

May 11, 2016

**MINUTES**

**REGULAR MEETING – EDEN TOWN BOARD  
2795 EAST CHURCH STREET  
EDEN, NEW YORK  
MAY 11, 2016  
7:30 P.M.**

**TOWN BOARD MEMBERS PRESENT:**

MELISSA HARTMAN	-	SUPERVISOR
RICHARD S. VENTRY	-	COUNCILMAN
MARY LOU PEW	-	COUNCILWOMAN
SUSAN WILHELM	-	COUNCILWOMAN
MICHAEL BYRNES	-	COUNCILMAN ( <i>Absent</i> )

**DEPARTMENT HEADS PRESENT:**

Stephen Waldvogel	-	Town Engineer
Ronald C. Maggs	-	Superintendent of Highways
Michael J. Felschow	-	Chief of Police
Matthew Colvin	-	Eden Fire Chief
Scott Hunter	-	East Eden Fire Chief
Ray Zabron	-	Dog Control Officer

**OTHERS PRESENT:**

William Trask	-	Town Attorney
Mary Jo Hultquist	-	Town Clerk

**Call to Order:**

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

**Pledge of Allegiance:**

Supervisor Hartman led the assembly in the Pledge of Allegiance to the flag. A moment of silence was observed for the deceased members of the community for the month of April, 2016.

**Approval of Minutes:**

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of April 13, 2016; there were none.

**MOTION** was made by Councilman Ventry to approve the Town Board Minutes of April 13, 2016 as presented; seconded by Councilwoman Wilhelm; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of April 27, 2016; there were none.

**MOTION** was made by Councilman Ventry to approve the Town Board Minutes of April 27, 2016 as presented; seconded by Councilwoman Wilhelm; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**Petitions:**

There were none.

**Budget Transfers/Amendments:**

Supervisor Hartman read the following Budget Transfers/Amendments:

<b>From Account</b>	<b>To Account</b>	<b>Reason for Amendment</b>	<b>Amount</b>
SF915.2 Assigned Building Maintenance	SF3410.401 Fire Contractual – Roof	Use of funds assigned for Building Maintenance for Fire Hall Roof	\$2,175.00
A2115 Permit Fees	A8020.4 Planning- Contractual	Fees collected for Site Plan Review	\$500.00
A1220.1 Supervisor – Personal	A9050.8 Unemployment Insurance	Unemployment – Personnel Change	\$300.00

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

**Audit Bills:**

Supervisor Hartman asked if there were any changes or additions to the “Audit of Bills” which are on file in the Town Clerk’s office.

Supervisor Hartman requested that voucher #291 from the General Account be removed.

<b>DESCRIPTION</b>	<b>VOUCHER NUMBERS</b>	<b>AMOUNT</b>
General Fund	248-318	\$128,791.62
Highway Dept. Fund	102-137	\$30,223.57
Fire Dept. Fund	78-109	\$16,262.23
Recreation Dept. Fund	41-53	\$3,101.25
Refuse and Garbage Fund	07-09	\$39,124.35
Street Lights Fund	09-12	\$4,710.83
Water Fund	10-14	\$6,807.75
Trust & Agency Fund	–	--
Capital Fund H3410.2 H8320.402 H8302.403 H8320.405 H8320.406	5-6 1-4	\$245.14 \$366.53
Community Development	–	--

**MOTION** was made by Councilwoman Pew to approve the Audit of Bills, to not include voucher #291 from the General Account; seconded by Supervisor Hartman; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

**Departmental Reports:**

Department reports for the month of April 2016 were presented by Matthew Colvin, Eden Fire Chief; Scott Hunter, East Eden Fire Chief; Michael Felschow, Eden Police Chief; Ray Zabron, Dog Control Officer; Ronald Maggs, Superintendent of Highways; William Trask, Town Attorney; Mary Jo Hultquist, Town Clerk; Supervisor Hartman for Mark Clark, Zoning Code Enforcement Officer; Supervisor Hartman for

May 11, 2016

Susan Brass, Recreation Director; and Councilwoman Pew for Robert Pietrocarlo, Chairman Board of Assessors. All reports are on file in the Town Clerk's office.

Matthew Colvin, Eden Fire Chief requested removing Sean Huggins from the active roster of the Eden Fire Department; Sean has been hired by City of Batavia Fire Department.

**MOTION** was made by Supervisor Hartman to remove Sean Huggins from the active roster of the Eden Fire Department with thanks and appreciation; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Matthew Colvin, Eden Fire Chief requested adding Mitchell Mason to the active roster of the Eden Fire Department, pending a background check and physical.

**MOTION** was made by Councilwoman Pew to add Mitchell Mason to the active roster of the Eden Fire Department, pending a background check and physical; seconded by Supervisor Hartman; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Matthew Colvin, Eden Fire Chief requested John Rigley III be approved as 2<sup>nd</sup> Lieutenant, to fill the spot left open by Sean Huggins.

**MOTION** was made by Supervisor Hartman to approve John Rigley III as 2<sup>nd</sup> Lieutenant, to fill the spot left open by Sean Huggins; seconded by Councilman Ventry; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Matthew Colvin, Eden Fire Chief requested permission for up to 6 officers to attend the NYS Fire Chief's Conference and Training June 15-18, 2016 at Turning Stone in Verona, NY.

**MOTION** was made by Councilman Ventry to allow up to 6 officers to attend the NYS Fire Chief's Conference and Training June 15-18, 2016 at Turning Stone in Verona, NY; seconded by Supervisor Hartman; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Matthew Colvin, Eden Fire Chief requested permission to apply to NYS DEC grant to buy equipment to fight grass and brush fires. The award is 50/50 with a maximum award of \$1,500 for \$3,000 of equipment purchased.

**MOTION** was made by Supervisor Hartman to grant permission to the Eden Fire Department to apply to NYS DEC grant to buy equipment to fight grass and brush fires, not to exceed \$3,000; seconded by Councilwoman Wilhelm; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Michael Felschow, Chief of Police requested permission to hold the annual Bike Rodeo at the Town Hall on June 18, 2016.

**MOTION** was made by Councilwoman to grant permission to hold the annual Bike Rodeo on June 28, 2016 at the Eden Town Hall; seconded by Councilman Ventry; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Ron Maggs, Highway Superintendent referred to correspondence dated April 26, 2016:

"Dear Mrs. Hartman, The Eden North Collins Food Pantry is constructing a new building at 2059 Franklin Street in the Village of North Collins to better serve our clients. We encompass five zip codes which includes the Town of Eden.

As part of the building process we are in need of old millings from road resurfacing. This is necessary for a base for the driveway and parking lot. We request any of the millings that Eden has and will not be using. We have discussed this with Ron Maggs, and he is open to the idea.

Please consider this request. We are willing to discuss this further with you at your convenience." Signed, Don Schasel, Building Chairman.

May 11, 2016

**MOTION** was made by Supervisor Hartman to approve the request of Mr. Schasel, at the discretion of Ron Maggs, Highway Superintendent; seconded by Councilwoman Wilhelm; All “Ayes”; Opposed? - None; Abstain?- None; Motion carried.

Councilwoman Pew requested the appointment of Andrew Riedel, Chairman of the Code Review Committee.

**MOTION** was made by Councilwoman Pew to appoint Andrew Riedel, Chairman of the Code Review Committee; seconded by Supervisor Hartman; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

**MOTION** was made by Supervisor Hartman to close the Regular Meeting on the Eden Town Board and open the Public Hearing; seconded by Councilman Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Supervisor Hartman opened the Public Hearing at 8:00 p.m.

**8:00 P.M.**  
**Public Hearing**

The following legal notice was read by Supervisor Hartman:

Pursuant to resolution of the Town Board of the Town of Eden, New York, notice is hereby given that a public hearing will be held by the Eden Town Board in the Eden Town Hall, 2795 East Church Street, Eden, New York on the 11<sup>th</sup> day of May, 2016 at 8:00 P.M. Local Time, for the purpose of considering Proposed Local Law No. 1-2016 which, if approved, would impose a 6-month moratorium on the issuance of applications and permits for the Siting of Commercial Solar Power Projects in the Town of Eden.

The following persons spoke in favor of Proposed Local Law No. 1-2016, 6-month moratorium of the issuance of applications and permits for the siting of Commercial Solar Power Projects in the Town of Eden:

Richard B. Braen, stated that he had been approached to put solar panels on his property on Sisson Hwy. He is concerned for his neighbors and the entire community and for the protection of the environment.

Lamont Beers, stated that he worked for National Fuel for 39 years and he is concerned with the solar panel farms and the power lines that are all over.

William Trask, Town Attorney stated that the town needs regulations as to where they are placed to protect the community. Eden has a farm-land protection plan.

The following person spoke in opposition of the 6-month moratorium of the issuance of applications and permits for the siting of Commercial Solar Power Projects in the Town of Eden:

There were none.

All persons desiring to be heard, having been heard, Supervisor Hartman closed the Public Hearing at 8:15 p.m.

**MOTION** was made by Supervisor Hartman to close the Public Hearing and return to the Regular Meeting of the Eden Town Board; seconded by Councilman Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

**New and Unfinished Business:**

**1. Appoint Greg Genco – Eden Conservation Board**

Supervisor Hartman read correspondence dated April 28, 2016 from Lamont Beers, Chairman, Eden Conservation Board regarding the recommendation for the appointment of Greg Genco to a 2-year term to the Eden Conservation Board.

**MOTION** was made by Supervisor Hartman to appoint Greg Genco to a 2-year term to the Eden Conservation Board effective immediately to 12/31/2017; seconded by Councilwoman Pew; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

**2. MS4 Annual Report**

Supervisor Hartman stated that the draft report of the MS4 Report for the Town of Eden has been prepared by the combined efforts of the Town Designated MS4 Coordinator, Ron Maggs, Highway Superintendent and the Town Engineering firm, GHD. The draft report will be available for public review and comment for a period of two weeks in the Town Clerk's office and the Town Supervisor's office. After that time the Town Board will authorize the Town Supervisor to accept this Annual Report and sign the report to be submitted to the NYS Department of Environmental Conservation as required by the NYS Department of Environmental Conservation.

**MOTION** was made by Councilman Ventry to authorize Supervisor Hartman to accept and sign this Annual MS4 Report at the conclusion of the 2-week waiting period and submit the report to the NYS Department of Environment Conservation; seconded by Councilwoman Wilhelm; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

**3. Proclamation recognizing Poppy Day as May 19 and 20, 2016**

Supervisor Hartman read the following Proclamation:

**PROCLAMATION  
Poppy Days**

**WHEREAS**, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

**WHEREAS**, Millions who have answered the call to arms have died on the field of battle; and

**WHEREAS**, A nation at peace must be reminded of the price of war and the debt owed to those who have died in war; and

**WHEREAS**, The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower.

**NOW, THEREFORE, BE IT RESOLVED**, that the Eden Town Board does hereby proclaim the 19<sup>th</sup> and 20<sup>th</sup> day of May 2016 as Poppy Day and ask that all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy this day.

**MOTION** was made by Supervisor Hartman to accept this Proclamation as presented; seconded by Councilwoman Wilhelm; All “Ayes”; Opposed? - None; Abstain?- None; Motion carried.

**MOTION** was made by Supervisor Hartman to close the Regular Meeting on the Eden Town Board and open the Public Hearing; seconded by Councilman Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

May 11, 2016

**8:30 P.M.  
Public Hearing**

The following legal notice was read by Supervisor Hartman:

Pursuant to resolution of the Town Board of the Town of Eden, New York, notice is hereby given that a public hearing will be held by the Eden Town Board in the Eden Town Hall, 2795 East Church Street, Eden, New York on the 11<sup>th</sup> day of May, 2016 at 8:30 P.M. Local Time for the purpose of considering Proposed Local Law No. 2-2016 which, if approved, would change residency requirements for the position of Code Enforcement Officer in the Town of Eden.

The following persons spoke:

Phil Muck asked if the town board had someone in mind for the position that was not a resident of the town, and that if that position is filled, would that increase the hours of the current part-time Code Enforcement Officer?

Supervisor Hartman stated that the residency requirement was necessary to allow the town board to fill the position with a qualified person. Supervisor Hartman stated that a temporary part-time code-enforcement position, for 8-10 hours per week has been approved by the Civil Service Department in Erie County.

Mr. Muck requested a copy of the approval from Civil Service and he was instructed to fill out a Freedom of Information form requesting that information.

All persons desiring to be heard, having been heard, Supervisor Hartman closed the Public Hearing at 8:35 p.m.

**MOTION** was made by Supervisor Hartman to close the public hearing and return to the Regular Meeting of the Eden Town Board; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

**4. Sandra Anzalone, Superintendent Eden Jr./Sr. High School – Presentation 2016-2017 Board of Education Budget**

Sandra Anzalone, Superintendent of Eden Central Schools and Thomas Murphy, Director of Finance, gave a presentation on the 2016-2017 Budget. The vote is May 17, 2016 from 9 a.m. to 9 p.m.

**5. Itemized Fire Company Equipment Bids**

Matthew Colvin, Eden Fire Chief requested the Town Board's approval for the 2016 Itemized Fire Equipment Bids. The Eden Fire Department is requesting \$20,519.36 (which is \$519.36 over and will be covered by the 2016 Budget). Copies of the bid results are available at the Town Clerk's office.

**MOTION** was made by Supervisor Hartman to approve \$20,519.36 for the 2016 Itemized Fire Equipment bid for the Eden Fire Department; seconded by Councilwoman Wilhelm; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Scott Hunter, East Eden Fire Chief requested the Town Board's approval for the 2016 Itemized Fire Equipment Bids. The East Eden Fire Company is requesting \$18,021.48. Copies of the bid results are available at the Town Clerk's office.

**MOTION** was made by Councilwoman Pew to approve \$18,021.48 for the 2016 Itemized Fire Equipment bid for the East Eden Fire Company; seconded by Supervisor Hartman; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

**6. Actions on Proposed Local Laws**

Supervisor Hartman requested approval of Local Law No. 1-2016:

**TOWN OF EDEN  
LOCAL LAW NO. 1 OF THE YEAR 2016**

A local law imposing a temporary moratorium on the issuance of applications and the granting of permits, licenses or approvals for the Siting of Commercial Solar Power Projects in the Town of Eden in order to allow for the adoption of appropriate regulations pertaining to such land uses,

Be it enacted by the Town Board of the Town of Eden (“Town”) as follows:

**WHEREAS**, in recent weeks, Eden has received a number of inquiries about siting and locating commercial solar panel installations on lands within the Town of Eden, and

**WHEREAS**, current local laws, ordinances and regulations do not adequately address many of the issues and concerns which must be considered to fairly address the impacts of such uses upon the Town, and

**WHEREAS**, the Town Board has determined that it is necessary to protect the public interest and welfare by imposing a temporary moratorium on new siting, location and establishment of Commercial Solar Power Projects while the Town undertakes a comprehensive review of concerns and issues raised by these uses, and

**WHEREAS**, such moratorium is intended to allow the Town sufficient and necessary time to address such concerns and issues and enact new laws, ordinances or regulations, and/or appropriate amendments to existing laws, ordinances or regulations to properly address community impacts, concerns or issues in a manner which is meaningful and consistent with the Town's comprehensive plan.

**NOW, THEREFORE**, the Town Board of the Town of Eden hereby declares that no new applications shall be issued and no permits or approvals shall be granted by any officer, department, board or agency of the Town of Eden with respect to the siting, location or establishment of Commercial Solar Power Projects within the Town of Eden for a period of six (6) months from the effective date of this local law, unless earlier terminated by other local law, duly adopted.

As used in this law, the term “Commercial Solar Panel Project(s)” shall mean and include, but not be limited to, an array or collection of photo voltaic panels or collectors that convert sunlight to electrical energy and which, together with appurtenant facilities, covers an aggregate area of land greater than 100 square feet. Residential, business and industrial properties with rooftop solar panel installations which generate electricity solely servicing the property where the rooftop installations are located are exempt from this moratorium as are all municipal and school installations and properties.

This local law is intended to supersede all applicable provisions of the Town of Eden Code, to the extent required to give effect to the provisions hereof for the effective period hereof.

After much discussion, it was agreed that the Code Review Committee, along with a Steering Committee would be formed, with the assistance of the Planning Board, Engineers from GHD and liaisons from various other committees.

**MOTION** was made by Councilman Ventry to approve Proposed Local Law No. 1-2016 as presented; seconded by Supervisor Hartman; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Supervisor Hartman requested approval of Local Law No. 2-2016:

**TOWN OF EDEN  
LOCAL LAW NO. 2 OF THE YEAR 2016**

A local law to establish the residency requirements for the appointed offices of Code Enforcement Officer and Assistant Code Enforcement Officer of the Town of Eden.

Be it enacted by the Town Board of the Town of Eden as follows:

Section I. A local law establishing the residency requirements for the appointed offices of Code Enforcement Officer and Assistant Code Enforcement Officer in the Town of Eden.

Section II. Authority: This local law is adopted pursuant to Municipal Home Rule Law, Section 10 (1)(ii)(a)(1) that grants to local governments the authority to enact local laws regarding the qualifications of local officers. Furthermore, this local law recognizes that the State Legislature amended Public Officers Law, Section 2 adding a new subdivision (24) expanding the residency requirements for any appointed public office in the Town of Greenburgh Westchester County, thereby rendering Public Officers Law a special law with respect to any appointed town officer (See cf N.Y. op. Atty. Gen. (Infl) No. 91-37).

Section III. Supersession: This local law shall supersede Town Law, Section 23 (1) in its application to the offices of Code Enforcement Officer and Assistant Code Enforcement Officer for the Town of Eden.

Section IV. Residency requirements for the positions of Code Enforcement Officer and Assistant Code Enforcement Officer for the Town of Eden: This person holding the office of Code Enforcement Officer or Assistant Code Enforcement Officer in the Town of Eden need not be a resident nor an elector of the Town of Eden, provided, however, that such person shall reside in the county in which such town is located or an adjoining county within the State of New York.

Section V. Inconsistency: All other local laws and ordinances in the Town of Eden that are inconsistent with the provisions of this local law are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency and in all other respects this local law shall be in addition to such other local laws or ordinances regulating and governing the subject matter covered by this local law.

Section VI. Savings Clause: If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder, thereof, but shall be confined in its operation of the clause, sentence, paragraph, worked section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section VII. Effective Date: This local law shall take effect upon adoption.

**MOTION** was made by Supervisor Hartman to approve Proposed Local Law No. 2-2016 as presented; seconded by Councilwoman Pew; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

**7. WNY Land Conservancy Grant – Letter of Support**

Supervisor Hartman read the following Resolution:

**Town of Eden**

RESOLUTION TO ENDORSE THE TRIPLE OAK FARM CONSERVATION  
EASEMENT PROJECT COMPLETED WITH A FARMLAND PROTECTION  
IMPLEMENTATION GRANT FROM NEW YORK STATE



**WHEREAS**, the New York State Department of Agriculture and Markets is soliciting applications for the Farmland Protection Implementation Grants (FPIG) to protect farmland with conservation easements resulting from the sale of development rights.

**WHEREAS**, the Town of Eden recognizes that working farms are an important part of the Town's economy, and that permanently protecting farmland can help support farms themselves and the economy.

**WHEREAS**, the Town of adopted an Agricultural & Farmland Protection Plan on August 12, 2009 with the goal of stabilizing the Town's agricultural land base.

**WHEREAS**, one of the three goals identified in the 2009 Eden agricultural and Farmland Protection Plan is to stabilize the town's agricultural land base and maintain 95% of the current active agricultural land in production through the next ten years and support Eden farmers as stewards of the land and other natural resources in the Town.

**WHEREAS**, one of the actions identified in the 2009 Eden Agricultural and Farmland Protection Plan is to strive to submit at least one competitive application each year to the New York State Farmland Protection Implementation Grants program to permanently protect farmland in the Town.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The Town of Eden, endorses the Triple Oaks Farm conservation easement project and supports the Western New York Land Conservancy's FPIG application to the New York State Department of Agriculture and Markets.

**MOTION** was made by Councilwoman Pew to accept the Resolution as presented; seconded by Supervisor Hartman; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Supervisor Hartman read the following resolution:

**TOWN OF EDEN**

**RESOLUTION TO ENDORSE THE D.J. BRAWDY FARM CONSERVATION EASEMENT PROJECT COMPLETED WITH A FARMLAND PROTECTION IMPLEMENTATION GRANT FROM NEW YORK STATE**

**WHEREAS**, the New York State Department of Agriculture and Markets is soliciting applications for the Farmland Protection Implementation Grants (FPIG) to protect farmland with conservation easements resulting from the sale of development rights.

**WHEREAS**, the Town of Eden recognizes that working farms are an important part of the Town's economy, and that permanently protecting farmland can help support farms themselves and the economy.

**WHEREAS**, the Town of adopted an Agricultural & Farmland Protection Plan on August 12, 2009 with the goal of stabilizing the Town's agricultural land base.

**WHEREAS**, one of the three goals identified in the 2009 Eden agricultural and Farmland Protection Plan is to stabilize the town's agricultural land base and maintain 95% of the current active agricultural land in production through the next ten years and support Eden farmers as stewards of the land and other natural resources in the Town.

