

MINUTES
WORK SESSION MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
AUGUST 24, 2005
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:

Janice L. King	-	Deputy Town Clerk
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Call To Order:

Supervisor Nellis called the Work Session of the Eden Town Board to order at 7:30 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:

Review of Bids for Garbage Contract – Hauling in Eden

Supervisor Nellis stated upon the recommendation of Town Attorney, William Trask, all bids be rejected at this time.

After much discussion, the Town Board decided to take a brief recess and make a decision before the conclusion of the Town Board meeting.

Resolution supporting Congressman Higgins’ fight for “Cheap Power” for Western New York

Supervisor Nellis read a resolution supporting Congressman Brian Higgins letter of complaint to the Federal Energy Regulatory Commission (FERC) dated July 18, 2005 to secure a more fair and equitable settlement for Buffalo and Erie County from the New York Power Authority (NYPA). This item will be discussed at the meeting of the Association of Erie County Governments on Thursday, August 25, 2005.

MOTION was made by Supervisor Nellis to accept the resolution as read; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Discussion?
- Councilman Walker commented that he agreed with Congressman Higgins, but the New York Power Authority should negotiate with municipalities, including the Southtowns municipalities, that our taxpayers receive a reduction in their electric. The resolution was revised to add “other Western New York Communities”. Motion carried.

Conservation Board Request to “Adopt a Highway”

Supervisor Nellis requested that this item be moved to “Old Business” to be discussed at the September 14, 2005 Town Board meeting.

Liquor License Renewal – East Eden Tavern, Inc.

Supervisor Nellis received notification of a liquor license renewal for the East Eden Tavern, Inc., 8163 East Eden Road, Eden, New York. This information was discussed and moved to “Old Business” to be reviewed and discussed at a future Town Board meeting.

Equalization Rate – State Board of Real Property Services

Supervisor Nellis received correspondence from Timothy J. Maher, Director of Central Support Services of the State of New York, State Board of Real Property Services certifying the establishment of the final State equalization rate of 76.00 for the Town of Eden.

Councilman Walker read a portion of the correspondence that states the following:

Note: “Since your municipality did not file a complaint with respect to the tentative rate, the final equalization rate is the same as the tentative rate. Notice of the final rate will be filed with the clerk of the county legislative body and in the office of the State Comptroller.”

Councilman Walker suggested that the Assessors report to the Town Board at the September 14, 2005 Town Board meeting as to why a “complaint” was not filed.

MOTION was made by Councilman Walker to recess the Town Board meeting for a 10 minutes recess; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Walker to resume the Town Board meeting; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Councilman Walker offered the following motion:

MOTION was made by Councilman Walker after discussion with the Town Board to reject both bids received for the Solid Waste and Disposal Contract at this time and to discuss the matter further with Attorney Trask; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

James L. Gorecki – Special Use Permit for 8595 East Eden Road

Supervisor Nellis read correspondence from James L. Gorecki requesting a Special Use Permit to build and operate a commercial dog boarding and grooming business at 8595 East Eden Road, Eden, NY.

This item was referred to the Eden Planning Board for their consideration.

MOTION was made by Supervisor Nellis to refer this information to the Eden Planning Board for their consideration; seconded by Councilman Walker; All “Ayes”; Opposed? – None; Abstain? – None; Discussion? - Councilman Walker suggested that a memo be sent to Fulton, New York regarding a prior kennel in that area. Motion carried.

Community Development Block Grant

Supervisor Nellis stated that a contract for the Community Development Block Grant for \$90,000.00 for repairs for sidewalks and parking areas on East Church Street, which has not been reviewed by Attorney Trask, has been received. Supervisor Nellis is requesting authorization to sign the documents.

MOTION was made by Councilwoman Pew to accept the contract for \$90,000.00 for the Community Development Block Grant and authorize Supervisor Nellis to sign the appropriate documents, pending review by Attorney Trask; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor’s Report:

A meeting will be held with representatives from CRA Infrastructure & Engineering, Inc. and Bond Council regarding Violet Parkway Pump Station on September 2, 2005.

Councilman Walker stated that one of the agenda items for the Planning Board for September 1, 2005 is to review/comment on Proposed Local Law #6-2005, a law that applies to survey map requirements in regard to minor structures or improvements and that a memo from Scott Henry, Code Enforcement Officer to Supervisor Nellis and the Town Board members, dated August 22, 2005, was included in the packet for the Town Board members for the Town Board meeting held tonight, and if in fact that memo had made it’s way to the Planning Board members. It was indicated that the memo, if not forwarded to the Planning Board for their September 1, 2005 meeting previously would be included in their packet, as indicated on their agenda.

Councilwoman Pew stated that, for the record, the very first paragraph Mr. Henry was indicating that in regards to the four proposed changes to the code, note that in a general and informal manner these changes were contemplated, it was at one meeting, June 6, 2005 which I was unable to attend and have input, that these specific proposals were introduced and recommended to the Town Board for adoption. Councilwoman Pew stated that she is very appalled by that statement. Yes, he did miss that one particular meeting, but we did have his input on every single one of these proposed legislation.

Hearing of Visitors:

There were none.

Adjournment:

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

Supervisor Nellis adjourned the Work Session Meeting of the Eden Town Board at 8:30 P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board at 10:20 PM.

Respectfully submitted by,

Janice L. King
Deputy Town Clerk