

REGULAR TOWN BOARD MEETING

13 JULY 2015

Supervisor Hyde opened the July 13, 2015 Regular Town Board Meeting at 7:01 p.m. with a prayer offered by Councilman Wenhold followed by the Pledge of Allegiance.

Town Officials in Attendance were:

Carl Hyde, Jr., Supervisor	Daniel Adams, Councilman
Walter Wenhold, Councilman	Jeffrey Fluker, Councilman
Debbie Douglas, Town Clerk	William Shea, Town Justice
Linda Schmidt, Town Historian	

Town Officials Absent were:

Susan Neer, Councilwoman	Paul Fleming, Highway Superintendent
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Attendees to the Meeting were:

Jim Phillips, BVFD President	Maelynn Hyde
Sandy Fluker	Bill Gick
Gary Donnelly	Barb Czworka
Don Schmidt	Joe Nowakowski
Tom Stringham	Joel Merle

Finances

Supervisor Hyde presented the finances for June 2015.

General Savings	\$	808,071.25	
Contingent Account	\$	302,287.48	
Highway Savings	\$	158,761.39	
Highway Fund Misc. Savings	\$	859.89	
Capital Project Highway	\$	69,476.29	
AP/PR Account	\$	35,262.65	
Trust & Agency Account	\$	6,420.12	
Petty Cash	\$	200.00	
Justice Savings	\$	39,716.91	
Total			\$ 1,421,055.98

Revenues Received			
Debbie Douglas, Town Clerk	\$	3,393.29	
Stanley Staba & Sons	\$	237.60	
Genesee County Treasurer	\$	4,209.42	
NYS Dept. of Taxation & Finance	\$	2,215.19	
Bethany Justice – William Shea	\$	872.00	
Bethany Justice – Thomas McBride	\$	1,295.00	
Total Revenue	\$	12,222.50	
Total Interest	\$	33.61	
Total Revenue			\$ 12,256.11

PUBLIC HEARING – SUP1503 – THOMAS STRINGHAM – POND

- Supervisor Hyde opened the public hearing for the Special Use Permit application submitted by Thomas Stringham for the construction of a

recreational pond on the property located at 10204 Transit Road (TMP # 6.-1-30) at 7:03 p.m.

- No one was present to speak concerning the application.
- Supervisor Hyde closed the public hearing at 7:25 p.m.

Resolution #29-2015 SUP1503 – Thomas Stringham – Pond – Negative Declaration

WHEREAS, the Bethany Town Board, as lead agency, is required to perform SEQR for any Special Use Permit, and

WHEREAS, the Bethany Town Board did perform SEQR and found no negative impacts were present, now

On **MOTION** of Councilman Wenhold duly seconded by Councilman Fluker, be it

RESOLVED that the Town Board issues a Negative Declaration for SEQR for the Special Use Application (SUP1503) submitted by Thomas Stringham for the installation of a recreational pond on the property located at 10204 Transit Road, East Bethany, NY (TMP#6.-1-30).

Motion **PASSED** with the following Roll Call Vote:

- | | |
|--------------------------|----------------------------|
| Supervisor Hyde – Yes | Councilman Adams – Yes |
| Councilman Wenhold – Yes | Councilwoman Neer – Absent |
| Councilman Fluker – Yes | |

Resolution #30-2015 SUP1503 – Thomas Stringham – Recreation Pond – Approval of

WHEREAS, Thomas Stringham has submitted a Special Use Application to the Town of Bethany for the installation of a recreational pond, and

WHEREAS, such application was submitted in its entirety to the Genesee County Planning Board and the Town of Bethany Planning Board, and

WHEREAS, the Genesee County Planning Board have recommended disapproval of the application requiring the Town Board to over-ride their recommendation with a super-majority vote, and

WHEREAS, the Town of Bethany Planning Board has recommended approval of the special use application, and

WHEREAS, in accordance with Town of Bethany Zoning Law Article 210, Section C the Bethany Town Board did hold a public hearing where any interested parties for or against were heard, and

WHEREAS, the Bethany Town Board did perform SEQR review issuing a Negative Declaration, now

On **MOTION** of Councilman Wenhold duly seconded by Councilman Fluker the Special Use Permit Application (SUP1503) submitted by Thomas Stringham for the installation of a recreational pond on the property located at 10204 Transit Road (TMP #6.-1-30).

Motion **PASSED** with the following Roll Call Vote:

Supervisor Hyde – Yes	Councilman Adams – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Absent
Councilman Fluker – Yes	

Town Clerk Report – Debbie Douglas

- Presented the Minutes of the June 8, 2015 Regular Town Board Meeting.

A **MOTION** was made by Councilman Wenhold and seconded by Councilman Fluker to approve the Minutes of the June 8, 2015 Regular Town Board meeting as presented. The motion **PASSED** with All In Favor.

- Visited the Bethany Senior Meal site with Supervisor Hyde. Provided information to the attendees and answered some questions.
- The Clerk’s Monthly Report and Bank Statements for June were reviewed by the Town Board.

Highway Superintendent Report – Paul Fleming read by Town Clerk

- The milling machine will be grinding a portion of Cacner Road. This will enable us to add stone to the base thus helping to make the road much more stable. This project will take some time so it can be expected that the road will be rough and that it will be necessary to reduce speed when traveling on that road. It may be best to avoid traveling this road if possible during this project.
- The Paul Road project is not complete at this time. The Town of Batavia crew is helping with the grader patching on the remaining section. They will be helping with patching on other roads as well.
- Residents of Paul Road have expressed concern that the ends of their driveways have a lip where the driveway meets the edge of the road. By the time the project is completed on that road, the lips will be repaired.
- Recent weather, rot and overgrowth have made it necessary to cut branches and trees on Mill Road. There were some limbs that were ready to collapse on the roadway. There is a lot of trimming that needs to be done on that road (perhaps the entire road). Trimming will be worked in as time allows. Residents should notify the Highway Superintendent if they notice that there are branches or trees that are in danger of coming down so that they can be taken care of before an incident happens.

Historian Report – Linda Schmidt

- This spring has been very busy.
- Several genealogy requests have been received in the last few weeks.
- Currently working on several long-term research projects, including one for a writer from Australia who is writing a book about World War II plane crashes in the Pacific. He has asked me for information on one of our former residents who crashed and was MIA in 1945, Eldred Kellogg.
- The County Historians are all working on a book, under the direction of Michael Eula, County Historian, covering the culture and life of residents of the county from 1800 to the present.

Board Committee Reports

Councilman Wenhold

- Senior Meals are going well. Attendance is a little low.
 - Supervisor Hyde and the Town Clerk attended a meal and spoke with the attendees about any concerns or questions they had.
 - On July 29th, there will be a summer picnic at Darien Lake State Park.

- The Planning Board met on July 2nd with several applications to review.
 - o A Site Plan Review application submitted by Verizon for co-location on the existing cell tower was reviewed and approved.
 - o A Special Use Permit submitted by Thomas Stringham for the construction of a recreational pond was reviewed and approval was recommended to the Town Board.
 - o A Site Plan Review submitted by Baskin Livestock received approval for the construction of a cover over the existing truck wash.
 - o A Land Separation Application submitted by Carl and Catherine Hyde received final approval.
 - o A Land Separation Application submitted by the West Bethany Baptist Church received preliminary approval with final approval to be granted when proof of the required merges is received.
 - o A Land Separation Application received by Lor-Rob Associates LLC II received preliminary approval with final approval to be granted when proof of the required merges is received.

Councilman Fluker

- Thankfully there have been very few calls.
- The Fire Department is still in need of volunteers.

OLD BUSINESS

Proposed Water District – Little Canada, Torrey, East Bethany-LeRoy & Clipnock Roads – Update

- A joint meeting was held in Stafford for the residents of the proposed water districts on July 1st.
- Petitions were available for signing that evening and will remain open for signing until the end of July.
- Each petition will require participation of at least 51% of the total value of the proposed district to move forward to the next step.

Proposed Water District – Creek & Putnam Roads – Update

- Mr. Baskin has taken the income surveys for the people who have not responded and will be contacting them.

Teamsters Health & Hospital Fund Participation Agreement

- After researching correspondence concerning the Health and Hospital Fund Participation Agreement it was discovered that the Legal Option had been negotiated out of the coverage.
- The Union acknowledged this and the Legal Option was removed.
- Both the Union and the Town signed the agreement.

Old Town Hall – Update

- An informational meeting was held on July 10th.
- Options were discussed and completed surveys were turned in by the people in attendance. (19 people attended).
- The Supervisor will be scheduling a work session so that the Board can review the surveys and discuss the options for the building.

PERB Hearing

- The hearing was held on July 9th with no resolution. There will be a second meeting on July 30th.

Board of Assessment Review – Appointment

- Joseph Nowakowski has submitted a letter stating his interest in being appointed to the vacant position on the Board of Assessment Review which was previously held by Francis Brunner.

A **MOTION** was made by Councilman Fluker duly seconded by Councilman Adams to appoint Joseph Nowakowski to the vacant position on the Board of Assessment Review. He will fulfill the term which was vacated by Francis Brunner which expires on September 31, 2017.

Motion **PASSED** with the following Roll Call Vote:

Supervisor Hyde – Yes	Councilman Adams – Yes
Councilman Wenhold – Yes	Councilwoman Neer – Absent
Councilman Fluker - Yes	

NEW BUSINESS

USPS – Property Inquiry

- The United States Postal Service has made an inquiry concerning vacant land in the Town on which a new Post Office could be built.

Warrant

- The Board approved payment of the bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$ 6,095.13	\$ 18,707.45
Highway Fund	\$ 0.00	\$ 78,889.39
Fire Protection Fund	\$ 0.00	\$ 0.00
Water Fund	\$ 0.00	\$ 0.00
Justice Fund	\$ 0.00	\$ 174.92

Adjournment

A **MOTION** was made by Councilman Adams duly seconded by Councilman Fluker to adjourn the meeting at 7:27 p.m. The motion **PASSED** with All In Favor.

BY ORDER OF THE
 BETHANY TOWN BOARD
 DATED: July 14, 2015

Respectfully Submitted,
 Debbie L. Douglas, RMC
 Bethany Town Clerk