

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

14 March 2011

Supervisor Gayton opened the March 14, 2011 Regular Town Board Meeting at 7:28 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 | Edward Pietrzykowski, Councilman |
| Susan Neer, Councilwoman | Debbie Douglas, Town Clerk |
| Bill Shea, Town Justice | Paul Fleming, Highway Superintendent |
| Lee Hendershott, Town Historian | |

Others in Attendance were:

| | |
|----------------------|--------------------|
| David Gollus, NYSDCP | Barb Czworka |
| Pat Pietrzykowski | Barb Pietrzykowski |
| Mary Miller | Gail Smith |
| John Szymkowiak | |

Guest Speaker - David Gollus, NYS Deferred Compensation Plan

- The plan is 457B which is similar to a 401K retirement plan.
- This plan is available to public sector entities and has no age restriction.
- Money placed in the plan may be tax deferred until the age of 70 ½.
- The plan is at no cost to the employer.
- A Board resolution is needed to implement the plan.
- Mr. Gollus is willing to have individual meetings with anyone who would like to invest in Deferred Compensation.

Finances

Supervisor Gayton presented the finances for February 2011.

| | | |
|------------------------------|--------------|----------------|
| General Savings | \$950,026.72 | |
| Five Star Bank Savings | \$ 18,257.76 | |
| Highway Savings | \$276,470.92 | |
| Capital Project Highway | \$ 6,749.20 | |
| AP/PR Account | \$ 17,318.32 | |
| Trust & Agency Account | \$ 4,289.59 | |
| Petty Cash | \$ 250.00 | |
| Highway Fund Misc. Savings | \$ 858.44 | |
| | | |
| Total | | \$1,274,220.95 |
| Revenues Received | | |
| Town Clerk Fees | \$ 2,352.60 | |
| Stanley Staba | \$ 543.90 | |
| NYS Dept. Taxation & Finance | \$ 7,282.50 | |
| JC Fibers | \$ 513.60 | |

| | | |
|----------------|----|-----------|
| US Gypsum | \$ | 32.54 |
| Genesee County | \$ | 55,281.23 |

| | | |
|--------------------------|----|-----------|
| Total Revenue | \$ | 66,006.37 |
| Total Revenue & Interest | \$ | 66,344.99 |

Town Clerk Report - Debbie Douglas

- Presented the Minutes of the February 14, 2011 Regular Town Board meeting.
 - o An omission was noted and will be added to the minutes on page 3 "Planning Board Vacancy". The following will be added to the minutes. "The current Planning Board Secretary, Tim Leary, has also submitted a letter of interest for the vacant position. The Town Board discussed his letter and would like him to continue as Planning Board Secretary and be appointed as the alternate member in addition to serving as Planning Board Secretary when the law allowing such an appointment is in place."

A motion was made by Councilman Gick and seconded by Councilman Wenhold to approve the February 14, 2011 Regular Town Board minutes with the above noted correction. The motion passed with All In Favor.

- Presented the Minutes of the February 28, 2011 Special Town Board meeting.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to approve the February 28, 2011 Special Town Board Meeting minutes as presented. The motion passed with All In Favor.

- All fire extinguishers in Town Buildings have been inspected and maintenance has been performed as needed.
- The annual fire inspection has been completed with no deficiencies.
- The G/FLRPC Spring Local Government Workshop held at Burgundy Basin will be held on May 13th. Registration forms should be in to the Town Clerk no later than April 5 for approval at the April Town Board meeting.

Highway Superintendent Report - Paul Fleming

- Have been patching potholes and picking up trash along roadsides.
- Have been picking up trash along roadsides.
- Working on normal equipment maintenance.
- Have attended safety training.

Town Justice Report - Bill Shea

- Received notice that approximately \$8,100 will be received from the JCAP grant application to go toward a generator or air conditioning.
- Justices will soon have to report to the state electronically with funds submitted to the Town and then disbursed to the state.
- The DEC has told the Justices that they will be cracking down on burn barrels beginning this spring.

Board Committee ReportsBill Gick, Councilman

- Planning Board did not meet in March as there were no applications to review.

Ed Pietrzykowski, Councilman

- Fire Department has turned in their budget. They have been training.
- Will be meeting with vendors for replacement of current lighting with energy efficient lighting in the Community Center and Town office. May include Fire Department truck garage.
- Prices for recyclables are going up.
- EPA will require the recycling of electronic components. Board will have to consider pricing for disposal of these components.

OLD BUSINESS

Union Contract

- It looks as if a settlement may have been reached. The Union will make changes to the contract and forward it to the Town Board for review.

Resolution #6-2011 Setting Public Hearing for Local Law #1-2011 Alternate Board Members - Planning Board & ZBA

A motion was made by Councilman Wenhold and seconded by Councilman Gick to adopt Resolution #6-2011 Setting the Public Hearing for Local Law #1-2011 allowing for the appointment of alternate board members for the Planning Board and the Zoning Board of Appeals to be held at 8:00 p.m. on Monday, April 11, 2011. The motion passed with the following Roll Call Vote:

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

Zoning Board of Appeals - Vacancy

- The Board spoke with Mary Miller who submitted a letter of interest concerning the open ZBA seat.

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to appoint Mary Miller to the vacant position on the Zoning Board of appeals. The term will expire on December 31, 2017. The motion passed with the following Roll Call Vote:

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

Request for Bids - Generator - Community Center/Town Hall

- Since the Justice Court has received a grant of approximately \$8,100 toward the purchase of a generator, bids will need to be solicited.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to solicit bids for a generator for the Community Center/Town Hall with bid opening to be at the May 9, 2011 meeting. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes
 Councilman Wenhold - Yes
 Councilman Pietrzykowski - Yes

Councilman Gick - Yes
 Councilwoman Neer - Yes

Informational Meeting - Sale of Old Town Hall

- The Town Board is working on listing the Old Town Hall for sale and would like to hold an informational meeting for the residents of the Town.

A motion was made by Supervisor Gayton and seconded by Councilman Wenhold to hold an informational meeting regarding the sale of the Old Town Hall at 7:00 p.m. on Wednesday, April 27, 2011. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes
 Councilman Wenhold - Yes
 Councilman Pietrzykowski - Yes

Councilman Gick - Yes
 Councilwoman Neer - Yes

NEW BUSINESS

Fire Protection Contract - Renewal of

- The Town Board has received a copy of the Fire Department's Budget for 2011/2012.

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to authorize Supervisor Gayton to sign the 2011/2012 Fire Protection Contract. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes
 Councilman Wenhold - Yes
 Councilman Pietrzykowski - Yes

Councilman Gick - Yes
 Councilwoman Neer - Yes

Fire Department - Propane

- Pat Pietrzykowski who was representing the Fire Department asked if it would be possible for the Fire Department to be included in the Town's fuel bid.
- Highway Superintendent Fleming will look into whether they can get delivery starting right away or if they would have to wait for the next bidding process.

Culvert on Cacner Road

- Pat Pietrzykowski asked if the Town could look into replacing a culvert on Cacner Road. He feels that it is too small and is not working effectively.
- Highway Superintendent Fleming will look into this.

Cutting of Bush - Corner of Cacner and Bethany Center Road

- A bush was cut out on the corner of Cacner and Bethany Center Road.
- The owners of the property Barb and Pat Pietrzykowski were away for the weekend and came home to find the bush gone.
- Highway Superintendent Fleming will look into the matter.

Transfer Station - Summer Hours

- The Transfer Station will resume Wednesday summer hours (4 p.m. - 8 p.m.) beginning April 6.

Warrant

The Board approved payment of the bills as follows:

| | <u>Prepaid</u> | <u>Total</u> |
|--------------|----------------|--------------|
| General Fund | \$1,861.44 | \$13,688.68 |
| Highway Fund | \$5,326.36 | \$18,898.25 |

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 Councilman Wenhold to adjourn the meeting at 8:35. p.m. The motion passed with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: March 17, 2011

Respectfully Submitted,

Debbie L. Douglas
Bethany Town Clerk