

May 12, 2021

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 East Church Street
Eden, NY 14057
May 12, 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
Robert Pietrocarlo	-	Chairman Board of Assessors
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 7:00 P.M.

Pledge of Allegiance

1. Chamber of Commerce – Person & Business of the Year:

Pattie Hartman, Chamber President, recognized Gary Balone as Person of the Year and Dairy Queen as Business of the Year for 2020 with the following presentation.

We are proud to honor Gary Balone as the 2020 Citizen of the year. Since 1963 Gary has served a critical role in local agriculture, which is the livelihood of Eden. He began his career at the Eden Valley Co-op as a teenager and has helped it grow from an operation that sold less than 100,000 cases of produce each year to one that sells more than a half a million boxes a year. His various roles at Eden Valley Growers have been widely recognized, and he has helped build the co-op into a modern facility that continues to grow and make positive changes in our community.

We are excited to honor Dairy Queen as the 2020 business of the year. 2020 has presented our business community with unique challenges and Dairy Queen was able to continue to thrive and give back to the community through various charity engagements. Notably they have; donated a new playground sign to Eden Elementary, made donations to Children’s Hospital and partnered with the Boys and Girls Club on numerous projects. As an organization, they promote helpful feedback and community engagement through their one scoop reviews.

Approval of Minutes:

MOTION was made by Supervisor Hartman to approve the Town Board Minutes of April 14, 2021 as presented; seconded by Councilperson Ventry; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of April 14, 2021; there were none.

MOTION was made by Supervisor Hartman to approve the Town Board Minutes of April 28, 2021 as presented; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Supervisor Hartman asked if there were any additions or corrections to the Town Board Minutes of April 28, 2021; there were none.

Budget Transfers:

From Account	To Account	Reason for Amendment	Amount
A2760 Library System Grants	A7410.2 Library Equipment	Library Grant Portion of Air Conditioner	\$34,800.00
A882 General Maintenance Reserve	A7410.2 Library - Equipment	Town Portion Library Air Conditioner per permissive referendum	\$8,800.00
A3021 Court Facilities	A1620.4 Town Hall - Contractual	JCAP Grant for New Court Office Doors	\$3,937.80
A3021 Court Facilities	A1110.4 Municipal Court - Contractual	JCAP Grant for Personal Protective Equipment	\$650.00
D3501 State-Aid Mileage	D5110.4 Roads - Contractual	Additional CHIPS, Pave NY & Extreme Winter to be used to do additional road work	\$126,204.20
A899.1 Revenue Recovery Funds	A4540.2 Ambulance - Equipment	Equipment and Lights for Fly Car	\$13,685.90
SF878 Restricted Capital Reserve - Fire	SF3410.2 Fire Equipment	Repair & Paint EE#7 per permissive referendum	\$11,250.00

MOTION was made by Councilperson Ventry to approve the Budget Transfers from May 2021, as presented; seconded by Councilperson Byrnes; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Audit Bills:

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DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	235-310	\$102,406.11
Highway Dept. Fund	87-111	\$21,998.46
Fire Dept. Fund	88-116	\$17,473.90
Recreation Dept. Fund	28-34	\$856.40
Refuse and Garbage Fund	8-9	\$46,832.83
Street Lights Fund	12-15	\$2,127.65
Water Fund	6-7	\$540.62

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

Departmental Reports:

Department reports for the month of May 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; Ray Zabron, Dog Control Officer, and Eden Emergency Squad. All reports are on file in the Town Clerk's office.

MOTION was made by Supervisor Hartman to add James Carney to the active roster pending background check and physical; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

MOTION was made by Supervisor Hartman to set the bid opening date for Eden and East Eden Fire Department for Itemized Fire Equipment to May 28, 2021 at 3:30 PM; seconded by Councilperson Byrnes; Ayes: All; Opposed: None; Abstain: None; Motion carried.

MOTION was made by Supervisor Hartman to remove Christopher Pieri and Joseph Haier from the active roster with gratitude for their service; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Robert Pietrocarlo stated that the tentative assessment roll has been filed and is available on the Town's website. Grievance Day will be held on Tuesday, May 25, 2021 from 6:00 PM – 10:00 PM at the Town Hall.

Amy Porter gave the following update for Town Recreation:

- Music Series begins June 29th
- Summer Recreation Registration to open in May – Program runs from June 28-August 3
- Town Pool – Mid June, Lessons, Open Swim, Lap Swim

New and Unfinished Business:

2. Proclamation of Poppy Days:

**PROCLAMATION
POPPY DAYS**

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS, Millions who have answered the call to arms have died on the field of battle; and

WHEREAS, A nation at peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS, The American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower.

NOW, THEREFORE, BE IT RESOLVED, that the Eden Town Board does hereby proclaim the 20th and 21st of May, 2021 as Poppy Days and ask that all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy this day.

3. Annual Court System Audit:

WHEREAS, the Unified Court System of the State of New York requires that town justices annually provide their court records and dockets to their respective town auditing board, and that such records be examined and that fact be entered into minutes of the board's proceedings.

NOW, THEREFORE it is **RESOLVED** that the Town Board of the Town of Eden has received the audited Statement of Cash Receipts and Cash Disbursements for the Town Justices from Drescher & Malecki, LLP independent auditors.

MOTION was made by Supervisor Hartman to approve the Resolution as presented; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

4. Declare 1987 Spartan/Sutphen Surplus 1250 GPM Pumper Surplus:

MOTION was made by Supervisor Hartman to declare the 1987 Spartan/Sutphen 1250 GPM Pumper, VIN# 189CT6D02BCL09216 and various fire equipment surplus and to list on Auctions International; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

5. Additional Outlet for Christmas Decorations on Main Street:

MOTION was made by Supervisor Hartman approve the addition of an outlet for Christmas Decorations on Main and George Street; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

6. Requesting up to \$40,000 from the Equipment Reserve Account:

MOTION was made by Supervisor Hartman to approve up to \$40,000 from the Equipment Reserve Fund D878.2 for the purchase of a used asphalt roller, subject to Permissive Referendum; seconded by Councilperson Byrnes; Ayes: All; Opposed: None; Abstain: None; Motion carried.

7. Amend Agreement to Spend Town Highway Funds:

Pursuant to the provisions of Section 284 of the Highway Law, we agree that monies levied and collected for the repair and improvement of highways, and received from the State for the repair and improvement of highways, shall be expended as follows:

1. General Repairs:

The sum of \$626,204.20 may be expended for general repairs upon 49.05 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewal thereof.

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MOTION was made by Supervisor Hartman to approve the amended Agreement to Spend Highway Funds as presented; seconded by Councilperson Ventry; Ayes: All; Opposed: None; Abstain: None; Motion carried.

8. MS4 (Municipal Separate Storm Sewer System):

The annual MS4 Report has been filed and is in the Town Clerk's Office for public review and comment.

9. Additional Recreation Staff:

MOTION was made by Supervisor Hartman to approve Madelynn Sutherland as a C.I.T. at the minimum wage rate of \$12.50 per hour, Connor Gleason as a lifeguard at the minimum wage rate of \$12.50 per hour and Justin Reed to Grounds and Maintenance at a rate of \$12.60 per hour, subject to training and background check; seconded by Councilperson Ventry; Ayes: All; Opposed: None; Abstain: None; Motion carried.

10. Authorize Town Attorney to Represent the Town in an Article 78 Proceeding:

MOTION was made by Supervisor Hartman to authorize Town Attorney, Bill Trask to represent the Town in the Article 78 proceedings brought by Mr. & Mrs. Sarcione appealing the denial of their application by the Zoning Board of Appeals; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Supervisor's Report:

- Hometown Heroes banners have been put up, thank you to those that have assisted
- Thank you to the volunteers that assisted in the second dose vaccine clinic at the Legion
- COVID numbers are down and Town Hall has reopened for outside groups and meetings

Hearing of Visitors: There were none.

MOTION was made by Supervisor Hartman to adjourn the Regular Meeting of the Eden Town Board and open Executive Session for contractual; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Regular Meeting: Closed at 7:40 P.M

MOTION was made by Supervisor Hartman to adjourn the Executive Session of the Eden Town Board and open the Regular Meeting; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Executive Session: Adjourned at 7:54 P.M.

MOTION was made by Supervisor Hartman to approve Alma Brown as grant writer for the NYS Main Street Grant in the amount of \$5,400; seconded by Councilperson Sam; Ayes: Hartman, Sam, Wilhelm, Byrnes; Opposed: None; Abstain: Ventry; Motion carried.

MOTION was made by Supervisor Hartman to close the Regular Meeting of the Eden Town Board and open Executive Session for contractual; seconded by Councilperson Ventry; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Regular Meeting: Closed at 7:56 P.M.

Executive Session: Adjourned at 9:30 P.M.

Respectfully Submitted by:

Emily Hawkins, Town Clerk