

January 8, 2014

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JANUARY 8, 2014
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:

Mark Cavacolli	-	Town Engineer
Ronald C. Maggs	-	Superintendent of Highways
Michael J. Felschow	-	Chief of Police
Matthew Colvin	-	Eden Fire Chief
Andrew Breier	-	East Eden Fire Chief
Robert Pietrocarlo	-	Chairman Board of Assessors
Susan Brass	-	Recreation Director

OTHERS PRESENT:

William Trask	-	Town Attorney
Mary Jo Hultquist	-	Town Clerk
Lisa Greiner	-	Administrative Assistant

Call to Order:

Supervisor Nellis called the Regular Meeting 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.

Approval of Minutes:

Supervisor Nellis asked if there were any additions or corrections to the Town Board Minutes of December 11, 2013; there were none.

MOTION was made by Councilman McLaughlin to approve the Town Board Minutes of December 13, 2013 as presented; seconded by Councilman Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Nellis asked if there were any additions or corrections to the Town Board Minutes of December 30, 2013; there were none.

MOTION was made by Councilman McLaughlin to approve the Town Board Minutes of December 13, 2013 as presented; seconded by Councilman Krycia; “Ayes”; Nellis, Krycia, Ventry, McLaughlin; Opposed? – None; Abstain? – Pew; Motion carried.

Petitions:

There were none.

Budget Transfers/Amendments:

From Account	To Account	Reason for Amendment	Amount
A1990.4 Contingent Fund	A3510.4 Control of Dogs – Contractual	Over budget – Repair of Truck	\$185.00
A1640 Ambulance Charges	A4540.4 Ambulance- Contractual	Over budget – purchased gear	\$3,200.00
A1990.4 Contingent Fund	A8090.4 Environment Ctrl. Contractual	Over budget Farmland Protection Ad	\$50.00
A3620.4 Safety Inspection – Contractual	A3620.1 Safety Inspection – Personal	Over budget Year-end payroll	\$100.00
SL909 Fund Balance	SL5182.4 Street Light – Contractual	Over budget	\$2,200.00
SW8320.402 Water Contractual Farnham	SW8320.401 Maintenance Water – Wepax	Over budget	\$70.00

MOTION was made by Councilman Ventry to approve the Budget Transfers/Amendments as presented; seconded by Councilwoman Pew; 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.

2013 Payables

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	841-861	\$23,365.70
Highway Dept. Fund	383-391	\$27,875.48
Fire Dept. Fund	305-315	\$1,793.61
Recreation Dept. Fund	--	--
Refuse and Garbage Fund	19	\$37,410.00
Street Lights Fund	35	\$4,761.48
Water Fund	60-63	\$6,238.21
Trust & Agency Fund	--	--
Capital Fund H3410.2 H8320.402 H8302.403	--	--
Community Development	--	--

2014

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	1-4	\$159,392.72
Highway Dept. Fund	1-4	\$111,546.91
Fire Dept. Fund	1-2	\$1,650.00
Recreation Dept. Fund	--	--
Refuse and Garbage Fund	--	--
Street Lights Fund	--	--
Water Fund	--	--
Trust & Agency Fund	--	--
Capital Fund H3410.2		

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H8320.402	--	--
H8302.403		
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 December 2013 were presented by Matthew Colvin, Eden Fire Chief; Andrew Breier, East Eden Fire Chief; Michael Felschow, Eden Police Chief; Supervisor Nellis for Ray Zabron, Dog Control Officer; Ronald Maggs, Superintendent of Highways; William Trask, Town Attorney; Mary Jo Hultquist, Town Clerk; Supervisor Nellis for 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.

Matthew Colvin, Eden Fire Chief requested approval of the following officers for 2014:

- | | |
|--|----------------------------|
| Matt Colvin– Chief | John Agle – President |
| Dave Rice– 1 st Asst. Chief | David Cole– Vice President |
| Chuck Mohr– 2 nd Asst. Chief | Jack Gavin – Secretary |
| Joe Hart – Captain | Tom Schreiner – Treasurer |
| Malcolm Vankounett– 1 st Lieutenant | Rich Greeley – BOD |
| Matt Vankounett– 2 nd Lieutenant | Jack Rigley- BOD |
| Ronald Salzman – Safety Officer | David Cole - BOD |
| William Henry – Safety Officer | Vicky Sickau – BOD |
| Dave Cole –Safety Office | Robert Stickney - BOD |
| | Ron Salzman– BOD |

MOTION was made by Councilwoman Pew to approve the officers of 2014 for the Eden Fire Department as presented; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Matthew Colvin, Eden Fire Chief requested permission to take fire equipment out of the fire district for mutual aid, repairs, training, funerals and parades at the discretion of the Chief or Officer in charge for the Eden Fire Department.

MOTION was made by Councilwoman Pew to grant permission to take fire equipment out of the fire district for mutual aid, repairs, training, funerals and parades at the discretion of the Chief or Officer in charge for the Eden Fire Department; seconded by Councilman Krycia; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried

Matthew Colvin, Eden Fire Chief requesting removing Josh Kunch, Jessie Hodges and James Rigley from the active roster.

MOTION was made by Councilwoman Pew to remove Josh Kunch, Jessie Hodges and James Rigley from the active roster of the Eden Fire Department; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Ron Maggs, Highway Superintendent requested the following Budget Transfers:

DATE	FROM	TO	DESCRIPTION	AMOUNT
1-8-14	D5110.4	D5142.1	Budget Adjustment	\$4,500.00
1-8-14	D5110.4	D5142.4	Budget Adjustment	\$10,000.00

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MOTION was made by Supervisor Nellis to approve the Budget Transfers as presented; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Ron Maggs, Highway Superintendent requested the Town Board approve and sign the “Agreement to Spend” with general repairs in the amount of \$422,000.00 for 48.98 miles of Town Highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewal thereof.

The improvements on any and all town roads, a distance of 48.98 miles not over the sum of \$422,000.00.

MOTION was made by Councilman Ventry to approve and sign the “Amendment to Spend” as presented with a copy to be filed in the Town Clerk’s office; seconded by Councilman McLaughlin; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Mark Cavacolli, Town Engineer, CRA reported that the Town of Eden was awarded a local government efficiency grant in the amount of \$25,000.00 to consolidate water districts in the town with the Erie County Water Authority.

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

Supervisor Nellis closed the Regular Meeting of the Eden Town Board at 8:00 p.m.

8:00 P.M.
Public Hearing
Proposed Local Law #1-2014
A Local Law Amending the Coe of the Town of Eden
Chapter 108 – Standard Schedule of Fees Law

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

Supervisor Nellis read the following Proposed Local Law #1-2014:

SECTION 108-3 Town of Eden Standard Schedule of Fees shall be amended as follows:

Add: G. Fire Prevention and Safety Inspections

Public Assembly Buildings:	\$25.00
Buildings Used as Dormitories:	\$25.00
Multiple Dwellings/Non-Residential Structures:	\$25.00

The following persons spoke and asked questions regarding Proposed Local #1-2014:

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. Approval of Inter-Municipal Highway Services Agreement

Ron Maggs, Highway Superintendent presented an “Inter-Municipal Highway Shared Services Agreement” for consideration to the Town Board. This agreement would allow the towns in Erie County to share services/equipment. The County of Erie would not be included in this agreement. This agreement would be a 5-year agreement.

MOTION was made by Supervisor Nellis to approve and sign the Inter-Municipal Highway Services Agreement; seconded by Councilman Krycia;

Before the vote:

Discussion ensued with concerns relating to proper insurance coverage, no prior Town Board approval, giving control to the Highway Superintendent at his discretion.

William Trask, Town Attorney has reviewed this agreement and stated that it is a uniform agreement and suggested that the Highway Superintendent keep track of equipment/services shared and a report given to the town board.

Following discussion and amendment to the recommendation, the following actions were taken:

MOTION was made by Supervisor Nellis to “Table” and move this item to “Old Business” to be reviewed and discussed at a future Town Board meeting; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

2. Appointments/Reappointments

Supervisor Nellis read the following correspondence from Robert Pietrocarlo, Chairman, Board of Assessors:

“Mr. John Bauer, Assessment Board of Review Chairman and I would like to recommend the appointment of Millie Blaszczyk, residing at 2997 Kulp Road, Eden, NY to the Assessment Board of Review for a term of five (5) years”.

MOTION was made by Councilman Ventry to approve the appointment of Millie Blaszczyk to the Assessment Board of Review for a term of five (5) years; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Note: Mr. Pietrocarlo requested the Town Board send a letter of thanks to Barbara Neureuter for her many years of service on the Assessment Board of Review.

Supervisor Nellis read the following correspondence from Ron Maggs, Off Road Drainage Committee:

“As Chairman of the Off-Road Drainage Committee I am recommending that the board approve the following recommendations that the committee has agreed upon:

The Committee has approved to recommend reappointing Mike Damasiewicz for another 3-year term.

The Committee has approved to recommend reappointing Ron Maggs for another 3-year term.

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

Supervisor Nellis made the following motion:

MOTION was made by Supervisor Nellis to appoint Mary Lou Pew as Deputy Supervisor; seconded by Councilman Krycia; “Ayes”; Nellis, Krycia, Ventry, McLaughlin; Opposed? – None; Abstain? – Pew; Motion carried.

3. Any action on Proposed Local Law No. 1-2014

MOTION was made by Councilman Ventry to adopt Local Law No. 1-2014, amending the Code of the town of Eden, Chapter 108 – Standard Schedule of Fees Law, adding G. Fire Prevention and Safety Inspections; seconded by Councilman Krycia; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

4. Year-End Report – Senior Citizen Transportation

Supervisor Nellis read the 2013 Senior Citizen Transportation Report then listed and thanked the following drivers for 2013:

David Sully	Frank Miller	Walter Henry	Howie Vail
Marcia Sully	Ann Schaefer	Ed Strum	John Grotke
Linda Meyer	Marty Doherty	Tom Zelasko	Linda Nellis
Butch Brockman	Fran Campagna	Donald Dole	
Robert Clancey	James Nesselbush	Julie Boedo	

With a very heavy heart, it is with deep sadness that I announce the passing of one of our beloved volunteers this year, Butch Brockman.

Supervisor’s Report:

- Farmland Protection Committee – open meeting on January 30, 2014 from 7:00 – 8:30 p.m. with a snow date scheduled for February 6, 2014.
- Town of Eden has received notification from the County Executive that they have been awarded the Community Development Block Grant in the amount of \$100,000.00 to replace water lines on Green Street.

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 8:30 P.M.

Executive Session:

Supervisor Nellis adjourned the Executive Session of the Eden Town Board Meeting at 9:30 P.M.

Respectfully submitted by,

Mary Jo Hultquist, Town Clerk