

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JULY 11, 2001
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

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

DEPARTMENT HEADS PRESENT:

Andrew C. Reilly of Wendel	-	Town Engineer (<i>Absent</i>)
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 (<i>Absent</i>)
Scott T. Henry	-	Zoning Code Enforcement Officer

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.

Supervisor Nellis welcomed everyone to the Town Board Meeting and began by recognizing Frank Mantione who has done some extraordinary things for the Town, which

included a public service event that occurred on June 9th involving Eighteen Mile Creek cleanup of two areas down in Eden Valley and Route 75 and East Church. Mr. Mantione and Councilman Krycia coordinated the cleanup. Supervisor Nellis then read the names of the following participants:

Eighteen Mile Creek Clean-up Participants

Frank Mantione	Jason Collard	Marg Collins
Robert Stievater	Mitchell Collard	Jim Collins
Ed Krycia Jr.	Rick Stadelmaier	Vincent Mangino
Mark Soeman	Jesse Crabtree	Linda Steele
Vern Impey	Josh Chatwood	Christian Steele
Ryan Brown	Celeste Callinan	Tyler Arendt
Jerry Brown	Stacy Callinan	Erich Arendt
Kathy Swank	Megan Collins	Jeremy Logan
Dick Swank		

The event was a “Project Impact” activity for the youth to participate in. Supervisor Nellis and the Town Board members presented each participant with a certificate of award and appreciation.

Supervisor Nellis then presented Ronald Maggs, Superintendent of Highways a certificate that recognized the Eden Highway Department of their continued service and support to Rural Transit Services.

Approval of Minutes:

Supervisor Nellis asked if there were any questions or corrections to the Town Board Minutes of June 13, 2001. There were none.

MOTION was made by Councilman Zittel to approve the Town Board Minutes of June 13, 2001 as presented; seconded by Councilman Vacco; “Ayes” – Supervisor Nellis, Councilman Krycia, Councilman Vacco and Councilman Zittel; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis then asked if there were any questions or corrections to the Town Board Minutes of June 27, 2001. There were none.

MOTION was made by Councilman Vacco to approve the Town Board Minutes of June 27, 2001 as presented; seconded by Councilman Zittel; “Ayes” – Supervisor Nellis, Councilman Krycia, Councilman Vacco and Councilman Zittel; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Amendments:

Supervisor Nellis stated that there was one Budget Amendment from account A2590 to A8020.4 for “Weller tract II phase 2 costs” in the amount of \$1,847.44.

MOTION was made by Councilman Krycia to approve the Budget Amendment as stated by Supervisor Nellis; seconded by Councilman Zittel; “Ayes” – Supervisor Nellis, Councilman Krycia, Councilman Vacco and Councilman Zittel; Opposed? – None; Abstain? – None; Motion carried.

Councilwoman Pew arrived at 7:50 P.M.

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. Mary Jo Hultquist, Town Clerk stated that there was one addition to the Highway Fund, voucher #216 for “The General Fund” for fuel in the amount of \$1,087.81 changing the total amount to \$42,820.21.

JULY 2001

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	360 – 419	\$33,623.98
Highway Dept. Fund	182 – 216	\$42,820.21
Fire Dept. Fund	127 – 147	\$6,517.27
Recreation Dept. Fund	77 – 103	\$7,975.29
Refuse and Garbage Fund	17 – 19	\$13,084.86
Street Lights Fund	9 – 10	\$3,616.26
Water Fund	10 – 11	\$3,831.79
Trust & Agency Fund	-	\$0
Capital Fund	-	\$0
Community Development	-	\$0

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

Departmental Reports:

Department reports for the month of June 2001 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; William Trask, Town Attorney; Mary Jo Hultquist, Town Clerk; Scott Henry, Zoning Code Enforcement Officer; Susan Brass, Recreation Director. All reports are on file in the Town Clerk’s office.

After Paul Shephard, Eden Emergency Squad completed his report, Supervisor Nellis extended the Town Board’s appreciation to the top five members for the month of June, Julie Boedo, Cheri Dias, Art Bugenhager, Brent Hardy, Ray McGinty and Jamie Osuch. The member of the month was Julie Boedo.

Mr. Shephard also reported that Mercy Flight is doing a campaign for their 20th Anniversary by placing signs at addresses where they have landed and assisted in transporting patients to the hospital. The signs will be up for a couple weeks and the signs also include the names of the fire and emergency departments in Eden.

