

**MINUTES**

**REGULAR MEETING – EDEN TOWN BOARD  
2795 EAST CHURCH STREET  
EDEN, NEW YORK  
FEBRUARY 13, 2008  
7:30 P.M.**

**TOWN BOARD MEMBERS PRESENT:**

GLENN R. NELLIS	-	SUPERVISOR ( <i>Absent</i> )
MARY LOU PEW	-	COUNCILWOMAN ( <i>Deputy Supervisor</i> )
EDWARD KRYCIA, JR	-	COUNCILMAN
VINCENT V. VACCO	-	COUNCILMAN
RICHARD S. VENTRY	-	COUNCILMAN

**DEPARTMENT HEADS PRESENT:**

Dana Braun of Wendel	-	Town Engineer
Ronald C. Maggs	-	Superintendent of Highways
Chris Colvin	-	Eden Fire Chief
Andrew Breier	-	East Eden Fire Chief
Robert Pietrocarlo	-	Chairman Board of Assessors
Scott Henry	-	Zoning Code Enforcement Officer
Susan Brass	-	Recreation Director

**OTHERS PRESENT:**

William Trask	-	Town Attorney
Mary Jo Hultquist	-	Town Clerk
Anna M. Knack	-	Administrative Assistant

**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 January 9, 2008; there were none.

**MOTION** was made by Councilman Ventry to approve the Town Board Minutes of January 9, 2008 as presented; seconded by Councilman Krycia; 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 January 23, 2008; there were none.

**MOTION** was made by Councilman Ventry to approve the Town Board Minutes of January 23, 2008 as presented; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

**Petitions:**

There were none.

**Budget Transfers:**

There were none.

**Budget Amendments:**

Councilman Ventry read the following "Budget Amendments":

<b>Account</b>	<b>Account</b>	<b>Reason for Amendment</b>	<b>Amount</b>
H3000 SMSI Grant	H8320.4C Shadagee Road Project	Budget Amendment for grant money received for project	\$37,819.00
H2763 County Grant Money	H1440.4	To apply grant money to appropriations	\$7,208.13
CD2763 SMSI Grant Money	CD8662.4 CD Contractual	To apply grant money to appropriations	\$86,143.50
D5130.4 Machinery-Contractual	D5142.4 Snow removal Contractual	Budget Transfer for extra fuel needed in December	\$228.09
L909 Fund Balance	L5182.4	Budget Amendment for amount over budget in Light Fund	\$7,587.25
A1680.4 Central Data Process	A1110.1 Justices-Personal	Budget Transfer for additional Court Clerk Wages due to overlap of Jane and Teresa	\$200.03
A1680.4 Central Data Process	A1110.4 Justices-Contractual	Budget Transfer for additional payables	\$421.40
A1440.4 Engineer Contractual	A1440.1 Engineer-Personal	Budget Transfer for additional amount owed in 06	\$250.00
A1680.4 Central Data Process	A1640.4 Central Garage- Contractual	Budget Transfer for Additional Payables	\$42.33
A1680.4 Central Data Process	A1680.1 Central Data- Personal	Budget Transfer for year end payroll Accrual	\$35.35
A3120.2 Police Equipment	A3120.4 Police Contractual	Budget Transfer for Police Year End Payables	\$754.39
A1680.4 Central Data Process	A5010.1 Highway Personal	Budget Transfer for Payroll Accrual for 07 wages paid in 08	\$53.53
A6772.1 Senior Transportation Personal	A6772.4 Senior Trans Contractual	Budget Transfer for Year End Payables	\$108.33
A8090.4	A8020.4	Budget Transfer for Year End Payables	\$290.00

Enviromental Control	Planning Contractual		
A2415 \$1400.00 A2190 \$850.00 A2192 \$545.00	A8810.4	Apply Revenue earned from Evans Cemetery Services to Evans Cemetery Expenses	\$2,795.00
A1990.4 Contingent Fund	A8810.4	Budget Transfer for Additional Evans Cemetery Expenses not covered by Cemetery Income	\$585.00
A9055.8 Disability Ins	A9060.8 Hosp/Medical	Budget Transfer for Additional Hospital Insurnace Expense	\$810.76
A9015.8	A9010.8	Budget Transfer for Division of ERS & PRS into separate accounts per State	\$46,907.31
A909	A9015.8	Budget Transfer for Additional Retirement Paid to Police Fund for change to 20 year plan	\$23,200.00
D9015.8	D9010.8	To transfer budget for line item for ERS retirement to new account # - State requires account number to be 9010.8 not 9015.8	\$54,000.00
SW8320.4 Water Dist Maint	SW 9710.7 Debt Interest	To adjust budget transfer #2 done in August amount should have been for 1355.88 not 1325.88	\$30.00
SW909 Fund Balance	SW8320.4 Water- Contractual	Budget Amendment for overage on Depot/Hemlock Waterline Project	\$14,643.63
SW909 Fund Balance	SW8320.4A Water -Wepax SW8320.4B Water-Farnham	Budget Amendement for higher than anticipated Wepax Water Expenses	\$2,510.16 \$1,058.81

