

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JUNE 11, 2003
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS - SUPERVISOR (*Absent*)
MARY LOU PEW - COUNCILWOMAN (*Deputy Supervisor*)
GEORGE F. ZITTEL - COUNCILMAN
VINCENT V. VACCO - COUNCILMAN
TIMOTHY J. WALKER - COUNCILMAN

DEPARTMENT HEADS PRESENT:

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

OTHERS PRESENT:

William Trask - Town Attorney
Mary Jo Hultquist - Town Clerk
Anna M. Knack - Administrative Assistant
John Reid - R & D Engineering

Call to Order:

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

Pledge of Allegiance:

Deputy Supervisor Pew led the assembly in the Pledge of Allegiance to the flag followed by a moment of silence.

Approval of Minutes:

Deputy Supervisor Pew asked if there were any additions or corrections to the Town Board Minutes of May 7, 2003; there were none.

MOTION was made by Councilman Walker to approve the Town Board Minutes of May 7, 2003 as presented; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Deputy Supervisor Pew asked if there were any additions or corrections to the Town Board Minutes of May 28, 2003; there were none.

MOTION was made by Councilman Walker to approve the Town Board Minutes of May 28, 2003 as presented; seconded by Councilman Vacco All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Transfers:

Deputy Supervisor Pew read the following “Budget Transfer” from Account D2770 to D5110.4 for Piping Permit Material Fee #1-20 in the amount of \$7,439.80.

MOTION was made by Councilman Walker to approve the “Budget Transfer”; seconded by Councilman Zittel; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Budget Amendments:

Deputy Supervisor Pew read the following “Budget Amendment” from Account H4089 to H8320.4 for Federal Grant for Water project received in the amount of \$157,212.24.

MOTION was made by Councilman Zittel to approve the “Budget Amendment”; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Audit Bills:

Deputy Supervisor Pew asked if there were any questions on the “Audit of Bills” which are on file in the Town Clerk’s office. There were none.

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	291-363	\$52,795.88
Highway Dept. Fund	124-165	\$34,688.05
Fire Dept. Fund	96-129	\$25,490.41
Recreation Dept. Fund	60-84	\$8,761.86
Refuse and Garbage Fund	7-8	\$36,988.36

Street Lights Fund	10-13	\$4,348.45
Water Fund	8	\$4,019.02
Trust & Agency Fund	--	--
Capital Fund	21-24	\$299,369.65
Community Development	--	--

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

Departmental Reports:

Department reports for the month of May 2003 were presented by Paul Shephard, Eden Emergency Squad; Paul Laing, Eden Fire Chief; Kevin Schoenthal, East Eden Fire Chief; Patrick Howard, Eden Police Chief; Ronald Maggs, Superintendent of Highways; Kristin Haight for Andrew Reilly, Town Engineer; William Trask, Town Attorney; Mary Jo Hultquist, Town Clerk; Scott Henry, Zoning Code Enforcement Officer; Susan Brass, Recreation Director; Deputy Supervisor Pew for Mary Bailey, Chairman Board of Assessors. All reports are on file in the Town Clerk’s office.

Paul Laing, Eden Fire Chief ask the Town Board to add the name of Casey Sickau to the active roll of the Eden Fire Department #1.

MOTION was made by Councilman Zittel to add the name of Casey Sickau to the active roll of the Eden Fire Department #1; seconded by Councilman Walker; “All” Ayes; Opposed? – None; Abstain? – None; Motion carried.

Paul Laing, Eden Fire Chief ask the Town Board to remove the name of Jeffrey Battleson from the active roll of the Eden Fire Department #1.

MOTION was made by Councilman Zittel to remove the name of Jeffrey Battleson from the active roll of the Eden Fire Department #1; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

John Reid, R & D Engineering stated that the Pump Station and the Tank will be complete by mid-July. Ron Maggs, Highway Superintendent will be doing a walk-through for the fire hydrants followed by the Eden Fire Department. The water consortium will be meeting next week.

New and Unfinished Business:

1. Unsafe Structure at 2459 Shadagee Road

Deputy Supervisor Pew stated that the owner of the unsafe structure at 2459 Shadagee Road, Mr. John Ricey, had been notified and demolition is in progress. Attorney Trask recognized Mr. Ricey and asked him for his comments. Mr. Ricey stated that in fact the

demolition is in progress with the structure in question and the other buildings. Mr. Ricey stated that he would apply for a demolition permit for the milking barn. Scott Henry, Building Inspector stated that with the Town Board action tonight, a demolition permit would not be necessary.

MOTION was made by Councilman Walker to allow Mr. Ricey to demolish the milking barn with no permit on the recommendation of Scott Henry, Building Inspector with a 90-day time frame, which could be extended if good cause is shown; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

2. Special Use Permit – 8750 South Main Street

Deputy Supervisor Pew stated that the Special Use Permit for 8750 South Main Street had been forwarded to the Eden Planning Board for their recommendation. Deputy Supervisor Pew then read the following recommendations from the Eden Planning Board:

1. The Special Use Permit will be renewable annually (beginning December 2004).
2. Prior to Certificate of Occupancy being issued:
 - A. Schreiber & Winkelman will provide the Town with a completed drainage plan, approved by the Town’s engineer, stipulating that Schreiber & Winkelman is responsible for the maintenance of the relocated drainage ditch and all specified drainage work shall be completed.
3. The site plan for this project will show additional landscaping and screening (approved by the Planning Board) in front of the commercial building as well as an alternate screening plan (approved by the Planning Board) should the commercial building not be constructed.
4. Twelve months from the date of the Special Use Permit, or June 11, 2004, if the commercial building is not constructed, the alternate screening plan would have to be implemented prior to the approval of the special use permit renewal and further construction of self storage buildings would be restricted or prohibited until such time that the commercial building is constructed.

Much discussion continued between the Town Board, Ron Maggs, Highway Superintendent and residents along with Mr. Schrieber regarding the responsibility of the Town of Eden and the drainage ditch.

MOTION was made by Councilman Zittel to approve the Special Use Permit, to be renewed yearly, for the construction of a mini self-storage facility and Contractors’ Plaza at 8750 South Main Street, Eden, New York based upon the recommendation of the Planning Board and in conjunction with Town Attorney Trask and Town Engineer Reilly; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

3. Town of North Collins – Sesquicentennial Yearbook

Deputy Supervisor Pew stated that correspondence had been received from

Margaret Orrange, Chair of the Sesquicentennial Committee and Town Clerk of North Collins regarding a special Sesquicentennial Yearbook containing family histories, business histories, and items of interest about the last 150 years of the Town of North Collins asking for submission of an ad and/or an historical entry in the Yearbook. The deadline is June 30, 2003.

MOTION was made by Councilman Walker to submit a half-page ad in the Yearbook in the amount of \$275.00; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor’s Report:

Deputy Supervisor Pew stated that Supervisor Nellis has received notification from the State Department of Transportation that the “Beautification of Main Street” would be starting in the fall of 2003.

Hearing of Visitors:

Patrick O’Connell, 2455 Shadagee Road
Eileen Sroda, 8456 N. Main Street
Ruth Szalasny, 3048 Belknap Road

Adjournment:

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

Deputy Supervisor Pew adjourned the Regular Meeting of the Eden Town Board at 8:45 P.M.

Executive Session:

Deputy Supervisor Pew adjourned the Executive Session of the Eden Town Board Meeting at 9:45 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk