

June 23, 2010

MINUTES

**REGULAR MEETING - EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JUNE 23, 2010
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

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

OTHERS PRESENT:

Heather Ohmit	-	Deputy Town Clerk
Lisa Greiner	-	Administrative Assistant
Stephen Waldvogel	-	CRA Project Engineer

Call to Order:

Supervisor Nellis called the Work Session of the Eden Town Board to order at 7:35 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. Resolution authorizing advertisement of bid specifications for the Shadagee Road Pump Station and setting date for bid opening

Councilwoman Pew read the following resolution:

**RESOLUTION
TOWN OF EDEN, EDEN TOWN BOARD
JUNE 23, 2010
AUTHORIZING ADVERTISING FOR BIDS ON
SHADAGEE ROAD PUMP STATION PROJECT**

WHEREAS, since June 2008, proceedings have been held to consider the joint increase and improvement of facilities of the Town of Eden Consolidated Water District and Water Districts No. 1,2,3,3A and 4 (collectively, the "Districts"), in said Town, and

WHEREAS, the Eden Town Board has previously approved the joint increase and improvements and authorized and approved such borrowings as are required to finance such joint increase and improvements and;

WHEREAS, the Eden Town Board has been advised by project engineers, Conestoga, Rovers and Associates (hereafter "CRA") that, except as stated below, all necessary agencies have approved the design and engineering for such facilities as will be constructed in the "Pump Station" portion of the project and

WHEREAS, CRA has prepared such plans and specification as are necessary to competitively bid the project work and

WHEREAS, CRA has recommended that the Town Board proceed to advertise the project construction and receive bids for such work. Subject to receipt of final approval by the Erie County Water Authority.

NOW, THEREFORE, it is hereby

RESOLVED, that such advertisements and legal notices as may be required shall be timely published and posted on such date(s) as shall be determined by the Supervisor, in consultation with CRA, for purposes of soliciting bids for the following:

Contract Nos. 2008-3G and 2008-3E – Furnishing and installing one (1) complete Pump Station with associated piping, appurtenances, equipment, devices, controls and instrumentation, electrical work, and site work at the Shadagee Road Site in the Town of Eden.

And it is further

RESOLVED that sealed bids and appropriate bid security will be received for opening in the office of the Eden Town Clerk on a date and time to be established by the Supervisor, in consultation with CRA.

MOTION was made by Councilwoman Pew to approve the resolution as presented; seconded by Councilman Vacco; all “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Stephen Waldvogel, CRA, noted that the town has received approval by the Water Authority.

2. Fireworks Permits

Supervisor Nellis read the following:

Motion to designate Eden Town Supervisor as reviewing officer for any permit request issued by the Tow of Eden for fireworks display.

No permit will be issued that is not in compliance with the State and Local Laws. Request for permit should be made at least five (5) days prior to the event. Cost of the permit is \$50.

Applicant will provide the Town of Eden with the following:

- A. Proof that the operator in charge of the fireworks display is a certified pyrotechnic.
- B. Evidence of general liability insurance in the form of a certificate of insurance of not less than one million (\$1,000,000) dollars with the Town of Eden names as an additional insured.
- C. A diagram of grounds on which display is to be held showing point at which the fireworks are to be discharged, the location of all buildings and the line behind which the audience is to be restrained, and the location of any possible overhead obstructions.

After discussion, the board added the following to the form:

- D. Designate as alternate reviewing officer- Fire Code enforcement officer.

MOTION was made by Supervisor Nellis to accept fireworks display permit; seconded by Councilman Vacco; All “Ayes”; Opposed?-None; Abstain?-None; Motion carried.

3. Sexual Harassment Personnel Policy for all Employees and Volunteers

Supervisor Nellis stated that the policy is currently in effect, but needed to be voted on to bring the town into compliance with insurance regulations.

MOTION was made by Supervisor Nellis to accept Sexual Harassment Policy Statement; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain?- None; Motion carried.

4. Change to Original Harris Software Purchase Agreement

Supervisor Nellis stated that per a memo from Lisa Winter, bookkeeper, the change is due to an incorrect quote for the original agreement with Harris Software.

MOTION was made by Councilwoman Pew to accept the change to the original Harris Software Purchase Agreement; seconded by Councilman Krycia; All "Ayes"; Opposed? –None; Abstain? –None; Motion carried.

5. SEQR for East Eden Fire Hall

Supervisor Nellis reviewed the SEQR document regarding the East Eden Fire Hall renovations.

MOTION was made by Councilwoman Pew to accept SEQR and authorize signature by Supervisor Nellis; seconded by Councilman Vacco; All "Ayes"; Opposed? –None; Abstain? –None; Motion carried.

Supervisor's Report:

Supervisor Nellis reported that the Shadagee Road Water Project is moving along.

Councilman Vacco discussed who is responsible for the payment of the installation of lights for the subdivision extension on East Pleasant Avenue. Councilman Vacco stated that, according to Town Code, the developer is responsible for the payment of the lights and he will contact the developer regarding this payment.

Hearing of Visitors:

There were none.

Adjournment:

MOTION was made by Councilwoman Pew 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 7:55 P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board at 9:00 P.M.

Respectfully submitted by,

Heather Ohmit
Deputy Town Clerk