

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JUNE 12, 2013
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

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

DEPARTMENT HEADS PRESENT:

- Mark Cavacolli - Town Engineer
- Ronald C. Maggs - Superintendent of Highways
- Michael J. Felschow - Chief of Police
- Matt Colvin - Eden Fire Department
- Chris Brind'Amour - East Eden Fire Department
- Robert Pietrocarlo - Chairman Board of Assessors
- Scott Henry - Code Enforcement Officer
- Susan Brass - Recreation Director
- Ray Zabron - Dog Control Officer

OTHERS PRESENT:

- William Trask - Town Attorney
- Mary Jo Hultquist - Town Clerk
- Lisa Greiner - 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 May 8, 2013; there were none.

MOTION was made by Councilman Ventry to approve the Town Board Minutes of May 8, 2013 as presented; seconded by Councilman Krycia; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Transfers/Amendments:

Councilman Krycia read the following Budget Transfers/Amendments:

From Account	To Account	Reason for Amendment	Amount
A2680	A1620.4	Apply Ins.	

Insurance Recovery	Town Hall- Contractual	Reimbursement to Replace Library Door	\$765.00
A878.4 Restricted for Recreation Equip.	A7110.4 Parks & Grounds Contractual	Tractor purchase per Permissive Referendum	\$19,965.00
A899.2 Restricted Fund Bal. Bicentennial	A7550.401 Celebrations – Bicentennial	Final Invoices and return of unused Bicentennial Money to the Community Foundation to be used for other Town Projects	\$8,239.35
A882 Restricted for General Maintenance	A1620.4 Town Hall Contractual	Costs involved in Town Hall Generator Project per Perm.Referendu	\$2,500.24
SW8320.452 Maint. Expense WD #5	SW1989.4 Tax Refund to County	Error on Prop. Tax bill of resident in WD #5	\$275.00

The following Budget Increases as approved and audited at Year End as Assignments for Encumbrances and Other Recreation.

A7410.4	Electric work at pool	\$ 6,159.00
A1410.4	Records Restoration	\$ 1,430.00
A3640.4	Reserve Police Encumbrances	\$ 1,059.00
A7410.4	Recreation Radio	\$ 475.00
A7150.4	Pool Vacuum	\$ 3,322.00
SW8320.4	Keller Road Water Project	\$19,692.00

MOTION was made by Councilman McLaughlin to approve the Budget Transfers/Amendments as presented; seconded by Councilman Ventry; 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	280-376	\$92,363.68
Highway Dept. Fund	143-178	\$32,570.68
Fire Dept. Fund	107-131	\$13,317.29
Recreation Dept. Fund	52-76	\$30,718.38
Refuse and Garbage Fund	7-9	\$37,951.90
Street Lights Fund	12-13	\$4,060.13
Water Fund	22-24	\$7,529.13
Trust & Agency Fund	--	--
Capital Fund		
H3410.2	3	\$5,150.00
H8320.402	5	\$5,100.76
H8320.403	7	\$4,020.00
Community Development	--	--

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

Departmental Reports:

Department reports for the month of May 2013 were presented by Matt Colvin for Jack Rigley, Eden Fire Chief; Chris Brind’Amour for 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; 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.

Matt Colvin, Eden Assistant Fire Chief requested the Town Board's approval for the 2013 Itemized Fire Equipment Bids. The Eden Fire Department is requesting \$18,005.17. Copies of the bid results are available at the Town Clerk's office.

MOTION was made by Councilman Krycia to approve \$18,005.17 for the 2013 Itemized Fire Equipment bid for the Eden Fire Department; seconded by Councilman Ventry; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Matt Colvin, Eden Assistant Fire Chief requested adding Norman Fisher of 3599 Wepax Road to the active roster, pending his firefighter physical.

MOTION was made by Councilman McLaughlin to add Norman Fisher to the active roster of the Eden Fire Department, pending his firefighter physical; seconded by Councilman Ventry; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

Chris Brind'Amour, East Eden Assistant Fire Chief requested the Town Board's approval for the 2013 Itemized Fire Equipment Bids. The East Eden Fire Department is requesting \$18,165.46. Copies of the bid results are available at the Town Clerk's office.

MOTION was made by Councilman Krycia to approve \$18,165.46 for the 2012 Itemized Fire Equipment bid for the East Eden Fire Department; seconded by Councilman McLaughlin; All "Ayes"; Opposed? - None; Abstain? - None; Opposed? - None; Motion carried.

Chris Brind'Amour, East Eden Assistant Fire Chief requesting adding Matt Barker to the active roster, pending his physical and background check.

MOTION was made by Councilman Ventry to add Matt Barker to the active roster of the East Eden Fire Department pending his physical and background check; seconded by Councilman McLaughlin; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

New and Unfinished Business:

1. Discussion with County Legislator John Mills

Mr. Mills, Erie County Legislator stated that the 2nd Annual Hot Dot cookout to Benefit the Eden Library will be held on Wednesday, July 10, 2013 from 4:30 - 7:00 p.m.

Mr. Mills spoke about the condition of Eden Evans Center Road. He stated that it should be considered a dangerous road and a resolution from the Eden Town Board is needed to bring the attention to the County Executive and others.

Earl Cooper, Eden Emergency Squad stated that the responders for the Squad have to use the middle or side of the road and it is very uncomfortable for the patients in the ambulance. Mr. Cooper also stated that he resides on Hemlock Road and now tractor-trailers are using that road instead of Eden Evans Center Road.

The following resolution was presented:

RESOLUTION OF EDEN TOWN BOARD

WHEREAS, Eden-Evans Center Road is a county road (CR32) located partly in the Town of Eden, and

WHEREAS, the reconstruction of Eden-Evans Center Road NYS from Thruway Exit 57A easterly into Eden Center was previously reported by County of Erie officials to be a priority project because of the deteriorated condition of the road, but it has now been reported that this reconstruction project was not included on the County Public Works Department list of current projects, and

WHEREAS, the Eden Town Board has continued to receive numerous complaints about the unsafe driving conditions resulting from the deteriorated condition of Eden-Evans Center Road, and

WHEREAS, among the complaints are reports of serious concerns from first responders in the Eden community who have reported unsafe conditions for transporting patients in ambulances, delays in response times and additional wear and tear on emergency response vehicles, and

WHEREAS, there have also been reports of heavy commercial vehicles re-routing onto town roads and through neighborhoods in order to avoid using Eden-Evans Center Road, creating new public safety issues in these areas which are not designed to accommodate such traffic and resulting in additional wear and tear to town roadways.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Eden hereby declares that, as a matter of public safety, Eden-Evans Center Road must be considered a “dangerous road” due to its deteriorated condition, and it is further

RESOLVED, that as a public service, the County of Erie is hereby put on notice of this condition so that the reconstruction of this roadway will be given the priority treatment that was promised and that is required for the protection of the traveling public, first responders and commercial users, and it is further

RESOLVED, that copies of this Resolution be sent to Erie County Executive, Mark Poloncarz, Erie County Commissioner of Public Works, John Loffredo, Erie County Attorney, Michael Siragusa and Erie County Legislator, John Mills.

2. Highway Department – assist Corn Festival

Ron Maggs, Highway Superintendent requested permission to help with the corn festival as needed.

MOTION was made by Councilman McLaughlin granting permission to help with the corn festival as needed; seconded by Councilman Krycia; “Ayes”? Pew, Krycia, McLaughlin; Opposed? - None; Abstain? – Ventry; Motion carried.

3. Appointments

Councilwoman Pew requested approval of the following appointments:

Joseph Winiecki to a 5-year term on the Zoning Board of Appeals
Elizabeth Karstedt as Tennis Supervisor at \$7.50/hour.
Jane Price to a 2-year term to the Eden Conservation Board

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

4. Household Hazardous Waste Drop-off Day

Councilwoman Pew stated that the Household Hazardous Waste Drop-off Day Would be held on Saturday, June 15, 2013 from 9:00 a.m. to 2:00 p.m. at the Erie County Community College, South Campus in Orchard Park.

5. Resignation and Appointment – Eden Police Department

MOTON was made by Councilman Krycia to accept the resignation of Officer Nathan Miller effective immediately; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Councilman Ventry to appoint Adam Cornell. as a part-time police officer; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

6. Court Security

Councilwoman Pew read the following correspondence from Mike Felschow, Eden Police Chief:

“As discussed and as requested by Judge Michael Cooper, we would like to implement the court security effective immediately. We are proposing one police officer to conduct security during each court session. Each detail will last approximately 3 hours with a total cost for the remainder of the year will be about \$1,400.00.

Judge Cooper has had communication with the New York State Court System and feels this is necessary to secure the citizens, court personnel and himself.

At the budget hearing I would like to further discuss additional security for the next year.”

MOTION was made by Councilman McLaughlin to approve court security as presented; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Hearing of Visitors:

John Kappus – regarding drainage problems arising after Water District #5.

Adjournment:

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

Deputy Supervisor Pew adjourned the Regular Meeting of the Eden Town Board at 8:20 P.M.

Executive Session:

Deputy Supervisor Pew adjourned the Executive Session of the Eden Town Board Meeting at 10:00 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk

June 12, 2013