

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JUNE 14, 2000
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS - SUPERVISOR
EDWARD C. KRYCIA, JR. - COUNCILMAN (Deputy Supervisor)
MARY LOU PEW - COUNCILWOMAN
VINCENT V. VACCO - COUNCILMAN
GEORGE F. ZITTEL - COUNCILMAN

DEPARTMENT HEADS PRESENT:

Andrew C. Reilly of Wendel - Town Engineer
Ronald C. Maggs - Superintendent of Highways
Patrick M. Howard - Chief of Police
Paul Shephard - Eden Emergency Squad
William H. Laing - Eden Fire Chief
Kevin R. Schoenthal - East Eden Fire Chief
Susan Brass - Recreation Director
R.Ferris Randall - Chairman Board of Assessors
Scott T. Henry - Zoning Code Enforcement Officer (*Absent*)

OTHERS PRESENT:

William Trask - Town Attorney
Mary Jo Hultquist - Town Clerk
DianaRae Walker - Deputy Town Clerk
Anna Knack - Administrative Assistant

Call to Order:

Supervisor Nellis called the Regular Meeting of the Eden Town Board to order at 7:40 P.M.

Pledge of Allegiance:

Supervisor Nellis led the assembly in the Pledge of Allegiance to the flag followed by a moment of silence in consideration of our country's flag for Flag Day.

Supervisor Nellis welcomed everyone to the Eden Town Board meeting. Supervisor Nellis then recognized our County Legislator Jeanne Chase for comments that she may want to make.

Legislator Chase reported that she has been in contact with the Town Board and the Farm Bureau and working on the issue of hydrant maintenance fees with the Erie County Water Authority.

Legislator Chase also reported that there would be a satellite office set up in the Southtowns located in the Town of Evans for court administration. The purpose of the office is for order of protections, victims of domestic violence and elderly abuse. You would be able to go into the office and sit and tell a monitor on a computer with a judge and you will be issued a temporary order of protection immediately or what ever is necessary from there instead of having to go to downtown Buffalo for those who are unable to get downtown on their own for applications. This will assist not only the local police departments but also the Sheriff's Departments.

Lastly Legislator Chase reported that work has begun on the next budget and they are working on a 12% tax decrease for next year.

Councilman Zittel asked Legislator Chase how the Town Board would be kept informed of developments on the hydrant fees and the water district. Legislator Chase stated that the Town Board would be notified by memo on any developments regarding the two items.

Supervisor Nellis formally thanked Legislator Chase for a number of legislative initiatives that she was responsible for, for organizations in Town such as the small grants received by the Town for the Town Clerk's office and Recreation Department. Supervisor Nellis also thanked Legislator Chase for her work on the soil erosion on Eighteen Mile Creek initiative that the Town is working with Assemblyman Smith and five or six towns.

Approval of Minutes:

Supervisor Nellis asked the members of the Town Board if there were any additions or corrections to the Minutes of May 10, 2000. There were none.

MOTION was made by Councilman Krycia to approve the Minutes of May 10, 2000 as presented; seconded by Councilman Vacco; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis then asked the members of the Town Board if there were any additions or corrections to the Minutes of May 24, 2000. There were none.

MOTION was made by Councilman Zittel to approve the Minutes of May 24,2000 as presented; seconded by Councilwoman Pew; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

A petition was presented to the Town Board by Carol Schmittendorf of 2820 Welch Lane, representing the Concern Citizens of Eden, pertaining to the installation of a traffic signal

at the intersection of Schoolview Drive, Route 62 and Welch Lane. The petition contained 814 signatures, which was accepted by Supervisor Nellis.

A second petition was presented to the Town Board by Karen Heinz of 2800 West Pleasant Avenue pertaining to the building at 8408 N. Main Street, Bridgeo's Pizzeria that is in need of repair. The petition requests for proper repair and maintenance of the property or that it is condemned and demolished. Mrs. Heinz stated that the condition of the property has been like this for over a year and the neighbors and others are tired of looking at it and that it has attracted rats and skunks and is dangerous for children to be around. Mrs. Heinz also presented photos with the petition. Supervisor Nellis accepted the petition and did indicate that since their conversation, there may be a response to the situation soon.

Budget Transfers:

Supervisor Nellis stated that there was a request of a budget transfer from the Highway Department from account D2770 to account D5110.4 for residential pipe permits in the amount of \$4,921.70.

MOTION was made by Councilman Krycia to approve the budget transfer from account D2770 to account D5110.4 for residential pipe permits in the amount of \$4,921.70; seconded by Councilman Zittel; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis then stated that a budget transfer was needed for the construction of the Interrogation Room in the Police Department, from account A1990.4 to A3120.4 in the amount of \$625.00. Supervisor Nellis noted that Erie County gave some equipment for finger printing and better identification and stated that a special room was needed to utilize the equipment.

Supervisor Nellis also stated that a budget transfer was required for drug asset money received from account A2626 to A3120.2A in the amount of \$25.00.

MOTION was made by Councilwoman Pew to approve the budget transfer for construction of the Interrogation Room in the Police Department from account A1990.4 to A3120.4 in the amount of \$625.00 and for drug asset money from account A2626 to A3120.2A in the amount of \$25.00; seconded by Councilman Vacco; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Audit Bills:

Supervisor Nellis asked if there were any questions on the "Audit of Bills" which are on file in the Town Clerk's office.

Councilwoman Pew referred to voucher #80 on Recreation in the amount of \$450.00 to Sandra Schrauth as Ski Supervisor. Susan Brass, Recreation Director stated that the position is salary and is budgeted for the Ski Supervisor.

JUNE 2000

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	291 – 359	\$42,238.69
Highway Dept. Fund	118 – 163	\$147,846.83
Fire Dept. Fund	112 – 140	\$9,044.64
Recreation Dept. Fund	56 – 83	\$15,877.54
Refuse and Garbage Fund	10 – 12	\$56,111.44
Street Lights Fund	8	\$4,273.96
Water Fund	13	\$2,723.22
Trust & Agency Fund	-	\$0
Capital Fund	5	\$4,719.21
Community Development	-	\$0

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

Departmental Reports:

Department reports for the month of June 2000 were presented by Paul Shephard, Eden Emergency Squad; William Laing, Eden Fire Chief; Kevin Schoenthal, East Eden Fire Chief; Patrick Howard, Eden Police Chief; Ronald Maggs, Superintendent of Highways; Andrew Reilly, Town Engineer; William Trask, Town Attorney; Mary Jo Hultquist, Town Clerk; Susan Brass, Recreation Director; R.Ferris Randall, Chairman Board of Assessors Supervisor Nellis for Scott Henry, Zoning Code Enforcement Officer. All reports are on file in the Town Clerk’s office.

After Paul Shephard completed his report, Supervisor Nellis extended the Town Board’s appreciation to Mr. Shephard and the top five members for duty hours in May.

Mr. Shephard also reported that the light tower for the rescue truck has not come in to date but he expects it to arrive in the next three weeks.

MOTION was made by Councilman Krycia to close the Regular Meeting of the Eden Town Board for the 8:00 P.M. public hearing; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis closed the Regular Meeting of the Eden Town Board at 8:02 P.M.

MOTION was made by Councilman Krycia to open the public hearing for purpose of a Permit request for the Bley Road Trailer Park; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis opened the Public Hearing at 8:02 P.M.

PUBLIC HEARING
8:00 P.M.
Permit Request For The Bley Road Trailer Park

Supervisor Nellis explained the purpose of the public hearing to hear any comments or questions pertaining to the permit request for the Bley Road Trailer Park. There is a need for having a permit for trailer parks to function. It is required by law to hold a public hearing pertaining to the permit that is required. Councilman Zittel explained that there are rules and regulations that must be followed by the trailer park and the permit is renewed annually. However, if the trailer park would need to do an update there would be needs to apply for permit pertaining to the new regulations that have been put in place after the Bley Road Trailer Park was established. Currently the Bley Road Trailer Park is grandfathered in on the new rules and regulations.

