
MINUTES

**WORK SESSION MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JUNE 23, 2004
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS	-	SUPERVISOR
MARY LOU PEW	-	COUNCILWOMAN (<i>Deputy Supervisor</i>)
EDWARD KRYCIA, JR.	-	COUNCILMAN
VINCENT V. VACCO	-	COUNCILMAN
TIMOTHY J. WALKER	-	COUNCILMAN

OTHERS PRESENT:

Mary Jo Hultquist	-	Town Clerk
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Call To Order:

Supervisor Nellis called the Work Session 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.

New and Unfinished Business:

1. **Approval of Local Law No. 4-2004 – Amendment to Schedule of Fees**

Supervisor Nellis stated that a Public Hearing had been held on June 9, 2004 regarding Proposed Local Law No. 4-2004, an Amendment to the Schedule of Fees, under A. Residential the fee for a Fence Permit shall be \$35.00. After discussion, the Town Board offered the following motion:

MOTION was made by Councilman Walker to adopt Local Law No. 4-2004 to amend the schedule of fees for a Fence Permit fee to \$35.00; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

2. **Internet Policy and Help Desk Application – Discussion/Approval**

Councilwoman Pew presented a “Draft Copy” of the Town of Eden’s Internet

and Electronic Communications Systems Policy and Help Desk Policy. The Technology Committee drafted the policy and it was also a strong recommendation made by Jim Tamaro, New York State Archives, in light of the recent E-Government grant. The purpose of the policy is to define the usage of computing systems and software, internal and external data networks, as well as access to the World Wide Web, be made available to authorized users of the Town of Eden. The preservation of that privilege for the full community requires that each authorized user comply with governmental, internal and external standards for appropriate use.

The Town Board went through each definition and reviewed the entire policy. Several revisions were made throughout the documents and the “revised” policies will be made available.

MOTION was made by Councilman Walker to approve and adopt the Town of Eden’s Internet and Electronic Communication Systems Policy and Town of Eden’s Help Desk Policy upon careful tracking of the changes made at this Town Board Meeting and careful review by Bill Trask, Town Attorney and the Technology Committee; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Walker to close the Work Session Meeting of the Eden Town Board for public hearing; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

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

MOTION was made by Councilman Walker to open the Public Hearing to consider a request for a Special Use Permit for Donald Nowak for Trailer Sales at 8159 N. Main Street, Eden, New York; seconded by Councilman Vacco; 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
Request for Special Use Permit
Donald Nowak – Trailer Sales at 8159 N. Main Street
Eden, New York 14057

Supervisor Nellis explained the purpose of the public hearing was to listen to any concerns or questions that citizens have.

Supervisor Nellis confirmed that all hearing fees, Assessors fees, and notification of mailing had been received by the Town Clerk, and also noted that a signed contract for landscaping had been received by the Eden Planning Board, which indicated that all requirements had been fulfilled.

The following persons spoke and asked questions about the Special Use Permit:

Wilbert Smutz, 3094 East Church Street
Ruth Szalasny, 3048 Belknap Road
Mike Bolo, 9998 Clarksburg Road

Discussion continued between the citizens and members of the Town Board.

All persons desiring to be heard, having been heard, Supervisor Nellis closed the Public Hearing at 8:14 P.M.

8:15 P.M.
Public Hearing
Amend and Prioritize
The Town of Eden Open Space Index Map

Supervisor Nellis explained the purpose of the public hearing was to listen to any concerns or questions that citizens have.

Joe Ghosen, Erie County Soil & Water Conservation District and Frank Mantione, Conservation Advisory Committee Chairman reviewed some of the topics that were discussed fully at a Work Session Meeting of the Eden Town Board on May 26, 2004.

The following persons spoke and asked questions about the Open Space Index Map:

Ruth Szalasny, 3048 Belknap Road

All persons desiring to be heard, having been heard, Supervisor Nellis closed the Public Hearing at 8:35 P.M.

MOTION was made by Councilman Walker to close the Public Hearing; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Walker to open the Work Session Meeting of the Eden Town Board; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilwoman Pew to adopt the Town of Eden Open Space Index Map as amended and prioritized; seconded by Councilman Walker; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Councilwoman Pew publicly Joe Ghosen and Frank Mantione for their work on this project.

