



- Brian Forsyth has been pumping septic tanks
- Getting trucks ready for snow plowing
- Received \$56,000 from auction for old loader
- Highway Superintendent would like to get window replaced in Highway Garage (\$300 estimate from Loewke Construction), and also to replace two doors in Highway Garage (\$3,700 estimate from Loewke Construction)

**PURCHASE OF NEW HIGHWAY DOORS AND WINDOWS**

**RESOLUTION #81:**

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

**Resolved**, that the Byron Town Board authorizes the Highway Superintended to have two new doors and a new window installed in the Highway Garage by Loewke Construction at an approximate cost of \$4,000.00.

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

Vote:           Ayes: 5           Nays: 0

A **motion** was made by Councilwoman Freeman to approve the Highway Report as given. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:           Ayes: 5           Nays: 0

**WASTE WATER REPORT:**

***Compliance:***

- Passed all requirements

***Finished Projects:***

- Took weekly samples
- Took monthly samples
- Monthly reports
- Exercised generators, checked fluids
- Took meter reading
- Installed valving at North Byron filter bed
- Checked hours on lift stations
- House pump inspections for winter 50% complete
- Called out on 9/14/10 at 6457 Mill Pond Road for a high level alarm, pump repaired. No charge.

***Future Projects:***

- Replace pumps
- Collect data from flow meter
- Continue preventative maintenance program

A **motion** was made by Councilman Ivison to approve the Waste Water Report as written. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:           Ayes: 5           Nays: 0

**CEO/ZEO REPORT:**

Number of Inspections:       30  
 Number of Zoning/Building Permits Issued: 5

Number of Land Separations: 1  
 Number of Building C.O./C.C. Issued: 7  
 Number of Zoning Complaints Filed: 1  
 Number of Zoning Complaints Resolved: 2  
 Total Hours for the Month: 84

·Working with Planning Board to clarify NYS code questions and local ordinance questions.

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

Vote:                   Ayes: 5                   Nays: 0

**PARK COMMITTEE REPORT – Councilman Redick:**

- Weeds are growing up through new cushioning and the Park Committee would like to know if there is anything that can be sprayed on the weeds that is non-toxic
- Councilman Ivison stated they would need to have commercial applicator spread weed killer
- Signage – Highway Superintendent is researching
- Park Committee is considering installing a cheap security camera

A **motion** was made by Councilwoman Freeman to approve the Park Committee report as given. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

**ABSTRACTS**

**RESOLUTION #82:**

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

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

<b><i>Fund:</i></b>	<b><i>Abstract:</i></b>	<b><i>Vouchers:</i></b>	<b><i>Amount:</i></b>
General Fund	#10	#206 - # 236	\$ 8,079.70
Highway Fund	#10	#148 - #159	\$17,344.68
Sewer Fund	#10	#52 - #60	\$ 6,476.81
General Fund	#PA-12	#38 - #40	\$ 655.11
Sewer Fund	#PA-10	#13	\$ 538.31
Water District No. 3	#1	#1-#2	\$ 1,016.25
Water District No. 4	#1	#1-#2	\$ 1,386.25

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

Vote:                   Ayes: 5                   Nays: 0

**TOWN CLERK’S REPORT:**

Paid to the Genesee County Treasurer for Dog Licenses.....	\$ 63.45
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 18.00
Paid to NYS Environmental Conservation.....	\$ 3,851.41
Paid to the Town of Byron Supervisor.....	<u>\$2,953.64</u>
Total Disbursed for September 2010.....	\$6,886.50

A **motion** was made by Councilman Thompson to approve the Town Clerk's Report as given for September 2010. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

**PURCHASE OF DOG LICENSE TAGS**

**RESOLUTION #83:**

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

***Resolved***, that the Byron Town Board authorizes the Town of Batavia Town Clerk to purchase 2000 dog license tags on behalf of the Town of Byron, at a cost of approximately \$105.94 per thousand.

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

Vote:                   Ayes: 5                   Nays: 0

**FINANCIAL REPORT:**

- The Financial Reports for September 2010 were reviewed.
- Councilwoman Freeman would like the Supervisor to contact Tompkins Insurance to see what needs to be done to get Baldwin Associates bonded.

A **motion** was made by Councilman Ivison to approve the September 2010 Financial Report as written. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

**OTHER BUSINESS:**

**BLACK CREEK WATERSHED SYMPOSIUM:**

·Symposium will be on Thursday, October 28<sup>th</sup> at Woodside Lodge, Black Creek Park in the Town of Chili

·Will discuss the Watershed Management Plan, and inform residents what the Watershed Management Plan is all about and why it's being done.

·Under the Federal Clean Water Act phosphorus in Black Creek is a concern. Phosphorus is found in fertilizer and agricultural runoff.

**TOWN JUSTICE AUDIT**

**RESOLUTION #84:**

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

***Resolved***, that the Byron Town Board approves the audit report of the Town Justice accounts for the Town of Byron reviewed by Councilwoman Freeman and Supervisor Crnkovich, to the best of their knowledge.

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

Vote:                   Ayes: 3                   Nays: 0                   Abstain: 2  
(Councilwoman Freeman and Supervisor Crnkovich)

**WATER DISTRICT NO. 3 AND 4 CHANGE ORDER NO. 2**

**RESOLUTION #85:**

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

**Resolved**, that the Town of Byron hereby approves Change Order No. 2 for Water District Nos. 3 and 4 in the amount of \$216,110.00.

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

Vote:           Ayes: 5           Nays: 0

**WATER DISTRICT NO. 3 AND 4 CONTRACTOR’S APPLICATION FOR PAYMENT NO. 2 (FINAL PAYMENT)**

**RESOLUTION #86:**

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

**Resolved**, that the Byron Town Board approves the Contractor’s Application for Payment No. 2 (final payment) in the amount of \$21,010.59.

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

Vote:           Ayes: 5           Nays: 0

**SUPERVISOR’S REPORT:**

- Received check in the amount of \$8,587.40 from Time Warner Cable
- Received check in the amount of \$7,969.63 from Genesee County for mowing
- Byron-Bergen Public Library Minutes
- Mercy EMSA Call Responses
- Byron Fire Department Budget Report

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

Vote:           Ayes: 5           Nays: 0

**PUBLIC COMMENTS:**

Jim Cudney: Signed up for the Black Creek Watershed Symposium and was told by County Planning that the Town Board would need to approve the Symposium as qualified training

A **motion** was made by Councilman Ivison to approve the Black Creek Watershed Symposium as qualified training for the Planning Board and the Zoning Board of Appeals. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote:           Ayes: 5           Nays: 0

Pete Yasses: Received letter concerning removal of dumpster at fire hall, and would like to know why the Town is removing it.

Supervisor Crnkovich: People were leaving personal garbage in dumpster and it was not being used otherwise.

Highway Superintendent Heins: The fire department will need to get a key to the gate to bring their garbage to the Town Hall.

Jim Cudney: Is the Town still using a Town Prosecutor?

Supervisor Crnkovich: Yes, and the Justices are bringing in more revenue

**2011 BUDGET REVIEW:**

·Councilman Redick would like to see how much it would cost to have an outside source mow filter beds, cemeteries, etc.

·Union contract negotiations have not begun yet. Letter from the Union was sent to the Town at the end of June.

·There was further discussion regarding the Highway Budget

A **motion** was made by Councilman Thompson to approve the 2011 Preliminary Budget as presented. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote:                   Ayes: 4                   Nays: 1 (Councilman Ivison)

A **motion** was made by Councilman Thompson to set the Public Hearing on the 2011 Preliminary Budget for November 3, 2010 at 7:00 p.m. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

**ADJOURN:**

A **motion** was made by Councilman Ivison to adjourn the Byron Town Board Meeting at 9:08 p.m. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton  
Byron Town Clerk