

·Highway Superintendent would like to know how the Town Board feels about moving forward with the purchase of a new loader.

Councilwoman Freeman: She looked at loader and it is becoming rusty. She is willing to look at it if we do not need to finance the expense.

Councilman Ivison: He would also be agreeable to purchasing one if it comes out of the Capital Reserve.

A **motion** was made by Councilwoman Freeman to allow the Highway Superintendent to put a new loader out to bid. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Ivison to approve the Highway Report as given. The motion was seconded by Councilman Redick 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

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: 25
- Number of Zoning/Building Permits Issued: 11
- Number of Land Separations: 0
- Number of Building C.O./C.C. Issued: 6
- Number of Zoning Complaints Filed: 1
- Number of Zoning Complaints Resolved: 4
- Total Hours for the Month: 99

- 2010 edition of the NYS Fire Prevention and Building Code-The New York State Codes Division has announced that the 2010 edition of the NYS Fire Prevention and Building Code will become effective December 14, 2010. There will be a transition period starting September 1, 2010. Between September 1st and December 14th, if someone applies for a building permit, we will be able to choose between the current or new codes to use (but we cannot mix them). After December 14th, we will need to use the new code entirely. Code Enforcement officials will need to receive mandatory training pertaining to the code changes in the 2010 code.

- Working with residents to comply with need to close out open permits and obtain final certificates of completion (so far everyone for the most part have been cooperative)

- Zoning application 23-10 denied and is in the appeal process to obtain an area variance.

CEO/ZEO INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BERGEN

A **motion** was made by Councilman Ivison to allow the Town of Byron Supervisor, Robert Crnkovich, to sign an Intermunicipal Agreement with the Village of Bergen stating that “The Village of Bergen and the Town of Byron have agreed to have their respective Code Enforcement Officer/Zoning Enforcement Officer take on the responsibilities for one another when they are on vacation or unable to do their duties. No monetary compensation will be received.” The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 5 Nays: 0

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

Vote: Ayes: 5 Nays: 0

PARK COMMITTEE REPORT – Councilman Redick:

- Councilman Redick was not able to attend the June 2nd meeting

- Highway Department delivered cushioning material to the park, and delivered another load today.

- The Highway Superintendent spoke with Attica Packaging regarding the quality of the mulch. It was acceptable to him.

- Picnic tables at Firemen’s Park were painted by the committee

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

Vote: Ayes: 5 Nays: 0

ABSTRACTS

RESOLUTION #59:

Councilman Redick 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	#6	#106 - #131	\$17,942.62
Highway Fund	#6	#87 - #100	\$11,787.16
Sewer Fund	#6	#22 - #36	\$ 4,197.35
General Fund	#PA-8	#26 - #28	\$ 874.62
Sewer Fund	#PA-6	#8 - #9	\$ 1,809.58

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

Vote: Ayes: 5 Nays: 0

TOWN CLERK’S REPORT:

Paid to the Town of Byron Park Committee for Rental of Turtle Park.....	\$ 90.00
Paid to the Genesee County Treasurer for Dog Licenses.....	\$ 47.00
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 15.00
Paid to NYS Environmental Conservation.....	\$ 115.27
Paid to NYS Department of Health for Marriage Licenses.....	\$ 45.00
Paid to the Town of Byron Supervisor.....	<u>\$3,257.33</u>
Total Disbursed for May 2010.....	\$3,569.60

BYRON HERITAGE FESTIVAL – ROAD CLOSING

RESOLUTION #60:

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

Resolved, that the Byron Town Board authorizes the Byron Heritage Festival Committee to close a portion of Rte. 262 from Caswell Road to Swamp Road, and Rte. 237 from Cockram Road to Mill Pond Road from 11:00 a.m. until 11:30 a.m. on July 31, 2010 for the Byron Heritage Festival parade.

Councilman Thompson 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 Town Clerk’s Report as given for May 2010. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

FINANCIAL REPORT:

·The Financial Reports were reviewed for May 2010.

·Councilman Ivison would like to hold off accepting the May 2010 Report because he has some questions on some of the accounts and would like an explanation from Baldwin Associates.

The Town Board would like to have the reports by Monday.

A **motion** was made by Councilman Ivison to table approval of the May 2010 Financial Reports until the July meeting. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 5 Nays: 0

OTHER BUSINESS:

STANDARD WORK DAY AND REPORTING FOR ALL TOWN EMPLOYEES

RESOLUTION #61:

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

BE IT RESOLVED, that the Byron Town Board be and hereby establishes the following as a standard work day for employees for the purpose of determining days worked reportable to the New York State and Local Employees’ Retirement System:

Highway Superintendent: Five day work week, eight hour standard work day.
 Highway Employee: Five day work week, eight hour standard work day.
 Supervisor: Five day work week, six hour standard work day
 Town Board: Five day work week, six hour standard work day.
 Town Clerk/Tax Collector: Five day work week, six hour standard work day.
 Town Justice: Five day work week, six hour standard work day.
 Assessor: Five day work week, six hour standard work day.
 Code/Zoning Enforcer: Five day work week, six hour standard work day.
 Historian: Five day work week, six hour standard work day.
 Deputy Town Clerk: Five day work week, six hour standard work day.
 Constable: Five day work week, six hour standard work day.
 Trash Attendant: Five day work week, six hour standard work day.
 Planning Board: Five day work week, six hour standard work day.
 Zoning Board of Appeals: Five day work week, six hour standard work day.

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

Vote: Ayes: 5 Nays: 0

STANDARD WORK DAY AND REPORTING FOR ELECTED AND APPOINTED OFFICIALS IN THE NYS RETIREMENT SYSTEM
RESOLUTION #62:

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

BE IT RESOLVED, that the Town of Byron hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 Digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates In Employers' Time Keeping System (Y/N)	Days/ Month (based on Record of Activities)
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Elected Officials

Highway Superintendent	Gerald Heins	1120	37408960	8	01/01/10-12/31/11	N	20
Town Clerk	Debra Buck-Leaton	7448	41999194	6	01/01/10-12/31/13	N	20
Tax Receiver	Debra Buck-Leaton	7448	41999194	6	01/01/10-12/31/13	N	Included Above
Town Justice	Daniel DiMatteo	0171	31176076	6	01/01/10-12/31/13	N	6.95

Appointed Officials

Assessor	Barry Flansburg	6358	34311712	6	10/01/07-09/30/13	N	7.12
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Code/Zoning	Kenneth Kuter	2229	42687574	6	01/01/10-12/31/10	N	17.84
Historian	Robert Wilson	7230	41779828	6	01/01/10-12/31/10	N	1.76
Historian	Elizabeth Wilson	1819	39504477	6	01/01/10-12/31/10	N	1.84
Highway	David Starowitz	9781	13779871	8	01/01/10-12/31/10	Y	20
Highway	David Cross	8220	31868516	8	01/01/10-12/31/10	Y	20
Highway	Brian Forsyth	8868	35787134	8	01/01/10-12/31/10	Y	20
Highway	Brian Waldruff	7725	41647314	8	01/01/10-12/31/10	Y	20

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

Vote: Ayes: 5 Nays: 0

WATER DISTRICTS:

WATER DISTRICT NOS. 3 & 4:

·Construction should begin June 15th or 16th

WATER DISTRICT NO. 5:

·Waiting to see if there’s more funding from USDA before proceeding. Income surveys will be mailed out to see if residents qualify for grant money.

SUPERVISOR’S REPORT:

·Received Genesee County Treasurer’s check in the amount of \$9,229.49 for mortgage tax. Budgeted \$15,000 for 2010.

A **motion** was made by Councilman Redick 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:

Pete Yasses: Would like the Town Board to consider eliminating the form “Addendum to request for a Variance and/or Special Use Permit”, which requires the resident applying for an Area Variance to go door to door to get signatures of residents within 500 feet of their property. The form has no purpose since residents within 500 feet of a proposed Area Variance site already get a letter and legal notice through the newspaper.

·There was discussion regarding this issue, and it was decided that the Town Clerk would look through the minutes and Town Law to see if it can be determined when this form came into affect and why.

ADJOURN:

A **motion** was made by Councilman Ivison to adjourn the Byron Town Board Meeting at 8:05 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

