

October 14, 2020

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 EAST CHURCH STREET
EDEN, NEW YORK
October 14, 2020
7:00 P.M.**

**This meeting was held in person and live streamed through GoToMeeting.com. The meeting link was made available to the public prior to the meeting in order to listen, observe, and participate. Members of the public were also able to attend the meeting in person.

TOWN BOARD MEMBERS PRESENT:

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

DEPARTMENT HEADS PRESENT:

Mike Hart	-	Eden Fire Chief
Rick Kirst	-	East Eden Fire Chief
Ronald Maggs	-	Highway Superintendent
Dave Rice	-	Code Enforcement Officer
Gregory Savage	-	Eden Police Chief
Ray Zabron	-	Dog Control Officer
Robert Pietrocarlo	-	Chairman Board of Assessors
Amy Porter	-	Recreation Director

OTHERS PRESENT:

Emily Hawkins	-	Town Clerk
Jen Crowe	-	Administrative Assistant
William Trask	-	Town Attorney (Via GoToMeeting)
Lisa Winter	-	Bookkeeper (Via GoToMeeting)

Call to Order:

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

Pledge of Allegiance

Approval of Minutes:

MOTION was made by Supervisor Hartman to approve the Town Board Minutes of September 9, 2020 as presented; seconded by Councilperson Wilhelm; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of September 9, 2020; there were none.

MOTION was made by Supervisor Hartman to approve the Town Board Minutes of September 23, 2020 as presented; seconded by Councilperson Wilhelm; All “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of September 23, 2020; there were none.

Budget Transfers:

October 2020

From Account	To Account	Reason for Amendment	Amount
A2170 Community Development Income	A7110.4 Parks & Grounds	Anticipated Grant Funds from Community Foundation for Trees	\$5,000.00
A899.1 Reserve - EMS Revenue Recovery	A4540.4 Ambulance - Contractual	Budget Adjustment	\$6,000.00
A4540.4 Ambulance - Contractual	A4540.2 Ambulance - Equipment	New Radios in New Ambulance	\$943.80
SL917 Fund Balance	SL.5182.2 Street Light -Equipment	Financing for Street Light Purchase	\$73,784.00
A2192 Cemetery Services	A8810.1 Cemetery - Personal	Burials at North Evans Cemetery	\$85.00
A2192 Cemetery Services	A8810.4 Cemetery - Contractual	Burials at North Evans Cemetery	\$125.00

MOTION was made by Councilperson Ventry to approve the Budget Transfers of October, 2020, as presented; seconded by Councilperson Sam; All “Ayes” Opposed? – None; Abstain? – None; Motion carried.

Audit Bills:

October, 2020

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	627-721	\$120,701.92
Highway Dept. Fund	221-266	\$136,317.65
Fire Dept. Fund	192-224	\$55,974.96
Recreation Dept. Fund	83-91	\$5,665.17
Refuse and Garbage Fund	19-21	\$45,837.38
Street Lights Fund	24-27	\$854.79
Water Fund	16-18	\$5,499.86
Capital Fund H8230.405 H8320.406 H8302.407	No Activity No Activity No Activity	
Drainage District SD 4	No Activity	

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

Departmental Reports:

Department reports for the month of September 2020 were presented by Rick Kirst, East Eden Fire Chief; Mike Hart, Eden Fire Chief; Robert Pietrocarlo, Chairman Board of Assessors; Greg Savage, Eden Police Chief; Ronald Maggs, Highway Superintendent; William Trask, Town Attorney; Emily Hawkins, Town Clerk; Dave Rice; Code Enforcement Officer; Amy Porter, Recreation Director; and Ray Zabron, Dog Control Officer. All reports are on file in the Town Clerk’s office.

Rick Kirst contacted Erie County Water Authority in regards to the lack of lubrication of the fire hydrants. Erie County stated they lubricate once a year but he doesn't feel that was done. Supervisor Hartman stated that her office would also reach out to ECWA.

Mike Hart requested approval for Eden Fire Department's 2020 itemized purchased as listed below.

EDEN FIRE DEPT. 2020 Itemized Results									
ITEM	DIVAL	ELIZACO	R.C. FIRE	CHURCHVAL	MES	FIRST OUT	QTY	LOW BID	TOTAL
Super Vac V18-BD Fan with Battery	\$4,712.00	NB	NB	NB	\$4,806.70	\$3,585.00		\$3,585.00	\$0.00
Super Vac V16-BD Fan with Battery	\$4,085.00	NB	NB	NB	\$4,191.62	\$3,185.00	1	\$3,185.00	\$3,185.00
Blowhard Quickie 20" PPV Fan with Battery	NB	\$3,855.00	NB	NB	NB	\$4,500.00		\$3,855.00	\$0.00
50" 1 3/4" color firequip attack lite poly	\$111.36	157.00***	NB	\$101.00	\$103.06	\$99.00		\$99.00	\$0.00
50" 1 3/4" color snap lite ponn conquest	NB	NB	NB	\$240.00	272.30***	\$225.00	28	\$225.00	\$6,412.80
50" 1 3/4" white firequip attack lite poly	\$100.00	157.00***	NB	\$101.00	\$91.60	\$99.00		\$99.00	\$0.00
50" 1 3/4" white snap lite ponn conquest	NB	NB	NB	\$240.00	248.20**	\$231.00		\$229.00	\$0.00
	NB		NB	2300.00***	NB	NB			
HELMETS Moringa Pride Ben 2 LR helmet with 4" EZ FLIPS	\$398.50	318.42***	NB	250.00***	\$308.35	NB	1	\$308.36	\$398.50
BOOTS Glove Shadow XF 14" Leather Boots	343.50**	313.50***	NB	\$425.00	308.35**	NB	5	\$425.00	\$2,125.00
HOODS PGI Barrier/Air Gold Complete Coverage	\$98.50	165.00***	NB	\$95.00	\$93.62	\$75.00		\$71.50	\$0.00
Revel LED Work Light	\$1,535.25	550.50***	NB	\$1,579.00	\$1,640.91	NB		\$1,579.00	\$0.00
STREAMLIGHT Scene Light	\$350.21	\$388.00	NB	\$22.00	\$631.07	\$515.00	2	\$22.00	\$44.00
Fire Hooks Unlimited Husqvarna K635i Battery Saw Package	\$1,210.25	\$1,350.00	\$1,196.00	\$1,250.00	\$1,283.14	\$1,275.00	1	\$1,196.00	\$1,196.00
PILIT Traffic LED8 8	NB	NB	\$422.00	NB	NB	\$465.00		\$422.00	\$0.00
PILIT Traffic LED8 10	NB	NB	\$637.00	NB	NB	\$665.00		\$637.00	\$0.00
Enforcer 10 CABS System	NB	NB	NB	\$4,100.00	NB	\$3,855.00		\$3,855.00	\$0.00
DeWalt 16" 60V Battery Powered Saw	NB	NB	\$292.00	NB	\$259.05	\$298.00	1	\$292.00	\$292.00
One (1) Milwaukee 18V FUEL 16" 60V Battery Powered Saw	NB	953.50***	\$948.00	NB	NB	\$970.00		\$948.50	\$0.00
One (1) VizCon 36" Traffic Control Sign	NB	NB	NB	NB	\$108.45	\$270.00		\$108.45	\$0.00
One (1) R&B Fabrication MIS 102 Forestry Hose Pack	\$132.90	\$164.60	\$139.95	\$135.00	\$134.38	\$148.00		\$132.50	\$0.00
One (1) R&B Fabrication MIS 103 Forestry Hose Pack	\$168.50	\$204.00	\$172.00	\$168.00	\$172.30	\$160.00		\$160.00	\$0.00
One (1) Indian Smokochaster Pro	NB	105.00***	\$194.00	\$183.00	\$188.75	\$195.00		\$183.00	\$0.00
One (1) Tele-Lite YEU-4 LEDTL6 15000 Lumen LED Gen Light	\$2,400.00	\$2,289.00	\$2,144.00	\$2,315.00	\$2,315.47	\$1,575.00		\$1,575.00	\$0.00
One (1) 28" AERVOE Collapsible Safety Cone Set	\$155.00	NB	\$125.00	\$139.90	NB	\$130.00		\$125.00	\$0.00
One (1) TFI Metro Series 1.5" Fixed Gallonage Nozzle, 200gpm @ 75psi	NB	653.50***	NB	\$623.90	\$674.12	\$685.00		\$603.00	\$0.00
One (1) TFI Metro Series 2.5" Fixed Gallonage Nozzle, 250gpm @ 76psi	NB	716.30***	NB	\$702.00	\$783.53	\$770.00		\$702.00	\$0.00
One (1) Vanguard MK-1 Gauntlet Style Structural Firefighting Glove	88.00***	95.75***	NB	\$60.00	71.08***	NB		\$80.00	\$0.00
									\$0.00
								TOTALS	\$29,789.86

* Indicates an alternate bid item

13,500 Itemized Available
26,500 Gear Fund Available

\$13,502.86 MINUS GEAR

MOTION was made by Supervisor Hartman to approve the list of Eden Fire Department's 2020 itemized purchases as listed; seconded by Councilperson Sam; All "Ayes" Opposed? - None; Abstain? - None; Motion carried.

Bob Pietrocarlo stated that the maximum income for the Senior Aged Exemption remains at \$35,399.00.

Ron Maggs stated that the Highway Department's gate is unlocked for leaf drop off. Please no bags or garbage.

Emily Hawkins stated Eden Central School taxes are due without penalty by October 15, 2020.

Amy Porter review current projects being work on by the Recreation Department:

- Scarecrow Contest
- Winterfest 2020
- Fitness Trail at Swartz Park
- Bird Sanctuary
- Farmer's Market 2021 - Preview event on 10/24/2020 at the Eden Legion grounds
- Trees planted at Swartz Park (Eden Community Foundation Grant/Main Street Grant)
- Field Usage Policy

Public Comments on Agenda Items Only: There were none.

New and Unfinished Business:

1. Set Public Hearing for Cable Franchise Agreement:

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MOTION was made by Supervisor Hartman to set the Public Hearing for the Cable Franchise Agreement to November 12, 2020 at 7:45 PM; seconded by Councilperson Ventry; “Ayes” All Opposed? – None; Abstain? – None; Motion carried.

2. Adopt Proposed Fire Budget:

MOTION was made by Councilperson Wilhelm to adopt the proposed fire budget as the preliminary budget in the amount of \$426,927.00 with a tax rate of \$1.18 per thousand; seconded by Councilperson Ventry; All “Ayes” Opposed? – None; Abstain? – None; Motion carried.

3. Approval of Tentative 2020 Town Budget as Preliminary Budget:

MOTION was made by Councilperson Sam to approve the tentative 2020 town budget as the preliminary budget in the amount of \$4,361,234.42; seconded by Councilperson Byrnes; All “Ayes” Opposed? – None; Abstain? – None; Motion carried.

A copy of the budget is located in the Town Clerk’s Office.

4. Approval to Add Unpaid Water Bills to Tax Warrant:

MOTION was made by Councilperson Ventry to include \$16,030.73 in unpaid water bills to the 2020 tax warrant and authorize 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. Change Town Board Meeting Date for November due to Veteran’s Day:

The November Town Board Meeting will be held on Thursday, November 12, 2020 at 7:00 PM.

6. Approve Library Board Appointment:

MOTION was made by Supervisor Hartman to approve the appointment of Jon Wilcox to a two-year term to the Library Board which fulfills the remainder of Phil Muck’s term; seconded by Councilperson Wilhelm; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

7. Announce Trick or Treating Hours (6-8pm) for Halloween – Subject to Change Due to COVID:

Supervisor Hartman stated that Halloween Trick or Treating is not a Town sponsored event and is at your own risk. She noted that the CDC classifies trick or treating as a high-risk activity and reviewed a number of steps to consider while doing so. Guidelines can be found on the CDC website at www.cdc.gov and are also listed on the Town’s website at www.edenny.gov/halloween/

MOTION was made by Supervisor Hartman to open the Public Hearing for the Community Development Block Grant; seconded by Councilperson Sam; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

The Public Hearing was opened at 7:35 PM.

NOTICE OF PUBLIC HEARING
Notice to the Citizens of the Town of Eden:

A Public Hearing will be held on October 14, 2020 at 7:30 pm at the Town Hall regarding the use of Federal Community Development funds on the Town of Eden.

The Town of Eden is eligible for a Federal Community Development Grant under Title 1 of the House and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate-income persons in the Town of Eden.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Eden’s selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

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The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town of Eden at (716) 992-3408 by October 9, 2020.

Supervisor Hartman reviewed the guidelines of eligibility for the Community Development Block Grant. The Town has nothing approved for extra funding this year but continues to support Rural Transit.

Supervisor Hartman asked if there was anyone present to be heard.

Ron Maggs suggested sidewalks for Green Street as they are in pretty bad shape. Supervisor Hartman asked him to look into the need and replacement cost as soon as possible.

Jim Blidy from the American Legion Post 880 inquired as to availability of funds to help replace the Legion driveway and parking lot. Supervisor Hartman stated that the Legion would not be eligible for this specific grant as this grant must be used on Town owned property. The Town is looking for additional grants for the Legion and VFW.

MOTION was made by Supervisor Hartman to close the Public Hearing for the Community Development Block Grant and reopen the Regular Meeting; seconded by Councilperson Sam; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

All those being heard the Public Hearing was closed at 7:41 PM.

8. Intermunicipal Agreement between Erie County and Town of Eden for CARES Act Local Government Distribution:

Supervisor Hartman stated that Erie County was awarded \$139 million for COVID related expenses through the CARES Act. The Town was able to purchase items to help control COVID through this funding, examples below:

- Hand wipes
- Hand sanitizer machines
- Plastic Chairs that are easy to clean
- Air filters for each room
- Technology & computer needs
- Training supplies for EMS

MOTION was made by Supervisor Hartman to approve the CARES Act Local Government Agreement Distribution between the County of Erie and the Town of Eden in the amount of \$129,622.78; seconded by Councilperson Ventry; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Bill Trask inquired as to why the agreement states that application deadline at September 30, 2020. Supervisor Hartman stated that the application was submitted by September 30th and then the contract was sent for approval.

Supervisor’s Report

- **#1 Safest Town in WNY & 20th Safest Town in NYS**
- **Reminder to public to remain vigilant as COVID 19 is not over, continue to wear your mask and social distance. The Town will continue to notify the public of any changes.**

MOTION was made by Supervisor Hartman to close the Regular Meeting of the Eden Town Board and enter executive session for contractual; seconded by Councilperson Byrnes; All – “Ayes”; Opposed? – None; Abstain? – None; Motion carried.

Supervisor Hartman adjourned the Regular Meeting of the Eden Town Board at 7:53 P.M.

Executive Session (contractual discussion):

Supervisor Hartman adjourned the Executive Session of the Eden Town Board Meeting at 9:15 P.M.

Respectfully submitted by,

Emily Hawkins, Town Clerk