

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
REORGANIZATIONAL MEETING
2795 EAST CHURCH STREET
EDEN, NEW YORK
DECEMBER 29, 2009
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS - SUPERVISOR
 MARY LOU PEW - COUNCILWOMAN
 EDWARD KRYCIA, JR - COUNCILMAN
 VINCENT V. VACCO - COUNCILMAN
 RICHARD S. VENTRY - COUNCILMAN

OTHERS PRESENT:

Mary Jo Hultquist - Town Clerk
 Anna M. Knack - Administrative Assistant

Call to Order:

Supervisor Nellis called the Regular Meeting of the Eden Town Board to order at 7:30 P.M.

Pledge of Allegiance:

Supervisor Nellis led the assembly in the Pledge of Allegiance to the flag followed by a moment of silence.

Petitions:

There were none.

Town of Eden Encumbrances 2009:

A1410.4 Town Clerk-Contractual	Browns River Bindery BAS	971.00 Document Preservation 425.00 Software Maintenance 1,396.00
A1620.4 Town Hall - Contractual	ThyssenKrupp	1,300.00 Elevator Repairs
A1680.4 Central Data Processing	InfoFund/Harris	5,000.00 New Accounting Software
A3120.2 Police-Equipment	Police Car Camera	4,131.21 Police Car Camera
A3120.4 Police-Contractual	Nickel City Glass	634.50 Replace Slider Window With insulated glass
A7110.4 Parks&Grounds- Contractual	Gui's Lumber Eden Collision Lardon Construction Professional Landscape	1,693.93 –Shelter Repair/Gorcica 1,798.01-1999 Ford Truck Repair 2,180.00-Safety Mulch/Playgrds 896.00-Repair @ Pool-CornFest
A7410.4 Library - Contractual	Nickel City Glass	792.50 – Approved window re- placement – work not yet completed
SF3410.4	Kelly Shields Toad Hollow	500.00 Chief's Helmet-Eden 595.00 Replace lettering on Truck 7-East Eden

MOTION was made by Councilwoman Pew to approve the Encumbrances for 2009 as presented; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Budget Transfers/Amendments:

From Account	To Account	Reason for Amendment/Transfer	Amount
A3089 State Aid- Grant	A1355.4 Assessors Contractual	Apply Reimbursement Grant for Assessor School	\$420.42
A1232 Tax Collector Fee	A1410.1 Town Clerk- Personal	Apply School Reimbursement for Town Clerk Tax Collection	\$6,300.00
A8790 General Maintenance Reserve	A7410.4 Library- Contractual	Use of General Maintenance Reserve as per permissive referendum dated 7/8/09 for sealing of Library parking Lot	\$700.00
A1640 Ambulance Charges	A4540.4 Emergency Squad	Cover over budget	\$4,500.00
A6989.4 Other Economic Assistance-Contractual	A8750.4 Ag & Livestock Contractual	For Grant monies not received	\$7,500.00
A1990.4 Contingent Fund	A1620.1 Town Hall Personal	Overbudget	\$0.40
A1620.4 Town Hall Contractual	A1680.4 Central Data Processing	To Cover purchase of new accounting software	\$5,000.00
A3989.4 Other Public Safety	A3020.4 Public Safety Communication-Contratual	Overbudget	\$145.00
A3510.4 Control of Dogs Contractual	A3510.1 Control of Dogs- Personal	Apply budget amount for Dog Licensing to personal account	\$187.00
A1990.4 Contingent Fund	A5010.1 Highway Superintendent Personal	Correct misscalculation on original budget amount	\$100.00
A1990.4 Contingent Fund	A7110.1 Parks & Grounds Personal	Overbudget	\$200.00
A1990.4 Contingent Fund	A7550.4 Celebrations - Contractual	Overbudget	\$80.00
A9015.8 PRS Retirement	A9010.8 ERS Retirement	To adjust for final vs estimate	\$2,649.36
A9060.8 Hosp & Medical	A9030.8 Social Security	Overbudget due to Retirement buyout	\$1,262.47
D9030.8 Highway Social	D9010.8 Highway - Retirement	To adjust for final vs estimate	\$30.00

Security			
SW4960 Federal Aid	SW8320.4 Water Contractual	Amend budget to reflect anticipated reimbursement from FEMA for work done on Schintizius Waterline	\$8,979.06
Disaster Assistance			
SW8320.4 Water Contractual	SW9710.7 Debt Interest	Adjustment for Water District #4	\$720.07
SW2140 Wepax Road Revenue	SW8320.401 Wepax Road	Apply Payments for Wepax water against expenses	\$600.00
SW2140 Wepax Road Revenue	SW8320.402 Wepax Road Farnham	Apply Payments for Wepax water against expenses	\$400.00

MOTION was made by Councilman Krycia to approve the Budget Transfers/Amendments as presented; seconded by Councilwoman Pew; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Audit Bills:

Supervisor Nellis asked if there were any changes or additions to the “Audit of Bills” which are on file in the Town Clerk’s office. There were none.

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	741-793	\$30,227.64
Highway Dept. Fund	346-368	\$36,919.49
Fire Dept. Fund	285-305	\$5,204.09
Recreation Dept. Fund	156-160	\$645.15
Refuse and Garbage Fund	17	\$46,624.29
Street Lights Fund	32	\$58.48
Water Fund	37	\$10.71
Trust & Agency Fund	--	--
Capital Fund	4-6	19,685.46
Community Development	--	--

MOTION was made by Councilwoman Pew to approve the Audit of Bills as presented; seconded by Councilman Vacco; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

Budget Transfer – Highway Department:

Ron Maggs, Highway Superintendent requested the following Budget Transfers:

DATE	FROM	TO	DESCRIPTION	AMOUNT
12/28/09	D5120.2	D5110.4	Road Materials	\$6000.00
12/28/09	D5120.4	D5130.4	Shop Supplies	\$2000.00

MOTION was made by Councilwoman Pew to approve the Budget Transfers for the Highway Department as presented; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

New and Unfinished Business:

1. Resignation of John Hach as a part-time Police Officer

Supervisor Nellis read correspondence from Michael Felschow, Eden Police Chief regarding the resignation of John Hach, part-time Police Officer.

MOTION was made by Supervisor Nellis to accept the resignation of John Hach, part-time Police Officer; seconded by Councilman Krycia; All “Ayes”; Opposed? - None; Abstain? – None; Motion carried.

Supervisor’s Report:

- (3) Communication Towers have been reviewed and cleared by Scott Henry, Code Enforcement Officer.
- The Erie County Health Department will be at the Eden Junior/Senior High School on Wednesday, January 6th from 3:00 p.m. to 6:00 p.m. to administer the H1N1 Flu Vaccination. The general public is welcome. Shots will be given in the main foyer of the school.

Hearing of Visitors:

There were none.

Adjournment:

MOTION was made by Councilwoman Pew to adjourn the Regular Meeting of the Eden Town Board; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis adjourned the Regular Meeting of the Eden Town Board at 7:45 P.M.

MOTION was made by Councilman Vacco to open the 2010 Re-organizational Meeting of the Eden Town Board; seconded by Councilman Krycia; All “Ayes”; Opposed?- None; Abstain? – None; Motion carried.

Supervisor Nellis opened the 2010 Reorganization Meeting of the Eden Town Board at 7:45 p.m.

REORGANIZATIONAL MEETING
FOR THE YEAR 2010
TOWN OF EDEN

Supervisor Nellis began the Re-organizational Meeting by reading the following items:

1. Regular meetings of the Eden Town Board will be held on the second Wednesday of each month starting at 7:30 P.M. Additional meetings will be held on the fourth Wednesday of each month as needed.
2. The official newspaper of the Town of Eden will be “The Sun” located in Hamburg, New York.
3. Surety Bonds will be carried as follows:

\$490,000.00 – Tax Collector
\$40,000.00 Supervisor
\$24,000.00 – All Others
4. Mileage reimbursement will be \$.40 per mile while using personal vehicles on Town business, authorized in advance.

5. Copies of adopted minutes will be on file at the Eden Library and the Town Clerk's office.
6. Appoint HSBC, M & T, Evans National & Bank of America and other institutions as deemed appropriate by the Board, as banks for deposits, checking and investments.

MOTION was made by Supervisor Nellis to accept and approve Items Nos. 1 thru 6 as presented; seconded by Councilman Krycia; "Ayes"? Nellis, Krycia, Vacco, Ventry; Opposed? – None; Abstain? – Pew (employee of HSBC); Motion carried.

Supervisor Nellis then read the Salaries of Elected Officials as follows:

Salaries of Elected Officials:

1. Town Board Members \$9,513.00 yearly to be paid monthly.
2. Justices Michael Cooper and Melissa Zittel at \$14,245.00 each yearly to be paid monthly.
3. Supervisor Glenn R. Nellis at \$34,998.00 yearly to be paid bi-weekly.
4. The Head Assessor will receive \$16,955.00 yearly, to be paid monthly and the other two assessors \$13,191.00 each yearly, to be paid monthly.
5. Town Clerk, Mary Jo Hultquist \$33,210.00 yearly, to be paid bi-weekly. The Town Clerk will also receive \$6,552.00 as school tax collector for the 2010-2011 school year.
6. Highway Superintendent, Ronald Maggs at \$63,537.00 yearly, to be paid bi-weekly.

MOTION was made by Supervisor Nellis to approve the above salaries; seconded by Councilwoman Pew; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Councilwoman Pew then read the Appointments and Salaries as follows:

Appointments and Salaries:

Appoint Teresa Baskerville full-time Court Clerk at \$29,413.00 yearly to be paid bi-weekly.

Appoint Bettyann Neifer part-time Court Clerk at \$13.82/hr. for up to 300 hours per year and Cynthia Ciesielski at \$10.40/hr. for up to 10 hours per week. Appoint Rachel Miller to be compensated \$10.40/hr for working court nights during Mrs. Neifer's absence.

The salary of the full-time Code Enforcement Officer will be \$56,647.00 yearly, to be paid bi-weekly.

The salary of the full-time Bookkeeper will be \$31,119.00 yearly, to be paid bi-weekly.

The rate of pay for part-time highway employees will be \$11.50 per hour, to be paid bi-weekly.

Appoint position of Fire Inspector for structural fires at \$67.53 per occurrence.

Appoint Diane Herzog part-time secretary to the Building Inspector for five (5) hours per week at \$11.90/hr. to be paid bi-weekly.

MOTION was by Councilman Krycia to approve the above appointments; seconded by Councilman Ventry; All "Ayes" - Opposed? – None; Abstain? – None; Motion carried.

Appoint Cynthia Allen part-time secretary to the Assessors for 19 hours per week at the rate of \$10.73/hr., to be paid bi-weekly.

The Chairman of the Zoning Board of Appeals is to be paid \$500.00 yearly.

The Chairman of the Assessment Board of Review is to be paid \$125.00 yearly and the other members of the Assessment Board to be compensated \$85.00 each yearly. A secretary, if needed, will be compensated \$200.00 per year.

Deputy Town Clerk Heather Ohmit will be paid \$11.06 per hour. Deputy Town Clerk Cynthia Ciesielski will be paid \$10.73 per hour. The hours and salaries of the Town Clerk's office shall not exceed a total of 1,450 Deputy Clerk hours or \$15,885.00 for the year.

Appoint Mary Jo Hultquist, Registrar, at a rate of \$3,254.00 yearly, to be paid monthly.

Appoint William Sickau part-time custodian at 40 hours per month at \$12.88/hr. to be paid monthly.

Appoint Raymond Zabron, part-time Dog Control Officer, at an annual salary of \$13,338.00, to be paid monthly.

Appoint Maureen Zabron, part-time Dog Control Officer's secretary at an annual salary of \$2,840.00, to be paid monthly.

Appoint Susan Brass, Recreation Director at \$20,037.00 yearly, to be paid monthly.

Appoint Scot Christiansen, Recreation Working Crew Chief, at \$21.84/hr., to be paid bi-weekly.

Appoint Cynthia Kugler, secretary to the Highway Superintendent at \$12.54 per hour for 40 hours per week, to be paid bi-weekly.

Appoint Michael Kobiolka, Town Prosecutor, at annual salary of \$5,632.00, to be paid monthly.

Appoint William J. Trask, Sr., Town Attorney to provide legal services for the Town at an annual compensation of \$27,400.00, to be paid monthly.

Kim Soda, Full-Time Police Dispatcher will be compensated \$38,938.00 for the year, to be paid bi-weekly.