Councilman Zittel inquired if Mercy Flight still mandates that a pumper be on the scene. Mr. Shephard replied that it is no longer a requirement, however a truck is usually on-site due to the emergency call in the first place.

Councilwoman Pew asked if there was a designated place that Mercy Flight has to land in the Town of Eden. Mr. Shephard replied that there are landing zones for Mercy Flight to use, however in the event of a critical patient, Mercy Flight tries to land as close to the scene as possible. Mr. Shephard also noted the areas that are used by Mercy Flight more often are the High School sports field and Tennessee Gas on East Eden Road.

After Chief Howard completed his report, Chief Howard requested the creation of a part-time Police Dispatcher position that would not affect the current budget. Chief Howard requested that Jennifer Mills be hired for the position.

MOTION was made by Councilman Zittel to create the position of part-time Police Dispatcher; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Krycia to hire Jennifer Mills as the part-time Police Dispatcher; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Ronald Maggs, Superintendent of Highways reported that the paving was completed on the Town Hall parking lot and that the Highway Department is now working on summer projects.

Mr. Maggs also requested the following Budget Transfers for approval. From account D2770 to account D5142.4 for money received as compensation for cleaning debris on Sauers, Yochum and Knoll Roads in the amount of \$300.00, from account D2770 to account D5110.4 for pipe permit money in the amount of \$2,843.36.

MOTION was made by Councilman Krycia to approve the Budget Transfers as stated by Ronald Maggs, Superintendent of Highways; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Mr. Maggs also requested permission to assist with the Eden Corn Festival as needed on the grounds.

MOTION was made by Councilman Zittel to grant permission to the Highway Superintendent, Ronald Maggs to help with the Eden Corn Festival as needed on the grounds; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Krycia to close the Regular Meeting of the Eden Town Board to go into public hearing to consider the request from Nextel Partners for a Special Use Permit, which would allow them to construct a Telecommunications Tower at 8174 N. Main Street; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

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

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

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

8:00 P.M.
Public Hearing

To consider the request from Nextel Partners for a Special Use Permit which should allow them to construct a Telecommunications Tower at 8174 N. Main Street, Eden.

Supervisor Nellis stated that an application from Nextel Partners, Inc. was received for a Tower Special Use Permit which would allow the construction of a 195’ wireless communication facility with a 10’ x 10’ equipment building at its base, located on a 400’ x 400’ parcel at the rear of 8174 N. Main Street, approximately 1400’ west of North Main Street on a parcel owned by

resident Anne Weidner. The facility will be used to provide Nextel Wireless service to residents and the traveling public in and around the Town of Eden.

Gerald Brophy, a Nextel representative was present and made a brief presentation with handouts that were given to Town Board members. Copies of handouts are on file in the Town Clerk's office. Mr. Brophy went on to explain why Nextel Wireless chose the location which would be unmanned, surrounded by a fence and would not be lighted unless required by the FAA or the Town of Eden. Mr. Brophy also explained that there is a gap (blank area) that falls right in the hamlet of Eden and this tower would fill the gap.

The following residents asked questions and stated their concerns:

C. William Carpenter of 3780 Yochum Road

Gerald Vice of 2951 Shadagee Road

Lawrence Clerc of 8172 N. Main Street

Frank Mantione of 2722 Kulp Road

Wilbert Smutz of 3094 East Church Street

Joseph Klug of 7700 Bley Road

John Bishof of 2840 Paxon Road

Questions asked were about whether there was any hazardous material that would be used at the site or as the tower transmitted. Mr. Brophy stated that as far as his company knew there were no health hazards. A part of the tower ordinance is that the accumulative of radiations is monitored to ensure the safety of the tower. Mr. Brophy also explained that the FCC mandates all equipment used and every two years testing would be done. Also discussed was the expected life of the tower, which Mr. Brophy explained would be a 30-year lease and if the tower was not used in a twelve-month period the tower would be removed at the expense of Nextel.

Also asked was whether there would be any interference with televisions or radios. Mr. Brophy explained that they have not experienced any interference with other towers that they have constructed in the surrounding communities.

Concerns were also raised about the visibility of the tower. Mr. Brophy provided in the handouts a few pictures taken of the proposed site from various angles around town. Mr. Brophy stated that about two miles out the visual effect was small. There are trees that surround the location and minimize the visibility of the tower.

Also discussed was whether any more money be brought into the town by constructing the tower. Mr. Brophy explained that the site has the capability to co-locate four companies on the tower and at this time Mr. Brophy is unaware of any other interests in this tower.

Concerns were also expressed about the affect of property value to the residents near the site. Mr. Brophy stated that there would be no impact on the property values for their research has showed that across the country property values of those near the tower did not decrease. Supervisor Nellis asked Mr. Brophy to send the Town Board a copy of research done on property values so the Town Board can make it available for anyone interested in this issue. Mr. Brophy said he would forward this information to the Town Board.

After concerns and questions were completed, Supervisor Nellis stated that if residents had any other information, questions or concerns to express to the Town Board or the Eden Planning Board to consider doing so by writing to the Town Board or the Eden Planning Board.

MOTION was made by Councilman Zittel to adjourn the 8:00 P.M. public hearing; seconded by Councilwoman Pew; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis closed the 8:00 P.M. public hearing at 8:45 P.M.

MOTION was made by Councilman Krycia to open the 8:30 P.M public hearing to consider Proposed Local Law No. 6-2001 to be known as the Town of Eden Business Incentive Real Property Tax Law; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None Abstain? – None; Motion carried.

Supervisor Nellis opened the 8:30 P.M public hearing at 8:45 P.M.

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

**To consider Proposed Local Law No. 6-2001 to be known as the Town of Eden Business
Incentive Real Property Tax Law**

Councilman Krycia explained that the law has to do with a “real property tax incentive for commercial businesses” with improvements to real property that must exceed \$10,000.00. The results of an increase in assessment from such improvements are subject to the exemption. The law is similar to Real Property Tax Law, Section 485-b with exemption from taxation available only to conforming uses in the specified zoning districts covered in the law, they are “Office Business, Local Business, General Business, Planned Industrial and General Industrial. There is an accelerated tax abatement schedule available that requires that minimum improvements of up to \$50,000.00 be done. William Trask, Town Attorney stated that law would be redrafted to reflect the \$50,000.00 requirements. Mr. Trask also read the following eligibility requirements; “By state law property must be use primarily for buying, selling, storing or developing goods or services for the manufacturer assembly of goods for processing raw materials or for hotel or motel purposes but not for any type other dwelling accommodations for residents or transients.”

The following residents made comments and asked questions:

Wilbert Smutz of 3094 East Church Street

John Bischof of 2840 Paxon Road

Gerald Maggs of 2763 Second Street

MOTION was made by Councilman Zittel to close the 8:30 P.M. public hearing regarding Local Law No. 6-2001 and go into the 8:45 P.M. public hearing; seconded by Councilwoman Pew; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis closed the public hearing at 8:55 P.M.

MOTION was made by Councilman Vacco to open the 8:45 P.M. public hearing to consider Proposed Local Law No. 7-2001, Amendments to the Town’s Standard Schedule of Fees; seconded by Councilman Zittel; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis opened the public hearing at 8:55 P.M.

**8:45 P.M.
Public Hearing**

**To Consider Proposed Local Law No. 7-2001,
Amendments to the Town’s Standard Schedule of Fees**

Supervisor Nellis stated that the Town had a Moratorium on Ponds to improve the law regarding ponds and from that a need to set a fee for services rendered which the Eden Planning Board recommended. The two areas affected are “Residential” for a site plan review by the Eden Planning Board and “Subdivision Fees” the amounts would be \$150.00.

Councilwoman Pew asked if the “Subdivision Fees” are for minor subdivisions. Scott Henry, Zoning Code Enforcement officer explained that it is generally minor subdivisions because the review process created and the review costs have exceeded the \$25.00 amount. William Trask, Town Attorney further explained that this refers to minor subdivisions, which are considered property splits that are not referred to the Planning Board but are processed by the Town Engineer, the Building Inspector and the Planning Board chairman. These fees are just limited to those types of reviews. It was also discussed that the fees would not exceed the \$150.00 for the “Subdivision Fees” it would be credited towards an amount that may be owed for a referral to the Planning Board.

It was also discussed that these fees are for the services rendered to cover the expense to review the applications.

After the brief discussion, Mr. Trask suggested that Local Law No. 7-2001 be table in order to review the bills that the town receives regarding the services rendered for the application process.

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

Supervisor Nellis closed the public hearing at 9:12 P.M

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 9:12P.M.

Departmental reports were continued with Supervisor Nellis stating that Andrew Reilly, Town Engineer submitted his report on activities that he had covered in the month of June. A copy is on file in the Town Clerk's office.

William Trask, Town Attorney requested for a brief Executive Session for discussion on pending litigation.

