

**MINUTES**

**TOWN BOARD MEETING  
2795 EAST CHURCH STREET  
EDEN, NEW YORK  
FEBRUARY 23, 2011  
7:30 P.M.**

**TOWN BOARD MEMBERS PRESENT:**

GLENN R. NELLIS - SUPERVISOR  
MARY LOU PEW - COUNCILWOMAN  
RICHARD S. VENTRY - COUNCILMAN

**OTHERS PRESENT:**

Heather Ohmit - Deputy Town Clerk  
Mark Cavacoli - CRA

**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.

**Budget Transfers/Amendments:**

Supervisor Nellis read the following Budget Transfers:

From Account	To Account	Reason for Amendment	Amount
A1990.4 Contingent Fund	A4540.4 Emergency Squad- Contr.	Over budget	\$500.00
SW884 Reserve for Debt	SW9730.7 BAN Interest	Apply Interest earned on BAN money held in money market to interest owed on BAN payment	\$20,830.00

**MOTION** was made by Councilwoman Pew to accept the budget transfers as presented; seconded by Councilman Vacco; All "Ayes"; Opposed? -None; Abstain? - None; Motion carried.

**New and Unfinished Business:**

**1. Bid approval for Town of Eden Water District No. 5 Water System Improvements**

This item was tabled until the March 9, 2011 meeting.

**2. Bid approval for Eden Fire District East Eden Fire Hall Renovations**

Supervisor Nellis read the following recommendations from Nussbaumer & Clarke for bid awards:

General Contract- Wilsandra Construction Co. for \$404,000.00  
Mechanical Contract-Parise Mechanical for \$98,800.00

Electrical Contract-Weydman Electric, Inc. for \$93,780.00

**MOTION** was made by Councilwoman Pew to award the General Contract to Wilsandra Construction Co. in the amount of \$404,000.00; seconded by Councilman Ventry; All 'Ayes"; Opposed/-None; Abstain? - None; Motion carried.

**MOTION** was made by Councilwoman Pew to award the Mechanical Contract to Parise Mechanical in the amount of \$98,800.00; seconded by Councilman Ventry; All 'Ayes"; Opposed/-None; Abstain? - None; Motion carried.

**MOTION** was made by Councilwoman Pew to award the Electrical Contract to Weydman Electric in the amount of \$93,780.00; seconded by Councilman Ventry; All 'Ayes"; Opposed/-None; Abstain? - None; Motion carried.

**3. Resolution opposing spay/neuter surcharges**

Councilwoman Pew read the following resolution:

**RESOLUTION IN OPPOSITION TO SPAY/NEUTER SURCHARGES FOR ALTERED DOGS**

**WHEREAS**, The State of New York, Department of Agriculture, has always imposed a three dollar surcharge to be added to the license fee for un-spayed and un-neutered dogs,

**WHEREAS**, This three dollar surcharge, paid by owners of intact dogs was then used to control dog population by funding spay/neuter programs, thereby putting the cost of such programs on those who choose to keep their dogs intact,

**WHEREAS**, Responsible dog owners who have sterilized their dogs through spaying or neutering, were therefore able to enjoy a reduced licensing fee, exempt from spay/neuter fees of any kind,

**WHEREAS**, The State of New York, Department of Agriculture, as of January 1, 2011 has transferred dog licensing to the local Government level, while maintaining the original three dollar spay and neuter fee, now called a spay/neuter surcharge, AND imposing a new spay and neuter surcharge of one dollar to be added to the licensing fee of each altered dog,

**BE IT RESOLVED THEREFORE**, The Eden Town Board opposes the imposition of a new spay/neuter surcharge meant for owners who have responsibly sterilized their dogs, thereby contributing to the control of the State of New York's dog population,

**FURTHER RESOLVED**, The Eden Town Board will make it's opposition known with the adoption of this Resolution which will be forwarded to the Governor of the State of New York, the western New York Legislative Delegation, the County of Erie, and the Commissioner of NYS Department of Agriculture, Patrick Hooker

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**MOTION** was made by Councilwoman Pew to accept the resolution as presented; seconded by Councilman Ventry; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

**4. Reappointment of Conservation Board Chairman**

**MOTION** was made by Supervisor Nellis to reappoint Lamont Beers as Conservation Board Chairman; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None, Abstain? - None; Motion carried.

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**Adjournment:**

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

Supervisor Nellis adjourned the Work Session Meeting of the Eden Town Board at 7:45 P.M.

**Executive Session:**

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

Respectfully submitted by,

Heather Ohmit  
Deputy Town Clerk