

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
DECEMBER 12, 2012
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

GLENN R. NELLIS - SUPERVISOR
 MARY LOU PEW - COUNCILWOMAN
 EDWARD KRYCIA, JR - COUNCILMAN
 RICHARD S. VENTRY - COUNCILMAN
 FRAN MCLAUGHLIN - COUNCILMAN

DEPARTMENT HEADS PRESENT:

Ronald C. Maggs - Superintendent of Highways
 Michael J. Felschow - Chief of Police
 David Cole - Eden Fire Department
 Andrew Breier - East Eden Fire Chief
 Ray Zabron - Dog Control Officer

OTHERS PRESENT:

William Trask - Town Attorney
 Heather Ohmit - Deputy Town Clerk
 Lisa Greiner - Administrative Assistant

Call to Order:

Supervisor Nellis called the Regular Meeting 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.

Approval of Minutes:

Supervisor Nellis asked if there were any additions or corrections to the Town Board Minutes of November 14, 2012; there were none.

MOTION was made by Councilman Krycia to approve the Town Board Minutes of November 14, 2012 as presented; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Transfers/Amendments:

Supervisor Nellis read the following Budget Transfers/Amendments:

| From Account | To Account | Reason for Amendment | Amount |
|-------------------------------|---|--|---------------|
| D2770 UnClassified Revenue | D9040.800 Workers Comp - Contractual | Apply Dividend Received from State Insurance Fund to increase in Workers' Compensation Premium | \$6,400.00 |

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|---------------------------------|--|---|-------------|
| A2770 UnClassified Revenue | A9040.800 Workers Comp - Contractual | Apply Dividend Received from State Insurance Fund to increase in Workers' Compensation Premium | \$800.00 |
| A2770 UnClassified Revenue | A7510.4 Historian - Contractual | Offset Money Donated for Historical Marker to cost of Marker | \$1,064.00 |
| A878.9 General Maint Reserve | A1640.4 Central Garage - Contractual | Repair of Highway Garage Floor Per Permissive Referendum | \$20,000.00 |
| A2089 BiCentennial | A7550.401 Celebrations - BiCentennial | BiCentennial Income to offset BiCentennial Expenses | \$1,500.00 |
| A2025 Beach & Pool Fees | A7150.1 Special Rec Facilities-Personal | Offset Reimbursement from Dolphins for increase in number of Coaches and Pay Rates | \$4,000.00 |

MOTION was made by Councilman Krycia to accept the budget transfers as read; seconded by Councilman McLaughlin; All “Ayes”; Opposed?- None; Abstain? None- Motion carried.

Audit Bills:

Supervisor Nellis 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 | 807-877 | \$101,085.55 |
| Highway Dept. Fund | 349-383 | \$29,771.60 |
| Fire Dept. Fund | 256-290 | \$15,588.60 |
| Recreation Dept. Fund | 143-148 | \$328.03 |
| Refuse and Garbage Fund | 18 | \$36,585.36 |
| Street Lights Fund | 31-33 | \$5,321.88 |
| Water Fund | 35-39 | \$8,598.50 |
| Trust & Agency Fund | -- | -- |
| Capital Fund | -- | -- |
| Community Development | -- | -- |

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

Departmental Reports:

Department reports for the month of November 2012 were presented by David Cole for Jack Rigley, Eden Fire Chief; Andrew Breier, East Eden Fire Chief; Michael Felschow, Eden Police Chief; Ray Zabron, Dog Control Officer; Ronald Maggs, Superintendent of Highways; William Trask, Town Attorney; Heather Ohmit for Mary Jo Hultquist, Town Clerk; Supervisor Nellis for Scott Henry, Zoning Code Enforcement Officer; Supervisor Nellis for Susan Brass, Recreation Director; Councilwoman Pew for Robert Pietrocarlo, Chairman Board of Assessors. All reports are on file in the Town Clerk’s office.

David Cole, for Eden Fire Chief Jack Rigley requested the addition of Michael J. Schmitt to the active roster pending physical and background check.

MOTION was made by Councilwoman Pew to accept the addition of Michael J. Schmitt to the active roster as stated; seconded by Councilman Ventry; All “Ayes”? Opposed?-None; Abstain?-None; Motion carried.

Superintendent of Highways Ron Maggs requested the following budget transfers:

| DATE | FROM | TO | DESCRIPTION | AMOUNT |
|-------------|-------------|-----------|--------------------|---------------|
| 12/12/12 | D5120.2 | D5110.4 | Budget Adjustment | 6000.00 |
| 12/12/12 | D5120.4 | D5110.4 | Budget Adjustment | 6000.00 |

MOTION was made by Councilwoman Pew to accept the budget transfers as listed; seconded by Councilman McLaughlin; All “Ayes”, Opposed?-None; Abstain?- None; Motion carried.

Town Attorney William Trask thanked David Cole for his years of volunteer service to the Town of Eden.

MOTION was made by Councilwoman Pew to close the Regular Meeting of the Town Board and open the Public Hearing for the purpose of the renewal of Special Use Permits; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

8:00 p.m.
Public Hearing
Renewal of Special Use Permits

- 1. Norman Brenner Gravel Pit 2. Cazenovia Recovery Resources 3. St. John’s Church/Eden KinderCare 4. Crown Castle – Telecommunications Tower – Mammoser Property 5. SBA Towers II – Telecommunications Tower, North Main Street 6. Henrich – Airstrip 7. Gorecki – Dog Grooming/Boarding 8. Schreiber – Mini Self-Storage Facility 9. Minekime – Caretaker/Watchman Dwelling Unit 10. Renee Adams, Commercial Dog Kennel Facility 11. Upstate Cellular Network, d/b/a Verizon Wireless 12. Rainer and Pamela Sticht – Dog Kennel 13. Robert Hornberger – Indoor/Outdoor Storage Facility**

Supervisor Nellis explained the purpose of the public hearing is to give the residents an opportunity to speak.

The following persons spoke and asked questions regarding the renewal of Special Use Permits:

There were none.

All persons desiring to be heard, having been heard, Supervisor Nellis closed the Public Hearing at 8:05 p.m.

MOTION was made by Councilman Krycia to close the Public Hearing and open the Regular Meeting of the Town Board; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

New and Unfinished Business:

1. Replacement Robotic Pool Cleaner-Town Pool

Correspondence was received from the Town of Eden Recreation board as follows:

The recreation Advisory board is asking that you approve the purchase of a AquaVac King Shark 2 Robotic Automatic Pool Cleaner by Hayward to replace the current unit which is 10 years old. The current cleaner barely made it through this last

season after replacing the worn out parts. The town Pool is required to have a working, operational cleaner to meet Health Department code.

The King Shark 2 was researched by and recommended by Pool Supervisor David Evans who determined it to be the best economical, dependable and performing unit for our Town Pool.

Attached are the five quotes that we obtained for the King Shark 2 cleaner. The Recreation Advisory Board reviewed the quotes and is recommending that Pool Supply World be awarded their quote (the lowest quote received) of \$3321.99 with free shipping.

We ask that this be approved in 2012 as the funds are available in the Recreation Department's current budget.

Thank you for your attentiveness to this matter. If you have any questions, comments or concerns regarding this recommendation or any other recreation matter, please do not hesitate to contact me.

Sincerely,
Town of Eden Recreation Department
Susan M. Brass, Director

MOTION was made by Supervisor Nellis to approve the purchase of an AquaVac King Shark 2 Robotic Automatic Pool Cleaner from low bidder Pool Supply World for \$3321.99; seconded by Councilman Krycia; All "Ayes"; Opposed?- None; Abstain?; None- Motion carried.

2. Adult Fitness Instructor

MOTION was made by Supervisor Nellis to accept the resignation of Fitness Instructor Kelly Taylor; seconded by Councilwoman Pew; All "Ayes"; Opposed?- None; Abstain?; None- Motion carried.

MOTION was made by Supervisor Nellis to appoint Lisa Weismore as Adult Fitness/Recreation Assistant at a pay rate of \$575.00 per 6/7 week session; seconded by Councilwoman Pew; All "Ayes"; Opposed?- None; Abstain?- None; Motion carried.

3. Dog Shelter Lease Contract-2013

MOTION was made by Councilman Ventry to accept the 2013 Dog Shelter Lease Agreement between the Eden Veterinary Clinic and the Town of Eden, as presented; seconded by Councilman McLaughlin; All "Ayes"; Opposed?-None; Abstain?- None. Motion carried.

4. Keller Road Waterline Support Structure Project

Supervisor Nellis read the following Resolution:

**Resolution
Town of Eden, Eden Town Board
December 12, 2012
Keller Road Waterline Support Structure Project**

WHEREAS, bids have been received for the Keller Road Waterline Support Structure Repairs ("Project"), being undertaken jointly with the Town of Boston, and

WHEREAS, project engineers, Hannon Engineering, P.C., have reviewed the bids and has made a recommendation to both towns on awarding the contract to the low responsible bidder.

NOW, THEREFORE, it is hereby

RESOLVED, that the Eden Town Board does hereby award the contract for the Keller road Waterline Support Structure Repairs Project to New Frontier Excavating and Paving, Inc. in the total amount of \$36,000.00 with the Town of Eden's share being 54.7%, or \$19692.00, subject to the Town of Boston also awarding the contract to the same firm and ratifying its share of the Project costs, and it is further

RESOLVED, that Supervisor Glenn Nellis is authorized to execute all contracts and other documents required to proceed with the Project on a joint and cooperative basis with the town of Boston.

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

5. Action on Special Use Permits

Supervisor Nellis requested approval of the Special Use Permits as follows:

1. Norman Brenner Gravel Pit
2. Cazenovia Recovery Resources
3. St. John's Church/Eden KinderCare
4. Crown Castle – Telecommunications Tower – Mammoser Property
5. SBA Towers II – Telecommunications Tower, North Main Street
6. Henrich – Airstrip
7. Gorecki – Dog Grooming/Boarding
8. Schreiber – Mini Self-Storage Facility
9. Minekime – Caretaker/Watchman Dwelling Unit
10. Renee Adams, Commercial Dog Kennel Facility
11. Upstate Cellular Network, d/b/a Verizon Wireless
12. Rainer and Pamela Sticht – Dog Kennel
13. Robert Hornberger – Outdoor/Indoor Storage Facility

MOTION was made by Supervisor Nellis to approve the above-mentioned Special Use Permits subject to compliance with all special permit conditions; seconded by Councilwoman Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Supervisor's Report:

Supervisor Nellis scheduled the next Town Board meeting for December 27th at 7:30 P.M.

Hearing of Visitors:

There were none.

Adjournment:

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

Supervisor Nellis adjourned the Regular Meeting of the Eden Town Board at 8:25 P.M.

Executive Session:

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

Respectfully submitted by,

Heather Ohmit, Deputy Town Clerk

December 12, 2012