

October 24, 2018

**MINUTES**

**TOWN BOARD MEETING  
2795 EAST CHURCH STREET  
EDEN, NEW YORK  
OCTOBER 24, 2018  
7:00 P.M.**

**TOWN BOARD MEMBERS PRESENT:**

MELISSA HARTMAN	-	SUPERVISOR
RICHARD VENTRY	-	COUNCILPERSON
SUSAN WILHELM	-	COUNCILPERSON
MICHAEL BYRNES	-	COUNCILPERSON
GARY SAM	-	COUNCILPERSON

**OTHERS PRESENT:**

Emily Hawkins	-	Town Clerk
Lisa Winter	-	Bookkeeper

**Call to Order:**

Supervisor Hartman called the Work Session of the Eden Town Board to order at 7:00 P.M.

**Pledge of Allegiance:**

Supervisor Hartman led the assembly in the Pledge of Allegiance to the flag.

**Hearing of Visitors on Agenda Items Only:**

There were none.

**New and Unfinished Business:**

**1. Award bid for East Eden Fire Truck:**

Supervisor Hartman stated that on October 15, 2018 a bid opening was held at 10:00 am in the Town Clerk's Office. Two companies submitted bids, Four Guys Stainless Tank & Equipment, Inc. at \$340,151., and Fouts Brothers submitted two bids; a 3,500 gallon at \$324,945.00 and a 4,000 gallon at \$334,945. The Town Board received the following recommendation from the East Eden Fire Company:

October 23, 2018

To: Supervisor Missy Hartman

From: Chief Rick Kirst

Re: Submitted Bids for East Eden Fire Department - Conventional Tanker

The truck committee has reviewed the bids received by 4Guys, and Fouts Bros. Fire Equipment, Inc thru William Shoemaker Associates. After reviewing the bids, it is the recommendation of this committee that the town moves forward with the bid received by 4 Guys, for the sum of \$340,151.00, and the option of Early Chassis Payment Discount in the sum of \$3,923.00. We would also recommend the options of the Extended Cab for the sum of \$2475.00, and a Code3 V-Con siren, model 3672, for the sum of \$1,001.00, which will be paid for with social funds of the East Eden Fire Company.

The bids received by Fouts Bros. Fire Equipment, Inc thru William Shoemaker, do not meet bid specifications. The bid specifications were not followed, and the tanker is constructed out of aluminum, not stainless steel.

Supervisor Hartman read the following Resolution:

**East Eden Fire Department Conventional Tanker Bid (2018) Award Resolution**

**WHEREAS**, the review of bids by the East Eden Fire Company has determined that Four Guys Stainless Tank & Equipment, Inc. (“Four Guys”) is the low, responsible bidder, as stated in the fire company’s report to the Town Board dated October 23, 2018  
**NOW, THEREFORE, IT IS**

**RESOLVED**, to award the East Eden Fire Department Conventional Tanker –(2018 ) contract to Four Guys in the base amount of \$340,151.00; such contract to also include the option for Early Chassis Payment Discount in the amount of \$3,923.00 and two (2) additional options for the Extended Cab in the amount of \$2,475.00 and a Code3 V-Con siren, model 3672 in the amount of \$1,001.00. The net total sum of the fire truck contract will be \$339,704.00; of which \$3,476.00 is to be paid from East Eden Fire Company social funds, as set forth in the fire company’s report to the Town Board dated October 23, 2018.

This Resolution is subject to a 30 day permissive referendum to ensure the availability of funds in the amount of \$336,228.00 from the Restricted Capital Reserve Fire – SF878.

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

**2. Approval of Fire District Budget as Part of Final Town Budget:**

Supervisor Hartman stated a Public Hearing for the proposed 2019 Fire District Budget was held on October 16, 2018 at which time no one appeared to be heard. There are no changes to the budget from its original submission below. It was noted that \$13,000 was put into a fund balance devoted to the new Cancer Law insurance and after receiving estimates the Town anticipates a lower rate than originally budgeted for so extra funds may be available.

TOWN OF EDEN, NEW YORK

FIRE DISTRICT

2019 Preliminary Budget

<u>Fire District</u>	<u>Code</u>		
Personnel	SF.3410.100	\$6,136.00	
Equipment	SF.3410.200	\$25,000.00	
Contractual	SF.3410.400	\$200,000.00	
Fire Bond Principle	SF.9710.600	\$50,000.00	
Fire Bond Interest	SF.9710.700	\$10,118.00	
Social Security	SF.9030.800	\$470.00	
Interfund Transfer	SF9901.900		
		Fire Equipment Reserve	\$142,500.00
		Building Maintenance Reserve	\$17,000.00
		Assigned Fire Gear	\$30,000.00
		Less Available Fund Balance	-\$13,000.00
		Net Levy Fire District Taxes	\$468,224.00
		<b>Tax Rate</b>	<b>\$1.30</b>
			Per Thousand

**MOTION** was made by Supervisor Hartman to adopt the 2019 Fire Budget as presented; seconded by Councilperson Wilhelm; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**3. Approval of the Resolution for Community Development Block Grant (CDBG)**

**1. Rural Transit**

Supervisor Hartman stated that this item was tabled from the last Town Board Meeting because of a discussion over sidewalks in Welch Village. Highway Superintendent Ron Maggs looked at the sidewalks and they are in good condition and will not be considered at that time.

**AUTHORIZING RESOLUTION**

At a meeting of the Town of Eden Board held on October 24, 2018, the Board authorized Melissa M. Hartman, Supervisor, to sign, submit, and execute a contract with the Erie County Community Development Block Grant (ECCDBG) program for the following project(s) upon approval of ECCDBG.

1. Rural Transit

**MOTION** was made by Supervisor Hartman to accept the resolution as presented; seconded by Councilperson Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**4. Approval to Add Un-Paid Water Bills and Evans Backflow Prevention System to Tax Warrant:**

Supervisor Hartman stated that \$572.81 in unpaid water bills and \$13,338.51 for Evans backflow prevention would be added to the 2019 Town and County tax warrant.

2018 Delinquent water accounts-Town of Eden: \$526.23

2018 Delinquent water account-Town of Eden (Evans water supply) \$46.59

Town of Evans backflow prevention system: \$13,338.51

**MOTION** was made by Councilperson Ventry to include \$572.81 in unpaid water bills and Evans backflow prevention system in the amount of \$13,338.51 to the tax warrant and authorized the Town Supervisor to sign the Letter of Authorization and any other paperwork required; seconded by Councilperson Sam; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**5. Approval of Additional Recreation Staff:**

**MOTION** was made by Councilperson Wilhelm to appoint Blake Colantino as lifeguard as needed at a rate of \$10.40 per hour as of September 21, 2018; seconded by Supervisor Hartman; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**Hearing of Visitors:**

There were none.

**MOTION** was made by Supervisor Hartman to close the Work Session Meeting of the Eden Town Board; seconded by Councilperson Ventry; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

**MOTION** was made by Supervisor Hartman to open the Public Hearing for the Town Budget; seconded by Councilperson Wilhelm; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

LEGAL NOTICE

TOWN OF EDEN, NEW YORK

October 24, 2018

## NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Preliminary budget of the town of Eden, Erie County, New York, for the Fiscal Year beginning January 1, 2019 has been completed and filed in the Office of the Town Clerk of the said Town Hall 2795 East Church Street in said Town, where it is available for inspection by any interested persons at all reasonable hours. FURTHER NOTICE IS HEREBY GIVEN that the Town Board of said Town of Eden will meet and review said preliminary budget and hold a public hearing thereon at the Town Hall at 7:15pm on the 24<sup>th</sup> day of October, 2018, and that at such hearing any persons may be heard in favor of or against the preliminary budget as compiled, or for or against the preliminary budget as compiled, or for or against any items for items herein contained. AND FURTHER NOTICE IS HEREBY GIVEN pursuant to the section 108 of the Town Law that the following are proposed yearly salaries of the Town Officers of this Town, to wit:

Supervisor: \$42,224  
Councilmen (4 each): \$11,479  
Superintendent of the Highways: \$77,804  
Town Clerk: \$40,667

The purpose of the Public Hearing is to review the Proposed Budget of the Town of Eden for the year 2019.

Supervisor Hartman noted that there was a .05% increase to the budget overall which equals about \$1,500. There was an increase to the general fund due to an unfunded and mandated increase in minimum wage requirement and refuse increased 1.56% due to the yearly 2% increase in the refuse contract.

It was also noted that there have been discussions on sidewalk funding and that money will need to be set aside for repairs to these areas in the future.

The following residents made comments regarding the proposed budget:

Ed Krycia asked about the increase from part time to full time for the Building Inspector position and how the increase in salary is being funded as he did not see a large increase in that budget line. Supervisor Hartman replied that money was put away last year in anticipation of the full-time position.

Councilperson Ventry stated that the Town Board should look into putting funds away for grant writing services.

All persons desiring to be heard, having been heard, Supervisor Hartman closed the Public Hearing at 7:23 pm.

**MOTION** was made by Supervisor Hartman to close the Public Hearing for the Town Budget; seconded by Councilperson Byrnes; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

**MOTION** was made by Supervisor Hartman to open the Public Hearing for the Tax Cap Override; seconded by Councilperson Wilhelm; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

## LEGAL NOTICE TOWN OF EDEN, NEW YORK NOTICE OF PUBLIC HEARING

Pursuant to resolution of the Town Board of the Town of Eden, New York, notice is hereby given that the following public hearings will be held by the Eden Town Board in the Eden Town Hall, 2795 East Church Street, Eden, New York on the 24<sup>th</sup> day of October, 2018:

October 24, 2018

1. At 7:30 P.M. Local Time, for the purpose of considering Proposed Local Law No.3-2018 which, if approved, would allow the real property tax levy in the 2019 Town budget to exceed the tax levy limit pursuant to General Municipal Law Section 3-c (5).

Copies of the proposed local law are available for review in the office of the Town Clerk. All interested parties will be given an opportunity to be heard.

Dated: September 26, 2018

Supervisor Hartman stated that this Public Hearing was set for a possible override however the Town of Eden will not be exceeding the tax cap.

The following residents made comments regarding the proposed budget:

There were none.

All persons desiring to be heard, having been heard, Supervisor Hartman closed the Public Hearing at 7:32 pm.

**Adjournment:**

**MOTION** was made by Supervisor Hartman to adjourn the Work Session Meeting of the Eden Town Board and move to Executive Session; seconded by Councilperson Byrnes; All "Ayes"; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman adjourned the Work Session Meeting of the Eden Town Board at 7:33 P.M.

**Executive Session:**

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

Respectfully submitted by,

Emily Hawkins  
Town Clerk