

September 12, 2018

**MINUTES**

**REGULAR MEETING – EDEN TOWN BOARD  
2795 EAST CHURCH STREET  
EDEN, NEW YORK  
September 12, 2018  
7:00 P.M.**

**The meeting was video-taped by a private citizen and shared on Facebook.**

**TOWN BOARD MEMBERS PRESENT:**

MELISSA HARTMAN	-	SUPERVISOR
RICHARD S. VENTRY	-	COUNCILPERSON
GARY SAM	-	COUNCILPERSON

**TOWN BOARD MEMBER ABSENT:**

MICHAEL BYRNES	-	COUNCILPERSON
SUSAN WILHELM	-	COUNCILPERSON

**DEPARTMENT HEADS PRESENT:**

Ronald Maggs	-	Superintendent of Highways
Rick Kirst	-	East Eden Fire Chief
Robert Pietrocarlo	-	Chairman Board of Assessors
Amy Porter	-	Recreation Director
Ray Zabron	-	Dog Control Officer

**OTHERS PRESENT:**

William Trask	-	Town Attorney
Emily Hawkins	-	Town Clerk
Marlene Grunder	-	Administrative Assistant

**Call to Order:**

Supervisor Hartman called the Regular Meeting of the Eden Town Board to order at 7:04 P.M.

**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 August 2018; Sharon Brockman, Charles Smith, Howard Kirst, Lillian Brenner, Diane “Natalie” McMahon, Edna Hoelscher, Linda Magavern, and Vernon Sisson.

**Announcements:**

Supervisor Hartman made the following announcements:

- Public comment on agenda items only will precede “New and Unfinished Business”
- The Town is now live streaming the Town Board meetings on their official Facebook page
- Supervisor Hartman welcomed Karen Howard from Senator Gallivan’s Office

**Approval of Minutes:**

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of August 8, 2018; there were none.

**MOTION** was made by Supervisor Hartman to approve the Town Board Minutes of August 8, 2018 as presented; seconded by Councilperson Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**Petitions:**

Ed Krycia and Peter Gugino petitioned the Town Board to consider adopting a residency requirement for all elected officials in the Town of Eden.

**Budget Transfers/Amendments:**

There were none.

**Audit Bills:**

Supervisor Hartman asked if there were any additional 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	540-623	\$66,177.37
Highway Dept. Fund		
Fire Dept. Fund	179-218	\$41,771.02
Recreation Dept. Fund	129-140	\$3,125.11
Refuse & Garbage Fund	22-23	\$42,920.58
Street Lights Fund	19-21	\$4,385.52
Water Fund	18	\$11
Capital Fund H8320.405	10	\$750
Capital Fund H8320.407	10-11	\$319.00

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

**Departmental Reports:**

Departmental reports for the month of August 2018 were presented by Rick Kirst, East Eden Fire Chief; Gary Sam for Joe Hart, Eden Fire Chief; Robert Pietrocarlo, Chairman Board of Assessors; Supervisor Hartman for Michael Felschow, Eden Police Chief; Ronald Maggs, Superintendent of Highways; William Trask, Town Attorney; Emily Hawkins, Town Clerk; Amy Porter, Recreation Director; Supervisor Hartman for Jesse Baker, Zoning Code Enforcement Officer; and Ray Zabron, Dog Control Officer. All reports are on file in the Town Clerk’s office.

Chief Kirst asked the Board to approve Don Fries to the active roster.

**MOTION** was made by Supervisor Hartman to add Don Fried to the East Eden Fire Department roster pending any additional security checks; seconded by Councilperson Ventry; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

**Public Comment on Agenda Items Only:**

There were none.

**New and Unfinished Business:**

**1. Approve annual insurance renewal**

**MOTION** was made by Supervisor Hartman to approve the annual insurance renewal in the amount of \$84,114.42 through Selective Insurance; seconded by Councilperson Sam; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

**2. Acknowledge retirement of Sgt. Shawn Bishop Effective December 31, 2018:**

Supervisor Hartman acknowledged the retirement of Sargent Shawn Bishop effective December 31, 2018 as Sgt. Bishop has taken a School Resource Officer position at Eden Central Schools.

**3. Appointment of Adam Tucker as Part Time Police Officer:**

**MOTION** was made by Supervisor Hartman to appoint Adam Tucker as part time police officer at a rate of pay of \$19.78 per hour; seconded by Councilperson Ventry; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

**4. Ratification approving Officer Shawn Bishop and Officer Brian Burgstahler as Part Time School Resource Officers Effective August 27, 2018:**

**MOTION** was made by Supervisor Hartman to approve Shawn Bishop and Brian Burgstahler as the School Resource Officers effective date 8/27/18 at a salary rate of \$24.00 per hour to be reimbursed by the Eden Central School District as outlined in the approved inter-municipality agreement signed 8/9/18; seconded by Councilperson Ventry; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

**5. Ratification Approving Timothy Blovsky as Part Time Police Officer:**

**MOTION** was made by Supervisor Hartman to approve Timothy Blovsky as part time police officer at a rate of pay of \$19.78 per hour; Seconded by Councilperson Ventry; All “Ayes”? Opposed? – None; Abstain? – Councilperson Sam; Motion Carried

**6. Acknowledge Resignation of Public Safety Dispatcher Carl Lograsso Effective August 6, 2018:**

Supervisor Hartman acknowledged the resignation of Public Safety Dispatcher Carl Lograsso.

**7. Ratification approving Marie Armstrong as part time public safety dispatcher:**

**MOTION** was made by Supervisor Hartman approving Marie Armstrong as a part time public safety dispatcher at a rate of pay of \$12.63 per hour; Seconded by Councilperson Ventry; All “Ayes”? Opposed? – None; Abstain? - None; Motion Carried

**8. Approval of Washing Machine for East Eden Fire Department:**

Supervisor Hartman requested that the approval of the washing machine for the East Eden Fire Department be tabled. There is a new law requiring Fire Departments to have a washing machine to wash their equipment in house which makes the purchase necessary however Chief Kirst is requesting that the Town Board approve a dollar amount instead of a machine. Supervisor Hartman requested additional information.

**9. Review and Setting of Bidding Date of East Eden Fire Truck:**

Supervisor Hartman stated that the Town Board and Town Attorney were given revised bid specifications for the conventional tanker and the new bid specifications would not include a vacuum tanker truck.

**MOTION** was made by Supervisor Hartman to set the bid opening date to October 15, 2018 at 10:00 am; Seconded by Councilperson Sam; All “Ayes”? Opposed? – None; Abstain? - None; Motion Carried

**10. Public Notice on Agricultural District Annual Enrollment Period:**

Supervisor Hartman following Public Notice

PREDOMINANTLY VIABLE AGRICULTURAL LANDS  
INTO EXISTING AGRICULTURAL DISTRICTS

Per New York State Agriculture and Markets Law Section 303-b, the Erie County Legislature designated September 1 through September 30 as the annual thirty-day period during which landowners may submit requests to include predominantly viable agricultural land into an existing certified agricultural district.

Copies of the application form have been provided to Municipal Clerks, Assessors, and Chief Elected Officials for distribution to interested landowners. The application is also available on the DEP website at [www.erie.gov/environment](http://www.erie.gov/environment).

The Erie County Department of Environment and Planning will accept applications from September 1 through September 30. Any questions on this process should be directed to the Erie County Department of Environment and Planning.

A public hearing will also be scheduled at a later date to consider all inclusion requests and the recommendations of the Erie County Agricultural and Farmland Protection Board.

**11. Set Public Hearing, Town Budget:**

**MOTION** was made by Supervisor Hartman to set the public hearing for the Town Budget to October 24, 2018 at 7:15 pm; Seconded by Councilperson Ventry; All “Ayes”; Opposed? – None; Abstain? - None; Motion Carried

**12. Set Public Hearing – Community Development Block Grant – October 10, 2018:**

**MOTION** was made by Supervisor Hartman to set the public hearing for the Community Development Block Grant to October 10, 2018 at 7:30 pm; Seconded by Councilperson Ventry; All “Ayes”; Opposed? – None; Abstain? - None; Motion Carried

**13. Set Public Hearing for Fire District Budget – October 16, 2018**

**MOTION** was made by Supervisor Hartman to set the Public Hearing for the Fire District Budget to October 16, 2018 at 7:00 pm; Seconded by Councilperson Ventry; All “Ayes”; Opposed? – None; Abstain? - None; Motion Carried

**Supervisor’s Report:**

- Eden Chamber of Commerce is now selling tickets to their Holiday Light Celebration
- Supervisor Hartman acknowledged Sharon Brockman’s commitment and long-time employment with the Town where she served 20 years as an assessor. She was a loving and welcoming person and she will be truly missed by our community.
- Supervisor Hartman acknowledged the recent controversy in Town with regards to the assessor position and stated that at this time it is remaining an elected position.

**Hearing of Visitors:**

Resident Ken Bartz stated that he is still not satisfied with the state of his property after the water line project and wanted to know when his property would be restored to its original state. Mr. Bartz has contacted the Water Authority and also Call to Action with regards to his property. Supervisor Hartman recognized that Mr. Bartz is not satisfied with the property and asked that he come to her office to discuss.

Resident Bob Stickney thanked Ron Maggs for paving the road he lives on and stated that he had done a great job.

**Adjournment:**

September 12, 2018

**MOTION** was made by Supervisor Hartman to adjourn the Regular Meeting of the Eden Town Board and go into Executive Session for personnel as requested by the Town Attorney; seconded by Councilperson Ventry; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman adjourned the Regular Meeting of the Eden Town Board at 7:44 P.M.

**Executive Session:**

Supervisor Hartman adjourned the Executive Session of the Eden Town Board Meeting at 11:00 P.M.

Respectfully submitted by,

Emily Hawkins  
Town Clerk