

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

10 OCTOBER 2006

Supervisor Gayton opened the October 10, 2006 Regular Town Board Meeting at 7:30 p.m. with a moment of silence followed by Councilmen Gick leading in the Pledge of Allegiance.

Town Officials in Attendance were:

Louis Gayton, Supervisor	Joyce Fleming, Councilwoman
Walter Wenhold, Councilman	Bill Gick, Councilman
Susan Neer, Councilwoman	Tom Douglas, CEO/ZEO
Roy Hersee, Highway Superintendent	

Attendees to the Meeting were:

David DiMatteo, Town Attorney
Approximately 15 Citizens

Finances

Supervisor Gayton presented the finances for September 2006.

Town Clerk Report – Debbie Douglas
Presented the minutes for the September 11, 2006 Regular Board Meeting.

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to approve the Minutes of the September 11, 2006 Regular Town Board Meeting as presented. The motion passed with All In Favor.

Reminder to the Board that the Fall 2006 Local Government Workshop is on Friday, November 17, 2006. Clerk will be happy to make reservations for anyone interested in going.

ZEO/CEO Report – Tom Douglas
Issued approximately seven permits in September.
File one variance application.
Sent two Site Plan Review Applications to the Planning Board.
Noted that new state law has been passed requiring four hours of mandated training for Planning Board and Zoning Board of Appeals members.
The County Planning Department may be able to offer the training so that it can be held at night and people will not have to take time off from work to attend.
Members cannot be reappointed without the necessary training.
Training above the mandated 4 hours may be carried over to the next year.
Attended the All Hazards Mitigation meeting held at the Genesee County Fire Training Center on September 27, 2006 with Supervisor Gayton.
Maps have been finalized.
With the new Part 1203 Multi-family dwellings and places of public assembly will need to be inspected. Has worked with Town Assessor Deb Conti to get a list together.
Met with people from ISO.
The Town previously had a rating of 4 (good).
Rating has gone down to a 9 because the new code from the State is not in the final draft stage. Every municipality in the state is in the same situation.
ISO is holding their report as long as possible in order to give more time for the codes to be updated.
They found no deficiencies.

Highway Superintendent Report – Roy Hersee
 Broomed loose stone from seal job on Molasses Hill and McLernon Roads.
 Helped with paving in the Town of Bergen.
 Updated road signs, still have some left to do.
 Have completed a lot of the shoulder mowing including mowing back and trimming trees.
 Superintendent Hersee and Mark Heale attended FEMA training.
 Have started setting the trucks up for winter.

Board Committee Reports

Joyce Fleming – Councilwoman
 Planning Board
 Met on October 5, 2005.
 Held public hearing for Comprehensive Plan updates.
 Update not ready from Wind Turbine Committee
 Holland Highlift Site Plan Review was approved.

Walter Wenhold – Councilman

Senior Meals Program is going well. Approximately 20-25 attendees.

Bill Gick – Councilman

Wanted to note that passports may now be obtained at the local DMV office.

OLD BUSINESS

Comprehensive Plan Update

Planning Board referred the Comprehensive Plan to the Town Board by resolution during the October 5, 2006 meeting.

Supervisor Gayton thinks that the Town Board will hold a public hearing during December's regular Town Board meeting.

Local Law #1-2006 - Moratorium Extension – Wind Energy

At 8:00 p.m. Supervisor Gayton opened the public hearing for Local Law #1-2006 Imposing a Nine-Month Moratorium on the Placement of Wind Energy Conversion Systems, Windmills, and/or Meteorological Testing Towers in the Town of Bethany. The public hearing was closed by Supervisor Gayton at 8:30 p.m.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to adopt by Resolution #19-2006 Local Law #1 of 2006 entitled Local Law Imposing a Nine-Month Moratorium on the Placement of Wind Energy Conversion Systems, Windmills, and/or Meteorological Testing Towers in the Town of Bethany. The motion passed with the following Roll Call Vote:

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

Local Law #2-2006 – Part 1203 Update

At 8:03 p.m. Supervisor Gayton opened the public hearing for Local law #2-2006 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code.

The public hearing was closed by Supervisor Gayton at 8:35 p.m.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to adopt by Resolution #20-2006 Local Law #2-2006 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code. The motion passed with the following Roll Call Vote:

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

Wind Study Committee – Final Report

Board was informed by committee chair Fran Ashley that the report was not ready. Supervisor Gayton asked that the report be ready by the next board meeting.

2007 Preliminary Budget – Public Hearing

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to set by Resolution #21-2006 a public hearing for the 2007 Budget at 8:00 p.m. on November 13, 2006 at the Bethany Community Center. The motion passed with the following Roll Call Vote:

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

Fuel Bids – Opening

Four bids were received and opened. One was a duplicate bid from Griffith Oil. Bids were also received from Townsend Oil and Dave Reisdorf, Inc.

Highway Superintendent Hersee will review the bids and make a recommendation to the Town Board.

NEW BUSINESS

Resolution #17-2006 – Bonding of the Tax Collector

A motion was made by Councilman Wenhold and seconded by Councilman Gick to adopt Resolution #17-2006 Bonding of the Town of Bethany Tax Collector. The motion passed with the following Roll Call Vote:

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

Resolution #18-2006 – Setting of Fees for Site Plan Review

A motion was made by Councilman Gick and seconded by Councilwoman Fleming to adopt Resolution #18-2006 Setting of Fees for Site Plan Review as follows:

Simple Site Plan Review	\$ 50.00
Site Plan Review involving A public hearing	\$100.00

The motion passed with the following Roll Call Vote:

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

Jim Phillips – Fire Department President

Attended training at Montour Falls Fire Academy.

Learned that there are many things that the Fire Department needs to work on updating.

WARRANT

The Town Board approved payment of bills as follows:

	Prepaid	Total
Highway Fund	\$2,601.90	\$26,054.92
General Fund	\$1,910.31	\$ 6,276.05

Adjournment

A motion was made by Councilman Gick and seconded by Councilman Wenhold to adjourn the meeting at 8:50 p.m. The motion passed with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: October 16, 2006

Respectfully Submitted,
Debbie L. Douglas
Bethany Town Clerk