

BYRON TOWN BOARD MEETING

January 14, 2015

The Byron Town Board Meeting was called to order by Supervisor Yasses at 7:00 p.m. with the following people present:

Supervisor.....	Pete Yasses
Councilmen.....	Jeff Thompson
	Sue Fuller
	Harold Austin
	Jim Cudney
Town Clerk.....	Debra Buck-Leaton
Assessor.....	Barry Flansburg
CEO/ZEO.....	Ken Kuter

Absent:

Highway Superintendent.....George Heins

Public:

Micky Truax.....	Swamp Road, Byron
Vic Digregorio.....	Warboys Road, Byron
Candy Hensel.....	Munger Street, B yron
George Squires.....	McElver Street, Byron
Kate Nagel.....	W. Bergen Road, Bergen
Chase Bergeron.....	Munger Street, Bergen

PLEDGE TO THE FLAG:

Supervisor Yasses led the people in attendance in the Pledge of Allegiance.

MINUTES:

A **motion** was made by Councilman Thompson to approve the Byron Town Board minutes of December 10, 2014 and December 30, 2014, and the Organizational Minutes of January 7, 2015 as written. The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

RESOLUTION RESCINDING RESOLUTION #6 OF 2015

RESOLUTION #28:

Councilman Thompson offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board hereby rescinds Resolution #6 of the Organizational Meeting Minutes of January 7, 2015.

Councilwoman Fuller seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

AMENDMENT TO RESOLUTION #6 OF 2015

RESOLUTION #29:

Councilman Austin offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board has authorized Highway Superintendent Gerald Heins to purchase supplies and materials, according to current procurement policies, and necessary to operate the Town Highway Department for the year 2015 in the amount not to exceed \$326,200.00. All purchases of equipment, new or used, shall not exceed \$5,000.00 without prior consent of the Town Board.

Councilwoman Fuller seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

PLANNING BOARD REPORT – Councilwoman Fuller:

·Supposed to have Webinar last evening, but the state was having trouble with it so the webinar was cancelled.

·Eric Zuber is going to be putting up new construction on existing pad, and what he wants to do needs ZBA approval.

·Eric Zuber is resigning from the Planning Board Chairman position effective January 14, 2015.

·Ken Steinmetz is willing to go from alternate to a permanent member.

·The Planning Board will discuss at its next meeting who the Chairman should be.

A **motion** was made by Councilman Austin to approve the Planning Board Report as given.

The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Austin to accept the resignation of Eric Zuber as the Planning Board Chairman effective January 14, 2015. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilwoman Fuller to appoint Ken Steinmetz to a five year term as a Planning Board member effective January 14, 2015 – December 31, 2019. The motion was seconded by Councilman Cudney and carried with the following vote:

Vote: Ayes: 5 Nays: 0

SEWER REPORT:

Monthly:

·Checked and maintained all filter bed umps (N,S+C)

·Keeping track of pump hours on all pumps including Old School House, Walkers Corners and McElver Street lift station.

·Took monthly samples

Other:

·On 12/16/14 called out for a high level alarm at McElver Street lift station. Found pumps not running and system was backed up. Was able to pump down system by taking the pumps from auto and turning them to hand, but by forcing all that flow to Center Byron at once, which was unavoidable, I had to set up our third pump and hoses to handle flow there. Next morning in daylight hours found the on float was not working (burned out), replaced that and system seems to be working fine.

·Had highway department build and install a new float bracket holder for McElver Street lift station. This made accessing the floats easier and safer to where a person does not have to enter pit to replace floats.

·On 12/23/14 I was called out for sewer backup at the four corners of Center Byron. Searched with maps and checked many manholes in the area main problem was found and A.D. Calls was called in to suck out manhole. Found debris and removed it in front of outlet. Flow was restored.

A **motion** was made by Councilwoman Fuller to approve the Sewer Report as written. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

HIGHWAY SUPERINTENDENT’S REPORT:

·Continuing winter storm clean ups with snow and ice removal and downed trees.

·Cutting and chipping hazardous trees and roadside brush.

·There have been several discussions on the Agreement for Expenditure of Funds for Section 284 in the Highway Law. The Genesee County Highway Superintendent, Tim Hens, and other Town Superintendents all agree that NO specific committals should be made for any road work to a road in case some disastrous event occurs or the winter weather destroys other roads and the highway funds need to be allocated to these roads. So a general term is used so it will allow work on any road that needs repairs in the Town. Most all previous Town agreements have been blank or general wording.

·Doing equipment maintenance and repairs when found or needed on all town machinery.

A **motion** was made by Councilman Thompson to approve the Highway Superintendent’s Report as written. The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

CEO/ZEO REPORT:

Number of Inspections: 14

Number of Zoning/Building Permits Issued: 2

Number of Land Separations: 0

Number of Building C.O./C.C. Issued: 2

Number of Zoning Complaints Filed: 0

Number of Zoning Complaints Resolved: 0

A **motion** was made by Councilman Cudney to approve the CEO/ZEO Report as written. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PARK COMMITTEE REPORT – Councilman Austin:

·Meeting was cancelled last month.

MUSEUM REPORT – Councilwoman Fuller:

·No meetings are held in the winter.

ABSTRACTS

RESOLUTION #30:

Councilwoman Fuller offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board pay the following abstracts:

<i>Fund:</i>	<i>Abstract:</i>	<i>Vouchers:</i>	<i>Amount:</i>
General Fund	#1	#1 - #32	\$78,940.34
Highway Fund	#1	#1 - #15	\$33,904.03
Sewer Fund	#1	#1 - #5	\$ 4,295.82
General Fund	PA#14	#65 - #76	\$ 1,811.26
General Fund	PA#15	#77 - #83	\$ 1,365.08
Sewer Fund	PA#12	#36	\$ 534.04
Highway Fund	PA#13	#164 - #165	\$ 162.79

Councilman Austin seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

TOWN CLERK'S REPORT:

Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 164.00
Paid to the DEC for hunting/fishing licenses.....	\$ 42.52
Paid to the Town of Byron Supervisor.....	<u>\$2,287.48</u>
Total Disbursed for December 2014.....	<u>\$2,494.00</u>

A **motion** was made by Councilwoman Fuller to approve the Town Clerk's Report as given for December, 2014. The motion was seconded by Councilman Cudney and carried with the following vote:

Vote: Ayes: 5 Nays: 0

FINANCIAL REPORT:

·The December 2014 Financial Report was reviewed.

A **motion** was made by Councilman Austin to approve the December 2014 Financial Report as written. The motion was seconded by Councilman Thompson carried with the following vote:

Vote: Ayes: 5 Nays: 0

SUPERVISOR'S REPORT:

·At the January 7, 2015 Organizational meeting the Town Board passed Resolution #24 approving the Building, Zoning and Land Separation Schedule of Fees for 2015. However, the Code Enforcement Officer would like the Town Board to add a flat fee of \$100 for solar systems. The new Town of Byron Zoning Law does make reference to solar systems.

RESOLUTION # 31:

Councilman Thompson offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board approves the Building Permits, Zoning Permits and Land Separation Schedule of Fees for 2015, with the addition of \$100.00 for solar systems.

Councilman Austin seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

SHELVING QUOTES FOR RECORDS RETENTION ROOM:

·NYS Archives Recommendations for Shelving for Inactive Records Storage are 18 gauge steel shelving 42”W x 16”D x 88”H. The following quotes were received for shelving units:

Just the Right Stuff	\$3,500.23
ALOI	\$2,658.00
ASR Systems Group, Inc.	\$3,535.00

SHELVING UNITS FOR RECORDS RETENTION ROOM

RESOLUTION #32:

Councilwoman Fuller offered the following resolution and moved for its adoption:

RESOLVED, that the Town Board of the Town of Byron hereby accepts the bid by ALOI for 7-18 gauge steel shelving units 42”W x 16”D x 88”H at a cost of \$2,658.00.

Councilman Cudney seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

2015 COMMITTEE APPOINTMENTS:

Audit Committee:

Supervisor Peter Yasses
Councilman Harold Austin

Banking Committee:

Supervisor Peter Yasses
Councilman Jeff Thompson

Disaster Preparedness Committee:

Supervisor Peter Yasses
Councilman Jeff Thompson
Town Clerk Debra Buck-Leaton
Byron Fire Chief Charles Durkee
South Byron Fire Cheif Bob Wilson
Byron Rescue Squad Brad Nickerson
Highway Superintendent George Heins

Equipment Committee:

Highway Superintendent George Heins
Councilman Jeff Thompson
Supervisor Peter Yasses

Insurance Committee:

Supervisor Peter Yasses
Councilman Harold Austin

Museum Committee:

Historian Bob Wilson
Historian Beth Wilson
Deputy Supervisor/Councilwoman Sue Fuller
Historical Society President Dick Glazier

Park Committee Rep.:

Councilman Jim Cudney

Planning Board Reps:

Councilwoman/ Deputy Supervisor Sue Fuller
Councilman Jim Cudney

Fireman's Committee:

Deputy Supervisor/Councilwoman Sue Fuller
Councilman Jeff Thompson

Sewer/Water Ordinance Committee:

Councilman Jim Cudney

Comprehensive Plan Update Committee:

Deputy Supervisor/Councilwoman Sue Fuller
Councilman Jim Cudney
Planning Board Chairman

Buildings Committee:

Councilman Harold Austin
Councilman Jeff Thompson
Supervisor Peter Yasses

A **motion** was made by Councilman Thompson to approve the Supervisor's Report as given.
The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

OTHER BUSINESS:

WATER DISTRICT NO. 5:

·As per Paul Chatfield, the Town Board needs to pass a resolution to put Water District #5 out to bid contingent upon receiving the necessary approvals and permits.

RESOLUTION # 33:

Supervisor Yasses offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board authorizes Chatfield Engineers, P.C. to put the construction of Water District No. 5 out to bid, contingent upon receiving the necessary approvals and permits. Councilman Thompson seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

WATER DISTRICT NO. 7 – Byron Road/Caswell Road/Walkers Corners Road:

·March 6, 2014 an informational meeting was held and not enough signatures were received at that time to move forward with the formation of a water district for Byron Road/Cockram Road/Caswell Road/Walkers Corners Road. Ken Pike, a resident on Walkers Corners Road, got signatures from residents that had not returned their surveys. Total chargeable units are 60.5. Total number of houses is 53, and the total owner occupied houses is 40. More than 50% of the homes now want to proceed to the next step. The Town Board needs to make a resolution to have Chatfield Engineers prepare a preliminary engineering report, and Paul Boylan to prepare the legal petition.

RESOLUTION # 34:

Councilwoman Fuller offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board authorizes Chatfield Engineers, P.C. to prepare a preliminary engineering report and Paul Boylan, Esq. to prepare the legal petition for Water District No. 7.

Councilman Austin seconded the resolution which was adopted by the following vote:

Vote: Ayes: 5 Nays: 0

FIRE DISTRICT INFORMATIONAL MEETING:

·The Byron Town Board will be holding an Informational Meeting on Monday, February 16, 2015 at 7:00 p.m. at the South Byron Fire Hall to discuss the formation of a possible fire district between the Byron Fire Department and the South Byron Fire Department. All interested parties are invited to attend.

TOWN ENGINEER:

·Chatfield Engineers are requesting reappointment as the Town of Byron Engineers.

A **motion** was made by Councilman Thompson to appoint Chatfield Engineers, P.C. as the Town of Byron Engineer from January 1, 2015 – December 31, 2015. The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PUBLIC COMMENTS:

Councilman Thompson: He was approached by a resident of Warboys Road who would like to have the Town Board pursue the Warboys water district without Merrill, North Bergen and Sautel Roads.

Assessor Flansburg: You would need to have Chatfields do another cost estimate.

ADJOURN:

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 8:10 p.m. The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton
Byron Town Clerk

