

PLANNING BOARD REPORT –Councilman Ivison:

·Reviewed Zoning Ordinance

A **motion** was made by Councilman Ferguson to approve the Planning Board Report as given. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 5 Nays: 0

HIGHWAY SUPERINTENDENT’S REPORT – George Heins:

- Completed first round of roadside mowing on town and county roads
- Expanded parking area at Fireman’s Park to be more user friendly so cars don’t spin on lawn.
- Repaired Gary’s Point onto Trestle Pond with realignment of poles and filling in of holes.
- Replaced culvert pipes on Shelt Road and Ivison Road.
- Cleaned or replaced several driveway pipes and ditches on Ivison, Freeman, Swamp, Hessenthaler and Terry Street. Tried to fix drainage on these areas to get water to drain away from the road base and rid the shoulders of sow holes. Most people were understanding and cooperative.
- Put up the 30 flags for town through Labor Day. Flags have been noticed by residents.
- On rainy or inclement weather days, plow and sanding equipment has been cleaned and painted.
- Cut and chipped dangerous trees on Chapell Road and Turtle Park.
- Highway is mowing and maintaining the town mower for the parks, cemetery and museum.
- Filed paperwork for snow fence and salt storage reimbursement with State DOT to help with the extra budget revenue.
- Working on Mechanic Street drainage and preparing road for blacktopping.
- County Highway is going to assist highway crews in replacing several large culverts (Beaver Meadows, Merrill, Mechanic Street) when their work allows.
- Several traffic cones marking culvert warnings along with the Cockram Road sign continue to be stolen.
- Along with Town Clerk, we have ordered 10,000 orange garbage bags. Appears we are using them up in 14 months. Yellow bags are real slow, about 4-5 years to use them up. The bag company is willing to make a smaller amount when they are running similar bags.
- The ordinary maintenance on town equipment is becoming more expensive with fuel surcharges and overall cost increases, all relating to the cost of oil.
- Worked with Jim Wright (Aquaman) on Tower Hill pipe project to make sure it went forward. It has been a drawn out project. It will be on hold now until sanitizing is done.
- Reviewed water district problems with County Highway, residents and Randsco to make sure all will be satisfied. Randsco has tried to satisfy Thruway problems with packing more fill and using several seeding techniques and getting grass to grow to hold road bank when I was there watching. Restoration was done at Grillo property last week,

but heavy rain washed south hill again and girls painting fire hydrants rutted edge of road after graded.

·The ditch along Aiello, Read, Post Office and Ferguson properties is 320 feet long. County Highway will clean it, but putting bottom in and sides will have to be worked out. It should be narrowed up to control any flow and dress up the area.

·So far on my water and sewer inquiries with surrounding towns all hookups are charged one unit except apartment houses, one unit to everyone else. Sewer rates O & M are at 3.25 to 3.50 per 1000 readings on water meters plus debt service.

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

Vote: Ayes: 5 Nays: 0

SALT BARN ROOF:

·Councilman Ferguson - Received quote from Stockham Lumber for shingles. Price of shingles is increasing so the Town wants to lock in the pricing. Councilman Ferguson has found 3 laborers with DBAs to do tear off and put on new roof. The rate of pay will be \$30/hr. He believes the Town will save between \$1,500 and \$2,000 on the project using the laborers instead of using one of the companies which the Town received quotes from.

PURCHASE OF SALT BARN ROOF SHINGLES:

RESOLUTION #71:

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

Resolved, that the Byron Town Board authorizes the purchase of shingles for the salt barn roof at a cost of \$2,210.60 from Stockham Lumber Company.

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

Vote: Ayes: 5 Nays: 0

WASTE WATER REPORT – Robert Cudney:

·Attended emergency generator course in Batavia on May 22nd. Much was learned throughout the day. Six hours was accumulated towards recertification. Few hours are needed to fulfill next years requirement for recertification.

·Septic tank work and mowing continue.

·Reports look good. No non-compliances will be reported.

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

Vote: Ayes: 5 Nays: 0

CEO/ZEO REPORT:

·Number of Inspections: 10

- Number of Zoning Permits: 5
- Number of Building Permits Issued: 6
- Number of Land Separations: 0
- Number of Building C.O./C.C. Issued: 1
- Number of Zoning Complaints Filed: 3
- Number of Zoning Complaints Resolved: 1
- Total Hours for the Month: 84
- Please note 21 hours of training and several additional hours due to the fire on Townline Road for the month of May.

·Councilwoman Freeman would like to have the CEO/ZEO start checking on unregistered cars on properties around town.

COLE ROAD PROPERTY:
RESOLUTION #72:

Councilman Ivison offered the following resolution and moved for its adoption:
Resolved, that the Byron Town Board authorizes Supervisor Chapell to move forward with the cleanup of 6657 Cole Road by getting quotes from the Highway Department and independent contractors for cleanup.

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

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Felton 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

ASSESSOR’S REPORT:

·Attended the local conference trip to Albany on June 1-3 put on by Assemblyman Hawley. This was a very worthwhile trip. Some of the speakers from various agencies spoke on consolidation of services and ways to possibly control or lower taxes. The issue seems to be that Western New York governments are already doing a good job and proposals from Albany may make it worse instead of better. All forms of government do need to communicate better to find the best way to operate to benefit the taxpayers, but most Albany ideas do not seem to help that much. The next trip will be in 2010, and towns should put money in the 2010 budgets to send two or three officials.

·The 2008 final assessment roll will be filed on July 1, 2008. Current town taxable is 95,881,062. This is an increase of 470,000 from 2007.

·The Town of Oakfield’s attorney is working on the CAP agreement, and I should have a tentative copy soon that I will put in your boxes.

A **motion** was made by Councilman Ferguson to approve the Assessor’s report as written. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PARK COMMITTEE REPORT – Councilman Felton:

- Parking expanded at Fireman’s Park by the Highway Department
- Gary’s Point has be improved by the Highway Department and Bob Eichenberger
- Al Secash has marked trails in Trestle Park
- Dock at Turtle Park needs to be repaired
- Grant money is available and the Park Committee was encouraged to make a wish list.

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

Vote: Ayes: 5 Nays: 0

WATER DISTRICT NO. 2 UPDATE – Eric Wies:

TOWER HILL ROAD UPDATE:

- Main is in and waiting for documents from Clark Patterson

RESTORATION WORK:

- Work around mains is needed

APPROVAL OF WATER DISTRICT NO. 2 FORM E, REPORT NO. 17

RESOLUTION #73:

Councilman Felton offered the following resolution and moved for its adoption: ***Resolved***, that the Byron Town Board approves Form E, Report No. 17 in the amount of \$1,348.75, subject to the approval of Rural Development.

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

Vote: Ayes: 5 Nays: 0

APPROVAL OF WATER DISTRICT NO. 2 FORM E, REPORT NO. 18

RESOLUTION #74:

Councilman Ivison offered the following resolution and moved for its adoption: ***Resolved***, that the Byron Town Board approves Form E, Report No. 18 in the amount of \$54,064.52, subject to the approval of Rural Development.

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

Vote: Ayes: 5 Nays: 0

APPROVAL OF WATER DISTRICT NO. 2, ABSTRACT #5

RESOLUTION #75:

Councilman Felton offered the following resolution and moved for its adoption: ***Resolved***, that the Byron Town Board approves Water District No. 2 Abstract #5 in the amount of \$54,064.52 for payment to Randsco Pipeline, Inc.

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

Vote: Ayes: 5 Nays: 0

PAYMENT FOR LATERAL CONNECTION ASSISTANCE GRANTS

RESOLUTION #76:

Councilman Felton offered the following resolution and moved for its adoption: **Resolved**, that the Byron Town Board agrees to approve the payment of 2 vouchers totaling \$1,035.00 for lateral connections for Water District No. 2.

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

Vote: Ayes: 5 Nays: 0

PETITIONS FOR N. BERGEN ROAD, WARBOYS ROAD, MERRILL ROAD AND SAUTELL ROAD WATER DISTRICTS:

Supervisor Chapell received 9 pages of signatures for petition to receive municipal water for residents of N. Bergen Road, Warboys Road, Merrill Road and Sautell Road.