3. **Quarterly Maintenance Services – Town Hall Elevator**

Supervisor Nellis read correspondence from Ann Knack, Administrative Assistant regarding Quarterly Maintenance Services of the Town Hall elevator. Recently a quote of \$84.00 per quarter has been received from Mr. Kevin Klein of Elevator Service of 143 Rovner Place, Hamburg, New York. Currently, Thyssen Krupp Elevator Service is charging \$134.41 quarterly for this service, a difference of \$50.00 more per quarter.

After much discussion it was decided by the Town Board to move this item to “Old Business” for a future Town Board meeting.

4. **Telephone Line System Proposals – MCI/Broadview Networks**

Supervisor Nellis read correspondence from Ann Knack, Administrative Assistant regarding the telephone line service. Specifically, the MCI proposal and the proposal from Broadview Networks, MCI has chosen to pull out of the Buffalo area. Currently the Eden Library uses Broadview Networks and is very satisfied.

MOTION was made by Supervisor Nellis to accept the proposal from Broadview Networks with an approximate savings of \$3,115.00 per year; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

5. **Recreation Employees – Adjustments**

Supervisor Nellis read correspondence from Susan Brass, Recreation Director regarding adjustments to the staff appointments due to the refusal to accept of departure from employment of personnel already approved.

The changes at the Eden Pool are Samantha Eckert CIT to Life Guard to replace Alison Eckert at \$6.25 an hour, Jillian Brown, Life Guard to replace Sara Rassing at \$6.25 an hour, Stephanie Lardo CIT to replace Samantha Eckert at \$5.75 an hour.

Mrs. Brass noted that these are not new or additional positions, simple replacements for already approved staff that have since declined or resigned the position offered.

MOTION was made by Councilwoman Pew to accept the adjustments to the Recreation Employees at the Eden Pool; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

6. **Tree Giants of Eden**

Supervisor Nellis read correspondence from Robert Stievater, Eden Conservation Advisory Board, regarding a contest to locate the largest tree species in the Town of Eden. Mr. Stievater explained the rules and that the winners would receive a formal certificate and a one-year subscription to the New York State Conservation Magazine. The presentation will be held at a Town Board meeting in the fall. Entry forms, which must be postmarked by August 15, 2004 will be available at the Eden Town Clerk’s office, the Eden Police station, Eden Library and on the Eden website, which is www.edenny.org.

7. OB Zoning District Changes

Supervisor Nellis received correspondence from Andrew C. Reilly, Town of Eden Engineer, regarding OB Zoning District Changes. Mr. Reilly's recommendations were discussed and it was decided by the Eden Town Board to set a public hearing.

MOTION was made by Supervisor Nellis to set a Public Hearing for July 14, 2004 at 8:00 P.M. to discuss the OB Zoning District Changes; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

8. Appointment

Supervisor Nellis read correspondence from the Justice office regarding a temporary position. Melissa Zittel, Town Prosecutor is currently on Maternity Leave and Justices Cooper and Campbell are recommending appointing Kevin Brach, an Eden resident, from the Law Firm of Gibson, McAskill & Crosby, effective immediately.

MOTION was made by Councilman Walker upon the recommendation of Justices Cooper and Campbell that we appoint for a period not to exceed 2 months, Kevin Brach as Eden Town Prosecutor effective immediately, until in the event Melissa Zittel determines that she is able to return to her appointment as Town Prosecutor; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

9. Schreiber Self Storage – Special Use Permit – Set Public Hearing

Supervisor Nellis read correspondence from the Eden Planning Board regarding the revised site plan for Mini-Storage, an amendment to add outdoor storage of vehicles. It was the consensus of the Planning Board that outdoor storage was never represented on any of the site-plan submissions.

It was decided by the Town Board to set a public hearing for July 14, 2004 at 8:15 P.M. to further discuss the Special Use Permit with the amendment for outdoor storage of vehicles.

MOTION was made by Supervisor Nellis to set a public hearing for July 14, 2004 at 8:15 P.M.; seconded by Councilwoman Pew; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor's Report:

Supervisor Nellis stated that the dedication ceremony for Eden Rescue #7 would be held on Sunday, June 27, 2004 at 2:00 P.M.

Hearing of Visitors:

Ruth Szalasny, 3048 Belknap Road.

Adjournment:

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

Supervisor Nellis adjourned the Work Session Meeting of the Eden Town Board at 9:50 P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board at 10:55 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk