

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
DECEMBER 13, 2017
6:00 P.M./7:00 P.M.**

Call to Order:

Supervisor Hartman called the Regular Meeting of the Eden Town Board to order at 6:00 pm.

MOTION was made by Supervisor Hartman to move to Executive Session at 6:00 pm; seconded by Councilperson Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried. **(Town Board Members present were Supervisor Hartman, Councilperson Pew, Councilperson Ventry, Councilperson Byrnes, and Councilperson Wilhelm. Councilperson-elect Gary Sam was invited to executive session).**

MOTION was made by Supervisor Hartman to return to the Regular Meeting of the Eden Town Board at 7:00 pm; seconded by Councilperson Byrnes; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

TOWN BOARD MEMBERS PRESENT:

MELISSA HARTMAN	-	SUPERVISOR
RICHARD S. VENTRY	-	COUNCILPERSON
MARY LOU PEW		COUNCILPERSON
SUSAN WILHELM	-	COUNCILPERSON
MICHAEL BYRNES	-	COUNCILPERSON

DEPARTMENT HEADS PRESENT:

Stephen Waldvogel	-	Town Engineer
Ronald C. Maggs	-	Superintendent of Highways
Michael J. Felschow	-	Chief of Police
Joe Hart	-	Eden Fire Chief
Matt Blaszc	-	East Eden Fire
Amy Porter	-	Recreation Director

OTHERS PRESENT:

William Trask	-	Town Attorney
Mary Jo Hultquist	-	Town Clerk
Janet Cunfer	-	Deputy Town Clerk
Debbie Gregoire	-	Administrative Assistant
Lisa Winter	-	Bookkeeper

Pledge of Allegiance:

Supervisor Hartman 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 November 2017 were Calvin A. Henry, Evelyn R. Savage (100), Dominick Desiderio and Henry Wielkie.

Presentation:

Supervisor Hartman read the following Certificate of Recognition:

**CERTIFICATE OF RECOGNITION
HONORING MARY LOU PEW**

WHEREAS, Mary Lou Pew has served as a Town Board Member for 20 years, beginning January 1, 1998; and

WHEREAS, she has served in a variety of leadership positions in the Town of Eden, including; Deputy Supervisor for 5 terms, Liaison to the Eden Fire Department, East Eden Fire Department, Eden Emergency & Rescue Squad, Eden Disaster Preparedness Committee, Eden Zoning Board of Appeals & Code Review Committee: and

WHEREAS, she has also served as Chairman of the Town of Eden Technology Committee, Board of Director and Founding Member of the Boys & Girls Club of Eden, Member of the Erie County Farm Bureau, Member of the American Farmland Trust and American Legion Women's Auxiliary Post 880; and

WHEREAS, she assisted with the Eden Corn Festival and was a small business owner of Weaving-A-Website; and

NOW BE IT RESOLVED, that the Eden Town Board, by this resolution, unanimously recognizes and extends to Mary Lou Pew our deep appreciation on behalf of the citizens of Eden for the time and pride she has contributed in service to the Eden Town Board and to the Town of Eden.

Former Town of Eden Supervisor Glenn R. Nellis was present to congratulate Mary Lou Pew and wish her well.

Approval of Minutes:

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of November 8, 2017; there were none.

MOTION was made by Councilperson Wilhelm to approve the Town Board Minutes of November 8, 2017 as presented; seconded by Councilperson Pew; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Petitions:

There were none.

Budget Transfers/Amendments:

Supervisor Hartman read the following Budget Transfers/Amendments:

From Account	To Account	Reason for Amendment	Amount
A917 Unassigned Fund Balance	A1440.4 Engineering Contractual	Use of Fund Balance for Engineering services for Hoffman Building – Payback from building owner though charge on 2018 property taxes	\$2,000.00
A899.1 Fund Balance – EMS	A4540.2 Ambulance Equipment	Revenue Recovery Funds Used for Jaws of Life Purchase	\$27,840.00
A899.1 Fund Balance – EMS	A4540.4 Ambulance	Revenue Recovery Money for Squad Budget	\$5,000.00
A2190 Sales of Cemetery Lot	A8810.1 Cemetery Personnel	Oversight of Services North Evans Cemetery	\$840.00
A2192 Cemetery Services	A8810.4 Cemetery Personnel	Burial Cost at North Evans Cemetery	\$485.00
A9010.8	A9015.8	Budget Adjustment	

ERS State Requirement	Police & Fire Retirement	for final Retirement Notice	\$400.00
D9055.8 Disability Insurance	D9010.8 ERS State Retirement	Budget Adjustment for final Retirement Notice	\$200.00
A1640.4 Central Garage – Contractual Expense	A3310.4 Traffic Control Contractual Expense	Budget Adjustment to pay for needed signs	\$1,500.00

Supervisor Hartman read the following Amendment to the 2018 Budget:

Amend the 2018 Budget to reflect removal from tax roll of four garbage units from 8558 North Main street due to dumpster on property.

