

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

14 JANUARY 2008

Supervisor Gayton opened the January 14, 2008 Regular Town Board Meeting at 7:30 p.m. with a Moment of Silence followed by Councilman Gick leading in the Pledge of Allegiance.

Town Officials in Attendance were:

Louis Gayton, Supervisor	Bill Gick, Councilman
Walter Wenhold, Councilman	Sue Neer, Councilwoman (7:35 p.m.)
Ed Pietrzykowski, Councilman	Paul Fleming, Highway Superintendent
Debbie Douglas, Town Clerk	Tom Douglas, CEO/ZEO
Bill Shea, Town Justice	Tom McBride, Town Justice
Lee Hendershott, Historian	

Attendees to the Meeting were:

Geoffrey Briggs	Dennis Pietrzykowski
Jeff Fluker, Chief, BVFD	Gail Smith, President, BVFD
John Szymkowiak	Ramon Cipriano
David DiMatteo, Town Attorney	

Finances

Supervisor Gayton presented the finances for the year ending December 31, 2007 as follows:

General Savings	\$542,376.46
WCB Savings	\$ 18,156.15
Highway Savings	\$ 316.15
Capital Project Highway	\$ 29,809.72
AP/PR-Account	\$ 6,163.29
T/A Account	\$ 1,543.59
Petty Cash	\$ 250.00
Highway Fund Misc. Savings	\$ 2,970.31
Total	\$601,586.22

Town Clerk Report – Debbie Douglas

Presented Minutes of the December 10, 2007 Regular Town Board Meeting.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to approve the Minutes of the December 10, 2007 Regular Town Board Meeting as presented. The motion passed with All In Favor.

Presented Minutes of the December 27, 2007 Year End Town Board Meeting.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to approve the Minutes of the December 27, 2007 Year End Town Board Meeting as presented. The motion passed with All In Favor.

Presented Minutes of the January 7, 2008 Special Town Board Meeting.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to approve the Minutes of the January 7, 2008 Special Town Board Meeting as presented. The motion passed with All In Favor.

Received notice from the Genesee County Youth Bureau that they are accepting nominations for Youth, Adult Worker, and Adult Volunteer Awards. Applications are available at the Town Clerks Office.

Received a report from the Genesee County Office for the Aging along with a thank you note from the Bethany Senior Meals Program which were read by the Town Clerk.

Town Clerk read the Annual Report submitted by the Town Historian Lee Hendershott.

Annual Ag Dinner is being held in Alexander on March 15th, 2008. Anyone interested in going should have a check to the Clerk this week.

ZEO/CEO Report – Tom Douglas

In the process of compiling the year end figures for the state.

2006 Code went into effect on January 1, 2008. Inspection of multi-family dwellings and commercial property will now begin. Will be in touch with Fire Chief to coordinate inspections.

Received approval in November to attend the Niagara Frontier Building Officials Annual Conference in Buffalo from January 28-30. Has received notice that he has been called for Jury Duty on January 28. Will be talking to the Commissioner of Jurors and may only be able to attend a portion of the conference.

East Bethany Presbyterian Church received approval for a variance application for a sign.

Highway Superintendent Report – Paul Fleming

With the break in the weather employees were able to perform brake maintenance on two of the plow trucks (1998 and 2001 trucks). The 1993 International is next in line for brake maintenance. New hardware kits and seals were installed.

1998 International was inspected this month.

Salt and sand inventory is adequate for now. More will have to be ordered in a week or two. Some snow fence was damaged in the January 8th wind storm. This will be repaired as time allows.

Justice Report – Bill Shea

No news concerning the grants.

Board Reports

Walter Wenhold, Councilman

Senior Meals

Senior Meals going well. Price of meal will be raised from \$2.50 to \$3.00 this year.

Bill Gick, Councilman

Planning Board

Planning Board met on January 3, 2008 and approved a Land Separation Application for Lor-
Rob Associates (LS07063).

Route 63 corridor was discussed. Councilman Gick checked the website and it appears that nothing new has been added. Web address is www.nysdot.gov.

Chair Williams is asking for training suggestions. ZEO/CEO Douglas stated that now that the town has its own projector, perhaps CD's would be available from County Planning that could be used for training during meetings. He will check into this.

OLD BUSINESS

Fuel Bids

Highway Superintendent Fleming has reviewed the two bids received and suggested that the town stay with Townsend Oil Corp. as their bid specified fluctuating rack price which would be better than the fluctuating price submitted by Dave Reisdorf, Inc.

A motion was made by Councilman Wenhold and seconded by Councilman Pietrzykowski to accept the fuel bid submitted by Townsend Oil Corp. to supply #2 Ultra Low Sulfur Diesel, Unleaded 87-Octane Gas, #2 Heating Oil and Kerosene at the Low Rochester Rack Price plus

delivery charge. LP Gas will be a locked price of \$2.159. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

Siding – Change Orders

Cap top edge of foam and furring strip with aluminum to prevent bug infestation - \$445.06.
Change to detail for exterior sills was necessary to extend sills beyond the J-channel to allow water to shed past the new siding instead of behind it. - \$1,521.78.

A motion was made by Councilwoman Neer and seconded by Councilman Gick to approve the additional expenditure to the siding contract in the amount of \$1,966.84. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

Job Status – Tom Douglas

Windows are all in. Finish sanding and painting on interior needs to be completed. ZEO/CEO has asked for extra weep plugs for the windows. A couple need to be replaced (caulked over) and some should be kept on hand to allow for future replacement.
Siding is 85-90% complete. Because of scheduling, siders will be pulling off for a few days. Will be talking to them about changing the way the faucet in front of the building is finished off. Tom asked that everyone take a walk around the building and let him know if there are any questions or concerns some time this week.

Local Law #1-2008 Public Hearing – Zoning Law Amendment – Wind Energy

Supervisor Gayton opened the public hearing for the zoning law amendments concerning wind energy at 8:05 p.m.

No responses were received to the Town Board’s notification seeking lead agency status. Part 2 of the SEQR was reviewed and completed.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to declare the Bethany Town Board lead agency and adopt a negative declaration as the law will not result in any large and important environmental impacts and authorizing the Supervisor of the Town of Bethany to sign the negative declaration. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

A motion was made by Councilman Gick and seconded by Councilman Wenhold to close the Public Hearing at 8:43 p.m. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski - Yes	

A motion was made by Councilwoman Neer and seconded by Councilman Gick to adopt Local Law #1-2008 entitled “2007 Amendments to the Town of Bethany Zoning Law”. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

NEW BUSINESS

Resolution #1-2008 – Budget Amendments

Due to some accounts being insufficiently funded, Supervisor Gayton presented Resolution #1-2008 Budget Amendments for the Boards consideration.

Both the General Fund and the Highway Fund were within their budgets for 2007.

The insurance payment for repairs to the damaged truck need to be moved to allow payment of bills.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to approve Resolution #1-2008 Budget Amendments. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

2008 Fire Department Officers – Approval of

A list of elected officers and training completed by line officers received from the Fire Department was reviewed.

Fire Chief Jeff Fluker stated that the completed training corresponds with the Bi-Laws of the Fire Department.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to approve the list of officers presented by the Fire Department for 2008 with the provision that they would seek more training especially in the area of equipment operations. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

Snow/Ice Removal & Mowing Contract – Genesee County

Contract for snow & ice control and mowing of county roads is due.

Snow/Ice control for 21.79 miles of county roads at the rate of \$4,749.00 per mile for a total of \$103,480.71.

Mowing 21.79 miles of county roads at the rate of \$359.11 per mile for a total of \$7,825.01.

A motion was made by Councilman Gick and seconded by Councilwoman Neer to authorize Highway Superintendent Fleming to sign the 2008 Joint Agreement of Snow & Ice Control and Mowing on County Roads. The motion passed with the following Roll Call Vote:

Supervisor Gayton – Yes	Councilman Gick – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Yes
Councilman Pietrzykowski – Yes	

Warrant

The Town Board approved payment of the following bills:

	Prepaid	Total
General Fund	\$1,424.68	\$13,816.49
Highway Fund	\$ 0.00	\$16,400.95

Adjournment

A motion was made by Councilman Wenhold and seconded by Councilwoman Neer to adjourn the meeting at 9:15 p.m. The motion passed with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: January 16, 2008

Respectfully Submitted,
Debbie L. Douglas
Bethany Town Clerk