

April 14, 2021

MINUTES

REGULAR MEETING – EDEN TOWN BOARD
2795 East Church Street
Eden, NY 14057
April 14, 2021
7:00 P.M.

**Due to the COVID-19 Pandemic this meeting was held in person and virtually through GoToMeeting.com. The meeting link was made available to the public prior to the meeting.

TOWN BOARD MEMBERS PRESENT:

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

DEPARTMENT HEADS PRESENT:

Gregory Savage - Eden Police Chief
Matthew Colvin - Eden Fire Chief
Rick Kirst - East Eden Fire Chief
Ronald Maggs - Highway Superintendent
Amy Porter - Recreation Director
Dave Rice - Code Enforcement Officer

OTHERS PRESENT:

Emily Hawkins - Town Clerk
Marlene Grunder - Administrative Assistant
William Trask - Town Attorney (virtual)
Lisa Winter - Bookkeeper (virtual)

Call to Order:

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

Pledge of Allegiance

Approval of Minutes:

MOTION was made by Supervisor Hartman to approve the Town Board Minutes of March 10, 2021 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 March 10, 2021; there were none.

Budget Transfers:

From Account	To Account	Reason for Amendment	Amount
SW3991 State Aid-Water Projects	SW884 Reserve for Debt	Per the resolution closing the water project any additional monies received from the grant must be Reserved for Debt	\$4,433.33
A7410.4 Library - Contractual	A7410.2 Library - Equipment	Legal Notices for Library Air Conditioners	\$192.00
A899.0 Reserved Commercial Permit Fees	A8020.4 Planning - Contractual	Nexamp Engineering Fees	\$1,260.00
SF915.3 Assigned for Gear	SF3410.2 Fire - Equipment	Eden Turnout Gear from Reserve	\$16,287.00
A2665 Sale of Equipment	A878.1 Reserve Ambulance Equipment	Proceeds from Sale of Ambulance to Ambulance Reserve	\$4,820.00
A899.1 Revenue Recovery Money	A4540.2 Ambulance - Equipment	Use of Revenue Recovery Money for Fly Car	\$34,521.48

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MOTION was made by Councilperson Ventry to approve the Budget Transfers from April 2021, as presented; seconded by Councilperson Byrnes; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

Audit Bills:

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DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	149-234	\$105,679.88
Highway Dept. Fund	65-86	\$25,789.07
Fire Dept. Fund	58-87	\$39,443.75
Recreation Dept. Fund	20-27	\$788.17
Refuse and Garbage Fund	5-6	\$93,473.66
Street Lights Fund	8-11	\$2,905.93
Water Fund	5	\$15.00

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

Departmental Reports:

Department reports for the month of April 2021 were submitted by Rick Kirst, East Eden Fire Chief; Matthew Colvin, Eden Fire Chief; Robert Pietrocarlo, Chairman Board of Assessors; Greg Savage, Eden Police Chief; Ronald Maggs, Highway Superintendent; 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.

MOTION was made by Supervisor Hartman to declare Eden Fire’s 40-foot, three stage, aluminum ladder surplus and be sold at auction; seconded by Councilperson Sam; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

MOTION was made by Supervisor Hartman to add Christina Lippert to the active roster for the Eden Fire Department pending a background check and physical; seconded by Councilperson Byrnes; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

Ron Maggs gave an up-date on funding:

- Additional \$23,300 in CHIPS funding for 2020
- 30% increase in CHIPS funding for 2021 in the total amount of \$211,300

Amy Porter gave the following Recreation up-dates:

- Kickball tournament hosted by Eden Outdoors on June 12 at Swartz Field, register by visiting their Facebook Page.
- Received a \$5,000 grant from the Eden Community Foundation for the fitness trail

New and Unfinished Business:

1. Presentation by Drescher & Malecki – Annual Audit Report:

Luke Malecki gave a presentation on the audit practices and the overview of results of the 2020 Town of Eden Financial Audit. The report is available for inspection in the Town Clerk’s Office.

MOTION was made by Supervisor Hartman to close the Regular Meeting and Open the Public Hearing; seconded by Councilperson Wilhelm; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

The Public Hearing was opened at 7:35 P.M.

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

Notice is hereby given that a public hearing will be held by the Eden Town Board in the Eden Town Hall, 2795 East Church Street, Eden, New York on the 14th day of April, 2021 at 7:30 P.M. Local Time, for the purpose of considering the adoption of proposed Local Law #1-2021, being a local law for Flood Damage Prevention, intended to replace existing Chapter 114 of the Town of Eden Code. Copies of the proposed local law are available for public review in the Office of the Eden Town Clerk. All interested parties will be given an opportunity to be heard.

There was no one present to be heard.

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MOTION was made by Supervisor Hartman to close the Public Hearing and open the Regular Meeting; seconded by Councilperson Ventry; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

The Public Hearing was closed at 7:36 P.M.

2. Recreation Staff Appointments:

MOTION was made by Supervisor Hartman to appoint the following Recreation staff:

- Kate Heffernan as swim instructor at the rate of \$12.50 an hour
- Elle Noecker as lifeguard at the rate of \$12.50 per hour
- Eli Noecker as lifeguard at the rate of \$12.50 per hour
- Brandon Hallick as summer recreation, grounds and maintenance substitute, and lifeguard at the rate of \$12.50 per hour
- Zachary DeCarolis as summer recreation assistant substitute and grounds and maintenance substitute at the rate of \$12.60 per hour (second year employee)

seconded by Councilperson Wilhelm; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

3. Recreation Facility, Parks, and Fields Policy/Application: -Tabled

4. Additional Outlets for Christmas Decorations in East Eden:

MOTION was made by Supervisor Hartman to approve the request for three new convenience outlets to telephone poles in East Eden with the exact pole number to be determined; seconded by Councilperson Wilhelm; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

5. Local Law 1-2021 – Flood Damage Prevention:

A local law for Flood Damage Prevention as authorized by the New York State Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF EDEN, COUNTY OF ERIE, STATE OF NEW YORK AS FOLLOWS:

Chapter 114 of the Code of the Town of Eden entitled “Flood Damage Prevention”, adopted by Local Law No. 2-2019 is hereby repealed in its entirety and replaced with the following (including the “Appendix of Forms”) as a new Chapter 114 of the Code of the Town of Eden also to be entitled “Flood Damage Prevention” which shall take effect immediately upon adoption and filing in the Office of the Secretary of State of the State of New York.

MOTION was made by Supervisor Hartman to approve Local Law 1-2021 for Flood Damage Prevention as authorized by the New York State Constitution, Article IX, Section 2, and Environmental Conservation Law, Article 36, which replaces chapter 114 of the Code of the Town of Eden; seconded by Councilperson Byrnes; All “Ayes”? Opposed? – None; Abstain? – None; Motion carried.

Supervisor’s Report:

- Recognized the passing of Tony Weiss; Planning Board Member for over 26 years, 56-year member of the Eden Fire Department, farmer, and great citizen to the Town of Eden
- Town of Eden held a vaccination site on April 10, 2021, thank you to the volunteers and various departments that assisted with the process
- Volunteer Opportunities: Senior Car Driver and 2nd dose vaccination clinic on May 8th

Councilperson Wilhelm:

- Library air conditioning unit is installed
- Chicken BBQ Events in Town:
 - East Eden Fire, May 2nd @ Braymiller’s Market
 - EMS, May 16th, EMS Building @ Town Hall
 - Eden Library, June 16th

Hearing of Visitors:

Daniel Malarky notified the Town Board of the recently replaced telephone pole on W. Church Street that does not have an outlet for lights.

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

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

Executive Session: Adjourned Executive Session of the Eden Town Board at 9:30 P.M.

Respectfully Submitted by:

Emily Hawkins, Town Clerk