After Mary Jo Hultquist, Town Clerk completed the monthly report; Mrs. Hultquist also reported on the "Tax Collection" for the 2001 Town and County taxes. The tax collection amounts were as follows:

2001 Town & County Tax Collection	Amount
Total Collected	\$4,010,678.75
Paid to Town	\$1,941,291.05
Paid to County	\$2,069,387.70
Collection	90%

After Susan Brass, Recreation Director completed her report, Councilman Zittel expressed the feeling that the Recreation Department did a fantastic job completing Gorcica Field and that commitment and patience does pay off.

New and Unfinished Business:

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

- 6.) Scoping Session for Bosse project
- 7.) Petition for Establishment of Drainage District for Weller Tract II Phase 2

1.) Water District No. 4

John Reid of R & D Engineering reported that the pump stations sites have been narrowed down to two with more research being done. The tank site has been selected and currently negotiations are taking place with property owners. Mr. Reid also reported that new pump stations are backed-up and suggested that if in the next 30 days the situation doesn't resolve, Mr. Reid may ask the Town Board to purchase the pump station so that it may be ordered, and then do a second contract to install it. Mr. Reid would report on July 25, 2001 the status.

Ronald Maggs, Superintendent of Highways inquired as to when construction was starting. Mr. Reid replied that the water mains would begin in the next 45-60 days, there are still two agencies that need to approve.

The following residents asked questions:

John Bischof of 2840 Paxon Road
Donald Denz of 9101 Jennings Road
Joyce Bischof of 2840 Paxon Road
Charles Gojmerac of 8905 Jennings Road
Desi Engle

Also discussed was when the project would be completed. Mr. Reid stated that the intent is to be completed by early winter and the project may begin at Jennings Road. The pump station however may be installed in mid-winter.

Lastly Mr. Reid reported that with the petitions received from New Jerusalem Road and Ferrier Road to Route 62 residents are being looked into as a possible water project.

2.) Southtowns Water Consortium

Supervisor Nellis stated that it is a relatively new consortium put together supported by the County Executive. Conversations are taking place with the Erie County Water Authority regarding the delivery of water to the Southtowns by the water authority. The towns include Marilla, Aurora, Village of East Aurora, Orchard Park, Boston, Eden, Colden with Elma and the Village of Orchard Park who are considering joining the presentation to be given by the consortium.

Mr. Reid stated the purpose is to force the planning for future water needs to ensure capacity if water was to go to other areas of these towns.

3.) Business Survey – Status Report

Supervisor Nellis stated that a presentation was given at the June 27, 2001 Town Board Meeting. The information presented is being passed along to other committees for review. Supervisor Nellis also stated that on the survey the Highway Department, Fire Departments and Police Department received high marks from the businesses that participated in the survey. Supervisor Nellis extended the Town Board's appreciation of the high standard of service maintained by these departments.

4.) Schedule Public Hearing – New Business

Supervisor Nellis stated that a letter was received from Karen Sawicki, President of “Curves for Women” to establish and renovate a portion of a building owned by Trevor Industries, Inc., located at 8698 S. Main Street. The space is located in the Northwest corner of the Building and comprises approximately 1340 square feet.

Supervisor Nellis indicated that the Eden Planning Board has spoken with Mrs. Sawicki to go over the drawings and has forwarded to the Town Board with site plans forth coming. The Eden Planning Board has recommended a public hearing be held July 25, 2001 at 8:00 P.M. The Eden Planning Board will be present.

MOTION was made by Councilman Zittel to schedule a public hearing for “Curves for Women” subject to the site plan being presented to the Eden Planning Board for approval; seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

5.) Abandonment of Paper Road

Supervisor Nellis stated that a letter was received from Bill Carpenter requesting the Town Board pass a resolution to abandon a paper road that runs the east line of his property on Hillview Drive. The road may have been named Ellis Road. It runs parallel to Hammond Drive and between Hammond Drive and Woodside Drive on paper.

Supervisor Nellis stated that drawings were reviewed and in fact there was a paper road, the part that was not done was from Hillview Drive to East Church Street. Reviewing the process three actions are required: that a written request be received from the property owner, a legal description for the road to be abandon, and to have each of the contiguous property owners sign a petition. Supervisor Nellis also stated that it does require the Town Board members and the Highway Superintendent to sign a consent form to eliminate the paper road.

Supervisor Nellis read the following Resolution that was moved by Councilman Zittel:

WHEREAS, RON MAGGS, Superintendent of Highways, states that all those parts of certain Town highways herinafter designated have not been opened or worked for more than six (6) years last past, and have not been traveled, or have been abandoned by the public and have never been used as a public highway to wit:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Eden, County of Erie and State of New York, being part of Lot Number thirty-six (36), township eight (8), Range eight (8) of the Holland Land Company’s Survey, bounded and described as follows:

COMMENCING as a point in the center line of Hillview Place distant 418.53 feet east of the center line of Hammond Drive, said point being the southeasterly corner of lands conveyed to Robert J. Beehler and Bernadine, his wife, by deed recorded in Liber 4985 of Deeds at page 8;

thence north at right angles along the easterly line of lands conveyed to Beehler as aforesaid, said line being the centerline of the proposed street described therein, a distance of 24.75 feet to the northerly line of Hillview Place, said point being the principal point or place of beginning; thence easterly along the northerly line of Hillview Place a distance of 24.75 feet to the easterly line of the proposed street; thence northerly along the easterly line of the proposed street to the northerly terminus thereof; thence westerly along the northerly line of the proposed street to the westerly line of the proposed street, said line being distant 49.5 feet westerly from the easterly line of said proposed street as measured at right angles; thence southerly along the westerly line of the proposed street to a point on the north line of Hillview Place distant 24.75 feet westerly from the principal point or place of beginning; thence easterly at right angles and along the northerly line of Hillview Place a distance of 24.75 feet to the point or place of beginning.

BE IT RESOLVED that the members of the Town Board, constituting the whole thereof, consent to the making and filing of the necessary certificate that this highway be and hereby is discontinued, pursuant to Section 205 of the Highway Law, and

BE IT FURTHER RESOLVED that the certification be subscribed by all members of the Town Board of the Town of Eden.

Seconded by Councilman Vacco; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

6.) Scoping Session for Bosse Project

Supervisor Nellis stated that the project on Route 20 was part of an earlier discussion with the Planning Board and residents of the Town of Evans. The Town of Evans would be providing most of the services. The Town Engineer, Andrew Reilly suggested to set-up a “Scoping Session” on August 8, 2001 at 6:00 P.M. and to invite the Town of Evans to go over materials provided by Mr. Bosse.

MOTION was made by Councilman Zittel to schedule a “Scoping Session on August 8, 2001 at 6:00 P.M. subject to the Town’s receipt of the escrow monies that have been requested to cover the professional services from the developer prior to the time the notices have been sent out; seconded by Councilman Krycia; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

7.) Petition for Establishment of Drainage District for Weller Tract II Phase 2

Supervisor Nellis stated that we have received from Donald Schreiber, Jr., Vice-President of Schreiber & Winkelman Inc. a petition calling for establishment of Drainage District for

Weller Tract II Phase 2, copies on file in the Town Clerk's office. Supervisor Nellis proposed that a public hearing be held August 8, 2001 at 8:00 P.M. to consider the petition.

MOTION was made by Councilman Zittel to schedule a public hearing to consider the petition to establish Drainage District for Weller Tract II Phase 2 for August 8, 2001 at 8:00 P.M.; seconded by Councilman Vacco; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Before the Supervisor's report, Supervisor Nellis suggested that a public hearing be schedule for "Proposed Local Law No. 2001-6" on August 8, 2001 at 8:15 P.M.

MOTION was made by Councilman Krycia to schedule a public hearing for "Proposed Local Law No. 2001-6" on August 8, 2001 at 8:15 P.M.; seconded by Councilman Zittel; All – "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor's Report:

Supervisor Nellis reported that \$500.00 gift was received from Tennessee Gas for Recreation fund. Supervisor Nellis extended the Town Board's appreciation to Rob Redmond local Manager of Tennessee Gas.

Supervisor Nellis also reported that a visit from the State Comptroller's office for an informal evaluation is in process.

Supervisor Nellis reminded everyone of the July 18, 2001 at 3:00 P.M. for purposes of a presentation by Environmental Facility Corporation on money potentially available for clean and drinking water projects.

Lastly Supervisor Nellis stated that the Hamlet Revitalization Committee would be meeting Thursday, July 12, 2001 at 6:00 P.M. and the Comprehensive Plan Implementation Committee would be meeting Thursday, July 19, 2001 at 7:00 P.M.

Hearing of Visitors:

There were none.

Adjournment:

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

Supervisor Nellis adjourned the Regular Meeting of the Eden Town Board at 10:03 P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board at 10:30 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk