

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
EAST EDEN FIRE HALL
8097 EAST EDEN ROAD
EDEN, NEW YORK
DECEMBER 13, 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 (<i>Absent</i>)
William H. Laing	-	Eden Fire Chief (<i>Absent</i>)
Kevin R. Schoenthal	-	East Eden Fire Chief
Susan Brass	-	Recreation Director (<i>Absent</i>)
R.Ferris Randall	-	Chairman Board of Assessors
Scott T. Henry	-	Zoning Code Enforcement Officer (<i>Absent</i>)

OTHERS PRESENT:

William Trask	-	Town Attorney
Mary Jo Hultquist	-	Town Clerk
DianaRae Walker	-	Deputy Town Clerk

Call to Order:

Supervisor Nellis called the Regular Meeting of the Eden Town Board to order at 7:35 P.M.

Pledge of Allegiance:

Supervisor Nellis led the assembly in the Pledge of Allegiance to the flag followed by a moment of silence for the speeches that will be given tonight in terms of our 43rd President.

Approval of Minutes:

Supervisor Nellis asked if there were any questions or corrections pertaining to the Town Board Minutes of November 8, 2000. Councilman Krycia stated a correction on page 10 at the top regarding the appointments to the Economic Development Committee the names should be “Robin Evenhouse and Joseph Desmond”.

MOTION was made by Councilman Krycia to approve the Town Board Minutes of November 8, 2000 with the corrections as stated; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Amendments and Transfers:

Supervisor Nellis stated that there were three Budget Amendments, the first is from account D2770 to D5110.4 for the reimbursement for sand/salt received from Eden Central School in the amount of \$806.00, from account A4489 to A8020.4B for grant money received in the amount of \$1,931.47 and from account A2770 to A1410.4 for the receipt of reimbursement from Eden Central School for two new printers in the Town Clerk’s office in the amount of \$217.00.

MOTION was made by Councilwoman Pew to approve the Budget Amendments as stated by Supervisor Nellis; seconded by Councilman Krycia; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis then stated that there were two Budget Transfers, from account D2770 to D5110.4 in the amount of \$116.40 for pipe permit #28 and from account D5130.4 to D5110.4 in the amount of \$4,450.00 for equipment used for road repair.

MOTION was made by Councilman Vacco to approve the Budget Transfers as stated by Supervisor Nellis; seconded by Councilman Zittel; 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. There were none.

December 2000

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	693 – 762	\$56,136.54
Highway Dept. Fund	290 – 314	\$18,204.79
Fire Dept. Fund	252 – 275	\$5,348.48
Recreation Dept. Fund	206 – 215	\$19,444.79
Refuse and Garbage Fund	32 – 33	\$77,326.52
Street Lights Fund	17 – 18	\$4,897.08
Water Fund	19	\$3,795.69
Trust & Agency Fund	3	\$2,307.50
Capital Fund	-	\$0
Community Development	-	\$0

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

Departmental Reports:

Department reports for the month of December 2000 were presented by Councilman Zittel for Paul Shephard, Eden Emergency Squad; Michael Jacobs, Eden Fire Assistant Chief for 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; Supervisor Nellis for Scott Henry, Zoning Code Enforcement Officer and for Susan Brass, Recreation Director; R.Ferris Randall, Chairman Board of Assessors. All reports are on file in the Town Clerk’s office.

Michael Jacobs presented Chief Laing’s monthly report for December 2000 and requested the removal of Luigi Palmieri from the active roster.

MOTION was made by Councilman Zittel to accept the removal of Luigi Palmieri from the active roster of the Eden Fire Department; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Mr. Jacobs also requested a meeting with the Town Board to discuss and review both departments proposed truck replacement schedule for the Town Board’s review. A copy of the proposed truck replacement schedule is on file in the Town Clerk’s office. The proposal was brought up during budget time and the monies are budgeted.

Supervisor Nellis suggested that the two departments and the Town Board meet at 7:00 P.M. January 10, 2001 before the Town Board meeting.

Before Kevin Schoenthal, East Eden Fire Chief presented his report; Supervisor Nellis thanked Chief Schoenthal for hosting the Town Board meeting tonight. After Chief Schoenthal completed his report, he requested that Daniel Buck be added to the East Eden active roster, this is a transfer from Eden Fire Department. Mr. Buck will need to still go through an arson investigation.

MOTION was made by Councilman Zittel to approve the addition of Daniel Buck to the East Eden Fire Department active roster subject to approval of an arson investigation; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

After Patrick Howard, Eden Police Chief completed his report; Councilwoman Pew asked how the GIS system was working. Chief Howard stated that it was working well.

After Ronald Maggs, Superintendent of Highways completed his report he requested permission to help, at his discretion with “Celebrate Eden”.

MOTION was made by Councilman Vacco to allow the Superintendent of Highways at his discretion to help with “Celebrate Eden”; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

12.) County Snow Contract

Mr. Maggs stated that the Town and County Highway Association has been working for quite some time on a contract with Erie County Highway for the roads that the county plows and those that the towns plow. Discussions have been taking place for about a year. The previous contract was a five-year contract that expired in spring 2000. Mr. Maggs has received the contract and requires approval from the Town Board for Supervisor Nellis to sign the contract.

MOTION was made by Supervisor Nellis to approve the “County Snow Contract” as recommended by the Superintendent of Highways, Ronald Maggs and to authorize the Supervisor to sign the “County Snow Contract” on behalf of the Town Board; seconded by Councilman Zittel. There was a brief discussion pertaining to the details of the contract. Mr. Maggs stated that the contract was similar to the previous contract with the addition that the Town of Eden plows East Church from Route 62 to Jennings Road. The total would be 29.7 lane miles. The Motion was then put to vote, All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Councilman Zittel read the December monthly report for Paul Shephard, Eden Emergency Squad and stated the top five for duty hours in November were Ray, McGinty, Julie Boedo, Paul R. Shephard, Brant Hardy and Peter Putman, the member of the month of November was Paul R. Shephard. Supervisor Nellis extended the Town Boards appreciation and thanks for the hours served.

Andrew Reilly, Town Engineer reported that he worked with Mr. Maggs and Mr. Henry to submit the grant application for the drainage project for FEMA for Jennings Road and Hemlock Road. Mr. Reilly also met with the New York State Department of Transportation representatives to discuss the proposed sidewalk projects. Mr. Reilly stated that follow-up letters would be sent on those meetings attended. He felt that the meetings with the New York State Department of Transportation were very productive.

William Trask, Town Attorney reported that he has been working over the past month on the utility easement and road dedication for Oakhill, phase 3, part B finalized and should have the road deeded in the next couple of days. Mr. Trask also publicly thanked the Town Board and public officials for all of their help over the past year.

Mary Jo Hultquist, Town Clerk also reported that the collection of school taxes were finished at the end of November and that \$4,646,817.51 were collected which was 97% of the warrant. Mrs. Hultquist also reported that the new Christmas tree in the Town Hall was decorated by Brownie Troop 1962 and that the decorations were made by them and that they did a terrific job.

Ferris Randall, Chief Assessor reported that the Assessor's office has been working with the State for the past month in a half on the update. The commercial parcels are in order, however they are having difficulty with the residential parcels the values seem to be all over the place. They have gone out with the gentleman from the State and it just is not working and that the update may be postponed until 2002. However the Assessors will continue to work on the values because the State will come out and evaluate the utilities and if ours were not done it would upset the State. Mr. Randall also reported that the Assessors received two new computers and a new printer. With the new printer the Assessors can do in house printing that was previously done by the State for notices to residents of new assessments.

MOTION was made by Councilwoman Pew to close the Regular Meeting of the Eden Town Board for the purpose of the public hearing; seconded by Councilman Krycia; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis closed the Regular Session of the Eden Town Board at 8:00P.M.

MOTION was made by Councilman Krycia to open the public hearing for the renewal of Special Use Permits for the year 2001 for Eden KinderCare/St. John's Church, Norman Brenner Gravel Pit, Cazenovia Recovery System and Sprint Spectrum/Mammoser Telecommunications Tower; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Opposed? – None; Motion carried.

Supervisor Nellis opened the public hearing at 8:00 P.M.

8:00 P.M.
Public Hearing

Renewal of Special Use Permits for the year 2001

Eden KinderCare/St. John's Church, Norman Brenner Gravel Pit, Cazenovia Recovery System, Sprint Spectrum/Mammoser Telecommunications Tower

Supervisor Nellis explained that the purpose for the public hearing is to hear from citizens in the Town pertaining to the renewal of Special Use Permits for the following

1. Norman Brenner, Gravel Pit Operation at 3036 East Church Street existing conditions must be kept current under the New York State Department of Conservation mining permit which a copy is on file in the Town Clerk's office.
2. Cazenovia Recovery System at 9136 Sandrock Road, the conditions of the 1992 included the maximum capacity not to exceed 21 residents and Cazenovia Recovery System would continue to make payment instead of taxes to the town through full value of assessment of the property.
3. Eden KinderCare/St. John's Church at 2871 East Church Street, were as the conditions are that the maximum capacity not to exceed 70 youngsters.
4. Sprint Spectrum/Mammoser Telecommunications Tower at 8635 – 8657 East Eden Road, the conditions of the 1997 special use permit stated that items #6 and #7 would need to be updated in December 2000.

Supervisor Nellis asked if there were any comments from the audience. Norman Brenner of 3036 East Church Street asked that the most westerly driveway used for his gravel pit be taken off as it was placed on the conditions because Mr. O'Day felt there was too much dust from the trucks and since Mr. O'Day has passed away at this time Mr. Brenner felt that there is no need for that condition on the special use permit. Ronald Maggs, Superintendent of Highways stated that the Highway Department at times uses the gravel pit and the hill is very hard to get up and down when wet and he felt it would be easier to have access to the use of the fourth driveway up. Councilwoman Pew asked Mr. Trask, Town Attorney if it would necessary to go before the Zoning Board for the condition to be changed on the special use permit pertaining to the use of the driveway. Mr. Trask stated that the condition was added during a 1993 annual review and Mr. Trask stated that he would check into on what would need to be done before going to vote on the renewal.

Supervisor Nellis asked if there were any other comments or questions. There were none.

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

Supervisor Nellis closed the public hearing at 8:10 P.M. and thanked everyone for their input.

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

Supervisor Nellis re-opened the Regular Meeting of the Eden Town Board at 8:10P.M.

Supervisor Nellis read both Scott Henry, Zoning Code Enforcement Officer and Susan Brass Recreation Director reports. After completing Mrs. Brass report, Councilwoman Pew stated that she had received "e-mail" from a student, Tim Zuger regarding the possibility of a Hockey program in the Town of Eden. Councilwoman Pew read the e-mail. Supervisor Nellis stated that a copy would be given to the Recreation Department for review.

Before going on to "New and Unfinished Business" Supervisor Nellis noted that items were added to the agenda after the publication of the agenda in the Eden-North Collins Penny Saver. Supervisor Nellis read the added items.

New and Unfinished Business

1.) Water District No. 4 Update

Supervisor Nellis stated that he has spoken with Jack Quinn's office and was advised that the Town of Eden should be funded by the end of the first quarter, which is the end of December. They would be getting the paper work to the town on what has been approved and what the schedule would be. Supervisor Nellis noted that further information should be available at the January 10, 2001 Town Board Meeting.

2.) Additional Appointments – CPIC and Hamlet Revitalization Committees

Supervisor Nellis stated that James Soule of the Eden Recreation Advisory Board be appointed to the Comprehensive Plan Implementation Committee and Mike Best as alternate. Then Supervisor Nellis reviewed those already appointed.

MOTION was made by Councilman Krycia to appoint James Soule of the Eden Recreation Advisory Board to the Comprehensive Plan Implementation Committee and Mike Best as the "Alternate"; seconded by Councilman Vacco; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis then stated that the following be appointed to the Hamlet Revitalization Committee;

Eden School District
Ronald Uhlman

Eden Agency
James Walker

Eden Recreation Advisory Board
Sandra Schrauth
James Brass (alternative)

Historical Review Board
Robert Stievater (or Designee)

Technology Committee
Paul Shephard

MOTION was made by Councilman Vacco to appoint to the Hamlet Revitalization Committee those stated by Supervisor Nellis; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

3.) Working Agreement with Eden Police Club

Councilman Zittel stated that another meeting is scheduled for December 19, 2000 and that they have finished negotiations with the officers that are presently working and this would not affect the 2001 budget. Councilman Zittel also stated that there is work still to be done on the contract for new hires. Councilman Zittel felt that if all goes well the contract would be signed and ready to be presented at the December 27, 2000 Town Board meeting.

4.) Proposed Right-To-Farm-Law: Scheduling of Public Hearing 1/10/01 @ 8:30 P.M.

Supervisor Nellis explained that in the Eden Master Plan that was approved in October 2000 there was a proposal to establish a “Right-to-farm-Law” for the Town of Eden. Supervisor Nellis stated that there is a “Right-to-farm-Law” within the County of Erie that was passed three years ago.

Supervisor Nellis proposed that a public hearing be scheduled for January 10, 2001 at 8:00 P.M. for hearing comments from citizens on the “Right-to-Law” legislation. Copies will be available for review in the Town Clerk’s office, the Eden Library and the Supervisor’s office.

MOTION was made by Councilman Zittel to schedule a public hearing on January 10, 2001 at 8:00 P.M. for the “Right-to-farm-Law”; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

5.) Discussion: 6-Month Moratorium on Ponds. Schedule Public Hearing – 1/10/01 @ 8:30 P.M.

Supervisor Nellis stated that many request have been received over the years for ponds to be constructed in the Town of Eden. It was felt that it was time to take a look at some of the laws pertaining to ponds. Items would need to be clarified and also to spend time with the soil conservation looking at the impact of ponds on such items as the water table and other concerns there might be.

Supervisor Nellis proposed the consideration of a moratorium on ponds and that the Board members are receptive to going through the process, in which a public hearing would need to be held.

Andrew Reilly, Town Engineer stated that about a half dozen communities are looking at the same issues and that the Town of Eden could work with the other towns to re-write the laws pertaining to construction of ponds. Mr. Reilly stated that individual pond permit requests that have been received would be grandfather in.

Supervisor Nellis also noted that a recommendation was received from the Eden Planning Board to explore the town's code and compare to what other towns are doing and take such action as necessary up to and including a moratorium.

There was further discussion regarding the notification of other town committees so that their input could be included.

MOTION was made by Supervisor Nellis to accept the recommendations of the Eden Planning Board and hold a "6-Month Moratorium" and grandfather those applications in process following a public hearing to be held January 10, 2001; seconded by Councilman Krycia; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Vacco to schedule a public hearing for January 10, 2001 at 8:30 P.M. for discussion regarding a "6-Month Moratorium"; seconded by Councilman Krycia; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

6.) End of Year Meeting – Wednesday, December 27th

Supervisor Nellis stated that the "End of Year meeting" would be held Wednesday, December 27, 2000 at 7:30 P.M. anyone with purpose to wrap up the year and also the Reorganizational Meeting would be held after the Town Board meeting.

7.) Discussion/Decision – Dinse Pond Request/Paul Alessi Pond/Brent Hardy Pond

Supervisor Nellis stated that the Zoning Board of Appeals approved the construction of the pond on R8849 East Eden Road realizing that there is no existing frontage and allowed the

variance at their November 9, 2000 public hearing. Copy of the minutes for the Zoning Board of Appeals November 9, 2000 meeting are on file in the Town Clerk's office.

Supervisor Nellis stated that since the Planning Board and the Zoning Board have acted on it, it is now back to the Town Board. Supervisor Nellis asked if there were any questions or comments.

Councilwoman Pew asked if there would any liability to the Town. Mr. Trask, Town Attorney stated that the Town Board would be permitting authority and standards for issuing special use permits and now that the variance has been granted the Town Board has the right to take in the consideration the characteristics of the property and the neighborhood and any health or safety concerns. The Town Board has the right to prescribe reasonable conditions when or if the Town Board issues the permit.

Councilman Zittel also stated that he felt that there is always the possibility that the Town could be held liable for any reason, but that the common sense approach would be for the Town Board to act upon the request as it has in the past. Councilman Zittel felt that the Town Board is being proactive in coming up with new guidelines for ponds in the future, however as stated by the recommendation of the Planning Board they felt very strongly that those that are in process should be handle like those in the past. If some restriction were to be put on, Councilman Zittel stated that he would support it with reasonable restrictions.

Councilwoman Pew also stated that most often the homeowners live on the property and felt that this is a unique situation and she wanted to understand the liability if any to the Town.

Councilman Vacco stated that he has had discussions with Mr. Dinse regarding conditions to be added to the permit for public safety. Discussed were possible berms and signage and maybe a few trees to mark off the pond.

Councilwoman Pew asked Mr. Dinse that at the Zoning Board meeting it was discussed about the snowmobile trail going through the property, has Mr. Dinse told the Snowmobile club that he does not want the trail to go through his property. Mr. Dinse replied that he has given the club an option to go through with conditions and has yet to receive anything back from the club, however he is willing to discuss the trail but has not given authorization for the trail. Mr. Dinse also stated that he has had two public hearings and has sent two letters to the neighbors and has had no problem on record with an issue of constructing a pond on his property at R8849 East Eden Road. Mr. Dinse lastly stated that he does not have a problem with reasonable restrictions being placed on his special use permit.

MOTION was made by Councilman Vacco to issue a Special Use Permit to Timothy Dinse for property on R8849 East Eden Road for the construction of a pond with the following conditions; that the location of the pond be identifiable by a boundary berm delineating the location of the pond, that the pond be marked with appropriate signage warning of the pond's location on four sides and that Mr. Dinse will plant trees 25 feet apart on the back side of the pond for borders to delineated the location of the pond; seconded by Councilman Zittel; "Ayes" – Supervisor Nellis, Councilman Krycia, Councilman Vacco and Councilman Zittel; Opposed? – None; Abstain? – Councilwoman Pew; Motion carried.

Supervisor Nellis also noted that two applications have been received from Brent Hardy to construct a pond at 2212 Eden Evans Center Road and Paul Alessi to construct a pond at 2440 & 2450 Eden Evans Center Road. Mr. Alessi's request is on the agenda of the Zoning Board for discussion at their February 2001 meeting.

8.) Niagara Mohawk Lighting on Schoolview

Councilman Vacco stated that he has met with Mary Willer, Consumer Representative for Niagara Mohawk regarding a light near the designated crosswalk near the Eden High School. The light right now is about 50 feet from the crosswalk area and at night it does not shine into the crosswalk area where pedestrians are not being seen. Councilman Vacco and Chief Howard have met with Mary Willer to discuss the possibility of moving the light to a new pole. A bid has been received to do this however there were discrepancy with the figures and Councilman Vacco requested that once the numbers are confirmed that this could be brought up at the December 27, 2000 meeting.

Councilman Vacco expressed his concern of students not being seen in the crosswalk in the early morning and evening.

There was further discussion to clarify where and why a new pole would be needed at the crosswalk and that the Town is already paying for the existing light pole. After the brief discussion the topic was tabled until the December 27, 2000 meeting.

9.) VFW – Liquor License (Informational)

Supervisor Nellis stated that a letter was received from the Eden Memorial Post 8265 at 2551 March Road stating that they intend to seek renewal of its liquor license for a two-year period, to become effective February 1, 2001. A copy of the letter is on file in the Town Clerk's Office.

10.) Annual Report of Conservation Advisory Board

Supervisor Nellis explained that each year the Conservation Advisory Board is required to submit an annual report in accordance with Article 12-F of the General Municipal Law for the Town Board's approval and submission to the New York State Commissioner of Environmental Conservation. Presenting the annual report was Frank Mantione, Chairman of the Eden Conservation Advisory Board.

Mr. Mantione reviewed the annual report submitted to the Town Board, which is on file in the Town Clerk's office. The report highlighted the projects in which the Eden Conservation Advisory Board worked on over the past year.

Councilwoman Pew thanked Mr. Mantione and the Eden Conservation Advisory Board for their dedication and the hard work they have done through out the year. Councilwoman Pew stated that it has been a pleasure to be the liaison of the board and participate in their endeavors for the town.

MOTION was made by Councilwoman Pew to approve the annual report submitted by Frank Mantione, Chairman of the Eden Conservation Advisory Board for the year 2000 and be submitted in accordance with Article 12-F of the General Municipal Law of the Town Board; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

11.) PO 17’s – Highway Personnel – Part-time Laborers

Supervisor Nellis explained that one part-time labor position is on file with Erie County Personnel Officer and two people are working in that capacity. Superintendent of Highways, Ronald Maggs hires five more part-time workers for the winter months and the County Personnel Officer had advised the Town Board that they must create positions for the five new hires plus one more for the person already working for a total of six new part-time laborer positions. Supervisor Nellis read the names of the five part-time laborers that were recently hired, John Sickau, Gerald Agle, Steve Skalski, Ken Spence and Randy Cornell.

Councilman Krycia asked for clarification of how many positions are being created. Mr. Maggs explained that he is asking for six part-time laborers and every fall the Highway department adds about five workers for the winter months and that one part-time laborer is already working.

MOTION was made by Supervisor Nellis to create the six part-time highway laborers positions for the Highway Department; seconded by Councilman Krycia; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Zittel to appoint John Sickau, Gerald Agle, Steve Skalski, Ken Spence and Randy Cornell to the part-time highway laborers positions; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

13.) Recreation Bids – Baseball/Softball Supplies

Supervisor Nellis stated that two bids were received for baseball equipment and with the recommendation of the Eden Recreation Advisory Board that the bid be awarded to Laux Sporting Goods in the amount of \$2,420.70. A copy of the Bid Award is on file in the Town Clerk’s office.

MOTION was made by Councilman Zittel to award the Baseball Equipment bid to Laux Sporting Goods in the amount of \$2,420.70 as recommended by the Eden Recreation Advisory Board; seconded by Councilman Krycia; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor's Report:

Supervisor Nellis reported that the Town Board was advised by John Molloy, engineer for Erie County Department of Environmental Planning and Sewer Management that in the Spring time the pumping station at the end of West Pleasant Avenue will be eliminated by installing approximate of 2500 feet of 8-inch gravity sanitary sewer. Supervisor Nellis stated that more information would most likely be sent pertaining to the project.

Hearing of Visitors:

Ruth Szalasny of 3048 Belknap Road
Kathy Funke of 4135 Rosedale
George Yager of 2855 Hillbrook Drive
Gerald Maggs of 2763 First Street

Adjournment:

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

Supervisor Nellis adjourned the Regular Meeting of the Eden Town Board at 9:35P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board at 10:50 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk