, the Highway Superintendent has requested approval from the Town Board to provide this requested assistance.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 10th day of November 2025, that the Highway Superintendent is authorized to provide millings, as requested by the Acacia Park Cemetery Association, including transportation of such materials. This resolution shall take effect immediately.

RESOLUTION 293-25
WENDELVILLE FIRE COMPANY – NEW MEMBERS
Motion by Councilman Rumbold, seconded by Councilman Buechler, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that Kieran Hickman and Liam Keelty are approved as members of the Wendelville Fire Company, Inc. This resolution shall take effect immediately.

RESOLUTION 294-25
ACCEPTANCE OF RESIGNATION - CLEANER
Motion by Councilman Lombardo, seconded by Councilman Buechler, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that request for resignation for the purposes of retirement submitted by Colleen Walter from the position title of Cleaner is accepted effective October 1, 2025. This resolution shall take effect immediately.

RESOLUTION 295-25
APPOINTMENT TO POSITION – BUILDING DEPARTMENT
Motion by Councilman Buechler, seconded by Councilman Rumbold, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that Donald Arnts is appointed to the part-time position of Building Inspector contingent upon final approval of Niagara County Civil Service and all required pre-employment actions.

FURTHER, BE IT RESOLVED, that the rate of compensation shall be set as follows:

A) Starting rate of compensation of $26.00 per hour.

B) Upon completion of 1 of 6 training courses, a rate of compensation of $26.50 per hour.

C) Upon completion of 2 of 6 training courses, a rate of compensation of $27.50 per hour.

D) Upon completion of 3 of 6 training courses, a rate of compensation of $28.00 per hour.

E) Upon completion of 4 of 6 training courses, a rate of compensation of $28.50 per hour.

F) Upon completion of 5 of 6 training courses, a rate of compensation of $29.00 per hour.

G) Upon completion of 6 of 6 training courses, a rate of compensation of $30.00 per hour.

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 296-25
APPOINTMENT TO POSITION –TOWN PROSECUTING ATTORNEY
Motion by Councilman Rumbold, seconded by Councilman Buechler, the following resolution was

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

WHEREAS, the Town of Pendleton is tasked with adequately and appropriately addressing all responsibilities assigned to the towns by New York State Town Law; and

WHEREAS, the Town of Pendleton has a Planning Board and Zoning Board of Appeals with duties and authority as detailed by New York State Town law; and

WHEREAS, the matters and issues presented to the Planning Board and Zoning Board of Appeals require appropriate adherence to all applicable laws and regulations; and

WHEREAS, it is the duty of the Town Board to ensure the Planning Board and Zoning Board of Appeals have the necessary resources to properly address all business, while protecting the interests of the Town of Pendleton; and

WHEREAS, adequate legal representation for the Planning Board and Zoning Board of Appeals is necessary to provide legal counsel and guidance and it has been proposed to appoint a Town Prosecuting Attorney to provide such assistance; and

WHEREAS, it is anticipated that the duties of the Town Prosecuting Attorney will include:

- Attendance at Zoning Board of Appeals meetings as requested by the Chairman or as otherwise determined appropriate.
- Attendance at Planning Board meetings as requested by the Chairman or as otherwise determined appropriate.
- Engage and participate in appropriate training, seminars, and continuing education to support this role in advising of these boards.
- Remaining knowledgeable about issues affecting the Town, such as changes in laws, rules, and regulations affecting matters addressed by these boards.
- Review of projects, concerns, and other matters outside of regularly scheduled meetings to provide legal guidance.
- Ongoing communication with each board and the Town Board on matters related to this position.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 10th day of November 2025, that Theodore A. Joerg is appointed to the position of Town Prosecuting Attorney at a rate of compensation of $20,000.00 annually. This resolution shall take effect immediately.

RESOLUTION 297-25
AUTHORIZATION OF ADVERTISEMENT FOR POSITION – JUSTICE CLERK
Motion by Councilman Rumbold, seconded by Councilman Lombardo, the following resolution was

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that the posting for the position of part-time Justice Clerk is authorized in anticipation of a potential opening. This resolution shall take effect immediately.

RESOLUTION 298-25
AUTHORIZATION OF ADVERTISEMENT OF RFP – SPRINKLER SYSTEM INSPECTION
Motion by Councilman Rumbold, seconded by Councilman Buechler, the following resolution was

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that advertisement for Requests for Proposals for Sprinkler System Inspection is authorized as detailed in the attached Request for Proposals.

FURTHER, BE IT RESOLVED, that the Requests for Proposals will be made available on November 10, 2025 and all proposals are to be submitted to the Town Clerk by 3:00 pm local time on December 12, 2025, with the proposals publicly opened and read aloud at 3:05 pm. This resolution shall take effect immediately.

Request for Proposals
Sprinkler System Annual Inspection

Overview: The Town of Pendleton is requesting proposals for work that generally involves needed and required inspection and certification of the sprinkler system in operation in the Community Center.

Project Location: The Town of Pendleton Community Center is located at 6608 Campbell Boulevard in the Town of Pendleton.

Project Description: The proposed work includes any and all work required by all applicable codes to certify the operational readiness of the sprinkler system in operation in the Town of Pendleton Community Center.

Additional Requirements: The contractor is responsible for confirming on-scene conditions of the work being performed. Additionally, the contractor is responsible for providing documentation of the contractor's ability to adequately and legally perform this work.

Requested Proposal: Submitted proposals must include all costs, including materials and labor, to complete the project as detailed. Furthermore, proposals must reflect current Prevailing Wage requirements.

Contact: Any questions and other communications are to be directed to the Supervisor, who may be reached at (716) 625-8833. Access to the site of the proposed work is available during typical open hours of Town of Pendleton offices.

Deadline: All proposals are due to the Town Clerk of the Town of Pendleton by 3:00 pm on December 12, 2025.

RESOLUTION 299-25
AUTHORIZATION OF ADVERTISEMENT OF RFP - SIGNAGE
Motion by Councilman Lombardo, seconded by Councilman Buechler, the following resolution was

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that advertisement for Requests for Proposals for Design, Fabrication, and Placement of Signage is authorized as detailed in the attached Request for Proposals.

FURTHER, BE IT RESOLVED, that the Requests for Proposals will be made available on November 10, 2025 and all proposals are to be submitted to the Town Clerk by 3:00 pm local time on December 12, 2025, with the proposals publicly opened and read aloud at 3:05 pm. This resolution shall take effect immediately.

Request for Proposals
Design, Fabrication, and Placement of Signage

Overview: The Town of Pendleton is requesting proposals for work that generally involves the design, fabrication, and placement of a sign for the newly constructed Community Center.

Project Location: The Town of Pendleton Community Center is located at 6608 Campbell Boulevard in the Town of Pendleton.

Project Description: The Town of Pendleton was awarded funding from the Greenway Commission in support of the construction of a new community center. The acceptance of these funds requires placement of a sign in compliance with the standards published by the Greenway Commission. This work includes collection and production of required imagery and text in compliance with the Greenway Commission's standards. Upon acceptance of the design, the sign will be fabricated and placed in a location specified by the town.

Additional Requirements: The contractor is responsible for confirming on-scene conditions of the work being performed for sign placement. The structure fabricated for permanent mounting of the sign shall be appropriate in appearance and construction to reflect the sign design and placement conditions.

Requested Proposal: Submitted proposals must include all costs, including materials and labor, to complete the project as detailed.

Contact: Any questions and other communications are to be directed to the Supervisor, who may be reached at (716) 625-8833. Access to the site of the proposed work is available during typical open hours of Town of Pendleton offices.

Deadline: All proposals are due to the Town Clerk of the Town of Pendleton by 3:00 pm on December 12, 2025.

RESOLUTION 300-25
APPROVAL OF FEES – 2026 PAVILION RENTALS
Motion by Councilman Buechler, seconded by Councilman Rumbold, the following resolution was

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

BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that rental fees for usage of pavilions in the Town Park are as follows beginning January 1, 2025:

- Half-day rental: $25.00
- Full-day rental: $45.00

This resolution shall take effect immediately.

RESOLUTION 301-25
APPROVAL OF FEES – 2026 SUMMER RECREATION PROGRAM
Motion by Councilman Buechler, seconded by Councilman Lombardo, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that the fees for the summer recreation program for 2026 shall be as follows:

- Town of Pendleton residents: $330.00
- Non-residents: $660.00
- Optional swim lessons: $20.00

This resolution shall take effect immediately.

RESOLUTION 302-25
APPROVAL OF EXPENDITURE – RW LOCKSMITH
Motion by Councilman Lombardo, seconded by Councilman Buechler, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that the expenditure for materials and installation of locks in the community center by RW Locksmith for $2,366.00 is approved. This resolution shall take effect immediately.

RESOLUTION 303-25
APPROVAL OF EXPENDITURE – DELMAR ELECTRIC
Motion by Councilman Lombardo, seconded by Councilman Rumbold, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that expenditure for an emergency repair related to sewer equipment electrical supply and operation performed by Delmar Electric in the amount of $5,537.66 is approved. This resolution shall take effect immediately.

RESOLUTION 304-25
APPROVAL OF EXPENDITURE – MARK CERRONE, INC
Motion by Councilman Rumbold, seconded by Councilman Buechler, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0
Absent 1 Hickman
BE IT RESOLVED, by the Town Board of the Town of Pendleton, on this 10th day of November 2025, that expenditure for an emergency repair related to water transmission infrastructure performed by Mark Cerrone, Inc. in the amount of $13,341.00 is approved. This resolution shall take effect immediately.

RESOLUTION 305-25
APPROVAL OF BUDGET AMENDMENT
Motion by Councilman Buechler, seconded by Councilman Rumbold, the following resolution was
ADOPTED: Ayes 4 Maerten, Buechler, Lombardo, Rumbold
Nays 0

Absent 1 Hickman

WHEREAS, the Town Board of the Town of Pendleton reviewed the tentative budget for 2026 and modifications were recommended; and

WHEREAS, a budget hearing for the preliminary 2026 budget was scheduled for November 6, 2025; and

WHEREAS, the Town Board approval proposed modifications to the tentative 2026 budget and approved the preliminary 2026 budget by resolution on October 27, 2025; and

WHEREAS, the public hearing on the Town of Pendleton proposed 2026 budget was held on November 6, 2025; and

WHEREAS, an amendment to the proposed budget has been presented for acceptance prior to the approval of a final 2026 budget.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 10th day of November 2025, that the following amendment to the proposed 2026 budget is approved:

Amend budget line Attorney (A1420.0100) to $57,746.00.
Amend budget line Medical Insurance (A9060.0800) to $118,000.00.

This resolution shall take effect immediately.

RESOLUTION 306-25
APPROVAL OF 2026 BUDGET
Motion by Councilman Rumbold, seconded by Councilman Buechler, the following resolution was ADOPTED BY ROLL CALL:

Supervisor Maerten	Aye
Councilman Buechler	Aye
Councilman Lombardo	Aye
Councilman Rumbold	Aye
Councilman Hickman	Absent

WHEREAS, the Town Board of the Town of Pendleton reviewed the tentative budget for 2026 and modifications were recommended; and

WHEREAS, a budget hearing for the preliminary 2026 budget was scheduled for November 6, 2025; and

WHEREAS, the Town Board approval proposed modifications to the tentative 2026 budget and approved the preliminary 2026 budget by resolution on October 27, 2025; and

WHEREAS, the public hearing on the Town of Pendleton proposed 2026 budget was held on November 6, 2025; and

WHEREAS, an amendment to the proposed 2026 budget was approved by resolution on November 10, 2025.

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Pendleton on this 10th day of November 2025, that the proposed 2026 budget, with amendment authorized by resolution, is approved. This resolution shall take effect immediately.

PUBLIC REMARKS/COMMENTS

A resident addressed the Board regarding his recent water and sewer bill, noting that it was significantly higher compared to the same period last year. He stated that he had no concerns with the amount charged for water usage but believed the sewer usage amount must be incorrect. He mentioned that he has seen how other municipalities address similar issues and would like to share suggestions with the Town Board. Supervisor Maerten encouraged him to email his suggestions and stated that he is open to reviewing the information.

Another resident spoke about the same concern. He acknowledged using water for filling his pool and for irrigation but pointed out that it is unreasonable to assume all of that water enters the sewer system. He stated that his bill for the same period last year was approximately $200, whereas it is now over $800. He expressed that this increase seems excessive and unfair and asked that the Town Board explore possible solutions to address the issue.

No further public remarks or comments were made.

Supervisor Maerten announced the following upcoming meetings:

- Town Board Work Session: Scheduled for November 24, 2025, at 7:00 p.m.
- Town Board Regular Meeting: Scheduled for December 8, 2025, at 7:00 p.m.

Motion by Councilman Buechler, seconded by Councilman Rumbold, to adjourn from the Regular Meeting at 7:30 p.m. Motion carried.

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Deborah K. Maurer, Town Clerk