

MINUTES

REGULAR MEETING – EDEN TOWN BOARD

EAST EDEN FIRE HALL

8097 EAST EDEN ROAD

EDEN, NEW YORK

FEBRUARY 13, 2002

7:30 P.M.

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS - SUPERVISOR
MARY LOU PEW - COUNCILWOMAN (*Deputy Supervisor*)
GEORGE F. ZITTEL - COUNCILMAN (*Absent*)
VINCENT V. VACCO - COUNCILMAN
TIMOTHY J. WALKER - 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 (*Absent*)
Paul Laing, Jr. - Eden Fire Chief
Kevin R. Schoenthal - East Eden Fire Chief
Susan Brass - Recreation Director
Mary Murray - Chairman Board of Assessors
Scott T. Henry - Zoning Code Enforcement Officer

OTHERS PRESENT:

William Trask - Town Attorney
Mary Jo Hultquist - Town Clerk
Ann 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.

Approval of Minutes:

Supervisor Nellis asked if there were any additions or corrections to the Town Board Minutes of January 2, 2002. There were none.

MOTION was made by Councilman Vacco to approve the Town Board Minutes of January 2, 2002 as presented; seconded by Councilman Walker; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis asked if there were any additions or corrections to the Town Board Minutes of January 9, 2002. There were none.

MOTION was made by Councilman Vacco to approve the Town Board Minutes of January 9, 2002 as presented: seconded by Councilman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis asked if there were any additions or corrections to the Town Board Minutes of January 23, 2001. There were none.

MOTION was made by Councilwoman Pew to approve the Town Board Minutes of January 23, 2002 as presented; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Transfers:

There were none.

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.

February 2002

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
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General Fund	14-94	\$62,144.42
Highway Dept. Fund	6A-38	\$27,514.19
Fire Dept. Fund	7-35	\$15,434.23
Recreation Dept. Fund	3-13	\$3,882.48
Refuse and Garbage Fund	1-3	\$54,950.65
Street Lights Fund	1-2	\$4,607.93
Water Fund	2	\$4,019.02
Trust & Agency Fund		
Capital Fund		
Community Development		

February 2002

Payables

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	836-847	\$4,025.66
Highway Dept. Fund	388-390	\$1,039.47
Fire Dept. Fund	288-291	\$2,377.44
Recreation Dept. Fund	202-206	\$564.50
Street Lights Fund	23	\$76.44
Refuse & Garbage Fund	35	\$8,670.68

MOTION was made by Councilwoman Pew to approve the Audit of Bills as presents; seconded by Councilman Walker; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Departmental Reports:

Supervisor Nellis thanked Kevin Schoenthal, East Eden Fire Chief for hosting the Town Board Meeting tonight.

Department reports for the month of February, 2002 were presented by; Paul 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; Scott Henry, Zoning Code Enforcement Officer; Susan Brass, Recreation Director; Mary Murray, Chairman Board of Assessors. All reports are on file in the Town Clerk's office.

Paul Laing, Eden Fire Chief asked the Town Board to remove the name of David Doctor from the active roll of the Eden Fire Department.

MOTION was made by Councilwoman Pew to remove David Doctor from the active roll of the Eden Fire Department; seconded by Councilman Walker; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Chief Laing asked the Town Board permission to begin to write specifications for boiler replacement in the fire hall. This is a budgeted item for 2002.

MOTION was made by Councilman Walker to grant permission to Chief Laing to begin to write specifications for boiler replacement in the fire hall; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None: Motion carried.

Kevin Schoenthal, East Eden Fire Hall publicly thanked the Eden Fire Department for their assistance with the 2 fires that occurred within the last 2-1/2 weeks.

Patrick Howard, Police Chief asked permission of the Town Board to purchase a new patrol car. The new vehicle would be a 2002 Ford Crown Victoria Police Interceptor. The cost is off the New York State bid list of \$21,580.00 plus an additional \$675.00 to transfer equipment to this vehicle. The purchase of this vehicle is in compliance with their replacement schedule and has been budgeted.

MOTION was made by Councilman Vacco to grant permission to Chief Howard to purchase the above mentioned vehicle; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Patrick Howard, Police Chief then asked permission to declare the 1999 Crown Victoria, Car II, surplus equipment and set the bid opening for Friday, March 8, 2002 at 11:00 A.M., Town Clerk's Office.

MOTION was made by Councilman Walker to declare Car II as surplus equipment and set the bid opening for Friday, March 8, 2002 at 11:00 A.M, Town Clerk's Office; seconded by Councilman Vacco; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Ron Maggs, Highway Superintendent asked permission of the Town Board to set the bid opening date for Motor Fuels and Related Services for Friday, March 8, 2002 at 10:00 A.M., Town Clerk's Office.

This annual bid included no lead, diesel, kerosene and related services for a on-year period from April 1, 2002 through March 31, 2003. Highway, Fire, Emergency Squad, Recreation, Police, Dog Control, Building Inspector, Senior Citizens, Eden Central School and Rural Van use these pumps.

MOTION was made by Councilman Walker to set the bid opening for Motor Fuels and Related Services for Friday, March 8, 2002 at 10:00 A.M, Town Clerk's Office; seconded by Councilman Vacco; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Andrew Reilly, Town Engineer reported that he attended the CPIC (Comprehensive Plan Implementation Committee) meeting on February 13, 2002. They reviewed the annual report that updates what was accomplished in the previous year and what the plans are for this year. They accomplished 18 items under the implementation of the comprehensive plan and there are 30 items on the list for 2002 that will be scaled down to a number that they can accomplish. They continued their work on the Jennings Road project with Supervisor Nellis and Highway Superintendent Maggs involved in several meetings. Some research has begun on some Streetscape issues that involved Route 62.

William Trask, Town Attorney requested a brief Executive Session following the meeting for matters of pending litigation.

New and Unfinished Business:

1.) Status Report on: Water District No. 4 and the Consortium

Supervisor Nellis stated that the Consortium consisted of 14 Towns and 5 Villages. John Reid, R & D Engineering reported they are proceeding with the sewage study; the first portions of the study include the service area. They have met with the authorities to define questions they want answers to by February. They expect release of the project to proceed. They have had good conversations back and forth and the designs are complete. Mr. Reid expects to advertise for bids in March.

Supervisor Nellis expects to meet with the residents in the district March 13, 2002 at 6:00 P.M. Final confirmation will be made when available.

2.) East Eden Fire Department – Installation of Lights in the Truck Bays

Kevin Schoenthal, East Eden Fire Chief presented two (2) quotes for the installation of lights in the truck bays at the East Eden Fire Hall. The first quote from O’Connell Electric Co. came in at \$3,900.00 and the second quote from Scherer Electric came in at \$6,689.38. Chief Schoenthal indicated that both companies were acceptable. It was a budgeted item.

MOTION was made by Councilman Vacco to accept the low bid of \$3,900.00 from O’Connell Electric, Co.; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

3.) Appointments /Reappointments to Committees and Boards

Resignations:

Supervisor Nellis stated the he has received two (2) resignations. The first from Bill Carpenter resigning from positions on the Eden Zoning Board of Appeals, the Eden Economic Development Committee, the Eden Technology Committee and the various Master Plan Implementation Committees. With the exception of the Zoning Board of Appeals, this decision is effective immediately. At the Town’s pleasure, Mr. Carpenter will continue to serve on the Zoning Board of Appeals, until such time as a replacement is found.

Supervisor Nellis read a letter of resignation from Barbara Caffery resigning from the position of Clerk to the Eden Dog Control Officer.

MOTION was made by Councilman Walker to accept the above-mentioned resignations; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Appointments:

Supervisor Nellis recommended the appointments of the following:

Anthony Weiss	Planning Board
Edward Krycia	Chairman Economic Development Comm.
Ruth Bucki	Hamlet Revitalization Committee
Bob Stickney	Co-Chairman Emergency Preparedness Comm.

MOTION was made by Councilwoman Pew to accept the appointments to the above-mentioned committees; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

4.) Notification of Liquor License Renewal

Supervisor Nellis stated that the Town Board has received Liquor License Renewal Notifications from East Eden Tavern and American Legion Post 880.

This is of an informational nature only.

5.) Authorization of Supervisor to sign Grant Agreement for the Hemlock Road Flood Mitigation Project (\$170,000.00)

Supervisor Nellis stated that he has received a contract that has been forwarded on to Bill Trask, Town Attorney as well as Drew Reilly, Town Engineer to review. Mr. Nellis stated that he met with Ron Maggs, Highway Superintendent, Scott Henry, Building Inspector and Mary Ann Basil from the Emergency Management Office to go over what paperwork is expected of them to be completed by December 1, 2002. A 6-month extension would be granted if necessary.

MOTION was made by Councilwoman Pew to authorize Supervisor Nellis to sign the Grant Agreement for the Hemlock Road Flood Mitigation Project; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

- 6.) Notification of Award – Community Development Block Grant (\$87,500)
Minekime Field, Swartz Field and Boy/Girls Club

- 7.) Rural Transit Service (\$158,883) – Community Development Block Grant
(Informational)

Supervisor Nellis stated that he has received correspondence from Joel Giambra, County Executive regarding the above mentioned Grants. The first grant would be \$63,500 for Minekime/Swartz Field and \$24,000 for the Boys/Girls Club for a total of \$87,500.

- 8.) Joint Project Agreement – Boys and Girls Club of Eden

Supervisor Nellis read an agreement that needs the approval of the Town Board. It is required that it be signed by Supervisor Nellis and Jay Braymiller, President of the Boys/Girls Club of Eden, Inc.

MOTION was made by Councilman Vacco to accept the agreement; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

Supervisor's Report:

Supervisor Nellis received correspondence from Michael J. Asklar, Traffic Safety Engineer, County of Erie, regarding our request to establish a lower maximum speed on East Eden Road. The County has forwarded this request to the State Department of Transportation, which has the authority over such requests.

Supervisor Nellis stated that at the present time the Town of Eden has been awarded 9 Grants this year with a total of \$1.3 million in State and Federal money. Thanks to the various Town Department Heads and Town Board Members who have searched out this grant money.

Hearing of Visitors:

Gerald Maggs, 2763 First Street

Frank Mantione, 2722 Kulp Road

Marilyn Yager, 2280 Eden Evans Center Road

Adjournment:

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

Supervisor Nellis adjourned the Regular Meeting of the Eden Town Board at 9:05 P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board at 9:30 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk