

## ***BYRON TOWN BOARD MEETING***

September 14, 2016

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

Supervisor.....	Pete Yasses
Councilmen.....	Sue Fuller
	Jim Cudney
	Fred Klycek
	Jeff Thompson
Highway Superintendent.....	Brian Forsyth
Town Clerk.....	Debra Buck-Leaton

Public:

Candace Hensel.....	Byron Hotel
George Squires.....	McElver Street, Byron
Bill and Barb Emerson.....	Terry Street, Byron
Gerry Birge.....	Coward Road, Byron
Vic Digregorio.....	Warboys Road, Byron
David Starowitz.....	Caswell Road, Byron

### **PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Supervisor Yasses.

### **MINUTES:**

A **motion** was made by Councilwoman Fuller to approve the Byron Town Board minutes of August 10, 2016 and Special Meeting of August 31, 2016 as written. The motion was seconded by Councilman Cudney and carried with the following vote:

Vote:           Ayes: 5           Nays: 0

### **PLANNING BOARD REPORT – Councilman Cudney/Councilwoman Fuller:**

·Tom Jones applied to put a solar array system in his back yard, and the Planning Board will be holding a public hearing in October

·Ron and Phyllis Gonyea applied for a bulk land transfer

·Roger Rouse applied for a bulk land transfer

A **motion** was made by Councilman Klycek 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

### **COMPREHENSIVE COMMITTEE REPORT – Chairman George Squires:**

·Wendell would like to set a date for a “kickoff meeting.” It would be a joint meeting between the Comprehensive Committee and the Town Board. It was agreed that the meeting would be held on November 15, 2016.

A **motion** was made by Councilman Klycek to hold a Comprehensive Plan kickoff meeting on Tuesday, November 15, 2016 at 7:00 p.m. at the Town Hall. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

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

Vote:                      Ayes: 5                      Nays: 0

**MUSEUM REPORT – Councilwoman Fuller:**

- Byron Presbyterian Church would like to be a part of 200<sup>th</sup> anniversary
- Barb Cudney resigned from committee
- Twilly Lynch donated some scrap books
- They would like to rewrite bylaws to give job descriptions
- Shed has been delivered and is ready to use

A **motion** was made by Councilman Klycek to approve the Museum Report as given. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

**SEWER REPORT:**

***Monthly:***

- Checked and maintained all filter bed pumps (N,S+C)
- Keeping track of pump hours on all pumps including Old School House, Walkers Corners and McElver Street lift station
- Took monthly samples

***Other:***

- Dug up and pumped septic tanks on Mill Pond Road and the trailer park.
- Had a call out on August 21<sup>st</sup> at 6403 Mill Pond Road for a high level alarm at 11:00 p.m. Homeowner silenced alarm and I told him that someone would be out in the morning. Found broken piping to be the problem. Fixed and replaced piping.

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

Vote:                      Ayes: 5                      Nays: 0

**HIGHWAY SUPERINTENDENT’S REPORT – Brian Forsyth:**

- Ongoing shared services with neighbors doing blacktop and shoulders. Helped Bergen on Sautell Road Monday 12<sup>th</sup>. Helped LeRoy on Keeney Road Tuesday 13<sup>th</sup> and Wednesday 14<sup>th</sup>.
- 2<sup>nd</sup> cut of roadside mowing is completed. Lot of bearing problems caused delays. \$2,635 in parts but re-stocked inventory. Rebuild spare out back in winter.
- Very few “rain days” or slow time. Cut holes and started prep work for driveway sealing. On August 29<sup>th</sup> dug out and replaced with 16 ton binder 4 ton 6 top. September 8 leftover blacktop from supervisor.

- Fixed cracked exhaust manifold on loader. \$936.66 in parts...manifold \$643.48, the rest is nuts, bolts, spacers and gaskets. In house labor saved at least \$2000 in labor.
- Start shimming with the grader. Majority in northwest corner of town. Blacktop up only cents (12-14).
- Salt bid down. Rebid \$48.22 to \$41.75 which is 14%. Price goes in effect October 1.
- State DOT making North Byron signs and replacing.
- Zoladz bid for grinding.
- Flags and pricing...out of 4x6 for building.
- Brian and highway guys will be doing safety training.

A **motion** was made by Councilman Cudney to approve the Highway Superintendent's Report as written. The motion was seconded by Councilman Klycek and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

### **Highway Garage Proposal:**

- Chatfield Engineers has submitted a Preliminary Engineering Report and Building Condition Survey for the highway garage. A copy of which is attached hereto.

### **CEO/ZEO REPORT:**

Number of Inspections: 12  
 Number of Zoning/Building Permits Issued: 11  
 Number of Land Separations: 2  
 Number of Special Use Permit Applications: 1  
 Number of Building C.O./C.C. Issued: 3  
 Number of Zoning Complaints Filed: 1  
 Number of Zoning Complaints Resolved: 1  
 Number of Stop Work Orders Issued: 0

- Reminder that 2015 International Building Codes take full effect on October 4, 2016, we will be moving forward nine years worth of code cycles.

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

Vote:                      Ayes: 5                      Nays: 0

### **PARK COMMITTEE REPORT – Councilman Cudney:**

- Budget was approved by the committee and turned in to the Town.
- There was a purchase policy discussion and spending limits
- Repairs need to be made in women's restroom. Fire Department liaison David Chupp is looking into what needs to be done.

A **motion** was made by Councilman Klycek 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 #72:**

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	#9	#195 - #213	\$12,255.61
Highway Fund	#9	#111 - #128	\$11,035.62
Sewer Fund	#9	#27 - #29	\$ 6,886.84
General Fund	PA#8	#44 - #50	\$ 1,377.72
Sewer Fund	PA#8	#21 - #23	\$ 8,514.69
Water District No. 5	#5	#6 - #7	\$ 3,850.00
Water District No. 6	#6	#9	\$ 586.00
Water District No. 6	#9	#14	\$ 1,596.00

Councilman Klycek 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 Pavilion Rental.....	\$ 50.00
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 66.00
Paid to NYS DEC.....	\$1,300.12
State Health Dept. for Marriage Licenses.....	\$ 45.00
Paid to the Town of Byron Supervisor.....	<u>\$2,889.08</u>
Total Disbursed for August 2016.....	\$4,350.20

A **motion** was made by Councilman Cudney to approve the Town Clerk's Report as given for August, 2016. The motion was seconded by Councilman Klycek and carried with the following vote:

Vote: Ayes: 5 Nays: 0

#### **FINANCIAL REPORT:**

·The August 2016 Financial Report was reviewed.

A **motion** was made by Councilwoman Fuller to approve the August 2016 Financial Reports. The motion was seconded by Councilman Cudney and carried with the following vote:

Vote: Ayes: 5 Nays: 0

#### **SUPERVISOR'S REPORT:**

·**Baldwin Business Services:** Received a contract from Baldwin Business Services for bookkeeping and payroll services for 2017. Cost of services is remaining the same as 2016, \$10,900 for services, in addition to a monthly fee of \$100 for payroll services with an additional fee of \$5.00 per pay period for direct deposit.

#### **BALDWIN BUSINESS SERVICES AGREEMENT FOR 2017**

##### **RESOLUTION #73:**

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

**RESOLVED**, that the Byron Town Board hereby allows the Supervisor to sign the Contract for bookkeeping and payroll services with Baldwin Business Services for \$10,900.00 for services, and a

monthly fee of \$100 for payroll services with an additional fee of \$5.00 per pay period for direct deposit.

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

Vote: Ayes: 5 Nays: 0

**Transfer Station:** The Supervisor, Highway Superintendent and Town Clerk reviewed the income and expensed for the past several years for the transfer station. The transfer station has been relying on the sale of scrap metal each year to keep it slightly profitable. If the Town want to continue operating the transfer station without losing money, prices will need to be increased.

**TRANSFER STATION FEES INCREASE**  
**RESOLUTION #74:**

Supervisor Yasses offered the following resolution and moved for its adoption:

**RESOLVED**, that the Byron Town Board hereby approves the new transfer station fee increases as attached to these minutes, effective October 1, 2016.

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

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Klycek to approve the Supervisor's Report. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

**OTHER BUSINESS:**

**WATER DISTRICT NO. 6:**

·Pre-closing will be on September 19<sup>th</sup> at USDA. Closing will be on September 21<sup>st</sup>.

**WATER DISTRICT NO. 7:**

·Paul Boylan is preparing the application to the Comptroller.

·Only one well failed out of 26 submitted. Need letter from USDA regarding well surveys before submitting application to Comptroller's Office.

**WATER DISTRICT NO. 7 BOND COUNSEL AGREEMENT**  
**RESOLUTION #75:**

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

**Resolved**, that the Byron Town Board authorizes the Supervisor to sign the Bond Counsel Agreement with Orrick, Herrington & Sutcliffe, LLP with regard to Water District No. 7. The fee for such work shall not exceed \$2,500.00, and fees in connection with any bond anticipation notes will be billed based upon a base fee of \$1,000.00 plus \$.50 per thousand par amount..

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

Vote: Ayes: 5 Nays: 0

**WATER DISTRICT NO. 8:**

·Waiting for Map, Plan and Report from Chatfield Engineers.

**FUTURE WATER DISTRICTS:**

·Received petition from residents on Upper Holley Road

A **motion** was made by Supervisor Yasses to have Chatfield Engineers investigate the cost of a water district in the Upper Holley Road area. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

**AUDIT:**

·Raymond Wager's office performed an audit of the Town's General, Sewer, Highway and Water funds due to the Town receiving USDA funding for the water projects.

**TOWN AUDIT:**

**RESOLUTION #76:**

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

***RESOLVED***, that the Byron Town Board hereby approves the Town of Byron Audit for the year ended December 31, 2015 prepared by Raymond Wager, P.C., Certified Public Accountants.

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

Vote:                      Ayes: 5                      Nays: 0

**SPECIAL BUDGET MEETING:**

A **motion** was made by Councilman Thompson to hold a Special Budget Meeting on Monday, September 26, 2016 at 7:00 p.m. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

**PUBLIC COMMENTS:**

NONE

**ADJOURN:**

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 8:37 p.m. The motion was seconded by Councilman Klycek and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton  
Byron Town Clerk