

**TOWN OF BYRON SPECIAL MEETING, PUBLIC HEARING AND
TOWN BOARD MEETING**

December 10, 2025

The Byron Town Board Meeting was called to order by Councilman Jeff Thompson at the Byron Town Hall at 5:30p.m.with the following people present:

Councilman.....	Jeff Thompson
Councilman.....	Martin Dilcher
Councilman	Fred Klycek
Councilman	Brandon Mason
Highway Superintendent.....	David Leaton
Town Clerk.....	Kristy Murphy

PUBLIC: Steve Hohn Pete Yasses Eric Richenberg Karen Jacsynski Dean Ivison

PLEDGE OF ALLEGIANCE:

The pledge of allegiance was led by Councilman Thompson

ACCEPTANCE OF RESIGNATIONS:

A **MOTION** was made by Councilman Dilcher to accept the resignation of Jeff Thompson as Town of Byron Councilman on December 10, 2025 effective immediately.

Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 3 Nays: 0 Recuse: 1

APPOINTMENT OF INTERM TOWN OF BYRON SUPERVISOR

RESOLUTION #25-83:

Councilmen Mason offered the following resolution and moved for its adoption:

WHEREAS, the current Supervisor of the Town of Byron resigned suddenly on November 25, 2025; and,

WHEREAS, that resignation impacted on the ability of the Town of Byron to conduct routine business, and properly perform daily responsibilities, such as signing checks to pay debts and approving payroll for its employees, for example; and,

WHEREAS, it is necessary to fill the vacancy of the position of the Supervisor until the end of the year; and,

NOW, BE IT RESOLVED, that Jeff Thompson be appointed as Supervisor of the Town of Byron until December 31, 2025.

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

Councilman Dilcher-	Aye		
Councilman Mason-	Aye		
Councilman Klycek-	Aye		
Vote:	Ayes: 3	Nays: 0	Recuse: 1

A **MOTION** was made by Councilman Mason to close the Special Byron Town Board meeting at 5:33pm. Councilman Klycek seconded the motion which was carried by the following vote:

Vote: Ayes: 4 Nays: 0

THE TOWN OF BYRON PUBLIC HEARING WAS CALLED TO ORDER BY SUPERVISOR JEFF THOMPSON AT THE BYRON TOWN HALL AT 6:00P.M.WITH THE FOLLOWING PEOPLE PRESENT:

Supervisor.....	Jeff Thompson
Councilman.....	Martin Dilcher
Councilman	Fred Klycek
Councilman	Brandon Mason
Highway Superintendent.....	David Leaton
Town Clerk.....	Kristy Murphy
Invited Guests	John Sansone, Town Attorney

PUBLIC: Dwane Weatherall Michelle Weatherall Vito Mouio Ed Sharp Brian Hickey
Pete Yasses Steve Hohn Eric Richenberg Chris Hilbert Laura Platt Barbie Starowitz
Vic Degregirio Bob Mrucek Steve Lockner Pete Lockner Karen Jacsynski
Reggie Macdonald Tim Mckenrick Larry Larmie Jim Lamkin Robert Palmer

A **MOTION** was made by Supervisor Thompson to **open** the public hearing at 6:00pm Councilman Klycek seconds the motion and carried with the following vote:

Vote: Ayes: 4 Nays: 0

DISCUSSION OF 2026 FIRE CONTRACTS:

- Dwane Weatherall states time frame of the merge to be complete is not realistic. The payment timing is not acceptable we prefer the payment be given all at once.
- Supervisor Thompson states the town attorney put those milestones to try and stay on task with the merge
- Long discussion had between the town attorney, the town board and both fire company's

-Amendment to be made to the contract as follows:

1. Confirmation from the Fire Departments that a grant writer has been engaged by January 31, 2026
2. Provide dates of when the grants need to be submitted and what grants are being applied for by March 31, 2026 along with some kind of proof
3. By April 30, 2026 a summary of the plan from the attorney be submitted to the town board
4. Schedule a public hearing for June 10, 2026 board meeting to discuss the attorneys plan and the budget of the town
5. Payment per the contract will be paid in one lumps sum as usual

-Town attorney recommended that contracts be approved with these changes discussed and new contracts will be forwarded to all parties for signing

A **MOTION** was made by Councilman Dilcher to **close** the public hearing at 6:37pm Councilman Klycek seconds the motion and carried with the following polled vote:

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

**THE TOWN OF BYRON BOARD MEETING WAS CALLED TO ORDER BY
SUPERVISOR JEFF THOMPSON AT THE BYRON TOWN HALL AT 7:02 P.M. WITH
THE FOLLOWING PEOPLE PRESENT:**

Supervisor.....	Jeff Thompson
Councilman.....	Martin Dilcher
Councilman	Fred Klycek
Councilman	Brandon Mason
Highway Superintendent.....	David Leaton
Town Clerk.....	Kristy Murphy
Invited Guests	John Sansone, Town Attorney

PUBLIC: Jim Lamkin Vic Degregiro Pete Yasses Barbie Starowitz Laura Platt

APPROVAL OF MINUTES:

A MOTION was made by Councilman Mason to approve the minutes from November 12, 2025 and November 28, 2025.

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

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

ABSTRACTS/VOUCHERS RESOLUTION #25-84

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	#12	#236 - #254	\$14,221.58
Highway Fund	#12	#122 - #132	\$13,645.37
Sewer Fund	#12	#61 - #66	\$10,099.06
Water Improvement Benefit #1	#12	#17 - #20	\$133,601.45
Sewer Capital Fund	#12	#19	\$16,201.60
General Post Audit	#11	#63 - #69	\$ 1,476.15
Sewer Post Audit	#11	#24 - #25	\$ 564.49

Councilman Klycek seconded the amended abstracts and vouchers resolution which was adopted by the following polled vote:

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

APPLICATION FOR PAYMENT # 13 PILON CONSTRUCTION RESOLUTION#25-85:

Councilman Klycek offered the following resolution and adoption:

BE IT RESOLVED, that the Byron Town Board hereby approves and authorizes the supervisor to sign the contractors "Application for Payment #13 to Pilon Construction Co. Inc, in

the amount of \$117,760.60 (One Hundred Seventeen Thousand Seven Hundred Sixty Dollars and Sixty Cents) for construction of Water Improvement Benefit #1, Contract A,

Councilman Mason seconded the resolution an adopted by the following polled vote:

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

APPROVAL TO SIGN 2026 AGREEMENT WITH TOWN PROSECUTOR ROBERT ZICKEL:

A MOTION was made by Councilman Mason to allow Supervisor Thompson to sign the 2026 agreement with the Town Prosecutor, Robert Zickel

Councilman Dilcher seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

SCHEDULE YEAR END MEETING AND 2026 ORGANIZATIONAL:

A MOTION was made by Councilman Dilcher to schedule the year end meeting on December December 29, 2025 at 6:00pm. The purpose of this meeting is to pay end of year bills and complete end of year business.

Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

A MOTION was made by Councilman Dilcher to schedule the 2026 Organizational meeting on January 5, 2026 at 6:00pm.

Councilman Klycek seconds the motion and carried the following vote:

Vote: Ayes: 4 Nays: 0

SOLAR PROJECT CONSULTING DISCUSSION:

-A quote for services has been obtained from a third party company Wendel for a scope of work to include oversight of the Excelsior Project

-Councilman Mason states he feels that money is better spent with having the attorney work with the planning board trying to get our solar laws in a better place moving forward

-Supervisor Thompson and Councilman Dilcher agreed

REPORTS:

Highway Superintendent Report- David Leaton:

-No Report

Town Clerk Report-Kristy Murphy:

-Town of Byron Supervisor \$ 3,229.53
-State Health Department for Marriage License \$ 22.50
-Paid Ag & Market spay & neuter program..... \$ 32.00
-DEC \$ 1,199.72

Supervisors Report-Jeff Thompson:

-Financials were reviewed and budget modifications are needed resolution below:

GENERAL, HIGHWAY AND SEWER FUND BUDGET TRANSFERS

RESOLUTION #25-86

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

BE IT RESOLVED, that the Byron Town Board authorizes the transfers of the General, Highway and Sewer Funds as shown below:

GENERAL FUND - TOWNWIDE

		Unanticipated Revenue	
<i>Transfer From:</i>	A2590	Permits, Other	\$ 4,690.00
	A2701	Refunds of Prior Year's Expenditures	\$ 275.00
		TOTAL:	\$ 4,965.00

<i>Transfer To:</i>	A1420.4D	Attorney Excelsior	\$ 275.00
	A1440.4B	Engineer BlueWave Solar	\$ 4,415.00
	A1680.4	Central Data Processing Contr	\$ 275.00
		TOTAL:	\$ 4,965.00

SEWER DISTRICT

		Unanticipated Revenue	
<i>Transfer From:</i>	SS2401R	Interest - Sewer Reserve	\$ 2,000.00
			\$ 2,000.00

<i>Transfer To:</i>	SS8110.4	Admin Contr	\$ 1,000.00
	SS8120.4PT	Sewage Coll. System Contr.	\$ 1,000.00
			\$ 2,000.00

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

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

Historical Society/Museum:

- No Report

Parks Report:

-Election of Committee Members; Committee Members for 2026 are as follows;

Brad Nickerson - - - Chairman

Kara Ivison - - - - - Vice Chairperson

Don Yaxley - - - - - Secretary

-The Town has budgeted \$75,000 for the Parks budget for 2026. The \$75,000 will cover normal expenses such as electricity and portable toilet rental. The balance will be for equipment expenditures. The Park Committee will evaluate needs and seek quotations for improvements and recommend expenditures to the Town Board.

-Firemen's Park; The Letters to Santa Box, and several Christmas Wreaths have been placed in Firemen's Park. The Santa Box will be checked on December 15th and 20th with committee members answering the letters.

-Trestle Park; Discussed a future project for a covered bridge over the trestle.

CEO/ZEO Report Melissa Ierlan:

-Last week I was able to contact the person who purchased the grange building at 6538 Byron Holley Road tax id# 5.-2-19. He is aware of the situation regarding the building and the towns direction to have it torn down. He is currently speaking with 3 companies that provide asbestos testing to determine the path forward. I will communicate to the board as necessary the steps being taken to get this done. I have also contacted the neighbor to the north of the property to let them know what is taking place as this resident has attended several board meetings where this matter was discussed.

-Playmates building in South Byron has been on the planning board agenda for several months. The planning board chairman and our town clerk spent several hours researching the timeline of this business as far back as they can. The owner did not attend the planning board meeting on December 3rd but the planning board will communicate to him what was discussed.

-NYS has adopted the 2025 building codes that take effect on December 31, 2025. With the exception of the NYS governors ban on gas and the expectation that all new homes and buildings will have to be all electric. This has been suspended by a federal judge for at least a year and potentially more.

-I received a complaint on Saturday November 22nd at 8pm from a resident on Byron Holley Road regarding the work being done by the Excelsior project. The resident said they were working all day into the evening with large spotlights that shine right into her windows. She was under the impression that work was to stop at 7pm. She also said that work on Saturdays begins at 6am and the noise is bothersome. According to the town supervisor the general permit allows work Monday through Saturday 7am to 7pm and that they were also given permission to work Sundays if necessary. I communicated this to the resident and also provided the website address

for her to lodge a formal complaint. I myself went to the website and read through the complaints and comments that go back to 2019. I am curious as to how or if Excelsior responds to these complaints.

-Back to the new 2025 building codes. All code enforcement personnel are required to take and additional 3 days of training to give an overview of what's changed in the codes. I have completed this training in addition to the required 24 hours.

Planning Board/ZBA Report Brandon Mason:

- Discussion had with members regarding a raise in pay per meeting they agreed to that.
- Pay for the planning board alternate
- The planning board is requesting computers for the chairperson and the secretary for the planning boards use to do town business
- December 15th will be another meeting

Sewer Report :

- PH & Temps checked
- Flow meters were calibrated
- High Level alarm went off on Mill Pond
- Replaced a control box at lift station
- Replaced pump on Mill Pond
- Replaced boxes and breaker on Mill pond
- Sewer line replaced on 237

New Business:

-Supervisor Thompson attended the Santa pancake breakfast hosted by the fire departments, Excelsior Solar and the ladies auxillary. He wanted to thank all involved for making it happen it was a great turn out

PUBLIC COMMENTS:

- Vic De Gregorie commented that the county was out taking trees down and he really appreciated that. He asked the Highway Superintendent if he knew how that came about. The superintendent stated they were just trying to catch up on some work because they knew there were some concerns out there
- Eric Richenberg asked if issues with Excelsior have been had since earlier it was brought up that checks and balances are in place with the DEC & EFC is the town aware if any issues were filed at this point.
- Supervisor Thompson states he knows that there are regular checks being done by those parties
- Eric Richenberg asks if Supervisor Thompson could requests being made aware of any issue that may come up and needs to be corrected
- Eric Richenberg states he went to the planning board meeting where the old Playmates was supposed to be discussed. He requests that the progress of what the future of that building is be made very public so people know what to expect is coming into town
- Eric Richenberg asks the board again to please consider when reviewing the state of the sewer funding consider reviewing each household, business and air bnb to make sure each resident/business is being charged the correct amount of money. It needs to be reevaluated how

many units the residence/business needs to be charged.

-Barbie Starowitz states as far as she is concerned there is no true follow up with all the departments involved in New York State

AGREEMENT OF FIRE CONTRACT(S)

Councilman Mason made the **MOTION** to approve the 2026 fire department contract(s) with Byron Fire Company #1 and South Byron Volunteer Company for fire protection subject to attorney approval, board and fire company's approval with the changes discussed.

Councilman Dilcher seconded the **MOTION** which was adopted by the following polled vote:

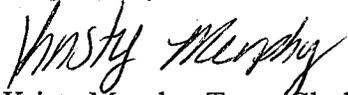
Supervisor Thompson-	Aye		
Councilman Dilcher-	Aye		
Councilman Mason-	Aye		
Councilman Klycek-	Aye		
Vote:	Ayes: 4	Nays: 0	

ADJOURN:

A **MOTION** was made by Councilman Dilcher to adjourn the Byron Town Board meeting at 7:45 pm. Councilman Klycek seconded the motion which was carried by the following vote:

Vote: Ayes: 4 Nays: 0

Respectfully Submitted,



Kristy Murphy, Town Clerk