Total amount to be collected on tax roll for garbage will now be \$580,800.

MOTION was made by Councilperson Ventry to approve the Budget Transfers/Amendments as presented; seconded by Councilperson Wilhelm; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Audit Bills:

Supervisor Hartman 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	724-824	\$293,772.60
Highway Dept. Fund	263-305	\$135,843.91
Fire Dept. Fund	227-258	\$11,791.04
Recreation Dept. Fund	168-186	\$3,688.30
Refuse and Garbage Fund	20-21	\$78,623.46
Street Lights Fund	28-30	\$5,286.86
Water Fund	27	\$11.00
Trust & Agency Fund	--	--
Capital Fund		
H3410.405	23-24	\$279,512.92
H8320.406	15-16	\$26,433.75
H8302.407	2	\$2,600.00
Community Development	--	--

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

Departmental Reports:

Department reports for the month of November 2017 were presented by Joe Hart, Eden Fire Chief; Matt Blaszczyk for Scott Hunter, East Eden Fire Chief; Michael Felschow, Eden Police Chief; Supervisor Hartman for Ray Zabron, Dog Control Officer; Ronald Maggs, Superintendent of Highways; William Trask, Town Attorney; Mary Jo Hultquist, Town Clerk; Supervisor Hartman for Jesse Baker, Zoning Code Enforcement Officer; Amy Porter, Recreation Director; and Supervisor Hartman for Robert Pietrocarlo, Chairman Board of Assessors. All reports are on file in the Town Clerk’s office.

Joe Hart, Eden Fire Chief requested adding Cassidy Genco and Lukas Kelleher to be added to the active roster of the Eden Fire Department, pending physical and background checks.

MOTION was made by Councilperson Pew to add Cassidy Genco and Lukas Kelleher to the active roster of the Eden Fire Department, pending physical and background checks; seconded by Councilperson Byrnes; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

MOTION was made by Supervisor Hartman to close the Regular Meeting of the Eden Town Board and open the Public Hearing at 7:30 pm; seconded by Councilperson Pew; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Supervisor Hartman opened the Public Hearing of the Eden Town Board at 7:30 pm.

**7:30 pm
Public Hearing
Renewal of Special Use Permits
Legal Notice
Town of Eden, Eden, New York
Notice of Public Hearings**

Supervisor Hartman read the following:

Pursuant to resolution of the Town Board of the Town of Eden, New York,
NOTICE IS HEREBY GIVEN of the following **PUBLIC HEARINGS** to be held by the Eden Town Board in the Eden Town Hall, 2795 East Church Street, Eden, New York on the 13th day of December, 2017.

At 7:30 pm Local Time, for the purpose of considering the annual renewal of Special Use Permits for the following:

1. **Cazenovia Recovery Systems, Inc. - 9136 Sandrock Road, Eden, NY for the Turning Point House Alcohol Rehabilitation Center.**
2. **Crown Castle/Donald Mammoser – 8635-8687 East Eden Road, Eden, NY for a telecommunications tower.**
3. **EdenKinderCare/St. John's Church – 2871 E. Church Street, Eden, NY for the operation of a day care center.**
4. **Norman & Jean Brenner – 3036 E. Church Street, Eden, NY to operate a gravel pit business.**
5. **SBA Towers II – 8174 North Main Street, Eden, NY for a telecommunications tower.**
6. **Schreiber & Winkelman, Inc. - 8750 S. Main Street, Eden, NY for a mini self-storage facility and contractor's plaza.**
7. **James Gorecki – 8797 East Eden Road, Eden, NY for a dog boarding/dog grooming facility.**
8. **Bell Atlantic Mobil Systems, d/b/a Verizon Wireless – Adjacent to Swartz Field, Main Street, Eden, NY for operation of the Verizon Telecommunications Tower.**
9. **Rainer & Pamela Pamel93 Sisson Highway, Eden, NY for the operation of a dog kennel.**
10. **Meagan Coggins – 3728 Schinzius Road, Eden, NY for the operation of a cat kennel.**
11. **Bell Atlantic Mobile Systems, d/b/a/ Verizon Wireless – Webster Road Tower for operation of a Verizon Telecommunications Tower.**

All interested parties will be given an opportunity to be heard.

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 Hartman closed the Public Hearing at 7:35 pm.

New and Unfinished Business:

1. Receive and File Map & Plan – Waterline Improvement Project

MOTION was made by Supervisor Hartman to receive and file the Map, Plan and Report for the Establishment of the Master Improvement Area Creation and Water System Consolidation with the Erie County Water Authority; seconded by Councilperson Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

2. Set Public Hearing for January 10, 2018 – 7:30 pm – Creation of Master Improvement Area and Bond Resolution for Waterline Improvement Project

Supervisor Hartman read the following resolution:

**ORDER CALLING PUBLIC
HEARING TO BE HELD ON
JANUARY 10, 2018
REGARDING THE PROPOSED
ESTABLISHMENT OF THE MASTER
WATER IMPROVEMENT AREA**

WHEREAS, the Town Board of the Town of Eden (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law Article 12-C, caused GHD (the “Engineer”), competent engineers duly licensed by the State of New York to prepare a preliminary map, plan and report for the establishment of the Master Water Improvement Area (the “Water Improvement Area”) and the construction of water improvements therein; and

WHEREAS, the Engineer has completed and filed with the Town Board such preliminary map, plan and report and such preliminary map, plan and report is available for public inspection in the Office of the Town Clerk; and

WHEREAS, it is the intention of the Town Board that the proposed establishment of the Water Improvement Area will include improvements necessary to facilitate the transfer of water service to the Erie County Water Authority at a future date; and

WHEREAS, such water system improvements project will generally consist of various improvements at the Violet Parkway storage tank including, but not limited to, the replacement of the tank dome, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “Improvement”); and

WHEREAS, the proposed Improvement will benefit the entire proposed Master Water Improvement Area, which area is outside of any incorporated villages and is described as follows:

The proposed Master Water Improvement Area will encompass the benefited properties in the following water districts (including out-of-district customers to such districts): the Consolidated Water District; Water District No. 4; and Water District No. 5.

(For convenience, information related to the properties involved with the Master Water Improvement Area (including the boundary descriptions of the above-referenced districts and out-of-district customers) will be made available through the Town’s website and in the Town Clerk’s office at 2795 East Church Street, Eden, New York.)

WHEREAS, the Engineer has estimated the total cost of the Improvement to be \$275,000; said cost to be financed by the issuance of serial bonds of the Town in the aggregate principal amount of \$275,000 offset by any federal, state, county and/or local funds received; and

WHEREAS, the Town has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary; and

NOW, THEREFORE, BE IT ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, 2795 East Church Street, Eden, New York, on January 10, 2018, at 7:30 o'clock P.M. (Prevailing Time) to consider the establishment of the proposed Master Water Improvement Area and the construction of the improvement therein, and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Board may establish water rents/rates as provided in subdivision 12-a of Town Law Section 209-q and paragraph (d) of subdivision three of Town Law Section 198; and it is hereby

FURTHER ORDERED, the estimated maximum amount proposed to be expended for the construction of the Master Water Improvement Area shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$275,000 said amount to be offset by any federal, state, county and/or local funds, and unless paid from other sources or charges (including, but not limited to, water rents/rates), the costs of said establishment shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the proposed Master Water Improvement Area, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on such bonds or notes as the same shall become due and payable, except as provided by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

MOTION was made by Supervisor Hartman to approve the resolution as presented; seconded by Councilperson Byrnes; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

3. Planning Board Recommendation

Supervisor Hartman presented the recommendations from the Eden Planning Board regarding the Proposed Changes to the Schedule of Fees. The Town Board will have this opportunity to review and the changes will also be made available to the Zoning Board and the Code Review Committee.

4. Ratify Amended Letter of Authorization Adding Unpaid Items to Tax Warrant

Supervisor Hartman read the following Amended Letter of Authorization Adding Unpaid Items to the Tax Warrant:

MOTION was made by Supervisor Hartman to include \$1,024.86 in unpaid water bills to Evans backflow prevention system in the amount of \$13,306.14 to the tax warrant and under Special District Code 40591 for the Town of Eden re-levy for a \$4,000 move tax for property at 8572 North Main Street, SBL # 238.07-1-33, property owner Michael Hoffman; seconded by Councilperson Wilhelm; All “Ayes”; Opposed? - None; Abstain? -None; Motion carried.

5. Intermunicipal Agreement with North Collins for Dog Control Services

INTER-MUNICIPAL AGREEMENT

Between

The Town of Eden, New York & The Town of North Collins, New York

THIS AGREEMENT, entered into effective as of the 1st day of January, 2018, between the TOWN OF EDEN, a municipal corporation (hereafter "EDEN") and the TOWN OF NORTH COLLINS, a municipal corporation (hereafter "NORTH COLLINS");

WHEREAS, the governing body of each of the above mentioned municipal corporations has, by majority vote, approved the actions set forth in this Agreement; and

WHEREAS, the said governing bodies have determined that it is in the best interest of said municipal corporations to enter into this Inter municipal Agreement;

NOW THEREFORE, it is agreed as follows:

1. EDEN hereby agrees to provide "Dog Control Services" to NORTH COLLINS commencing January 1, 2018
2. For purposes of this Agreement, the term "Dog Control Services" shall mean that the Dog Control Officer of the Town of Eden shall be on call to NORTH COLLINS and the residents of NORTH COLLINS to provide dog control services to the residents of NORTH COLLINS in order to collect and pick up stray dogs and/or animals and to temporarily house, feed, treat, return and/or dispose of said animals as provided by law and any other duties customarily and normally associated with the position of Dog Control Officer. For purposes of this Agreement, "NORTH COLLINS" shall include the entire geographic area of the Town including the Village of North Collins.
3. This Agreement is entered into pursuant to the terms of the General Municipal Law Section 119(o) and is authorized pursuant to said statute.
4. NORTH COLLIS shall pay EDEN the sum of \$4,000.00 annually, with payment due by June 1, 2018 upon invoice from EDEN addressed to the NORTH COLLINS Town Supervisor.
5. This Contract shall be performed as a Provider/Receiver Agreement, with services being rendered by EDEN and received by NORTH COLLINS.
6. The services of employees of the Town of EDEN shall be utilized to perform the services required under this contract. EDEN shall be solely responsible for the payment of said employees and any benefits that may relate thereto. Said employee(s) shall for all purposes remain the employee(s) of the TOWN OF EDEN and shall not be subject to instruction, direction or discipline by any party other than EDEN. Said employees shall provide a written monthly activity report showing all calls answered in NORTH COLLINS. The written report shall be filed with the Town Supervisor by the first Wednesday of each month.
7. This Agreement shall commence January 1, 2018 and expire December 31, 2018.
8. Either party to this Agreement may cancel this Agreement by giving not less than thirty (30) days prior written notice to the other party to this Agreement, said notice to be given by certified mail, return receipt to the address provided in this Agreement.
9. EDEN hereby agrees to indemnify and hold harmless NORTH COLLINS for any injuries, damage or other form of injury occur by reason of the actions of the EDEN Dog Control Officer.
10. NORTH COLLINS shall be required to contract directly with the Eden Veterinary Clinic or some other equivalent agency for cost of housing and/or treating stray animals.

11. Should any written notice be required by one party to the other pursuant to the terms of this Agreement, such notice shall be sent to the following individuals at the addresses set forth below by certified mail, return receipt:

Town of Eden: Melissa Hartman, Supervisor
2795 East Church Street
Eden, New York 14057

Town of North Collins: John Tobia, Supervisor
10569 Main Street
North Collins, New York 14111

MOTION was made by Supervisor Hartman to approve the Inter-municipal Agreement as presented and authorize Supervisor Hartman to sign such agreement; seconded by Councilperson Ventry; "Ayes"; Hartman, Ventry, Wilhelm, Byrnes; Opposed? - Pew; Abstain? - None; Discussion: Councilperson Pew Opposed the vote because she didn't thing DCO Zabron should take calls at home for North Collins. Motion carried.

6. Approve Eden Vet Contract

DOG SHELTER LEASE AGREEMENT

This lease agreement made and entered this 1st day of January 2018 , by and between the following named herein referred to as:

The Eden Veterinary Clinic, 8217 N. Main Street, Eden, New York 14057 ("EVC" or "lessor"); and

The Town of Eden, 2795 E. Church Street, Eden, New York 14057 ("Town of Eden" or "lessee").

Whereas, the lessor owns and operates the Eden Veterinary Clinic and the lessee desires to lease the shelter and pound facilities of EVC pursuant to Section 114 of the Agriculture and Markets Law of the State of New York.

THE PARTIES AGREE AS FOLLOWS:

1. Lessor hereby leases to lessee, through the Town Dog Control Officer (DCO) or his assistant, non-exclusive use of the dog kennel facility at the Eden Veterinary Clinic for a current daily fee of \$25.00 per day per dog, for the 2018 calendar year for purposes of sheltering and caring for dogs taken into custody by the Town DCO.
2. All dogs placed in the shelter by the town will be provided food, water and basic care by lessor for the redemption period as hereinafter provided. Furthermore, lessor agrees to provide all maintenance and repair to the shelter facilities as may be necessary.
3. Eden Veterinary Clinic recognizes that the Town of Eden has contracted with the Town of North Collins to supply North Collins and the Village of North Collins with dog control services for the 2017. Both the Town of Eden and the Town of North Collins (including the Village of North Collins) agree to have current contract in place with Eden Veterinary Clinics in order for dogs to be brought to the clinic. In the event that either contracts expire, dogs will not be allowed to be brought to the clinic from that town.
4. When required, the DCO may authorize special additional services for dogs that require emergency surgery and/or medical treatment prior to owner notification. It is understood that the cost of such services will be paid by the owner or licensee of the dog.
5. A dog with an expired rabies must be updated by the Eden Veterinary Clinic doctors before that dog can leave the kennel. The fee for the rabies inoculation will be incurred by the owner.

6. Humane euthanasia will be provided to dogs deemed not adoptable, or which have severe injuries or health conditions that would cause undue suffering or pain. Such euthanasia and group burial shall be arranged by the DCO and Town shall be responsible for the cost incurred for the same.

7. The lessor agrees to hold harmless and indemnify the Town of Eden and any other facility owner, and their respective agents, officers and employees, from any loss, claims, suits claiming damage to persons or property, defense and other legal costs and expenses of any kind, arising out of, resulting from, caused by, or in any way related to the conditions at or operations aspects of the shelter space leased to the Town. Lessor shall maintain, at all times during the lease term and for a period of at least three (3) years following termination of this lease agreement one or more policies of liability insurance containing such coverage's as may be required by the Town, naming Town as an additional insured.

8. This agreement shall commence on the 1st day January, 2018 and shall continue through the 31st day of December, 2018 and be renewed in one-year extensions at per diem rate.

9. This agreement may be terminated by either party upon thirty (30) days written notice, or sooner by the Town, for good cause shown. In the event of such termination, the annual fee payable hereunder shall be prorated and appropriate adjustments in payment shall be promptly made.

MOTION was made by Councilperson Ventry to approve the agreement and authorize Supervisor Hartman to sign the agreement; seconded by Councilperson Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

7. Insurance Stipend

Supervisor Hartman requested a change to the stipend amount for eligible employees who are not a part of a bargaining unit and who are not on Town's insurance, from \$1,000 to \$1,500 to be consistent with bargaining units. This would replace the existing policy as referenced in the Personnel Policy Manual, page 22, which states, "Each full-time employee who chooses to provide the Town Supervisor with proof of health insurance from another source other than the Town will receive a lump sum payment of \$1,000 at the conclusion of each year's health plan coverage."

After much discussion, this item was "Tabled" to be moved to "Old Business" to be reviewed and discussed at a future town board meeting.

8. Approve GHD Contract for 2018

MOTION was made by Supervisor Hartman to approve the contract with GHD for the 2018 Town Engineering Services at a cost of \$7,200 per year (same as last year) and authorize Supervisor Hartman to sign such agreement; seconded by Councilperson Pew; All "Ayes"; Opposed? - None; Abstain? - None; Motion carried.

9. Ratify approval of Cyber Insurance

MOTION was made by Supervisor Hartman to ratify approval (prior approval done by phone vote to meet a quote deadline) for Cyber Insurance in the amount of \$1,821.55 with Russell Bond Insurance/The Evans Agency/Affirming Broker; seconded by Councilperson Byrnes; Discussion: Councilperson Wilhelm stated that she had done some research and it is possible that better rates could be discussed. After much discussion the **MOTION** vote was as follows: "Aye"; Hartman, Ventry, Byrnes; Opposed; Wilhelm; Abstain? - Pew; Motion carried.

10. Action on Special Use Permits

Supervisor Hartman read all Special Use Permits scheduled for renewal and subject to compliance.

The following motion was offered:

MOTION was made by Supervisor Hartman to approve the renewal of the Special Use Permits with conditions met, and the renewal for #2, Crown Castle/Donald Mammoser – 8635-8687 East Eden Road, for a telecommunications tower and #8 BAM, previously Upstate Cellular Network, d/b/a Verizon Wireless – Adjacent to Swartz Field, Main Street for operation of the Verizon Telecommunications Tower, for further review and compliance by Jesse Baker, Code Enforcement Officer; seconded by Councilperson Byrnes; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

11. Set Public Hearing for January 10, 2018 – 7:45 pm – Local Law #1-2018 (Mandatory Recycling)

MOTION was made by Supervisor Hartman to set the Public Hearing for January 10, 2018 at 7:45 pm for the purpose of Proposed Local Law #1-2018, a local law amending certain provisions of the Mandatory Recycling Law of the Town of Eden; seconded by Councilperson Byrnes; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

12. Flexible Spending Accounts

Supervisor Hartman stated that a few employees have approached the Supervisor's office about having a Flexible Spending Account with Dependent Care Option. It allows for tax free dollars up to \$2,600 per employee to be contributed to a “savings” account maintained by Benecare.

Participation is voluntary – The town must up front the money for the total participation amount. If an employee leaves employment, the Town would incur the expense of whatever was not recouped from payroll deductions that year. It could not be taken out of employees last check.

After much discussion, this item will be moved to “Old Business” to be reviewed and discussed at a future town board meeting.

13. Route 62 Saloon – Liquor License Application

Supervisor Hartman received a Notice Form for providing a 30-day advance notice to the New York State Liquor Authority for 8544 N. Main Street to be called Route 62 Saloon. This is informational and will be received and filed.

14. Resignation – Deputy Town Clerk

Supervisor Hartman read correspondence from Heather Ohmit regarding her resignation as Deputy Town Clerk effective December 7, 2017. The resignation was accepted with thanks and appreciation for her 13 years of service to the Town of Eden.

15. Acknowledge Resignation – Eden Recreation Board

Supervisor Hartman read correspondence from Michael Best regarding his resignation as Vice Chairman on the Recreation Advisory Board and Jack Cuddihy as Chairman on the Recreation Advisory Board with thanks and appreciation for their time and service to the Town of Eden.

16. Recreation Appointment

Supervisor Hartman read the following recreation appointment:

Jon Bauer as a lifeguard as needed at a rate of pay of \$10.50 for family swim and \$10.00 for adult lap swim.

MOTION was made by Supervisor Hartman to approve the above-mentioned appointment; seconded by Councilperson Pew; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

17. Set Public Hearing – Cold War Veteran Exemption

MOTION was made by Supervisor Hartman to set a Public Hearing for January 10, 2018 at 8:00 pm for Proposed Local Law #2-2018, a local law extending the eligibility period for the Cold War Veterans Exemption under Chapter 192, Article V of the Code of the Town of Eden; seconded by Councilperson Ventry; All “Ayes”; Opposed? - None; Abstain? - None; Motion carried.

Supervisor’s Report:

- Congratulations to the Eden Boys Volleyball Champs
- Notice in the Eden Pennysaver regarding the Garbage/Recycle totes to be delivered the week of December 18, 2017. Information will be provided with each tote and homeowners are encouraged to read the information, as some of the dates for garbage have changed.
- Assemblyman DiPietro's program to nominate a deceased veteran to have a bridge/road named for them.
- There will be a second town board meeting on December 27, 2018 at 11:00 am for approval of the final abstract for 2017.
- A special meeting to be held on January 3, 2018, the reorganization meeting at 7 pm.
- The next Regular Town Board Meeting to be held on January 10, 2018 at 7 pm.
- Master Plan Meeting on Monday, December 18, 2017 at 6:30 pm – all encouraged to attend.
- Again, Congratulations to Mary Lou Pew.

Hearing of Visitors:

There were none.

Adjournment:

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

Supervisor Hartman adjourned the Regular Meeting of the Eden Town Board at 8:50 P.M.

Note: Councilperson-elect Gary Sam was invited to go into Executive Session.

Executive Session:

Supervisor Hartman adjourned the Executive Session of the Eden Town Board Meeting at 11:15 P.M.

Respectfully submitted by,

Mary Jo Hultquist
Town Clerk