MOTION was made by Councilman Vacco to close the public hearing; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

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

Supervisor Nellis re-opened the Regular Meeting of the Eden Town Board at 8:07 P.M.

Departmental reports continued with William Laing, Eden Fire Chief who also noted with his report that through the Fire Department’s recent fund drive, the Fire Department was able to purchase 8 Scott Carbon wrapped breathing air bottles and 4 Scott integrated Personal Alarm Safety devices at a cost of \$7,286.00. This purchase will upgrade the older air paks making them safer and closer in operation to the new air paks.

After Kevin Schoenthal, East Eden Fire Chief completed his report; he requested a brief meeting with the Town Board pertaining to East Eden #5 after the Town Board meeting.

Before continuing further with Departmental Reports, Supervisor Nellis asked for a brief break in the meeting for a presentation to students pertaining to their support for Project Impact, the Federal Program for making communities disaster resistant.

Supervisor Nellis explained that the Town received money from State and Federal to look at disaster preparedness in the community and also awareness of environmental concern, one being the clean up of Eighteen Mile Creek. The students participated also in the clean up under the Route 62 Bridge and East Church Bridge cleaning up tires and various other items from those areas. Project Impact, Eden Emergency Services and the Eden Conservation Advisory Board sponsored the project. Jill Hanoche is the faculty advisor for Students Active for the

Environment and Supervisor Nellis presented to the students in attendance award certificates for their participation in the project that was held May 27, 2000. Frank Manton, Chairman of the Eden Conservation Advisory Board commented that it was a pleasure working with young and enthusiastic people and that this is the coming generation that he feels real good about passing the torch on to.

Supervisor Nellis lastly recognized Eden Surefine for providing refreshments for those who participated.

Departmental reports continued with Ronald Maggs, Superintendent of Highways who also reported that last Saturday the Boys Scouts cleaned up Ryther Creek from Depot Street to Woodside. Lastly Mr. Maggs reported that official notification has been received from the State regarding "CHIPS" funding. Mr. Maggs stated that the funding is just about the same as last year, (1999 = \$47,201.26; 2000 = \$47,142.49) a decrease of \$58.77 and the Operation and Maintenance portion also decreased by \$15.85 (1999 = \$12,736.52; 2000 = \$12,720.67).

Supervisor Nellis asked Mr. Maggs if he had any further comments pertaining to a letter received from Eden Central Schools, specifically regarding "school zones" on Schoolview Drive. Mr. Maggs noted that the Safety Committee has been gathering ideas on what to do for traffic safety on Schoolview Drive. One of the ideas was to establish "school zones", however Mr. Maggs explained that it would be a "signing" nightmare and that a certain distance is required and the three school buildings are too close to establish such zones. Mr. Maggs also noted that the committee is going to speak with the Police Department about possibly doing more radar on Schoolview Drive to promote traffic safety.

Andrew Reilly, Town Engineer presented to the Town Board an engineering report on the Library and Town Hall parking lots. Mr. Reilly explained that there were three alternatives for the Town Hall parking lot and two for the Library parking lot for the Town Board to review. Estimated prices were given and hand sketches for review. The range in prices for the Town Hall parking lot is \$35,000.00 to \$75,000.00 and for the Library parking lot \$4,000.00 to \$11,000.00. Councilman Krycia asked if striping the lots were included, Mr. Reilly stated "no". After the brief discussion Supervisor Nellis stated that the Town Board would review the alternatives for each of the parking lots at the July 12, 2000 Town Board meeting. Copies of the bid specs are on file in the Town Clerk's office.

Mary Jo Hultquist, Town Clerk also reported that over four million dollars in 2000 Town and County Taxes have been received to date and that the Town Clerk's office would continue to collect taxes until June 30, 2000.

Susan Brass, Recreation Director requested that Bob Penna to replace Jessica Wilson at \$5.15 an hour as an employee of the Recreation Department.

MOTION was made by Councilman Zittel to approve the staff appointment recommended by the Recreation Advisory Board of Bob Penna, replacing Jessica Wilson at \$5.15 an hour; seconded by Councilwoman Pew; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Mrs. Brass also requested that the black top bid for the basketball court at Gorcica Field be awarded to Palmieri Paving in the amount of \$8,600.00 for paving, \$275.00 for sealing

making a total amount of \$8,875.00 pending submission of insurance coverage. Supervisor Nellis noted that money for this project was approved in August of 1997 and set aside. Supervisor Nellis stated that four quotes were sent out and two returned.

MOTION was made by Councilman Zittel to award the black top bid for the basketball court at Gorcica Field in the total amount of \$8,875.00 to Palmieri Paving subject the submission of insurance coverage as recommended by the Recreation Advisory Board; seconded by Councilman Vacco; Councilman Krycia, Councilwoman Pew, Councilman Vacco and Councilman Zittel – “Ayes”; Opposed? – None; Abstain? – Supervisor Nellis; Motion carried.

Supervisor Nellis abstained from the vote because Palmier Paving had just paved his driveway.

Mrs. Brass lastly reported that the shelter at Gorcica Field is three quarters completed and that the two-tier planter is completed where the sign will hang. Mrs. Gorcica and the 4-H Club would be doing the planting by the end of the week weather permitting and that the playground equipment has been delivered and should be in place by June 26, 2000 the first day of Recreation.

R.Ferris Randall, Chairman Board of Assessors reported that the Tentative Roll 2000 is completed and starting June 19, 2000 for two weeks residents may review it. Mr. Randall also noted that June 16, 2000 there is meeting with the software people to discuss the on going update program. There is an offer from them to set up the program.

New and Unfinished Business:

Supervisor Nellis requested that two items be added to the agenda, they were as follows:

- 10.) Appointment to the Eden Historical Review Board
- 11.) Appointment Authority – related to someone of record

1.) Update Report on Water District No. 4

Supervisor Nellis turned to John Reid of R & D Engineering for an update. Mr. Reid stated that he is continuing to seek money for Water District No. 4. Rural Development and Rural Utilities currently are out of funding. Mr. Reid stated that he is waiting for Rural Development to recover some federal funding, however the Town of Eden may not see any funding until the next fiscal year, which begins in October.

Supervisor Nellis noted that Congressman Quinn and Senator Schumer have been contacted and asked for their help in securing funding before then.

Councilman Zittel inquired where the Town of Eden is in the request line for funding. Mr. Reid explained that the Town of Eden is in the first stage of the next fiscal year and there are several departments that the approval process must go through. Rural Development will issue grants when the funding is available and the process could take up to two years for funding to be received by municipalities for projects such as Water District No. 4.

2.) Discussion – Fire Hydrant Maintenance Charges – Location of Hydrants

Mr. Reid reported that the State Health Department utilizes the “10 State Standards” for fire hydrant spacing, which is every 600 feet in developed areas. In order to have further spacing of the hydrants, the State Health Department would need to act on a variance. Mr. Reid will forward letters from the Supervisor and the Fire Departments requesting a variance from the State Health Department to relinquish hydrants every 600 feet since fire equipment has gotten better.

Councilman Zittel asked Mr. Reid if he would be able to obtain a comparative, average maintenance cost from each of the states that are a part of the “10 State Standards”? Mr. Reid stated that he would be able to get some but not on an average.

3.) Comprehensive Master Plan Schedule and Resolution on Public Hearing
July 20, 2000 at 7:30 P.M.

Andrew Reilly, Town Planning Consultant requested that the Town Board call a public hearing for July 20, 2000 to begin the SEQR process authorizing the Town to be the lead agency and the data plan be available for public review and comments. Mr. Reilly stated that he is stilling meeting with some departments and committees and they are going over the plan to be sure they are comfortable with it.

Mr. Reilly reviewed the proposed schedule for the completion of the plan as follows:

May 25, 2000 – June 16, 2000

- Town Board review of document

June 16, 2000 – June 27, 2000

- Amendments to document (Wendel)

June 12, 2000

- Call for Public Hearing in July and declare Lead Agency

June 28, 2000 – July 28, 2000

- Public, Agency review of document and SEQR Lead Agency time period

June 29, 2000

- Mail copies of Draft Plan to involved agencies
- Deliver six copies of plan to Town (make available in Town Hall, Library, East Eden Fire hall, Etc.)

July 20, 2000

- Date of Public Hearing

August 9, 2000

- Negative Declaration/Adopt Plan (This is contingent upon Public Hearings and SEQR process)

MOTION was made by Councilman Zittel to approve the adoption of the following resolution:

WHEREAS, the Town of Eden has been working on a Comprehensive Plan for the Eden community over the past few years; and

WHEREAS, the Town and its consultants through a public input process and professional planning have formulated a Draft of the Comprehensive Plan that addresses many of the Town's Goals and Objectives, and is in conformance with Section 272-a of the Town Law; and

NOW, THEREFORE BE IT RESOLVED, that the Eden Town Board hereby sets a Public Hearing on the Draft Comprehensive Plan for Thursday, July 20, 2000 at 7:30 P.M. in the Eden Town Hall located at 2795 East Church Street, Eden, New York; and

BE IT FURTHER RESOLVED, that the Town Board, pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act-SEQR) of the Environmental Conservation Law, wishes to conduct a coordinated review of the plan and act as Lead Agency; and

BE IT FINALLY RESOLVED, that the Town Planner be authorized to mail copies of the Draft Plan to appropriate Involved and Interested Agencies, and make copies available to the public for review by June 28, 2000 at the Eden Town Hall, Eden Library and East Eden Fire Hall

Seconded by Councilwoman Pew; all "Ayes"; Motion carried

4.) Review of Flood Mitigation Study

Supervisor Nellis introduced Greg McCorkhill of URS Greiner who presented the Flood Mitigation Study at the May 10, 2000 Town Board meeting. The Town Engineer and planner has had an opportunity to comment on the Flood Mitigation Report at length and secured comments from John Whitney of U.S. Soil and Conservation and also the Drainage Committee who have taken the time on two occasions to meet. A Revised copy was received by the Drainage Committee and reviewed by Scott Henry, acting Chairman and Ruth Szalasny.

Mr. McCorkhill explained URS Greiner incorporated the comments received by the Drainage Committee, Andrew Reilly, Town Engineer and Planner, Mr. Whitney and Frank Mantione as Chair of the Conservation Advisory Board and had with him seven copies of the final draft to present to the Town Board. Mr. McCorkhill thanked all who participated in the preparation of the study. Mr. McCorkhill felt that the recommendations are very beneficial to the study. Mr. McCorkhill stated that a Resolution to adopt plan is need to submit the Flood Mitigation Plan to the funding agencies.

There was further discussion pertaining to the revised Flood Mitigation Study of the changes that were made that improved the detail and description of flood prone areas and drainage problems. Councilwoman Pew after speaking with other members of other boards had some concerns that the report did not state better ideas about flood prone areas and that there were no references to the soil that is available in the GIS. Mr. McCorkhill stated the in the revised study the GIS is also discussed and included as a database. Also the preparing the Flood Mitigation Plan is to review existing codes identifying the strengths and shortcomings. Federal Emergency Management Office (FEMO) and State Emergency Management Office (SEMO) expect to see such finding in the plan.

Frank Mantione, a member of the Drainage Committee as well as Chair of the Conservation Advisory Board supported the final draft of the plan stating that when he first saw the first draft he felt there were problems with it and that when the final draft was presented the real problems were worked on and the modification of the document since conception is better and supported its adoption.

Ruth Szalasny, also a member of the Drainage Committee also supported the final draft stating that the document is flexible enough and that it does not nail the Town down.

Mr. McCorkhill stated that by approving this tool, the Flood Mitigation Plan, the Town would be able to seek more types of funding. Mr. McCorkhill also stated that the Drainage Committee has put a lot of effort into the document. Supervisor Nellis referred to the Drainage Committee minutes of June 8, 2000 that states "Ron Maggs made a motion to accept report once it has been amended by URSG and reviewed by Scott Henry and Ruth Szalasny, and that a recommendation to accept report be made to the Town Board, seconded by Juanita Majewski".

Councilman Zittel inquired whether the Flood Mitigation Plan dovetailed into the Master Plan. Town Engineer, Andrew Reilly stated that the Flood Mitigation Plan is up to speed following the Federal and State policy and that it does not contradict the Master Plan. The document has been personalized to the needs of the Town.

Supervisor Nellis asked Mr. McCorkhill the next step and Mr. McCorkhill stated that the next step would be to submit the plan once adopted to SEMO and FEMA for review and comments and then it would come back to the town if more revisions were needed. Mr. McCorkhill also stated that the intent of the study was not for specific recommendations for a particular area for solutions, the study is for use in the entire town.

After the discussion the adoption of the Flood Mitigation Plan was put to vote.

MOTION was made by Councilman Zittel to accept with the Drainage Committee's recommendation to adopt the Flood Mitigation Plan as presented with updates; seconded by Supervisor Nellis; Supervisor Nellis, Councilman Krycia and Councilman Zittel – "Ayes"; Opposed? – Councilwoman Pew and Councilman Vacco; Abstain? – None; Motion carried.

5.) Approval of Disaster Preparedness Co-Chairs representing the Town of Eden at the Regional Federal Emergency Management Office and approval travel to the Conference in Summers Point, New Jersey.

Supervisor Nellis stated that the Robert Stickney and Maurice Dole Co-Chairs to the Eden Emergency Preparedness Committee have indicated that they are willing and able to attend

the Regional FEMA conference June 25, 2000 – June 29, 2000 in Summers Point, New Jersey. Supervisor Nellis asked for approval for Mr. Stickney and Mr. Dole to attend the conference and coverage for appropriate travel that would be covered by the monies received from FEMA.

MOTION was made by Councilman Vacco to approve the attendance and travel expense to the Regional FEMA conference for Co-Chairs, Robert Stickney and Maurice Dole; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

6.) Results of Surplus Computer Bid

Mary Jo Hultquist, Town Clerk stated that only one bid was received for a computer and keyboard in the amount of \$10.00 that was received from Paul Bermingham.

MOTION was made by Councilwoman Pew to award the bid for the computer and keyboard in the amount of \$10.00 to Paul Bermingham; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

7.) Recommendation from Planning Board on rezoning request for 2023 Derby Road

Supervisor Nellis referred to a letter received from the Planning Board stating their recommendation to approve the rezoning of property owned by Mr. & Mrs. Violanti at 2023 Derby Road from General Industrial to Rural Residential to build a single-family home.

Councilman Zittel stated that there were some reservations by the Planning Board about accepting the rezoning before the Comprehensive Master Plan has been approved. Councilman Zittel also noted that changes have not been accepted up to this date. Mr. Reilly suggested that a public hearing be scheduled at this time for by the time it is held there will be a better understanding on where the Town is with the Comprehensive Master Plan.

MOTION was made by Councilman Zittel to schedule a public hearing regarding the rezoning of property owned by Mr. & Mrs. Violanti at 2023 Derby Road from General Industrial to Rural Residential for July 12, 2000 at 8:00 P.M.; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

8.) Property Equity Proposal Approval

Supervisor Nellis stated that the Property Equity Proposal is still being worked on and would be ready for the July 12, 2000 Town Board Meeting.

9.) Resolution – Signal Light – Route 62 and Schoolview Drive

MOTION was made by Councilman Vacco to approve the adoption of the following resolution:

**RESOLUTION CALLING FOR THE INSTALLATION OF A
TRAFFIC SIGNAL
AT ROUTE 62 AND SCHOOLVIEW DRIVE**

WHEREAS, many citizens of the Town of Eden share a common and urgent concern over the safety of their children and themselves when crossing Route 62 or Schoolview Drive at Route 62; and

WHEREAS, at school start and dismissal times, school events, Town little league baseball, soccer and football games all result in the back up of traffic on Schoolview Drive and sometimes Route 62; and

WHEREAS, daily entry and exit of senior citizens from the Welch Village Senior Citizen Complex located on the west side of Route 62 across from Schoolview Drive, combined with a steady stream of North/South traffic on Route 62 makes it difficult for all vehicular traffic at the Route 62/Schoolview Drive/Welch Lane intersection; and

WHEREAS, a continued growth of traffic on Route 62, as evidenced by NYSDOT 1999 annual count, is making an already dangerous intersection even worse; and

WHEREAS, the NYSDOT has recently seen fit to justify the placing of a traffic signal device at Route 62 (Pierce Avenue) and Evans Street in the Village of Hamburg for similar reasons;

NOW, BE IT RESOLVED, that we the members of the Eden Town Board join with the “Eden Concerned Citizens for Safety” in urging the New York State Department of Transportation to place a light at the intersection of Route 62 with Schoolview Drive and Welch Lane in the Town of Eden.

NOW, BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded with a cover letter to Governor George Pataki, State Senator Dale Volker, Assemblymen Richard Smith, NYSDOT Commissioner Joseph Boardman and NYSDOT Regional Director Robert Russell.

Seconded by Councilwoman Pew; all “Ayes”; Motion carried

10.) Historic Review Board Appointment

Supervisor Nellis stated that the Eden Historical Review Board in a letter dated June 1, 2000 recommended that Carla Salzman be appointed to the Historic Review Board to fill one of the vacancies on the board. A copy of the letter is on file in the Town Clerk's office.

MOTION was made by Supervisor Nellis to approve as recommended by the Eden Historical Review Board to appoint Carla Salzman to the Historical Review Board; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

11.) Appointment of Authority

Supervisor Nellis stated that his office received from Len Lenahan, Commissioner of Personnel for the County of Erie notice having to do with Section 2 of the New York State Civil Service Law “Appointing Authority”. The following Resolution was moved to give Supervisor Nellis “Appointing Authority”.

MOTION was made by Councilwoman Pew to approve the adoption of the following resolution:

WHEREAS, Section 2 of the New York State Civil Service Law defines “Appointing Authority” or Appointing Officer as the Officer, Commission or Body having the power of appointment to subordinate positions; and

WHEREAS, the Appointing Officer provides a variety of functions as required by law such as; signing appointment and personnel change forms, certifying the civil division payroll, and canvassing candidates eligibility lists under Civil Service Law; and

WHEREAS, the County Commissioner of Personnel has requested on June 5, 2000 an update of “Appointing Authority” of all towns, villages and school districts in the County;

NOW, THEREFORE; We, the Eden Town Board, formally approve the appointment of the Town Supervisor, as “Appointing Authority” effective with the request, and specifically note that Glenn R. Nellis currently serves in that capacity; and

Direct that a copy of this resolution be forwarded to the Erie County Commissioner of Personnel.

Seconded by Councilman Zittel; all “Ayes”; Motion carried.

Supervisor's Report:

Supervisor Nellis reported that there is a hazardous waste drop-off June 17, 2000 at E.C.C. South and also Congressman Quinn is holding an Outreach on June 30, 2000 in the Town of Boston Town Hall. Also a letter has been received from FEMA confirming that \$60,000.00 has been set a side for Project Concern support. Supervisor Nellis also noted that SEMO would be meeting in Rochester September 12, 2000 – September 14, 2000 regarding disaster preparedness.

Hearing of Visitors:

Ruth Szalasny of 3048 Bleknap Road
Robert Stickney of 2718 Lourdes Drive

Adjournment:

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

Supervisor Nellis adjourned the Regular Meeting of the Eden Town Board at 9:55 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk