

July 13, 2016

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
JULY 13, 2016
7:30 P.M.**

TOWN BOARD MEMBERS PRESENT:

MELISSA HARTMAN - SUPERVISOR (*Absent*)
RICHARD S. VENTRY - COUNCILMAN
MARY LOU PEW - COUNCILWOMAN
SUSAN WILHELM - COUNCILWOMAN (*Absent*)
MICHAEL BYRNES - COUNCILMAN

DEPARTMENT HEADS PRESENT:

Stephen Waldvogel - Town Engineer
Michael J. Felschow - Chief of Police
Matthew Colvin - Eden Fire Chief
Scott Hunter - East Eden Fire Chief
Ray Zabron - Dog Control Officer

OTHERS PRESENT:

William Trask - Town Attorney
Heather Ohmit - Deputy Town Clerk
Debbie Gregorie - Administrative Assistant

Call to Order:

Councilman Ventry called the Regular Meeting of the Eden Town Board to order at 7:30 P.M.

Pledge of Allegiance:

Councilman Ventry led the assembly in the Pledge of Allegiance to the flag. A moment of silence was observed for the deceased members of the community for the month of June, 2016.

Approval of Minutes:

Councilman Ventry asked if there were any additions or corrections to the Town Board Minutes of June 8, 2016; there were none.

MOTION was made by Councilman Byrnes to approve the Town Board Minutes of June 8, 2016 as presented; seconded by Councilwoman Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Transfers/Amendments:

Councilman Ventry read the following Budget Transfers/Amendments:

From Account	To Account	Reason for Amendment	Amount
A2770 Other Unclassified Revenue	A1680.4 Central Data Processing	Proceeds from Ins. stock sold used to fund website design	\$6,000.00

A1990.4 Contingent Fund	A9050.8 Unemployment Insurance	Unemployment Over budget	\$90.00
A2705 Gifts/Donations	A915.6 Assigned Funds Non-recreation	Reserve funds received from Community Foundation-future use by Historian office	\$1,500.00
SF909 Fire Fund Balance	SF3410.2 Fire -Equipment	Fire Hall Roof Payment #1	\$61,715.00
SF915.2 Fire Building Maintenance Res.	SF3410.2 Fire – Equipment	Fire Hall Roof Payment #1	\$50,000.00

MOTION was made by Councilman Ventry to accept the Budget Transfers/Amendments as presented; seconded by Councilwoman Pew; All “Ayes”? Opposed?- None; Abstain?; None; Motion carried.

Audit Bills:

Councilman Ventry 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	383-466	\$80,018.29
Highway Dept. Fund	163-184	\$43,782.94
Fire Dept. Fund	126-159	\$163,865.53
Recreation Dept. Fund	76-98	\$5,417.56
Refuse and Garbage Fund		\$39,103.55
Street Lights Fund	16-18	\$4,182.29
Water Fund	25	\$11.00
Trust & Agency Fund		
Capital Fund H3410.2 H8320.402 H8302.405	7	\$5,546.00
Community Development		

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

Departmental Reports:

Department reports for the month of June 2016 were presented by Matthew Colvin, Eden Fire Chief; Scott Hunter, East Eden Fire Chief; Michael Felschow, Eden Police Chief; Ray Zabron, Dog Control Officer; William Trask, Town Attorney; Heather Ohmit, Deputy Town Clerk for Mary Jo Hultquist, Town Clerk; Councilman Ventry for Mark Clark, Zoning Code Enforcement Officer; Councilwoman Pew for Susan Brass, Recreation Director; Councilwoman Pew for Robert Pietrocarlo, Chairman Board of Assessors and Councilwoman Pew for Joe Ghosen, GIS Consultant. All reports are on file in the Town Clerk’s office.

Steven Waldvogel, Town Engineer, stated that the Erie County Water Authority has approved the supporting resolution and that the application is going in and the SEQR process will begin. He should have the coordinated review and resolution, and hopes to have the draft map and plan by the August Town Board meeting.

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Mr. Waldvogel gave a brief update on Kelly's Place, stating that additional information was requested from the developer by the engineers, including drainage and landscaping plans. They are still awaiting plans for other requirements for the Special Use Permit.

Mr. Waldvogel stated that all ongoing issues with the Green St. water project should be resolved.

New and Unfinished Business:

1. Acknowledge Agreement between the University Emergency Medical Services and Eden Emergency Medical Services

MOTION was made by Councilman Ventry to accept the agreement between the University Emergency Medical Services and Eden Emergency Medical Services; seconded by Councilman Byrnes; All "Ayes"? ; Opposed?- None, Abstain?- None; Motion carried.

2. Resolution to approve Worker's Compensation Plan

Councilman Ventry read the following resolution:

RESOLUTION OF THE EDEN TOWN BOARD
Worker's Compensation Plan

WHEREAS there has been proposed a "NEW YORK STATE MUNICIPAL WORKERS' COMPENSATION ALLIANCE PLAN DOCUMENT" pursuant to Section 503-a of the Workers' Compensation Law (hereinafter "the Plan") and

WHEREAS the Town of Eden, Town of Eden Fire District, Town of Eden Emergency & Rescue is eligible for membership in the Plan; and

WHEREAS the Town of Eden, Town of Eden Fire District, Town of Eden Emergency & Rescue has made an independent investigation of the Plan and review the Plan document, and has concluded that it would be in the interests of the Town of Eden, Town of Eden Fire District, Town of Eden Emergency & Rescue to participate therein; now, therefore, be it

RESOLVED that the Town of Eden, Town of Eden Fire District, Town of Eden Emergency & Rescue enter into membership in the Plan pursuant to Section 50 Subdivision 3-a of the Workers' Compensation Law; and be it further

RESOLVED, that Melissa M. Hartman be and hereby is authorized and instructed to execute the Plan's charter document on behalf of the Town of Eden, Town of Eden Fire District, Town of Eden Emergency & Rescue; and be it further

RESOLVED, that the custody of all joint Plan moneys by the Plan Administrator under the Plan and the same hereby is approved.

NOW, THEREFORE, IT IS RESOLVED, that the Eden Town Board does hereby approve the New York State Municipal Workers Compensation Alliance Plan, effective July 1, 2016.

MOTION was made by Councilwoman Pew to approve the Resolution Accepting the Worker's Compensation Plan as read by Councilman Ventry; seconded by Councilman Byrnes; All "Ayes"?; Opposed?- None; Abstain?- None; Motion carried.

Councilman Ventry read the following resolution:

RESOLUTION OF THE EDEN TOWN BOARD
Worker's Compensation Self Insurance

RESOLVED, that the Town of Eden, Town of Eden Fire District, Town of Eden Emergency & Rescue hereby elects, pursuant to Subdivision 3-a of Section 50 of the Workers' Compensation Law , to become a self-insurer as to Workers Compensation claims against this Municipality; and be it further

RESOLVED, that pursuant to Section 50 Subdivision 3-a of said Workers Compensation Law, notice of such election shall be filed forthwith with the Chairman of the Workers' Compensation Board, Self-Insurance Section; and be it further

RESOLVED, that this election shall become effective on July 1, 2016.

MOTION was made by Councilman Ventry to accept the Resolution Accepting the Worker's Compensation Self Insurance; seconded by Councilwoman Pew; All "Ayes"? Opposed?- None; Abstain?- None; Motion carried.

3. Appoint David Rice as part-time, Assistant Code Enforcement Officer

MOTION was made by Councilman Ventry to appoint David Rice as Part-time , Assistant Code Enforcement Officer, at the rate of \$19.64 per hour, for up to 19 hours per week, effective May 26, 2016 (date Local Law #2-2016 was received by the Town Clerk from New York State); seconded by councilwoman Pew; All "Ayes"?; Opposed?- None; Abstain?- None; Motion carried.

4. Accept the resignation of Christopher Schmidt in the Eden Police Department

MOTION was made to accept the resignation of Christopher Schmidt in the Eden Police Department by Councilwoman Pew; seconded by Councilman Byrnes; All "Ayes"?; Opposed?- None; Abstain?- None; Motion carried.

5. Grant permission for the Highway Superintendent to assist with the Eden Corn Festival

MOTION was made by Councilwoman Pew to grant permission for the Highway Superintendent to assist with the Eden Corn Festival, at his discretion; seconded by Councilman Byrnes; All "Ayes"?; Opposed?- None; Abstain?- None; Motion carried.

6. Approval of Generator Planned Maintenance Contract Renewal

MOTION was made by Councilwoman Pew to approve the Generator Planned Maintenance Contract Renewal; seconded by Councilman Byrnes; All "Ayes"?- Opposed?- None; Abstain?- None; Motion carried.

7. Acknowledge receipt of resolution for re-certification pursuant to Agriculture and Markets Law Section 303-a(1)

MOTION was made by Councilman Byrnes to acknowledge receipt of resolution for re-certification pursuant to Agriculture and Markets Law Section 303-a(1); seconded by Councilwoman Pew; All "Ayes"?- Opposed?- None; Abstain?- None; Motion carried.

8. Recreation Appointments

Councilman Ventry read the following Recreation Appointments:

Pool:

Elizabeth Kisker	CIT	\$9.00 per hour
Mitchel Mason	Lifeguard	\$9.00 per hour

Maintenance

Dalton Crowe \$9.00 per hour

Playgrounds

Hannah Mardino \$9.15 per hour

Please note that these are not new or additional positions, simply replacements for already approved staff whom has since resigned the position offered.

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

9. Schedule for Budget Hearings (informational)

The following dates and times have been set aside for individual Department Heads to discuss their 2017 budget needs:

Tuesday, July 19, 2016

6:00 P.M. Justice Court
6:30 P.M. Code Enforcement Officer

Monday, July 25, 2016

7:00 P.M. Assessor
7:30 P.M. Highway
Off-Road Drainage
Maintenance

Monday, August 8, 2016

7:00 P.M. East Eden Fire
8:00 P.M. Eden Emergency Squad

Monday, August 15, 2016

7:00 P.M. Town Clerk
7:30 P.M. Dog Control Officer

Monday, August 22, 2016

7:00 P.M. Recreation
8:00 P.M. Eden Fire Department

Monday, August 29, 2016

7:00 P.M. Police
8:00 P.M. Schedule of Fees

A copy of the 2017 Budget Sessions Schedule is on file in the Eden Town Clerk's Office.

10. Approval of Voucher for Payment to Action Roofing for Eden Fire Hall Roof – Payment #1

MOTION was made by Councilman Ventry to approve Voucher #159 to Action Roofing, in the amount of \$113,715.00, for payment #1 for the Eden Fire Hall Roof (86% complete) ; seconded by Councilman Byrnes; All "Ayes"?; Opposed ?- None; Abstain?- None; Motion carried.

Supervisor’s Report: Councilman Ventry state that the Supervisor's office received a letter signed by thirteen people , requesting an update on Kelly's Place project. This item was addressed by the town engineer in his report.

Hearing of Visitors:

There were none.

Adjournment:

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

Councilman Ventry adjourned the Regular Meeting of the Eden Town Board at 8:05 P.M.

Respectfully submitted by,

Heather Ohmit
Deputy Town Clerk