**WHEREAS**, one of the actions identified in the 2009 Eden Agricultural and Farmland Protection Plan is to strive to submit at least one competitive application each year to the New York State Farmland Protection Implementation Grants program to permanently protect farmland in the Town.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The Town of Eden, endorses the D.J. Brawdy Farm conservation easement project and supports the Western New York Land Conservancy's FPIG application to the New York State Department of Agriculture and Markets.

**MOTION** was made by Supervisor Hartman to accept the resolution as presented; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

**8. Speed Limit Review – Mary Drive**

Ron Maggs, Highway Superintendent reported that the town received a petition from the residents of Mary Drive to have the speed limit reviewed. The speed limit now is 55 mph and the petition is asking t have it lowered to 35 mph. There is a sign saying "35 mph" on the street but was discussed that is was a resident that had posted it many many years ago.

As Chairperson of the Speed Limit Committee, Ron Maggs offered the following recommendation from the Speed Limit Committee, which met on May 5, 2016:

1. Request the state to review the speed limit on Mary Drive

**MOTION** was made by Supervisor Hartman to request the state review the speed limit on Mary Drive, as recommended by the Speed Limit Committee; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

**9. Acknowledge Special Use Permit request for 8531 East Eden Road**

Supervisor Hartman read the following correspondence:

"Dear Eden Town Board: I have purchased a commercial property at 8531 East Eden Road. The building was formerly a small engine repair shop. I would like to apply for a special use permit for the facility. The building will be used for contractor equipment storage. I am a painting contractor and the storage will consist of tools used in the trade. No hazardous or highly flammable materials will be present. I have a signed contract for the property and final closing is contingent upon the special use permit. Thank you for your anticipated cooperation, Signed, William Vail."

**MOTION** was made by Supervisor Hartman to acknowledge receipt of the letter and to refer this item to the Eden Planning Board for their review and recommendation; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

**10. Main Street – TA Resolution**

**RESOLUTION**

Resolution by the Town Board approving and endorsing Town of Eden in its application to NYS Homes and Community Renewal for funding under the New York Main street Technical Assistant Program.

**WHEREAS**, the Town of Eden desires to apply for \$20,000 in financial assistance through 2016 Consolidated Funding Application (CFA) under the New York Main Street Technical Assistance Program; and

**WHEREAS**, this application proposes funding to assist property owners in planning for building renovations to downtown "main street" buildings on East & West Church and North & South Main Street.

**WHEREAS**, the proposed funding will contribute to ongoing community revitalization efforts; and

**WHEREAS**, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Eden approves and endorses the 2016 New York Main Street Technical Assistance Program grant for assistance prepared and to be submitted by the Town of Eden.

**MOTION** was made by Supervisor Hartman to approve the resolution as presented; seconded by Councilman Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

I, Mary Jo Hultquist, Town Clerk, do hereby certify the resolution was passed at a meeting of the Town Board held on May 11, 2016 and is on file and of record, and that said resolution has not been altered, amended or revoked and is in full force and effect.

**Supervisor’s Report:**

- Consolidation of Water District Debt resulted in a savings of \$942,423.11
- Assemblyman Michael Kearns has made available Zombie Home Complaint Forms
- Eden was rated the 15<sup>th</sup> safest town in New York State, based on 2014 data
- received 2 thank you's for contributions from Meals on Wheels and the Eden Historical Society
- Councilwoman Pew read the following correspondence from Thomas Murphy, Director of Finance, Eden Jr./Sr. High School:

“I want to let you know about a procedural change for the school district as it pertains to bus accident safety. The change has been met by the town in the most positive of ways and I thought you should be aware.

School nurses no longer will go to a scene of an accident as one of the nurses was almost hurt responding to an accident call. This change had an unintended affect on the town response team. As soon as we became aware of the affect we requested a meeting with John McCarthy and Scott Hultquist. It was one of the most productive meetings I have attended in quite some time. In particular Director Hultquist went over and above by volunteering to provide additional training for our bus drivers. This enabled us to not only solve the immediate issue before us but come up with some long-range solutions to the benefit of the students.

Too often we hear the complaints and it is nice to hear when someone goes over and above.” Signed, Thomas T. Murphy

**Hearing of Visitors:**

Carole Knight stated with the items listed in the Supervisor's report – everyone should want to move to Eden!

**Adjournment:**

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

Supervisor Hartman adjourned the Regular Meeting of the Eden Town Board at 9:42 P.M.

Respectfully submitted by,

Mary Jo Hultquist  
Town Clerk

May 11, 2016