

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

09 MARCH 2009

Supervisor Gayton opened the March 9, 2009 Regular Town Board Meeting at 7:27 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	Walter Wenhold, Councilman
William Gick, Councilman	Sue Neer, Councilwoman
Edward Pietrzykowski, Councilman	Debbie Douglas, Town Clerk
Bill Shea, Town Justice	Paul Fleming, Highway Superintendent
Lee Hendershott, Town Historian	

Attendees to the Meeting were:

Richard Nolt	Barb Czworka
Gail Smith	Ramon Cipriano

Finances

Supervisor Gayton presented the finances for the Month of February 2009 as follows:

General Savings	\$1,012,614.44	
Five Star Savings	\$ 18,232.54	
Highway Savings	\$ 75,436.31	
Capital Project Highway	\$ 33,731.50	
AP/PR Account	\$ 2,401.30	
T/A Account	\$ 1,091.69	
Petty Cash	\$ 250.00	
Highway Fund Misc. Savings	\$ 2,974.86	
Total		\$1,146,732.64

Revenues Received

Town Clerk Fees	\$ 221.89	
Town Clerk Fees	\$ 1,510.08	
Genesee County Treasurer	\$ 58,404.94	
Roy Hersee	\$ 489.40	
Roy Hersee	\$ 489.37	
Norma Bower, Tax Collector	\$ 45,480.50	
Pavilion Community Chest	\$ 1,000.00	
US Gypsum Co.	\$ 28.76	
Town of Pavilion	\$ 254.00	
Total Revenue		\$107,878.94
Total Revenue and Interest		\$107,882.93

Town Clerk Report - Debbie Douglas

- Presented Minutes of the February 9, 2009 Regular Town Board Meeting.

A motion was made by Councilwoman Gick and seconded by Councilman Wenhold to approve the Minutes of the February 9, 2009 Regular Town Board Meeting as presented. The motion passed with All In Favor.

- Denise Merle Courtwright, Mother of Highway Department employee Joel Merle, passed away on February 15, 2009. The family declined flowers but requested that memorials be made to Stevens Memorial Library, Crossroads House or to the donor's choice. The Town usually spends \$50 for flowers.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to send a \$50.00 memorial to Stevens Memorial Library in honor of Denise Merle Courtwright. The motion passed with the following Roll Call Vote:

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

- Newsletters have been mailed.

Total mailed	781	
Printing cost		\$815.35
Postage		\$328.02
Total		\$1,143.37 (\$1.46/letter)
- NYS Department of Labor performed a Fire Inspection on February 11, 2009.
 - o 2 exit signs were out. Bulbs have since been replaced.
- Received a letter from Preferred Mutual Insurance Company asking for payment of \$4,049.31 for damages from an accident caused by "Unsafe Public Road Conditions" on July 7, 2008.
 - o Spoke with Adam Miller who was Second Assistant Chief of the Fire Department at the time and is now working at Genesee County Dispatch. He could find no record of an accident in the Town of Bethany on that date with either the Fire Department or the County.
 - o Spoke with Highway Superintendent Paul Fleming; he has no knowledge of any such incident.
 - o Faxed information to Town Attorney David DiMatteo who in turn wrote a letter to Preferred Mutual notifying them that the Town has not receive a notice of claim for this incident and that no record can be found of any such incident taking place in the Town of Bethany. A letter was also sent to Tompkins Insurance asking them to notify NYMIR of the situation. Received a call from Tim Spezzano of Tompkins Insurance informing me that NYMIR has been notified.
- GLOW will be holding a Hazardous Waste Collection on May 9, 2009. It is necessary to make an appointment for drop off. Flyers are available at the Town Hall and at the Transfer Station.

- The Town of Bethany will be recognized by Smoke Fee Now during the Commitment to Our Community 2009 Recognition Breakfast being held on April 28, 2009. Any official who would like to represent the Town is welcome to attend.
- Fire extinguishers at the Town Hall and Community Center were inspected by Trost Fire Equipment Company on February 18, 2009.

Highway Superintendent Report - Paul Fleming

- Salt and sand inventory looks to be adequate.
- Highway crew has been working on truck and plow repairs. Three trucks have been NYS inspected.
- There have been a few road shoulder washouts due to the rapid thawing and rain of recent.
- The Highway Department received the new pickup truck.
- Fire extinguishers at Highway Department were inspected by Trost Fire Equipment Company.

Town Justice Report - Bill Shea

- Received new handheld metal detection wand but it does not work.
- Will be set up to accept credit cards soon.
- Has \$2,400 to be used toward an alarm system from the grant. Will start getting prices.
- Awaiting the delivery of a 4-drawer fire-proof filing cabinet which was also obtained through the grant.

Board Committee Reports

Bill Gick, Councilman

- Recently spoke with Tim Yaeger regarding grants for generators. Tim will advise if he hears of any.
- Planning Board met on March 5, 2009 and approved a site plan amendment for the Special Use Permit for Baskin Livestock.
 - o Rules for agriculture and agricultural based businesses have been relaxed. Town Attorney David DiMatteo will attend the April Town Board Meeting to discuss this matter.

Walter Wenhold, Councilman

- Pavilion Public Library is looking for a Trustee and a part-time Librarian.
- Received a letter from the Genesee County Office for the Aging requesting the annual payment of \$500 to the Genesee Senior Foundation, Inc. for the Bethany Senior Meals Site. Also received a thank you note from Betty Grasso who is the Meal Site Manager.

A motion was made by Councilman Gick and seconded by Councilman Pietrzykowski to approve payment to the Genesee Senior Foundation, Inc. in the amount of \$500 for the Senior Meals Site in Bethany. The motion passed with the following Roll Call Vote:

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

Ed Pietrzykowski, Councilman

- Things are going well at the Fire Department. Attended the Installation Banquet.

OLD BUSINESS

Old Town Hall Update - Bill Gick

- Dave Carli has spoken with the engineer from Siracuse Engineers. The proposal has been returned to them and hopefully they will meet in the next week or two.
- The Discover Bethany Presentation will be held at the Community Center on April 19, 2009 at 2:00 p.m.
 - o Cynthia Howk will be doing the presentation.
 - o GCC will be video taping.
 - o Roger Muehlig from the Daily News has been contacted. Pennysavers will also be contacted.
 - o The map has been completed and is in Cynthia's hands.
- The Town is eligible to reapply for the Rochester Area Community Foundation Grant.

Recycling Update - Ed Pietrzykowski

- Reviewed costs of current method.
- Discussed storage of baled materials, man power and cost, equipment needed to move and transport materials, etc.
- Cost to upgrade current electrical system at Transfer Station would be approximately \$1,075 including the inspection.
- The Town of Pavilion may have a baler that they would be willing to give the Town. Makes a smaller size bale. Need to see if the small bale will work for the companies who buy the materials.
- Suggested that the Town start by baling the plastics and separating glass from tin. Will be cheaper when picked up.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to take the motion from the February meeting off the table. The motion from the February meeting was as follows "A motion was made by Councilman Gick and seconded by Councilman Wenhold to table any action on the purchase of a baler until the March meeting so that more information will be available." The motion passed with the following Roll Call Vote:

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

- Councilman Pietrzykowski noted that Circuit City has stores in the area that have closed as of today and have balers for sale. Will contact them tomorrow.

Special Town Board Meeting

- The Town Board will hold a Special meeting at 7:00 p.m. on Monday, March 16, 2008 to discuss the purchase of a baler.

NEW BUSINESS

Recycled Metal - Stanley Stabba & Sons

- It was discovered that the Town had not been paid for metal that was taken to Stabba's from the Transfer Station during 2008.

- Dave Stabba dropped off a check in the amount of \$1,230.80 with his apologies. He paid for the metal at the market price at the time it was dropped off.

Water District - Ambrose Overpayment

- Neil and Janet Ambrose were mistakenly charged twice for the debt payment on the water district.
- They should be billed by and make payment to the Town of Batavia as per the Retail Water Supply Agreement.
- They were also billed on their Town and County Tax bill.
- They were sent a form to submit to the County to be reimbursed for the overpayment. The County will then send a bill to the Town.

Public Hearing - Fire Protection Contract

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to open the Public Hearing for the 2009 Fire Protection Contract with the Bethany Volunteer Fire Company at 8:20 p.m. The motion passed with All In Favor.

- No one was present to speak concerning the Fire Protection Contract.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to close the Public Hearing at 8:41 p.m. The motion passed with All In Favor.

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to authorize Supervisor Gayton to sign the 2009 Fire Protection Contract with the Bethany Volunteer Fire Company a payment to the Fire Company of \$76,000. The contract is to run from April 1, 2009 through March 31, 2010. Payment will be received upon receipt of the Fire Company budget. The motion passed with the following Roll Call Vote:

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

Resolution #4-2009 - Replacement of Mercury Vapor Light with Sodium Light at the Corner of Francis Road and Paradise Road

- Replacing the mercury Vapor light with a sodium light will allow the lighting bill to be moved to the street lighting account and will save the Town approximately \$55 per year.

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to approve Resolution #4-2009 "Replacement of Mercury Vapor Light with Sodium Light at the Corner of Francis Road and Paradise Road. The motion passed with the following Roll Call Vote:

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

Property Photos Project

- Assessor Deborah Conti has contact Irene Will from Oakfield to perform the 2009 Property Inventory Photo Project. She will be photographing during the months of March and April.
- The cost will be \$1 per parcel photo, not to exceed \$1,000. This charge includes installation and loading of data. This project was funded in the 2009 Assessor's budget.

Transfer of Funds - Highway Pickup

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to move \$24,490 from the Capital Projects Fund to the Machinery Fund to pay for the purchase of the new pickup truck. 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 bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$3,163.68	\$10,577.07
Highway Fund	\$4,296.92	\$35,998.93

Reading of the Minutes - Suspension of

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold 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 9:00 p.m.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: March 10, 2009

Respectfully Submitted,

Debbie L. Douglas, Clerk
Town of Bethany