

MINUTES

**REGULAR MEETING – EDEN TOWN BOARD
2795 East Church Street
Eden, NY 14057
November 8th 2023 7:00 P.M.**

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:

RICH VENTRY - SUPERVISOR
SUSAN WILHELM - COUNCILPERSON
VINCENT VACCO - COUNCILPERSON
GARY SAM - COUNCILPERSON

OTHERS PRESENT:

Marlene Grunder - Administrative Assistant
Ron Maggs - Highway Superintendent
Lisa Winter - Bookkeeper
Bill Trask - Town Attorney
Jen Johnston - Deputy Town Clerk

Supervisor Ventry called the meeting to order at 7:00 P.M.

Pledge of Allegiance

Approval of Minutes:

#170-2023: MOTION was made by Councilperson Wilhelm to approve the Town Board Minutes of October 11, 2023; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

#171-2023: MOTION was made by Supervisor Ventry to approve the Town Board Minutes of October 17, 2023 and October 25, 2023; seconded by Councilperson Vacco; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Petitions: None

Budget Transfers:

From Account	To Account	Reason for Amendment	Amount
D5142.4 Winter - Contractual	D5130.2 Machinery - Equipment	Purchase of Saw	\$700.00
A1620.4 Town Hall - Contractual	A9950.9 Transfer out to Capital	Transfer to Capital for Roof Project	\$1,017.31
A878.9 Capital Reserve - Gen Maint	A9950.9 Transfer out to Capital	Transfer to Capital for Roof Project Per Permissive Referendum	\$6,778.43
H5031 Transfer In	H1620.4 Town Hall Roof Project	Transfer to Capital for Roof Project	\$7,795.74
SD917 Unassigned Fund Balance	SD8540.410 Drainage Dist #1	Use of Fund Balance for Top Soil & Seed	\$707.67
SD914 Unassigned Fund Balance	SD8540.440 Drainage Dist #4	Use of Fund Balance for Mowing & Maintenance	\$233.21
A1990.4 Contingent Fund	A3510.4 Control of Dogs-Contractual	Stray Dog Boarding	\$1,000.00
A1990.4 Contingent Fund	A3620.4 Safety Inspection - Contractual	Overbudget	\$2,000.00
A2170 Community Development Income	A6989.4 Other Economic Assistance - Contractual	Amount of NY Main Street Grant for Admin Fees	\$22,500.00

****Assignments**

SF915.2 Assigned Bldg Maintenance for Gear Washer
\$5,175.00
A915.6 Assigned Non Rec for IT \$10,000.00

#172-2023: MOTION was made by Supervisor Ventry to approve the Budget Transfers as presented; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Audit of Bills:

November 2023

DESCRIPTION	VOUCHER NUMBERS	AMOUNT
General Fund	689-756	\$77,434.93
Fire Dept. Fund	248-271	\$10,714.13
Recreation Fund	178-188	\$1,822.61
Water Fund	17-18	\$778.93
Street Lights Fund	40-42	\$1289.98
Refuse Fund	20-23	\$72,301.44
Highway Fund	265-291	\$27,279.41
SD1	3-3	\$707.67
SD4	1-1	233.21
Capital H1620.4	7-9	\$6,778.43

#173-2023: MOTION was made by Councilperson Wilhelm to approve the Audit of Bills as presented; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Departmental Reports:

Department reports for the month of November 2023 were submitted by Scott Crowe, East Eden Fire Chief; Malcolm VanKoughnett, Eden Fire Chief; Susan Johnson, Assessor; Greg Savage, Eden Police Chief; Emily Hawkins, Town Clerk; Dave Rice, Code Enforcement Officer; Drew Riedel, Recreation Director; Nick Blasz, Dog Control Officer, & Joseph Ghosen. All reports are on file in the Town Clerk’s office.

#174-2023: MOTION was made by Councilperson Wilhelm to approve the addition of Nicholas Kelly to the active roster of the East Eden Fire Department upon completion of a background check and arson report; seconded by Supervisor Ventry; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Committee Reports:

Town Board Members gave updates on various boards, committees, and departments.

Public Comment on Agenda Items Only: No comment.

New and Unfinished Business:

1. Approve the Fire District Budget as Part of the Town Budget:

#175-2023: MOTION was made by Supervisor Ventry to approve the 2024 Fire Budget as part of the 2024 Town Budget in the amount of \$506,875.00 or \$1.37 per thousand; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

2. Approve the 2024 Town Budget:

Changes from the Preliminary Budget to the Final Budget include a Refuse reduction of one unit of garbage from 3144 to 3143. Net Levy Refuse & Garbage District charges change from \$669,672.00 to \$669,459.00, which is a reduction of \$213.00. The Unit cost of \$213.00 remains the same. MWIA adjustment of units to 3741 vs. 3644.5, changes the rate from \$34.60 to \$33.71.

#176-2023: MOTION was made by Supervisor Ventry to approve the 2024 Town Budget with the changes listed and read in the amount of \$4,555,846.96; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

3. Josh Rice Resignation: Informational.

The Board accepts the resignation of Josh Rice as a Building and Grounds laborer as of October 13, 2023 and thanks him for his dedicated service.

4. Set Public Hearing for the Renewal of Special Use Permits:

#177-2023: MOTION was made by Supervisor Ventry to set a Public Hearing for the Renewal of Special Use Permits on December 13, 2023 at 7:20 pm; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

5. Set Public Hearing for the Volunteer Firefighter and EMS Exemption:

#178-2023: MOTION was made by Supervisor Ventry to set a Public Hearing for the proposed local law expanding the exemption of Volunteer Fire Fighters and Emergency Personnel on December 13, 2023 at 7:25 pm; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: Councilperson Wilhelm; Motion carried.

6. Request for Refund of Additional Permit Fee:

#179-2023: MOTION was made by Supervisor Ventry to deny a refund request dated October 12, 2023 in the amount of \$500.00 by John Deinhart on behalf of his brother Robert Deinhart. The fee was issued for work that was started without a Building Permit; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

7. Approve Services of Andrew Reilly from Wendel for Wind Project Assistance:

Tabled for more information.

8. Renew Proflex for HRA Services:

#180-2023: MOTION was made by Supervisor Ventry to approve Pro-Flex/BRI as Health Insurance Administrators starting December 1, 2023 for one year in the amount of \$875.00; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: Motion carried.

9. Snow Plowing Agreement with North Collins:

#181-2023: MOTION was made by Councilperson Vacco to approve the annual Snow Plowing agreement with North Collins, whereby the Town of North Collins Highway Department will plow Clarksburg Rd. from the North Collins Town Line to the Eighteen Mile Creek Bridge. In exchange, the Eden Town Highway Department will plow the lower sections of both Belcher and Rocky Mountain Roads; seconded by Councilperson Wilhelm; Ayes: All; Opposed: None; Abstain: None; Motion carried.

10. Reset a Public Hearing for Proposed Local Law Imposing a Temporary Moratorium on the Application for the Operation of Adult Use Cannabis Retail Dispensaries:

#182-2023: MOTION was made by Supervisor Ventry to reset a public hearing on December 13, 2023 at 7:30 pm to discuss a proposed local law imposing a temporary moratorium on the issuance of applications and the granting of zoning permits or approvals for the siting and operation of New York State licensed adult-use cannabis retail dispensaries and on-site consumption sites (hereinafter collectively referred to as “licensed cannabis facilities”), pursuant to Chapter 217 of the Town of Eden Code in order to allow for the consideration and possible adoption of appropriate amendments to existing regulation pertaining to such uses; seconded by Councilperson Sam; Ayes: All; Opposed: None; Abstain: None; Motion carried.

Supervisor’s Report:

- Supervisor Ventry thanked everyone who voted last night in the election and gave a special thanks to those that voted for him.
- Supervisor Ventry mentioned that he appreciates Carl Feasly’s love for the town and the energy he brought to the race.
- Councilperson Wilhelm mentioned how nice it was to see the Police Department honored at the 50th Anniversary of the Police Department dinner. Everything was very well done.

Hearing of Visitors: None.

#183-2023: MOTION was made by Supervisor Ventry to close the Regular Meeting of the Eden Town Board and enter Executive Session for a discussion regarding the open clerk position in the Building and Assessor’s Department; seconded by Councilperson Vacco; Ayes: All; Opposed: None; Abstain: None; Motion carried.

The Regular Meeting was adjourned at 7:27 P.M.

The Executive Session was adjourned at 7:50 P.M.

November 8, 2023

Respectfully Submitted by:

Jennifer Johnston, Deputy Town Clerk