A **motion** was made by Councilman Felton to accept the petition of the residents of N. Bergen Road, Warboys Road, Merrill Road and Sautell Road requesting municipal water. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 5 Nays: 0

ABSTRACTS

RESOLUTION #77:

Councilman Ferguson 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	#6	#119 - #145	\$ 49,188.93
Highway Fund	#6	#78 - #97	\$ 23,691.53
Sewer Fund	#6	#56 - #63	\$ 2,021.49
General Fund	#PA-9	#28- #31	\$ 1,082.33
Sewer Fund	#PA-5	#11	\$ 582.48
Water District #2	#5	#5	\$ 54,064.52

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

Vote: Ayes: 5 Nays: 0

TOWN CLERK'S REPORT:

Paid to the Byron Park Committee for Park Rental.....	\$ 30.00
Paid to the Genesee County Treasurer for Dog Licenses.....	\$ 83.07
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 30.00
Paid to the NYS Environmental Conservation.....	\$ 168.16
Paid to the NYS Department of Health for Marriage Licenses.....	\$ 22.50
Paid to the Town of Byron Supervisor.....	<u>\$3,363.76</u>
Total Disbursed for May 2008.....	\$3,697.49

A **motion** was made by Councilman Ivison to approve the Town Clerk's Report as given for May 2008. The motion was seconded by Councilman Ferguson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

FINANCIAL REPORT:

·The financial reports were reviewed for May 2008.

A **motion** was made by Councilman Felton to approve the May 2008 Financial Reports as given. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 5 Nays: 0

OTHER BUSINESS:

DRAINAGE DITCH IN HAMLET OF BYRON:

Fred Read – Would like to know what the Town is going to do to clean up the ditch.

Councilman Ferguson – he has asked the Highway Superintendent to see what could be done. The Highway Superintendent has contacted the county regarding what they would be willing to do to clean it up. At the outset \$7,000 was put in the budget for the drainage ditch.

·On August 10, 2005 a resolution was passed by the Town Board authorizing the Highway Department to clean the ditch at a cost not to exceed \$7,000.

MUSEUM – HANDICAPPED RAMP:

·Councilwoman Freeman would like permission from the Town Board to get quotes for putting in a handicapped ramp at the museum.

·The Historical Society might be willing to help with the cost.

·Councilwoman Freeman will speak with the Code Enforcement Officer before moving forward.

CLARK LAWN RENOVATION:

Fred Dunham – He is a neighbor of the Clark's who was able to observe what happened to the Clark's property.

Councilman Ferguson – He believes this is an issue for a judge, not the Town Board.

·Supervisor Chapell will have Randsco look at easement area to see if it needs to be repaired.

YASSES LAWSUIT:

Pete Yasses – He was told by Supervisor Chapell that the Town Board came to the conclusion to take his property out of sewer district. His attorney would like a motion or resolution from the board to accept this action.

Supervisor Chapell - Paul Boylan told him that no resolution needs to be made until it goes before the Legislature.

Pete Yasses – He would like the resolution or motion so the Town doesn't back out of the agreement.

Councilman Ferguson – the Town should make a list of conditions for removal of property from the sewer district before taking any action.

Councilman Felton – he is not comfortable making a motion until after he speaks with Paul Boylan.

Supervisor Chapell – He will get documents to Paul Boylan for review before moving ahead.

Councilman Felton – attended a joint firemen's meeting which are open to the public.

Glenn Elliott – the Town is lucky to have such a wonderful highway department, but he has a problem with the job they're doing on Hessenthaler Road. He called Superintendent Heins to question what he's doing. Superintendent Heins told him that's what they do in Stafford. He believes the slope is in the wrong place for the water to run off. The berms are there to keep the water from eroding the road. Dirt should have gone behind town building for future use. Can't allow Highway Department to be burning up fuel on unneeded repairs. He believes the area never needed to be touched.

Brian Forsyth – the Town trades fill with county for screened topsoil.

SUPERVISOR'S REPORT:

·NYS Department of Transportation will be putting an all way stop control at the intersection of Byron Road and Rte. 262 due to their investigation of the numerous accidents at that corner.

·Laura Platt would like the Town Board to let the Claus family know what has been done with the corner to make it safer.

·Working with CEO/ZEO to secure a Shared Services Agreement.

·Single Audit taking place next Monday and Tuesday.

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

Vote: Ayes: 5 Nays: 0

ADJOURN:

A **motion** was made by Councilman Felton to adjourn the Byron Town Board Meeting at 9:00 p.m. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton
Byron Town Clerk