

BYRON TOWN BOARD MEETING

July 14, 2010

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

Invited Guests:

Eric Wies.....Clark Patterson

Public:

Jim Cudney.....	Rte. 237, Byron
Bill and Barb Emerson.....	Terry Street, Byron
Peter Yasses.....	Rte. 237, Byron
David Chupp.....	Tripp Road, Byron
Mickey Truax.....	Swamp Road, Byron
Sue Fuller.....	Cockram Road, Byron
Pete Yasses.....	Rte. 237, 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 9, 2010 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:

- Special Use Permit interpretation for Matthew Gartz
- Reviewing new Zoning Ordinance

A **motion** was made by Councilman Thompson to approve the Planning Board report as given. The motion was seconded by Councilman Redick and carried with the following vote:

Vote: Ayes: 5 Nays: 0

HIGHWAY SUPERINTENDENT’S REPORT – George Heins:

- Blacktopped Byron’s portion of Old State and did shoulder work

- Drainage work on Tower Hill Road
- Stoning roads

Loader Bids:

- Some bidders did not complete forms
- Met with Supervisor Crnkovich and Councilman Thompson to review bids and decided that the Caterpillar loader would be the best investment.
- Teistworth has guaranteed \$55,000 at auction for old loader.

PURCHASE OF 2010 WHEEL LOADER

RESOLUTION #63:

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

BE IT RESOLVED, that the Byron Town Board authorizes the Highway Superintendent to purchase a 2010 Front End Wheel Loader from Milton CAT in the amount of \$129,377.00, subject to Permissive Referendum.

BE IT FURTHER RESOLVED, that the Byron Town Board authorizes the Highway Superintendent to sell the 2002 CAT Front End Wheel Loader at auction.

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

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Thompson 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
- Checked pricing on valve replacement for Center Byron valve pit
- Checked hours on lift stations
- Repaired broken breaker at Center Byron
- Replaced carburetor on generator at Center Byron, rebuilding old one
- Called out 6/6/10 at Center Byron for high level alarm

Future Projects:

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

A **motion** was made by Councilman Redick 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: 35
- Number of Zoning/Building Permits Issued: 11
- Number of Land Separations: 0
- Number of Building C.O./C.C. Issued: 10
- Number of Zoning Complaints Filed: 3
- Number of Zoning Complaints Resolved: 4
- Total Hours for the Month: 102

·Currently addressing code violations with property owners who have installed swimming pools on their property without applying for proper permits. All swimming pools capable of containing 24 or more inches of water must have a building permit issued and meet all NYS code requirements for swimming pools.

·Attended Planning Board meeting 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:

·Talked regarding the Ivison family going to the Bergen Park because of various complaints with the Byron Park and what should be done in the future to avoid such situations

- Would like to purchase more cushioning
- Donna Bobzin will be cleaning bathrooms

·Port-A-John at Trestle Park has been knocked over a couple of times. Creekside Rentals will be contacted to see if they can secure the Port-A-Johns down so they do not get tipped over again.

A **motion** was made by Councilwoman Freeman to accept the resignation of Laura Platt from the Park Committee. The motion was seconded by Councilman Redick and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Redick to appoint Laura Bestehorn to the Park Committee to complete the term vacated by Laura Platt which expires on December 31, 2010. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Redick 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 #64:

Councilwoman Freeman 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	#7	#132 - #165	\$ 11,392.67
Highway Fund	#7	#101 - #121	\$118,768.79
Sewer Fund	#7	#37 - #41	\$ 3,250.79
General Fund	#PA-9	#29 - #32	\$ 674.05
Sewer Fund	#PA-7	#10	\$ 563.95

Councilman Ivison 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 Park.....	\$ 90.00
Paid to the Genesee County Treasurer for Dog Licenses.....	\$ 65.80
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 42.00
Paid to NYS Environmental Conservation.....	\$ 55.73
Paid to NYS Department of Health for Marriage Licenses.....	\$ 45.00
Paid to the Town of Byron Supervisor.....	<u>\$3,081.67</u>
Total Disbursed for June 2010.....	<u>\$3,380.20</u>

A **motion** was made by Councilwoman Freeman to approve the Town Clerk’s Report as given for June 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 not reviewed for June 2010 because the Town Board would like to receive the Financial Reports earlier so they have time to review them prior to the Board meeting.

OTHER BUSINESS:

WATER DISTRICTS:

WATER DISTRICT NOS. 3 & 4 – Eric Wies:

·CY Farms has requested a lateral connection. Cost is \$3,800, in addition, there will be a credit of \$500 because soil compaction is not needed. Therefore, the total cost to install the line to property owned by CY Farms would be \$3,300. There is still a contingency remaining of approximately \$4,000. If grant money is not spent it goes back to USDA. Therefore, need to get change order approved. The Town may also be able to reimburse fees paid by homeowners in Water District Nos. 3 and 4 to MCWA (\$230).

·Construction should be complete in a week or two.

CHANGE ORDER NO. 1 FOR WATER DISTRICT NO. 3

RESOLUTION #65:

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

BE IT RESOLVED, that the Byron Town Board authorizes a work change order for Water District No. 3 to include 2-inch long side water service to property owned by CY Farms on Ivison Road, contingent upon Rural Development approval.

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

Vote: Ayes: 5 Nays: 0

REIMBURSEMENT OF FEES TO RESIDENTS IN WATER DISTRICT NO. 4

RESOLUTION #66:

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

BE IT RESOLVED, that the Byron Town Board authorizes Clark Patterson Lee to take the necessary steps to reimburse, if excess funds are available, residents in Water District Nos. 3 and 4 for fees paid to Monroe County Water Authority with regard to water connection.

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

Vote: Ayes: 5 Nays: 0

STUART BROWN AGREEMENT FOR PROPOSED WATER SYSTEM IMPROVEMENTS

RESOLUTION #67:

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

BE IT RESOLVED, that the Byron Town Board authorizes Supervisor Crnkovich to sign an Agreement with Stuart I. Brown Associates, Inc. in the amount of \$1,000 plus postage for income surveys in proposed water system improvement areas.

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

Vote: Ayes: 5 Nays: 0

SUPERVISOR'S REPORT:

·Mercy EMS Report

A **motion** was made by Councilwoman Freeman 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: Would like to have a training session for the Planning Board and Zoning Board of Appeals at the Byron Town Hall.

Town Board Members: This would be a good idea.

ADJOURN:

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 7:40 p.m. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton
Byron Town Clerk