Part-time Police Officers will be paid \$16.64 per hour for Day Shifts, not to exceed 1768 hours and \$29,420.00 and \$17.68 per hour for Night Shifts, not to exceed 1000 hours and \$17,680.00 not to exceed a total expenditure of \$47,100.00 for all part-time officers for the year.

Part-time public safety dispatchers with 1-5 years experience will be paid \$9.94 per hour, with 6-10 years experience \$10.44 per hour and with over 10 years the rate will be \$10.94 per hour. Jane Henry, who will be compensated \$12.00 per hour. Total dispatching allotment shall not to exceed the budgeted authorization of \$40,000.00 for the year.

Appoint Thomas Jones, Rose Nadrich, Teresa Bishop, Julie Boedo, Jeff DeVinney, Justin Miller and Jane Henry part-time Public Safety Dispatchers; Joseph Flynn, Jeffrey DeVinney, Greg Szarowicz, Mark Baltas, Mark Bechtel, Ian Hodkin, Nathan Miller, Gerald O'Brien and Michael Rakiiecki Part-time Police Officers.

MOTION was made by Supervisor Nellis to approve the above appointments and salaries as stated; seconded by Councilman Krycia; "Ayes"; Nellis, Krycia, Pew; Opposed? - Vacco, Ventry; Abstain? - None; Motion carried.

Supervisor Nellis read the following appointments:

Appoint Diane Herzog, Planning Board Secretary at \$87.00 per occasion.

Appoint Stacey Callinan secretary to the Historic Review Board to be compensated \$77.00 per meeting and Zoning Board secretary at the rate of \$80.00 per hearing plus \$12.13/hr. for reconvened hearings.

Appoint Police Chief the inspection official for games of chance at no pay.

Appoint Police Chief Bingo Inspector at no pay.

Appoint the Town Clerk as Affirmative Action Officer at no pay.

The Eden and East Eden Fire Chiefs will receive an annual stipend of \$1,200.00 each.

The Director of Operations for the Eden Emergency and Rescue Squad will receive an annual stipend of \$1,200.00.

MOTION was by Councilwoman Pew to approve the above appointments and salaries; seconded by Councilman Krycia; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Appointments of the Supervisor:

Supervisor Nellis read the following appointments:

Appoint Anna Mae Knack, Administrative Assistant and Confidential Secretary to the Supervisor at \$46,525.00 yearly, to be paid bi-weekly.

Appoint Diane Herzog, part-time secretary to the Supervisor at \$11.90 per hour for 14 hours per week, to be paid bi-weekly.

Appoint Sue Minekime and R. Ferris Randall Town Historian at \$1,000.00 each for the year.

Appoint Glenn Nellis, Director of Civil Defense, at no salary.

Appoint Joseph Flynn, Captain of the Reserve Police, at no salary.

MOTION was made by Councilman Vacco to approve the appointments and salaries as stated: seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis read the following appointments:

Appoint Mary Lou Pew Deputy Town Supervisor at no salary.

MOTION was made by Supervisor Nellis to appoint Robert Pietrocarlo Head Assessor; seconded by Councilman Vacco; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Supervisor Nellis made the following appointments as Town Board Liaisons to the various Town Boards/Committees:

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|----------------------------------|---|
| Mary Lou Pew | Code Review Committee |
| Vincent V. Vacco & Rich Ventry | Recreation Advisory Board |
| Edward Krycia, Jr. | Eden Chamber of Commerce |
| Edward Krycia, Jr. | Historic Preserv Board/Local History Comm |
| Edward Krycia, Jr. & Rich Ventry | Economic Development Committee |
| Edward Krycia, Jr. | Conservation Advisory Board |
| Mary Lou Pew | Zoning Board of Appeals |
| Edward Krycia, Jr. | Library Board |

