

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

13 OCTOBER 2009

Supervisor Gayton opened the October 13, 2009 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	Susan Neer, Councilwoman
Edward Pietrzykowski, Councilman	Debbie Douglas, Town Clerk
Paul Fleming, Highway Superintendent	Bill Shea, Town Justice
Lee Hendershott, Town Historian	

Town Officials Absent were:

Walter Wenhold, Councilman

Attendees to the Meeting were:

Barb Czworka	Pat Pietrzykowski
--------------	-------------------

Finances

Supervisor Gayton presented the finances for the Month of September 2009.

General Savings	\$687,649.10	
Five Star Bank Savings	\$ 18,242.09	
Highway Savings	\$192,592.59	
Capital Project Highway	\$ 9,247.95	
AP/PR Account	\$ 9,456.21	
T/A Account	\$ 5,155.67	
Petty Cash	\$ 250.00	
Highway Fund Misc. Savings	\$ 2,976.63	
Total		\$925,570.24
Revenues Received		
Town Clerk Fees	\$ 1,683.39	
NYS Department of Taxation	\$ 19,688.00	
NYS Department of Taxation	\$ 3,397.50	
Roy Hersee	\$ 489.40	
NY Municipal Ins. Reciprocal	\$ 2,557.00	
NYS Thruway (CHIPS)	\$ 61,933.55	
Total Revenue		\$ 89,748.84
Total Revenue and Interest		\$ 90,192.09

Town Clerk Report - Debbie Douglas

- Presented minutes of the September 14, 2009 Regular Town Board meeting.

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to approve the Minutes of the September 14, 2009 Regular Town Board meeting as presented. The motion passed with All In Favor.

- Presented minutes of the September 28, 2009 Budget Workshop meeting.

A motion was made by Councilman Pietrzykowski and seconded by Supervisor Gayton to approve the Minutes of the September 28, 2009 Budget Workshop meeting as presented. The motion passed with All In Favor.

- The October G.A.M. meeting will be in Bethany on October 15th.

ZEO Report - Debbie Douglas

- CEO Douglas received notification today for the Niagara Frontier Building Officials annual conference in January. Cost would be \$514 plus mileage to be shared with the Town of Pavilion.

A motion was made by Councilman Gick and seconded by Councilwoman Neer to allow CEO/ZEO Douglas to attend the Annual Niagara Frontier Building Officials Conference in January with the cost of \$514 plus mileage to be shared 50/50 with the Town of Pavilion. The motion passed with the following Roll Call Vote:

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

Highway Superintendent Report - Paul Fleming

- Have started to get trucks ready for winter plowing.
- Mowing continues but is slow due to all the rain.

Town Justice Report - Bill Shea

- Genesee County is the test area for a pilot program for State Trooper plea bargaining.

Board Committee Reports

Councilman Gick

Planning Board

- Planning Board did not meet due to lack of business to conduct.

Councilman Pietrzykowski

Fire Department

- Jeff Fluker has decided to stay in Florida and has resigned his position as Fire Chief.
- Jeff Wolak is now the Fire Chief for the remainder of the year with each officer moving up in rank respectively.

Councilman Wenhold as presented by Clerk DouglasZoning Board of Appeals

- Met on September 23 and approved the Area Variance application submitted by David Graham to build an accessory building in front of the main structure on the property located at 5069 Cacner Road.

Senior Meals

- Senior Meals are still going well with approximately 24 participants with the cost per person being \$3.00.

Pavilion Library

- The Library will be holding a Bake Sale and Book Sale on Friday, October 16 and Saturday, October 17. To accommodate everyone, the regular hours will be extended. Check the local papers for more information.

OLD BUSINESS

Old Town Hall Preservation Committee

- After speaking with the Town Attorney David DiMatteo and ZEO/CEO Douglas, it was suggested that the best course of action would be to issue a Temporary Use Permit to allow the Town to lease the space for a retail business.
- The Temporary Use Permit would be good for one year with a possible extension of six months.
- This would allow the Town time to look at the zoning and code issues and make any necessary adjustments.

A motion was made by Councilman Gick and seconded by Councilwoman Neer to ask the Planning Board to direct the ZEO to issue a Temporary Use Permit for the Old Town Hall. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes

Councilman Gick - Yes

Councilwoman Neer - Yes

Councilman Pietrzykowski - Yes

- Historian should be able to start moving in to his space in the next week or so.
- Track lighting for displays was discussed but will wait until displays are set up.
- Barb Czworka is the new secretary for the committee.

Recycling

- Have not received a contract from J.C. Fibers yet.
- Councilman Pietrzykowski has started researching and pricing storage units.

2010 Budget

- Preliminary Budget was reviewed. Tax rate is the same as last year.
- A Public Hearing will be held on November 9, 2009 at 8:00 p.m.

NEW BUSINESS

Fall Local Government Workshop

- Workshop will be held in Batavia on November 20.
- Town Clerk should have any registrations by October 31st so registration fees may be vouchered.

Sale of Town Property

- Pat Pietrzykowski approached the Town Board about buying or possibly trading some property near the Transfer Station.
- Supervisor Gayton will speak to the Town Attorney concerning the Town' s options and the procedures to follow.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to allow Pat Pietrzykowski to hold off moving his belongings from the town' s property until the next Regular Town Board meeting when more information concerning the resolution of this problem may be available. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes
Councilwoman Neer - Yes

Councilman Gick - Yes
Councilman Pietrzykowski - Yes

Warrant

The Town Board approved payment of the bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$2,084.71	\$ 6,893.94
Highway Fund	\$4,296.92	\$12,860.96

Reading of the Minutes - Suspension of

A motion was made by Councilwoman Neer and seconded by Councilman Gick to suspend the reading of the Minutes. The motion passed with All In Favor.

Adjournment

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to adjourn the meeting at 8:40 p.m. The motion passed with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: October 14, 2009

Respectfully Submitted,

Debbie L. Douglas, Clerk
Town of Bethany