

**TOWN OF BETHANY**

**ORGANIZATIONAL & REGULAR TOWN BOARD MEETING**

**13 JANUARY 2025**

Supervisor Hyde opened the January 13, 2025, Organizational Town Board Meeting at 7:01 p.m. with a prayer offered by Councilman Embt followed by the Pledge of Allegiance.

Town Officials in Attendance were:

- |                            |                            |
|----------------------------|----------------------------|
| Carl Hyde, Jr., Supervisor | Jeffrey Fluker, Councilman |
| Timothy Embt, Councilman   | Steve Wells, Councilman    |
| Diane Fowler, Councilwoman | Shauna Klump, Town Clerk   |

**Town Clerk Report – Shauna Klump**

- Presented the Minutes of the December 2024 Regular Town Board meeting.

A motion was made by Councilman Fluker, duly seconded by Councilman Embt, to approve the Minutes of the December 2024 Regular Town Board meeting as presented. The motion passed with All In Favor.

- Presented the Minutes of the December 2024 Year-End Town Board Meeting.

A motion was made by Councilman Wells, duly seconded by Councilman Embt, to approve the Minutes of the December 2024 Year-End Town Board meeting as presented. The motion passed with All In Favor.

- Tax collection is underway.
- The Clerk’s Monthly Report and Bank Statements for December were reviewed by the Town Board.

**Board Committee Reports**

**Councilman Wells**

- The Planning Board did not meet this month.

**Councilman Embt**

- The Zoning Board of Appeals did not meet in December.

**Councilman Fluker**

- The Fire Department Had their first breakfast, and it went very well.
- There were 150 calls in 2024.

**Councilwomen Fowler**

- 2/4 is the next water meeting

**Highway Superintendent Barb Czworka**

- Absent (Plowing)

**NEW BUSINESS**

- **2025 Resident handbook is being reviewed with new members and pricing.**
  - **1/29 is now a holiday for the Chinese New Year.**
  - **Ken Barniak and Mike Adams farmland protection**
  - **George Larish has resigned his position from the zoning board.**
- **2025 Lawyer retainer was approved and signed. The motion was made by Jeff Fluker and seconded by Diane Fowler. All in favor.**

**DIMATTEO ROACH & KELLY**  
**ATTORNEYS AT LAW**

DAVID M. DIMATTEO, ESQ.  
MARSHALL A. KELLY, ESQ.

DAVID M. ROACH, ESQ.  
ELIJAH H. MCWHINNEY, ESQ.

December 20, 2024

Carl Hyde Jr., Supervisor  
Town of Bethany  
10510 Bethany Center Road  
East Bethany, New York 14054

*Sent via USPS and E-mail:*

**Re: Retainer Letter for Town Attorney**

Dear Supervisor:

The purpose of this letter is to confirm our engagement for the position of Attorney for the Town of Bethany and to outline the basic services to be provided in exchange for the compensation set forth hereinafter. It is agreed and understood that our client for purposes of this representation is the Town of Bethany and not any of its individual officers, board members, or employees. Absent any special arrangements made, all legal work done by this office will be on the terms and conditions set forth in this letter.

**COMPENSATION**

The compensation for the basic services hereinafter described will be billed at an hourly rate of \$250.00 for attorney time, \$150.00 for paralegal time, and \$80.00 for support staff time, which will be paid monthly by the Town. Compensation for services beyond the scope of basic services (hereinafter referred to as "additional services") shall be billed on an hourly basis at the rate of \$300.00 per hour for attorney time, \$150.00 for paralegal time, and \$80.00 for support staff time, with the lowest billable increment of .10. Compensation for these additional services shall be billed and paid on a monthly basis.

**BASIC SERVICES**

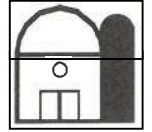
The basic services to be provided in consideration for the above compensation shall be as follows:

- A. General legal consultation to the Supervisor and/or Town Board;
- B. General legal consultation to the Zoning Board of Appeals and/or Planning Board, exclusive of commercial and industrial site plan reviews or substantial residential subdivision reviews;
- C. Legal consultation to the Town Clerk on general administrative matters;
- D. Legal consultation to such Town Department heads as directed by the Supervisor;
- E. General Legal consultation with Zoning Officer;
- F. General Legal consultation with Assessor and Board of Assessment Review;
- G. Attendance at occasional meeting of the Town Board as requested by the Supervisor; it is understood and agreed that attendance at all regularly scheduled meetings shall not be required;
- H. Basic contract review;

87 NORTH MAIN STREET, P.O. BOX 190, WARSAW, NEW YORK 14569  
(585) 786-2110 PHONE ~ WWW.DDIMATTEOLAW.COM ~ (585) 786-0126 FAX



# Genesee County Agricultural and Farmland Protection Board



County Building II, 3837 West Main Street Road, Batavia NY 14020

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David Behm  
Manager, Farmland Protection Program  
NYS Dept. of Agriculture and Markets

January 6, 2024

Dear Mr. Behm;

The Genesee County Agricultural Farmland Protection Board is excited to provide this letter of endorsement for the Adams Farm application to New York State Dept. of Ag & Markets (NYSDAM) for a Farmland Protection Implementation Grant (FPIG).

With land in the Town of Bethany, protection through a perpetual conservation easement will expand on the growing amount of protected farmland in our County. As stated in the 2017 Genesee County Agricultural and Farmland Protection Plan, our County recognizes the importance of agriculture to our economy, environment, residents, and local quality of life. Therefore, we strongly support any efforts to maintain our agricultural vitality and endorse the protection of the Adams Farm.

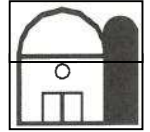
Sincerely,

Donn E. Branton, Chair  
Genesee County Agricultural and Farmland Protection Board

cc: Carl Hyde, Jr., Bethany Town Supervisor; County Legislature; Matt Landers, County Manager; Taylor Wilkie, Genesee Valley Conservancy



# Genesee County Agricultural and Farmland Protection Board



County Building II, 3837 West Main Street Road, Batavia NY 14020

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David Behm  
Manager, Farmland Protection Program  
NYS Dept. of Agriculture and Markets

January 6, 2024

Dear Mr. Behm;

The Genesee County Agricultural Farmland Protection Board is excited to provide this letter of endorsement for the Barniak Farm application to New York State Dept. of Ag & Markets (NYSDAM) for a Farmland Protection Implementation Grant (FPIG).

With land in the Town of Bethany, protection through a perpetual conservation easement will expand on the growing amount of protected farmland in our County. As stated in the 2017 Genesee County Agricultural and Farmland Protection Plan, our County recognizes the importance of agriculture to our economy, environment, residents, and local quality of life. Therefore, we strongly support any efforts to maintain our agricultural vitality and endorse the protection of the Barniak Farm.

Sincerely,

Donn E. Branton, Chair  
Genesee County Agricultural and Farmland Protection Board

cc: Carl Hyde, Jr., Bethany Town Supervisor; County Legislature; Matt Landers, County Manager; Taylor Wilkie, Genesee Valley Conservancy

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Telephone: (585) 815-7901

E-Mail: [planning@geneseeny.gov](mailto:planning@geneseeny.gov)

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**Adjournment**

A **MOTION** was made by Supervisor Hyde, duly seconded by Councilman Fluker to adjourn the meeting at 8:23 p.m. The motion **PASSED** with All In Favor.

BY ORDER OF THE  
BETHANY TOWN BOARD  
DATED: January 13, 2025

Respectfully Submitted,

Shauna Klump, RMC  
Bethany Town Clerk