Mary Lou Pew & Rich Ventry	Emergency Squad
Vincent V. Vacco	Street Lights
Edward Krycia, Jr. & Rich Ventry	Planning Board
Mary Lou Pew & Rich Ventry	Fire Departments
Rich Ventry	Assessment Board of Review
Edward Krycia & Vincent V. Vacco	Agricultural Advisory Board
Vincent V. Vacco/Nellis	Drainage Committee
Mary Lou Pew	Technology Committee
Mary Lou Pew/Ventry	Emergency Preparedness Committee
Edward Krycia, Jr. & Mary Lou Pew	Hamlet Revitalization Committee
Glenn R. Nellis	Association of Erie County Governments
Glenn R. Nellis	NEST- Solid Waste
Glenn R. Nellis	Southtowns Water Consortium
Glenn R. Nellis	Community Development Block Grant
Glenn R. Nellis	Rural Transit Service Advisory Board
Glenn R. Nellis & Rich Ventry	Southtowns Community Enhancement Coalition
Glenn R. Nellis & Mary Lou Pew & Edward Krycia, Jr.	2012 Bi-Centennial Planning Committee

MOTION was made by Supervisor Nellis to approve the appointments of Town Board Liaisons; seconded by Councilman Ventry; - “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Advisory Board Appointments/Reappointments:

Supervisor Nellis stated all Committee/Board members whose terms were due to expire December 31, 2009 were notified and requested to fill out a new application if they wished to be considered for reappointment. Board Chairs were also asked to supply a recommendation for reappointment and appointments to their various boards. Based on the recommendations received to date:

Appoint William Zittel and Susan Minekime Co-Chairman of the 2012 Bi-Centennial Planning Committee.

Reappoint Russell Barton, Mary Jane Bolo, Frank Mantione, Robert Stievater and Judith Striebich to two-year terms on the Conservation Advisory Board.

Reappoint David Zittel, Gerald Mammoser, Felice Krycia and Karyn Agle to two-year terms on the Agricultural Advisory Board.

Reappoint Phillip Muck to a five-year term on the Zoning Board of Appeals.

Reappoint William Feasley to three-years terms on the Off-Road Drainage Committee.

Reappoint James Agle to five-year terms on the Eden Library Board.

Reappoint William Zittel to a seven-year term on the Eden Planning Board and Frank Meyer and William Mahoney to on-year terms as alternates.

Reappoint Gary Neureuter and Edward Krycia, Jr. to three-year terms on the Economic Advisory Board.

Reappoint James Brass to a five-year term on the Eden Recreation Board.

MOTION was made by Councilman Vacco to approve the Advisory Board reappointments/appointments as presented; seconded by Councilman Ventry; “Ayes”; Nellis, Pew, Vacco, Ventry; Opposed? – None; Abstain? – Krycia; Motion carried.

Renewal of Independent Service Provider Contracts:

MOTION was made by Supervisor Nellis to renew a one-year contract with Michael Bolo (Peak Performance) as an Independent Economic Development Specialist Provider for the Town of Eden for the year 2010 at an annual stipend of \$4,800, to be compensated \$400 monthly upon receipt of a statement of services rendered for that month. Seconded by Councilman Krycia; “Ayes”? Nellis, Krycia, Pew, Vacco,; Opposed? – Ventry; Abstain? – None; Motion carried.

MOTION was made by Councilwoman Pew to renew a one-year contract with Charles Dias as an Independent Computer Technology Service Provider for the Town of Eden for the year 2009 at an annual stipend of \$4,800, to be compensated \$400 monthly upon receipt of statement for services rendered for that month. Seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Reaffirmation of the Town’s Procurement and Investment Policies:

MOTION was made by Supervisor Nellis to reaffirm the Procurement Policy adopted August 14, 1996, unchanged and to reaffirm the Investment Policies and Guidelines of the Town of Eden, both are on file in the Town Clerk’s office; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Reaffirm daily meal allowance for annual Association of Towns Meeting held in New York City at \$50.00 a day and limit hotel stay to two nights or three nights at the discretion of the Town Board for this annual meeting.

MOTION was made by Councilman Vacco to reaffirm the daily meal allowance for annual Association of Towns Meeting held in New York City at \$50.00 a day and limit the hotel stay to two nights only, or 3 nights at the discretion of the Town Board; seconded by Councilman Ventry; All “Ayes”; Opposed? - None; Abstain? – None; Motion carried

Adjournment:

MOTION was made by Councilman Vacco to adjourn the Re-organizational Meeting of the Eden Town Board; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis adjourned the Re-organizational Meeting of the Eden Town Board at 8:15 p.m.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk