

TOWN OF BYRON BOARD MEETING

May 14, 2025

The Byron Town Board Meeting was called to order by Supervisor Candace Hensel at the Byron Town Hall at 6:32p.m.with the following people present:

Supervisor.....	Candace Hensel
Councilman.....	Jeff Thompson
Councilman.....	Martin Dilcher
Councilman.....	Fred Klycek

Highway Superintendent.....	David Leaton
Town Clerk.....	Kristy Murphy

Invited Guests John Sansone, Town Attorney

PUBLIC: Dean Ivison Peter Yasses Don Yaxley Shannon Thompson Marilyn Weinert
Theresa Maid Barbie Starowitz Theresa Hammer Reggie Macdonald Bill Stevens
Bethany Berrgeran Laura Platt Michelle Weatherell Tess Zuber Lori Ivison
Eric Richenberg Robert Palmer Lori Ivison

PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by Supervisor Hensel.

PROPOSED LOCAL LAW:

LOCAL LAW
NO. ____ OF 2025
A LOCAL LAW ESTABLISHING
A TEMPORARY MORATORIUM OF NEW SHORT-TERM
RENTALS IN THE TOWN OF BYRON

BE IT ENACTED BY THE BYRON TOWN BOARD AS FOLLOWS:

1. **Title and Authority** – This Local Law shall be known as the Town of Byron Short-Term Rental Moratorium Law. It is adopted pursuant to the New York State Constitution Article IX and Municipal Home Rule Law Section 10.
2. **Purpose** – The Town of Byron recognizes the growing interest in short-term rental property uses in the Town of Byron. It is further recognized that the short-term rental use is not currently

authorized or properly regulated under the Town of Byron Code and could be incompatible with the existing character and property uses in some areas of the Town of Byron. It is further recognized that this incompatibility would potentially compromise and inhibit more appropriate growth as established by the Town of Byron's comprehensive plan and Zoning Code and potential updates/amendments to same. Therefore, the purpose of this moratorium is to allow the Town Board the opportunity to draft a Short-Term Rental Law and/or evaluate this subject as part of any update to the Town's current Zoning Code as appropriate, including, but not limited to, a determination as to whether short-term rentals should be permitted within the Town of Byron and, if allowed, an analysis of where and in what manner short-term rentals are most appropriate and last, if appropriate, what perimeters, if any, should be applied thereto. These efforts are undertaken to promote and protect the health, safety and welfare of the citizens of the Town of Byron.

3. **Application** – This Local Law shall supersede and suspend those provisions of Chapters 3.03 (as applicable hereto), 9.03, 9.04, 9.05 and 9.06 of the Zoning Code of the Town of Byron related to boarding houses and bed and breakfasts and other similar or related and applicable provisions of the Zoning Code of the Town of Byron that require the planning board and/or town CEO to accept, process and approve special use permits for similar and related land use applications in the Town of within certain statutory time periods.

4. **Moratorium and Term** – The town board hereby imposes a moratorium on any short-term, or quasi-short term, rentals on any parcel within the Town of Byron, for period beginning on the effective date of this Local Law and continuing until the last non-weekend/non-holiday day of the month six (6) months from the date of Local Law

5. **Extension** – This moratorium may be extended for such additional periods as the town board may determine to be necessary to protect the public health, safety and welfare of the citizens of the town and accomplish the stated purposes and intent of this local law.

6. **Termination** - This moratorium may be terminated earlier than its expiration date upon enactment of additional local legislation governing short-term rental within the town or at the discretion of the town board.

7. **Severance** – The invalidity of any section, clause, sentence, or provision of this local law shall not affect the validity of any other parts of this local law that can be given effect without such invalid part or parts.

8. **Effective Date** - This local law shall take effect upon filing by the office of the New York State Secretary of State or as otherwise provided by law.

MORATORIUM SHORT TERM RENTALS PUBLIC HEARING:

-Dean Ivison- States he wants to know what the harm of having airbnb's in Byron are

-Councilman Dilcher- States that he feels there should be safety codes in place and zoning laws to keep a handle on where these are going. He states the way he sees it is if you want one in your home then you should have to get approval from the surrounding neighbors

-Peter Yasses- States he purchased his home in a residential area expecting that it would remain a residential area

-Dean Ivison- States he feels this a direct attack on the Supervisor

-Shannon Thompson- States that most towns have some kind of zoning law for airbnb's in place this is not unheard of

-Supervisor Hensel states that she has a short term rental herself so she will not be voting on anything. She agrees with the previous comment it is a zoning issue. Several years ago this was brought up at the planning board and tabled. Supervisor Hensel states that she feels a moratorium is not necessary because that does not fix a problem; the zoning still needs to be figured out.

-Melissa Ierlan- States that in the town of Waterport there was an airbnb set up in the front lawn of a property renting a boat out. There are people renting out barns, sheds, campers. If there is a fire who knows if there are fire extinguishers or smoke alarms. That is not something that we want to happen here in Byron

-Marilyn Weinert- States she feels that the definition of short term rental needs to be clarified before the moratorium is passed

-Barbie Starowitz- States she has an airbnb in Elba. She has house rules like quiet time is between 8pm – 8am. She is renting to professional working people and has not had a problem.

-Attorney John Sansone- States that this is simply a pause to figure out the answers you are all asking and to adjust the law for clarification if needed.

-Barbie Starowitz states the planning board is overwhelmed already why not hold off for now

A MOTION was made by Councilman Klycek to close the public hearing at 7:01pm regarding at moratorium for short term rentals.

Councilman Thompson seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

A MOTION was made by Councilman Klycek to send the proposed local law in regards to short term rental moratorium to Genesee County for review.

Councilman Thompson seconds the motion and carried the following polled vote:

Councilman Thompson-	Aye
Councilman Dilcher-	Aye
Supervisor Hensel-	Aye
Councilman Klycek-	Aye
Vote: Ayes: 4	Nays: 0

APPROVAL OF MINUTES:

A motion was made by Councilman Dilcher to approve the minutes from April 9, 2025.

Councilman Klycek seconds the motion and carried the following polled vote:

Councilman Thompson-	Aye
Councilman Dilcher-	Aye
Supervisor Hensel-	Aye
Councilman Klycek-	Aye
Vote: Ayes: 4	Nays: 0

WASTE WATER TREATMENT PROJECT UPDATE:

- A decision needs to be made how to move forward with financing for the WWTP
- To get the project through November 2025 financially the town is in need of approximately \$835,000.00
- Options are an internal transfer or moving forward with a BAN

WATER IMPROVEMENT BENEFIT AREA #1 UPDATE:

- Rochester Pipeline was on site May 12th working on restoration
- Close out is tentatively set for the middle of summer

SOLAR PROJECT UPDATES:

- Excelsior-** The first installment of the hosting agreement was deposited May 5th into the NY Class account under its own account. The pilot agreement does not go into effect for two years
- Complaint process is on the website for review email and phone are the preferred method of contact
- Excelsior retained the sheriff's office for the next 2-3 weeks to help with safety concerns

Leatherleaf- Not permitted yet

Blue Wave- Special use permit has been given

Green Street- Not hooked up yet but built

GENESSEE COUNTY BRANDING DISCUSSION:

- A team from Genesee County visited the community and neighboring towns to get an idea of what each town has to offer. There is a link on the town website for more information and a survey that can be completed until May 30th

BOARD MEMBER RESIGNATION:

- Nathan Knickerbocker has resigned as councilman as of April 10, 2025

Councilman Dilcher makes the **MOTION** to accept the resignation of Nathan Knickerbocker as Town Councilman.

Councilman Thompson seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

- Discussion was had how to move forward on filling the position at this time
- The board agreed to advertise in the Batavia Daily News and the town website deadline will be May 30th, 2025 to apply for the open town board position

Councilman Dilcher makes the **MOTION** to advertise the position in the Batavia Daily News and on the town website.

Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

GATEKEEPER DISCUSSION:

- Three people bid for the gate keeper position this year
 - a. \$550.00/increased to \$3,000.00
 - b. \$1,500.00
 - c. \$7500.00
- The increase from \$550 to \$3,000 by the first bidder caused the bid amount to be over the amount that was budgeted.
- The Park Committee presented the Board with three options:
 - a. Increase the budget amount;
 - b. Assign a town employee to open and close the gate; and/or
 - c. Leave the gate closed unless the trestle park pavilion is rented.
- The park committee states that they feel keeping the gate closed this year is the best option
- Councilman Dilcher states that for next year the bids need to be sealed and opened in front of the parks committee so everyone knows what came in and when. He also states the gates should be kept locked this year given the circumstances. He thinks an option would be that there should be a deposit for the gate key and if the park is rented arrangements will need to be made to pick up the key at the town clerk's office during the town clerk's office hours
- Councilman Klycek ask the parks committee if they knew why the bid was increased
- Don Yaxley stated he was told the applicant's landlord gave him a hard time about putting such a low bid in. When asked who the landlord is Don stated he did not feel comfortable giving out that information
- Councilman Klycek stated the board was in receipt of documentation stating that the committee was not going to advise the board that the bid was changed just that an overage in the budgeted amount had occurred. He stated that from the information he has it appears what occurred is highly unethical and he hopes this never happens again
- The town attorney is asked for his opinion on the matter
- John Sansone asks Don Yaxley if this quote is a single quote for reimbursement
- Don Yaxley states yes
- John Sansone states Michael Depumpo has two quotes in. He asks Don Yaxley which quote came in first, the \$550.00.
- Don Yaxley states the \$550.00 bid.
- John Sansone asked if on May 1st at the parks meeting if Michael Depumpo was hired at that meeting since he was the lowest bid
- Don Yaxley states that the parks committee did not hire anyone. That is up to the town board due to the overage in the quotes. If he had come in at budget or less we would have made the recommendation to hire
- John Sansone states he has a copy of a text message and asks Don Yaxley who the text message was from.
- Don Yaxley states it is from Michael DePumpo.
- John Sansone asks Don Yaxley if this text message was provided to a member of the parks committee
- Don Yaxley states yes it was
- John Sansone asks if Michael DePumpo is here
- Don Yaxley states he is not
- John Sansone then states this text message states Kristie and Candy. Who are Kristie and

Candy? I think we know who Kristi and Candy are (For reference: the Kristi discussed in this statement is not Kristy Murphy the current Town Clerk).

-He asks Don Yaxley if that what's the message says.

-Don Yaxley states yes that is what it says

-John Sansone asks Don Yaxley if anyone from the committee spoke to Michael regarding this message

-Don Yaxley states he did ask Michael if he would consider lowering his bid back down. Don states Michael stated no, his second bid was firm.

-John Sansone states that there are three options the town board has to move forward

a. Take the lowest bid submitted, which was \$550.00. The bidder would need to do the job for \$550.00 since he is allowed only one bid. He would also need to be vetted of course

b. Have the park committee take turns as suggested

c. Keep the gate locked and hire no one and give the key out when rented

d. Put the request out again and have everyone resubmit bids and see what you get

-Supervisor Hensel asks how the board wants to move forward

-Councilman Thompson asks if the park committees would be willing to split the weeks up and rotate on a volunteer basis in order to keep the gates open

-Don Yaxley states he would need to present that to the other committee members and see if that would work

-Councilman Dilcher states he thinks the gates should be kept locked and a key given if the park is rented

Supervisor Hensel makes the **MOTION** to keep the parks gates closed for the 2025 season and not hire a gatekeeper. Councilman Thompson seconds the motion and carried the following vote:

Councilman Thompson- Aye

Councilman Dilcher- Aye

Supervisor Hensel- Aye

Councilman Klycek Nay

Vote: Ayes: 3 Nays: 1

ABSTRACTS/VOUCHERS RESOLUTION #25-51

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

BE IT RESOLVED, that the Byron Town Board pay the following abstracts:

<u>Fund</u>	<u>Abstract</u>	<u>Vouchers</u>	<u>Amount</u>
General Fund	#5	#89 - # 111	\$27,062.42
Highway Fund	#5	#42 - #48	\$39,013.80
Sewer Fund	#5	#23 - #25	\$11,107.89
Sewer Capital Fund	#5	#5 - #7	\$42,122.20
Water Improv Benefit Area #1	#5	#7	\$1,471.47
General Post Audit	#4	#18 - #23	\$876.55
Sewer Post Audit	#4	#8 - #9	\$700.70

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

Councilman Thompson-	Aye
Councilman Dilcher-	Aye
Supervisor Hensel-	Aye
Councilman Klycek-	Aye
Vote: Ayes: 4	Nays: 0

REPORTS:

Highway Superintendent Report- David Leaton:

-Roadside mowing has started

Councilman Dilcher makes the **MOTION** to accept the Highway Superintendent report.
Councilman Thompson seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Town Clerk Report-Kristy Murphy:

-Paid Ag & Market spay & neuter program..... \$48.00
-Town of Byron Supervisor \$11,893.06
-DEC \$9.44
-State Comptroller Games of Chance \$30.00
-Hometown Hero flags arrived this week.
-Thank you to the highway department in advance for all the work to help me make this happen.
-The flags will be up in time for the Memorial Day parade.
-Thank you to everyone who donated to the program it wouldn't be possible without all of you.
-After paying for the hometown hero flags and hardware there is a surplus amount of money left.
The town clerk asks the board to make a motion to earmark \$557.23 to use for this project in case of any repairs or issues with any of the flags.

Councilman Klycek makes the **MOTION** to have the accountants earmark \$557.23 to be used for hometown hero project repairs if needed in the future.

Councilman Thompson seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

-Town Clerk audit came back a couple weeks ago and was sent to the board for review.
-Kleen-All reached out a few weeks ago asking if the town was interested in getting the floors and carpets cleaned again at the town hall. After speaking to our cleaner she thought that the linoleum floors could use to be polished but, did not feel the carpets needed to be cleaned. Town clerk asks if the town board would like the floors cleaned at this time.
-Supervisor Hensel states she would like the rugs replaced in the entry way. She asks the town

clerk to price out replacing the entry rugs

Supervisor Hensel makes the **MOTION** to have the floors cleaned
Councilman Dilcher seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

-A letter was received from Edmunds/BAS stating the sewer billing software is no longer going to be supported. An option to upgrade is available and a quote was given. The decision needs to be made no later than August 1, 2025. The town clerk reached out to another company for a quote. Once the information is gathered a recommendation will be presented to the board for review and approval.

-Councilman Thompson stated he was excited to see the hero flags getting done. He stated the turnout was just as much as Bergen and was happy there were a lot of people in the community who supported the flags. Councilman Thompson stated he wanted to thank Kristy Murphy the town clerk for all the hard work that went into the project

-Town clerk states she too was excited to see the turnout. She stated that it would not be possible without the community's support and all the hard work that the highway department is doing to get them up

Councilman Klycek makes the **MOTION** to accept the Clerks report.
Councilman Dilcher seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Supervisors Report- Candace Hensel:

-Financials were reviewed

Councilman Dilcher makes the **MOTION** to accept the Supervisors Financials.
Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

-Supervisor Hensel will be attending a three day land use alliance at GCC

-Visited the bookkeeper last month and consolidated all water bills. NY CLASS accounts will only be used for investment money

- The town received the first Excelsior host agreement payment. I am forwarding the information to the county manager at GCEDC and the county treasurer to discuss the payment a little further

-Dealing with USDA getting some finances taken care of regarding some payments that were not supposed to be taken out. The funds have been replaced by the USDA now

-Fielding complaints from residents regarding the excelsior project

-GAM meeting is tomorrow at 7:00pm

-There is a proposed land bank meeting upcoming at the county. That was a discussion previously had regarding the unsafe structure property that could be helpful

-Updated Decommissioning Bond came in just before the meeting. It was due to expire next month therefore it has been amended to reflect a new date. Supervisor Hensel is looking for permission to sign the amended decommissioning bond subject to attorney approval.

Councilman Thompson makes the **MOTION** to give permission to Supervisor Hensel to sign the amended bond with attorney approval

Councilman Dilcher seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

-Councilman Thompson asks if the board could be provided each month with a more clear breakdown summary of the NYCLASS accounts

-Supervisor Hensel states she can forward the information to the board

Councilman Thompson makes the **MOTION** to accept the Supervisors report.
Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Historical Society/Museum Report Don Yaxley:

-Dinner was a successful. A thank you goes out to Laura Platt for a wonderful dinner

-The next dinner in October Ray Cianfrini will be the guest speaker talking about the Ku Klux Klan

-Stafford Painters will began painting in the next 3-4 weeks

-Our annual property cleanup is happening Saturday the 16th at 1:00pm if it doesn't rain

-Eight storm windows are needed for the museum. Don will forward the quotes to the board for review. The museum was graced with two benefactors so the historical society can afford to pay for the windows. Four quotes have been received from contractors.

Councilman Thompson makes the **MOTION** to accept the Historical Society/Museum report. Councilman Dilcher seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Parks Report Bethany Berggren:

-The treasurer position is being removed from the committee since there is no bank account that needs to be managed. It is requested the town clerk be able to give the committee a budget balance when necessary

-One quote was received for the use of portable toilets to be used at Fireman's Park and Trestle Park. Creekside Rental's was the bid coming in at the same amount as last year \$1,200.00. The park committee asks for the board's approval to hire Creekside Rentals for portable toilets.

Councilman Klycek makes the **MOTION** to hire Creekside Rentals to provide portable toilets to be used at Fireman's Park and Trestle Park in the amount of \$1,200.00 for the season. Councilman Dilcher seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

-Elba Boy Scouts Camping & Cleanup is scheduled for June 6th –June 8th. The Boy Scout leader and Byron Highway Superintendent will coordinate preparation for the cleanup. The committee is asking for approval from the board to camp for the weekend

Councilman Klycek makes the **MOTION** to allow the Elba Boy Scouts to camp and cleanup in Trestle Park. Councilman Thompson seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

-Bethany Berggren has submitted her resignation as chairperson of the parks committee due to work conflicts. The next meeting is June 5th it will be decided then who will fill that position of chairperson

-The next meeting will be held at Fireman's Park weather permitting on June 5th at 7:00pm

Councilman Dilcher makes the **MOTION** to accept the resignation of Bethany Berggren as chairperson of the parks committee. Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Councilman Dilcher makes the **MOTION** to accept the Parks Committee report. Councilman Thompson seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Fire/EMS:

South Byron: Reggie Macdonald:

-South Byron came out and helped with Byron's gun raffle

Byron Michelle Weatherell:

- 79 calls

- 16 EMS

- 3 Fire

Chief Weatherell and Chief Hickey have been in communications regarding the merger. They would like to get on the same page before presenting to the town board. Both departments have committees made. The chiefs will discuss their visions first and then bring the plan to each of the committees from each department. Once they have all agreed how to move forward they plan on coming as one unit to the board to discuss next steps

-Discussions have also been had regarding mutually training together

- The annual sportsman's raffle was a success. Thank you to everyone who came out to support

-The ladies auxiliary will be hosting the annual fireman's chicken BBQ directly following the Memorial Day parade

Councilman Dilcher makes the **MOTION** to accept the FIRE/EMS report
Councilman Thompson seconded the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

CEO/ZEO Report Melissa Ierlan:

Town of Byron

Permit Report By Type

04/01/2025 - 05/13/2025

Permit Type: All

Permit Type:				
Permit #	Applicant	Location	SBL#	Issued
building				
06-25	Byron Mobile Home Park, LLC	6469 Swamp Rd	5.-1-24	04/02/2025
08-25	Joshua Kent	7620 Ivison Rd	9.-2-39.12	05/04/2025
				building Total:
				Amount Totals:
Fence				
10-25		6913 Route 237	7.-1-28	05/13/2025
11-25	Miquel Caballero	6913 Route 237	7.-1-28	05/13/2025
				Fence Total:
				Amount Totals:
Repair				
09-25	Miquel Caballero	6913 Route 237	7.-1-28	05/12/2025
				Repair Total:
				Amount Totals:
Shed				
07-25	Peter Yasses	6956 Route 237	7.-1-19	04/13/2025
				Shed Total:

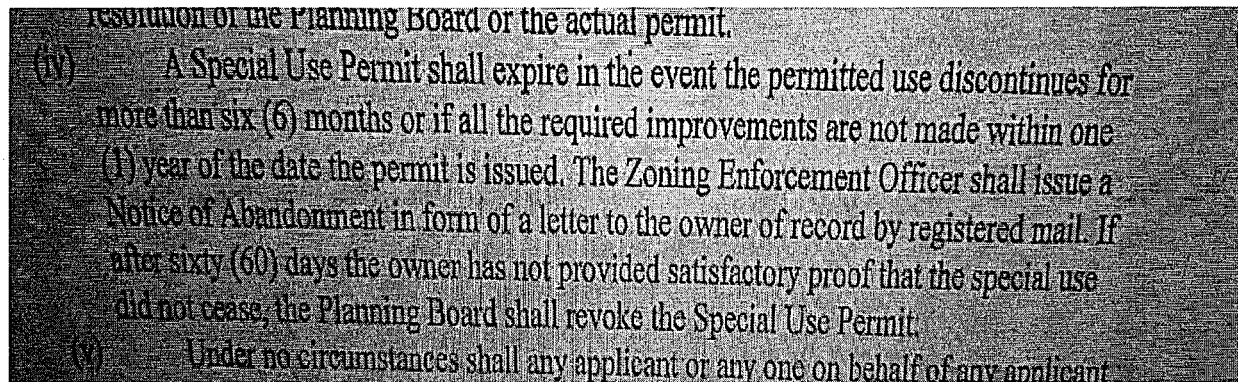
Town of Byron

Complaint By Date

4/1/2025 - 5/13/2025

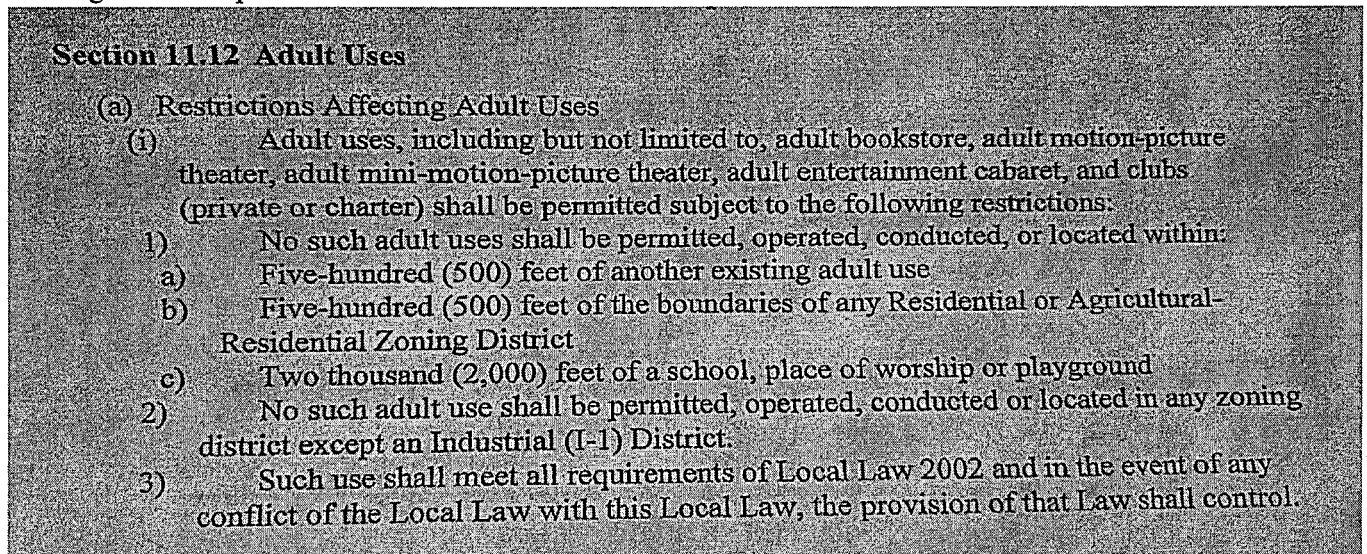
Complaint #	Location	Identifier	Complaint Type	Status
<i>Open Date: 04/02/25</i>				
C03-25	6966 Route 237	7.-1-16.22	Property Maintenance	Open
				Open Date:
<i>Open Date: 04/22/25</i>				
C04-25	7597 Route 237	9.-2-56	Property Maintenance	Open
C05-25	6189 Cockram Rd	7.-1-93	Unregistered Vehicles	Open
C06-25	6177 Walkers Corners Rd	9.-1-1.111	Property Maintenance	Open

-I am told that 7548 Byron Holley Road has been sold at auction. As I read the zoning ordinance it states:

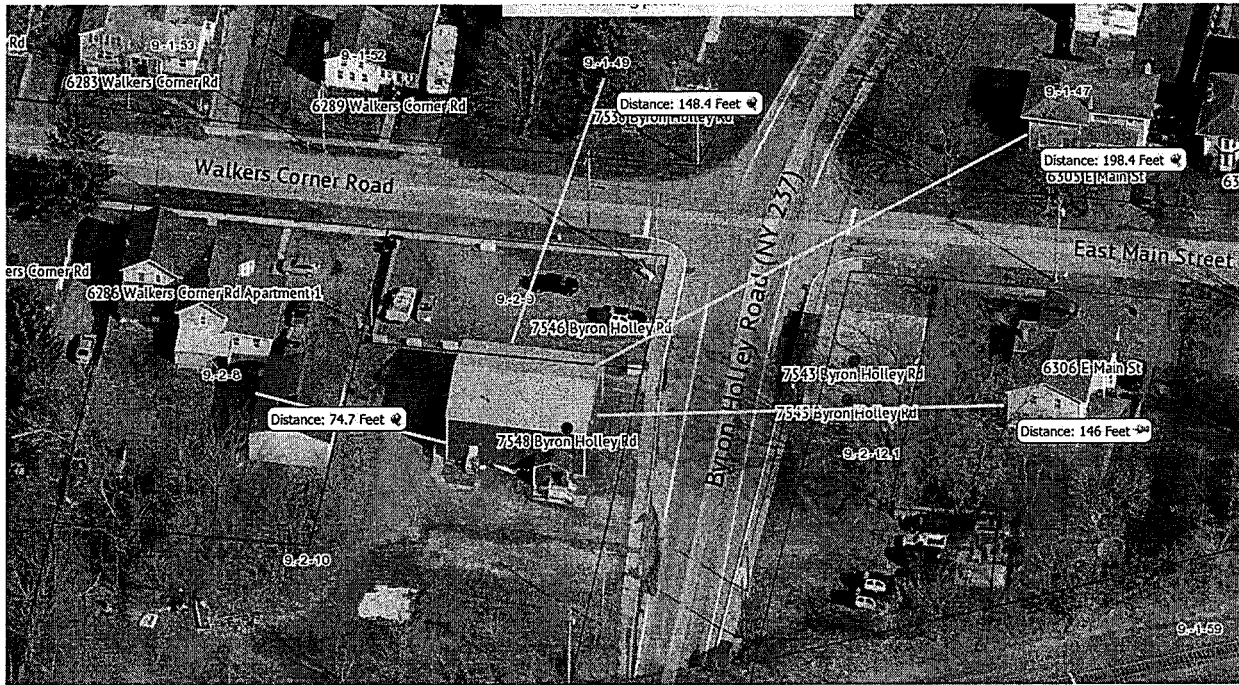


-I did an inspection April 17, 2024 and at that time the woman who met me named Angela said that they hadn't been open for several months as the owner had gotten married etc. The club as far as I am concerned has not been open for business in over a year.

- I have been told there are people living upstairs and from the records I read in 2023 there was nothing allowed upstairs as it was not to code.



-This afternoon I received a packet of information from the planning board chairman Chris Hilbert and included was Local Law #1 of 2002 which amended the towns zoning ordinance when it comes to adult use provisions. In it there is a statement about minimum separation distances between an adult business and a residence being 500 ft. a public hall 500 ft. another adult business 100 ft and a church, school, day care center, park or playground 500 ft.



-The planning board has been doing zoning updates and this building was going to be included in the R1 Residential district to help with the lack of housing in the county if it could be turned into a duplex or single family home.

-A letter from the town of Stafford has been received and in it they are asking the town to do something about the excessive use of jake breaks on the dump trucks, tractor trailers coming and going to the various solar projects. I have also received a phone complaint from a resident on Byron Holley Road about the same thing beginning as early as 6am during the week.

-Supervisor Hensel asks for clarification did the special use permit expire

-CEO/ZEO states that it states that in the event the permitted use discontinues for more than six months it expires. The business has not been operating since last April as far as she knows.

Councilman Thompson makes the **MOTION** to accept the planning board report
Councilman Dilcher seconded the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Sewer:

-Completed several stakeouts for the solar project and storm drain replacement

-Replaced damaged septic tank in the Byron Trailer park

-Barefoot Septic was contacted to investigate another issue in Byron Trailer park

-Shaun requested maintenance for the sewer generators and town hall generator from four companies. Only one responded with a quote. NOCO responded with a quote of \$300.00 per pump station and 400.00 for the town hall. Shaun is requesting the board approve hiring NOCO for generator maintenance services.

Councilman Dilcher makes the **MOTION** to allow Shaun Dempsey to hire NOCO to maintenance each pump station and the town hall

Councilman Klycek seconded the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

Councilman Thompson makes the **MOTION** to accept the sewer report
Councilman Dilcher seconded the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

PUBLIC COMMENTS:

- Reggie Macdonald asked where the town stands in regards to the unsafe structure
- Supervisor Hensel states the town is waiting for the county to auction the property
- Lori Iverson states that she would like to thank the town clerk Kristy Murphy for the Hometown Hero Flags. She stated to the clerk "a lot of families in this town have wanted this for a long time and we appreciate the initiative that you took to do it, so thank you"
- Laura Platt states if the gates are going to be locked that EMS should have a key
- Michelle Weatherell states the chief has a key and there is also a key on the EMS key ring
- Eric Richenberg asks how much money we received from Excelsior and where is the money
- Supervisor Hensel states a little over a million dollars was deposited two weeks ago. She states it was \$1,000,000.06 (one million dollars and six cents) It was deposited into our money market account and then it got deposited into our NY CLASS account to gain the maximum amount of interest at this point.
- Eric Richenberg asks the supervisor if the the county and school received their money as well
- Supervisor Hensel states there are two different agreements. There is a hosting agreement which is 60 days of breaking ground. The PILOT agreement payments will not start until the project is complete and goes live, which is two years from now
- Eric Richenberg asked if there is a way to know if the land owners have sold their rights out to someone else to collect payment
- Attorney Sansone states the county would have that information if it was filed with the county otherwise the town would not know. Someone would have to go looking for that information
- Pete Yasses states that he was glad the board got to the bottom of the gatekeeper situation with the information they had

Councilman Klycek makes the motion to have an executive session to discuss a personal issue. Councilman Dilcher seconded the motion at 8:28pm and carried the following vote:

Vote: Ayes: 4 Nays: 0

EXECUTIVE SESSION

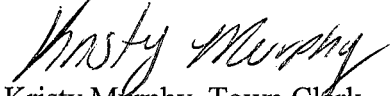
- Ended at 8:40pm
- No action was taken by the board at this time

ADJOURN:

A **MOTION** was made by Councilman Dilcher to adjourn the Byron Town Board meeting at 8:40pm. Councilman Klycek seconded the motion which was carried by the following vote:

Vote: Ayes: 4 Nays: 0

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Kristy Murphy".

Kristy Murphy, Town Clerk