

BYRON TOWN BOARD MEETING

May 9, 2012

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

Supervisor.....	Robert Crnkovich
Councilmen.....	Jeff Thompson
	Jack Redick
	Scott Wooton
	Harold Austin
Highway Superintendent.....	George Heins
Town Clerk.....	Debra Buck-Leaton

Public:

David Chupp.....	Tripp Road, Byron
Mickey Truax.....	Swamp Road, Byron
Jim Cudney.....	Byron-Holley Road, Byron
John Durand.....	Townline Road, Byron

PLEDGE TO THE FLAG:

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

MINUTES:

A **motion** was made by Councilman Redick to approve the Byron Town Board minutes of April 11, 2012 as written. The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PLANNING BOARD REPORT – Councilman Austin:

·Discussed Zoning Ordinance changes and reviewed information that may be coming before the Planning Board.

A **motion** was made by Councilman Wooton 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

HIGHWAY SUPERINTENDENT'S REPORT – George Heins:

- Loewkes are going to start work on Turtle Park pavilion Thursday and Friday
- Work on Rte. 237 culverts near Cook Road are going out to bid

REPLACEMENT OF TOWN OF BYRON SIGN ON RTE. 237 SOUTH:

- Sign has several holes in it that appear to be woodpecker holes. Received a quote from Tommy Chapell for \$700. When originally purchased in 2003, the signs cost \$7,000.

REPAIR LEAN-TO ROOF AND MAINTENANCE OF WEST HIGHWAY WALL:

·The Town needs to get estimates to repair the lean-to roof because the fiberglass panels are broken, and the west wall of the highway garage needs to be insulated and tinned.

A **motion** was made by Councilman Wooton 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

EXTENSION OF SNOW AND ICE AGREEMENT

RESOLUTION #35:

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

WHEREAS, the Town Board of the Town of Byron on May 9, 2012 makes a resolution to approve the Snow & Ice Contract No. D009591 between the State of New York and the Town of Byron for snow and ice control, which will expire on June 30, 2014 unless further extended. The contract will be for \$37,371.04.

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

Vote: Ayes: 5 Nays: 0

CEO/ZEO REPORT:

Number of Inspections: 19
Number of Zoning/Building Permits Issued: 10
Number of Land Separations: 0
Number of Building C.O./C.C. Issued: 3
Number of Zoning Complaints Filed: 0
Number of Zoning Complaints Resolved: 0
Total Hours for the Month: 82

·Continue to work with the Planning Board as a resource on the Zoning Ordinance update.

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

Vote: Ayes: 5 Nays: 0

PARK COMMITTEE REPORT – Councilman Redick:

·Duck race is all set to go on Memorial Day
·George Squire checked dock in Batavia park to see if they have railings and they do not
·Boy Scouts will be camping at Trestle Park and doing some cleanup while there
·Al Secash is putting obstacles in some pathways to deter motorized vehicles from going down the paths
·They will be stocking Trestle Pond with minnows and small bass

A **motion** was made by Councilman Wooton to approve the Park Committee Report as given. The motion was seconded by Councilman Austin and carried with the following vote:

Vote: Ayes: 5 Nays: 0

ABSTRACTS

RESOLUTION #36:

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

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

<u>Fund:</u>	<u>Abstract:</u>	<u>Vouchers:</u>	<u>Amount:</u>
General Fund	#5	#106- #135	\$14,365.59
Highway Fund	#5	#69 - #89	\$12,999.74
Sewer Fund	#5	#33 - #37	\$ 3,954.89
General Fund	#PA-5	#19 - #21	\$ 693.57
Sewer Fund	#PA-5	#5	\$ 483.90

Councilman Wooton 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.....	\$ 65.00
Paid to the Byron Park Committee for Pavilion Rental.....	\$ 30.00
Paid to DEC for Hunting/Fishing Licenses.....	\$ 175.51
Paid to the Town of Byron Supervisor.....	<u>\$2,909.27</u>
Total Disbursed for April 2012.....	<u>\$3,183.78</u>

TAXES: Taxes have been returned to the County with 58 unpaid.

A **motion** was made by Councilman Redick to approve the Town Clerk's Report as given for April 2012. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

APPOINTMENT OF TOWN CLERK AS MARRIAGE OFFICER

RESOLUTION #37:

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

RESOLVED, that the Byron Town Board hereby appoints Debra Buck-Leaton a Marriage Officer of the Town of Byron for a term of four (4) years, without salary.

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

Vote: Ayes: 5 Nays: 0

WEBSITE: The Town Clerk is working with Peter Perkins and Millenium Computers to construct a new website that will be managed exclusively by the Town Clerk's Office. The Town's previous website was hosted by Marchese Computers, who would like a resolution recinding the Town's agreement with them prior to transferring the domain over to Millenium.

MARCHESE COMPUTERS – TRANSFER OF WEB HOSTING SERVICES

RESOLUTION #38:

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

RESOLVED, that the Byron Town Board hereby rescinds any and all agreements previously made between the Town of Byron and Marchese Computer Products regarding the Town of Byron's website hosting.

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

Vote: Ayes: 5 Nays: 0

FINANCIAL REPORT:

·The Financial Reports for April 2012 were reviewed.

A **motion** was made by Councilman Thompson to approve the April 2012 Financial Report as written. The motion was seconded by Councilman Redick and carried with the following vote:

Vote: Ayes: 5 Nays: 0

SUPERVISOR'S REPORT:

·Received the first quarter sales tax check in the amount of \$135,915.88, which is an increase of \$10,079.59 over the first quarter of 2011.

·Received Mercy EMS Report

A **motion** was made by Councilman Wooton 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

OTHER BUSINESS:

NYS FUNDING OPPORTUNITIES – CONSOLIDATED FUNDING APPLICATION:

The Town received an email from Stuart Brown Associates regarding the NYS and the Regional Economic Development Councils announcing the availability of \$747 million in funding available through the Consolidated Funding Application process in the form of grants, bonds and tax credits. Of that, approximately \$330 million is available in grant programs. Applications under all programs are due July 16, 2012. There are several categories of funding available.

Stuart Brown and Paul Chatfield will be here on Friday at 8:00 a.m. to discuss projects that may fall within the perimeters of this new funding.

MERCY EMS CONTRACT RENEWAL

RESOLUTION #39:

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

RESOLVED that the Byron Town Board hereby approves the Pre-Hospital Emergency Medical Service Contract and Amendments between the Town of Byron and Mercy Flight, Inc. d/b/a Mercy EMS for a term of two years, from September 1, 2012-August 31, 2014.

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

Vote: Ayes: 5 Nays: 0

PUBLIC COMMENTS:

Byron Fire Dept. Chief John Durand: Believes some of the grant funding mentioned can be used for consolidation of the fire departments. Reviewed the Mutual Aid contracts which need to be signed at the June Town Board meeting.

Jim Cudney: Thinks we should get ahold of the Town's insurance company to see if they cover damage to fire trucks if the Town is responsible.

EXECUTIVE SESSION:

A **motion** was made by Councilman Wooton to enter into Executive Session at 7:37 p.m. to discuss the acquisition of real property. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Wooton to come out of executive session at 7:45 p.m. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PURCHASE OF PROPERTY ADJACENT TO TOWN HALL

RESOLUTION #40:

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

RESOLVED that the Byron Town Board hereby authorizes the Town of Byron Supervisor to approve a contract for the purchase of approximately 2 acres adjacent to the south of the current town boundary line at a cost of approximately \$1,000 per acre.

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

Vote: Ayes: 5 Nays: 0

ADJOURN:

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 7:46 p.m. The motion was seconded by Councilman Wooton and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton
Byron Town Clerk