

**BYRON TOWN BOARD MEETING**

*July 13, 2011*

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.....	Jeanne Freeman
	Jack Redick
	John Ivison
	Jeff Thompson
Highway Superintendent.....	George Heins
Town Clerk.....	Debra Buck-Leaton

Public:

Mickey Truax.....	Swamp Road, Byron
David Chupp.....	Tripp Road, Byron
Jim Cudney.....	Rte. 237, Byron
Brian Forsyth.....	Gillett Road, Byron
Dick Glazier.....	Byron 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 Ivison to approve the Byron Town Board minutes of June 8, 2011 as written. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote:           Ayes: 5           Nays: 0

**PLANNING BOARD REPORT – Councilman Ivison:**

- Reviewing Zoning Ordinance definitions with Genesee County Planning and Paul Boylan
- Reviewed Land Separation and Special Use Permits

A **motion** was made by Councilwoman Freeman 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:**

- Tarring Tower Hill Road
- New electric run in Firemen’s Park
- Repaired and replaced broken windows in storage building

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

Vote:           Ayes: 5           Nays: 0

**NYS DEPARTMENT OF TRANSPORTATION DETOUR**

**RESOLUTION #43:**

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

**WHEREAS**, the New York State Department of Transportation proposes to rehabilitate two culverts carrying Route 237 over tributaries of the Black Creek (C.I.N. C410066 & C.I.N. 410073) in the Town of Byron, Genesee County under P.I.N. 4T38.10.

**WHEREAS**, in conformance with Section 10, Subdivision 19 and Section 42 of the New York State Highway Law, the New York State Department of Transportation proposes to utilize the following roads and streets as detours during the period of construction.

- Searls Road (C.R. 7 to Cook Road) and
- Cook Road (Searls Road to Rte. 237)

**WHEREAS**, the New York State Department of Transportation will provide traffic control devices and make improvements or repairs when necessary to the above mentioned road to make them adequate to handle additional detour traffic.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Byron does hereby authorize the New York State Department of Transportation to utilize the above mentioned roads and streets as detours and maintain traffic on them in accordance with the Subsection 619 of its Standard Specifications during the period of necessity.

**BE IT FURTHER RESOLVED**, that the Town of Byron will continue to provide routine maintenance on the above mentioned roads and streets, including snow and ice control.

**BE IT FURTHER RESOLVED**, that the Clerk of this Town is hereby directed to transmit four (4) certified copies of the resolution to New York State Department of Transportation.

Councilman Ivison seconded the resolution which was adopted by 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 oil and fluids
- Took meter readings
- Called out to 6257 Mill Pond Road, replaced motor starter
- Changed alarm panel box at old school house
- Switched valves in valve pits to exercise different sections of the filter beds
- Checked all pumps for operation

*Future Projects*

- Replace pumps
- Continue preventative maintenance program

A **motion** was made by Councilwoman Freeman to approve the Waste Water 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: 25
- Number of Zoning/Building Permits Issued: 10
- Number of Special Use Permit Applications: 1
- Number of Land Separations: 0

Number of Building C.O./C.C. Issued: 10  
Number of Zoning Complaints Filed: 2  
Number of Zoning Complaints Resolved: 2  
Total Hours for the Month: 81

- Continue to work with the Planning Board as a resource on the Zoning Ordinance update.
- Working with residents on swimming pool compliance, so far this season five illegal pools have been removed and two have met the code requirements for a storable swimming pool.
- Special Use Permit application for home occupation (gift wrapping service) applicant Donna Durand at 6383 Townline Road. Public Hearing scheduled for August 19, 2011 at 7:00 p.m.

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

- Due to liability concerns, the Town will need to supply Chad Huhn with a legal document that relieves him of any liability if the Memorial Duck Race is to be conducted with participants or spectators on his property. Councilwoman Freeman suggested having Tompkins list Chad Huhn as co-insured.
- Wayne Austin is in the process of checking the Fire Departments by-laws to see if having one fire department representative is sufficient on the Park Committee's board.
- A 100 amp electrical service has been installed in Firemen's Pavilion. Is Town paying for electrical upgrades? Superintendent Heins suggested that the Dib Nightingale Account pay for it.
- The storage building suffered some vandalism with the glass blocks on the west end being smashed out. It's been decided to eliminate the glass blocks and replace with cement blocks. Wire and lighting has been installed since the glass blocks will be replaced eliminating natural light.
- The North end of the tennis court is in need of some attention because the bottom of the fence is not attached well to the piping. Al Secash will look into it and make repairs.
- On Tuesday evening, July 26<sup>th</sup>, the Park Committee is having a work detail in the park to spruce it up prior to Heritage Days. Jobs include painting the garbage cans, swing sets, picnic tables, and basketball back boards.
- The Park Committee is considering having the wooden fence on the South end of the park near the pavilion stained. They will be looking into having individuals that have been sentenced to community service complete this task. According to the Town Clerk it has already been done by Eddie Sharp.
- Carrie Capostagno from Caswell Road submitted to a contest at Lowes, where she works, for a town upgrade project. Carrie's request was for upgrading the dock at Turtle Park, and she won. For winning the contest, Lowes will supply up to \$1,200 in material and labor to help complete the project. The Park Committee is in the process of seeing if the winnings solely have to go to that particular project, or if possible, could it be split up to make some repairs to the dock in Trestle Park. The Town Board asked the Supervisor to send both Carrie and Lowes a Thank You note.

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

Vote:                   Ayes: 5                   Nays: 0

**ABSTRACTS**

**RESOLUTION #44:**

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

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

<b><u>Fund:</u></b>	<b><u>Abstract:</u></b>	<b><u>Vouchers:</u></b>	<b><u>Amount:</u></b>
General Fund	#7	#153 - #1191	\$18,559.89
Highway Fund	#7	#102 - #121	\$26,024.93
Sewer Fund	#7	#35 - #38	\$ 3,426.16
General Fund	#PA-7	#22 - #27	\$ 1,991.22
Sewer Fund	#PA-6	#6	\$ 734.32
Highway Fund	#PA-3	#3	\$ 122.44
Water District #8	#2	#2	\$ 1,000.00

Councilman Ivison would like an itemized bill from Paul Boylan and maybe he could just send suggestions for Zoning definitions instead of paying to have him here. He would also like to have bills for the current year and not overlap years.

Councilwoman Freeman: With Paul here the Planning Board is making better choices.

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

Vote: Ayes: 5 Nays: 0

**TOWN CLERK’S REPORT:**

Paid to NYS Ag. & Markets for spay/neuter program.....	\$ 84.00
Paid to Byron Park Committee for Pavilion Rental.....	\$ 60.00
Paid to DEC for hunting and fishing licenses.....	\$ 877.22
Paid to NYS Dept. of Health for Marriage Licenses.....	\$ 67.50
Paid to the Town of Byron Supervisor.....	<u>\$3,164.18</u>
Total Disbursed for June 2011.....	\$4,252.90

A **motion** was made by Councilman Ivison to approve the Town Clerk’s Report as given for June, 2011. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

**FINANCIAL REPORTS:**

A **motion** was made by Councilman Ivison to approve the May and June 2011 Financial Reports as written. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 5 Nays: 0

**OTHER BUSINESS:**

**Byron Historical Society – Dick Glazier, President of Historical Society:**

·Jeanne Freeman has been boxing up extra items at the museum and they need somewhere to store the boxes, and would like to store them at the Town Hall.

·Supervisor Crnkovich believes the museum has the right to store the items at the Town Hall because the museum is owned and insured by the Town, therefore it’s the Town’s responsibility to help the museum.

·Dick Glazier: According to the state, it is very difficult to dispose of items once the museum has accepted them from individuals. Therefore, it is necessary for the museum to store these items somewhere.

·It was agreed that the Historical Society could use the room upstairs in the Highway Department for storage.

**PUBLIC COMMENTS:**

None

**ADJOURN:**

A **motion** was made by Councilman Ivison to adjourn the Byron Town Board Meeting at 7:45 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