**MOTION** was made by Councilman Ventry to approve the “Budget Amendments” as presented; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**Audit Bills:**

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

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	15-79	\$179,191.93
Highway Dept. Fund	4-38	\$38,476.88
Fire Dept. Fund	3-21	\$7,246.34
Recreation Dept. Fund	1-7	\$5,798.82
Refuse and Garbage Fund	1-2	\$91,676.62
Street Lights Fund	2-3	\$6,039.85
Water Fund	1-4	\$7,791.32
Trust & Agency Fund	--	--
Capital Fund	--	--
Community Development	2-4	\$56,997.25

**2007 PAYABLES**

<b>DESCRIPTION</b>	<b>VOUCHER NUMBERS</b>	<b>AMOUNT</b>
General Fund	773-792	\$24,952.88
Highway Dept. Fund	381-394	\$14,173.38
Fire Dept. Fund	328-332	\$6,643.45
Recreation Dept. Fund	211-214	\$489.31
Refuse and Garbage Fund	--	--
Street Lights Fund	36-37	\$1,420.41
Water Fund	35-37	\$730.96
Trust & Agency Fund	--	--
Capital Fund	--	--
Community Development	--	--

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

**Departmental Reports:**

Department reports for the month of January 2008 were presented by Chris Colvin, Eden Fire Chief; Andrew Breier, East Eden Fire Chief; Councilwoman Pew for Patrick Howard, Chief of Police; 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; Robert Pietrocarlo, Chairman Board of Assessors. All reports are on file in the Town Clerk’s office.

Chris Colvin, Eden Fire Chief reported that after a special election was held, Kevin Condon was elected to the office of the 2<sup>nd</sup> Lieutenant, and the position of Vice-President that Kevin Condon held prior to the election was filled by Joseph Poppenburg.

**MOTION** was made by Councilman Vacco to approve the positions of Kevin Condon to the office of 2<sup>nd</sup> Lieutenant and Joseph Poppenburg to the office of Vice-President; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

Andrew Breier, East Eden Fire Chief requested the Town Board add Mike Felschow to the active roster of the East Fire Department, already passing his physical and arson back-ground check.

**MOTION** was made by Councilman Vacco to add Mike Felschow to the active roster of the East Eden Fire Department; seconded by Councilman Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Robert Pietrocarlo, Assessor requested an additional 40 hours for clerical work until the end of the year for processing pending exemption requests.

**MOTION** was made by Councilman Vacco to approve an additional 40 hours for clerical work in the Assessors office; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

Ron Maggs, Highway Superintendent requested setting a bid opening date for Motor Fuels and Related Services for Tuesday, March 4, 2008 at 10:00 a.m. in the Town Clerk’s Office. The annual bid includes no lead, diesel, kerosene and related services for a one-year period from April 1, 2008 through March 31, 2009. These pumps are used by the Highway, Fire, Emergency Squad, Recreation, Police, Dog Control and Senior Citizens Transportation Departments.

**MOTION** was made by Councilman Ventry to set the bid opening for Motor Fuels and Related Services for Tuesday, March 4, 2008 at 10:00 a.m. in the Town Clerk’s office;

seconded by Councilman Vacco; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Mary Jo Hultquist, Town Clerk recommended the appointment of Cynthia L. Ciesielski of 8791 Homer Avenue, Eden, New York, to the position of part-time Deputy Town Clerk at a starting wage of \$9.92 per hour for 7 hours per week with additional hours during tax time.

**MOTION** was made by Councilman Vacco to appoint Cynthia L. Ciesielski, part-time Deputy Town Clerk at a starting wage of \$9.92 per hour for 7 hours per week with additional hours during tax time; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

Mary Jo Hultquist, Town Clerk requested permission to attend the annual New York State Town Clerk’s Association Conference to be held in Saratoga Springs, New York from April 27 through April 30, 2008.

**MOTION** was made by Councilman Vacco to approve the attendance to the annual Town Clerk’s Conference to be held in Saratoga Springs, New York from April 27 through April 30, 2008; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

**New and Unfinished Business:**

**1. Approval of Contract – Construction of Access Road – Industrial Park**

Deputy Supervisor Pew requested that this item be moved to “Old Business” to be reviewed and discussed at a future Town Board Meeting.

**2. Award – Certificate of Achievement for Excellence in Financial Reporting**

Deputy Supervisor Pew stated that a news release has been received from the Government Finance Officers Association, Chicago, Illinois, presenting a Certificate of Achievement for Excellence in Financial Reporting to the Town of Eden by the Government Finance Officers Association of the United States and Canada for its comprehensive annual financial report. The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

Deputy Supervisor Pew congratulated the office of Supervisor Glenn Nellis, Ann Knack, Administrative Assistant and Lisa Winter, Bookkeeper.

**3. Resolution – Approval of Contract between the Town and Department of Agriculture & Markets for Municipal Agricultural & Farmland Protection Planning Grant Award**

Deputy Supervisor Pew stated that correspondence had been received from Emma Graham, Contract Management Specialist II, State of New York, Department of Agriculture and Markets regarding the Municipal Agricultural & Farmland Protection Planning Grant – T800691. The total cost of the project is \$33,334, which includes a grant of \$25,000, applicant cash-match of \$1,667 and applicant in-kind match of \$6,667. This agreement is standard procedure giving authorization to proceed and sign the contract.

**MOTION** was made by Councilman Krycia to authorize Glenn R. Nellis, Supervisor to proceed and sign the contract with the State of New York, Department of Agriculture and Markets for a total cost of \$33,334; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? - None; Motion carried.

**4. Resolution – Approval of purchase of property on Shadagee Road for new Pump Station for the Shadagee Road Waterline Project**

Deputy Supervisor Pew requested that this item be moved to “Old Business” to be reviewed and discussed at a future Town Board Meeting.

**5. Proclamation – World Kidney Day**

Councilman Krycia read the following proclamation:

**PROCLAMATION  
Senate Resolution  
Recognizing March 13, 2008 as  
“World Kidney Day”**

**WHEREAS**, healthy kidneys are essential to regulate the body by water and other chemicals in your blood, remove fluids, waste, toxins and drugs introduced to the body, release hormones that regulate blood pressure, make red blood cells and promote strong bones, and

**WHEREAS**, more than 26 million Americans, about one in nine adults, suffer from chronic kidney disease and,

**WHEREAS**, of the 31,000 New Yorkers afflicted with end-stage renal disease, approximately 40 percent are African American and 16 percent are Hispanic, and

**WHEREAS**, the two main causes of chronic kidney disease are diabetes and high blood pressure, which are responsible for up to two-thirds of the cases,

**WHEREAS**, the National Kidney Foundation of WNY has a health screening program to identify people in the early stages of kidney disease, and

**WHEREAS**, the mission of the National Kidney Foundation of WNY is to prevent kidney and urinary tract diseases, improve the health and well-being of individuals and families affected by these diseases, and increase the availability of all organs for transplantation,

**WHEREAS**, early detection including regular reporting of the GFR calculation, currently the best indication of kidney disease staging can help prevent the progression of kidney disease to kidney failure, which requires continual dialysis or kidney transplant to maintain life, and

**WHEREAS**, the cost of treatment for kidney disease patients is disproportionately higher than any other chronic disease, and

**WHEREAS**, most patients who have end-stage renal disease rely primarily on Medicare and Medicaid to cover the costs of their life-sustaining care, which includes dialysis treatment, medications, laboratory testing, and as necessary, transportation services to the dialysis facility, and as a consequence, any changes in Medicare and Medicaid eligibility, significantly put them at risk,

**NOW, THEREFORE BE IT RESOLVED**, the Eden Town Board that March 13<sup>th</sup> is recognized as “World Kidney Day” in New York State and the Town of Eden in the hope that all possible support will continue to be extended to Chronic Kidney Disease patients in New York and throughout the country and the world.

**MOTION** was made by Councilman Krycia to adopt the Proclamation as presented; seconded by Councilman Vacco; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**6. Invitation to attend North Collins Winterfest Weekend – Feb. 16 and 17**

Deputy Supervisor Pew read correspondence from John Mrozek, Mayor of the

February 13, 2008

Village of North Collins extending an invitation to the first annual North Collins Winterfest Weekend, which listed several events scheduled for February 16 and 17, 2008.

**Supervisor's Report:**

There was none.

**Hearing of Visitors:**

There were none.

**Adjournment:**

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

Deputy Supervisor Pew adjourned the Regular Meeting of the Eden Town Board at 8:10 P.M.

**Executive Session:**

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

Respectfully submitted by,

Mary Jo Hultquist  
Town Clerk