

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

13 NOVEMBER 2006

Supervisor Gayton opened the Regular meeting of the Bethany Town Board 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	Joyce Fleming, Councilwoman
Walter Wenhold, Councilman	Bill Gick, Councilman
Sue Neer, Councilwoman	Tom McBride, Town Justice
Roy Hersee, Highway Superintendent	

Attendees to the Meeting were:

Ester Leadley, Genesee County Legislature
 Ramon Cipriano, Planning Board/Wind Turbine Study Committee
 Francis Ashley, Wind Turbine Study Committee Chair
 Geoffrey Briggs, Wind Turbine Study Committee
 Kim Alwardt
 Jim Phillips
 Nick Pelton

FINANCES

Supervisor Gayton presented the finances for October 2006.

Town Clerk Report – Debbie Douglas
 Presented minutes of the October 10, 2006 Regular Town Board Meeting.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to approve the minutes of the October 10, 2006 Regular Town Board Meeting as presented. The motion passed with All In Favor.

Clerk met with a representative from the FEMA Public Service Division who left information to be distributed to any town residents who need to apply for damages due to the October snow storm.

Receive a letter from David DiMatteo, Town Attorney, stating that Local Law #1 – Nine Month Extension of the Moratorium on the Installation of Wind Energy Conversion Systems was filed with the State on October 19, 2006. The extension will end on July 19, 2007. Local Law #2 - Codes Part 1203, Administration of the Uniform Fire Prevention and Building Code was also filed with the State on October 19, 2006.

Assessor will be out of town and her office will be closed on December 5th and 7th.

Highway Superintendent Report – Roy Hersee

Mowing of road shoulders has been completed.

Working on truck inspections and set up of snow removal equipment. Adapting used plow, wing and sander to 1202 (new truck).

Two driveways have been repaired with one more to complete.

Have started mixing sand and salt.

Have received several loads of free salt from A & D Call. This is rejected salt from desalting discarded water from the salt mine. It is a fine grade of salt so 10% or less must be maintained in the mix.

FEMA paper work has been completed for costs incurred during the October snow storm. The Town will receive \$5,515.85 for materials, equipment and labor power used for snow and tree removal.

Several road signs have been replaced and a list remains for replacement.

Justice Report – Tom McBride

Has received information that it may be mandated by the State that all arraignments be tape recorded.

Board Committee Reports

Joyce Fleming – Councilwoman

Planning Board

Met on November 11, 2006 with five members present.

Received an update from the Wind Turbine Study Committee.

Approved site plan for a custom butchering shop and completed the SEQR.

Joe Cushner, Supervisor for the Town of Eagle, spoke about the wind farm to be constructed in Eagle.

Next meeting will be held on December 7, 2006.

Bill Gick – Councilman

Spoke to a DEC representative concerning salt mining permits in Bethany and was told that no permits have been applied for.

DEC has a website that is updated with this information every 90 days for anyone who wants to check.

Walter Wenhold – Councilman

Senior Meals

Still looking for a site manager.

OLD BUSINESS

Resolution #22-2006 - Comprehensive Plan – Set Public Hearing

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to approve Resolution #22-2006 Authorizing the Town Board of the Town of Bethany to Hold a Public Hearing on the Proposed Amendments to

the Town of Bethany Comprehensive Plan. 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 Turbine Study Committee

Committee is working on final report and plans to have it complete by December 4, 2006.

Supervisor Gayton advised the committee to remember that they are to provide factual information and are not to draw a conclusion as to whether the turbines should or should not be allowed in Bethany.

Ray Cipriano asked the Board to provide some clarification concerning the authorship/editorship of the report. He was advised that the person originally appointed by the committee to do this job should be allowed to continue and that the document format should allow for the addition of comments by other committee members.

2007 Budget – Public Hearing

- Public Hearing was opened by Supervisor Gayton at 8:00 p.m.

- After discussion the public hearing was closed at 8:45 p.m.

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to approve the 2007 Preliminary Budget. The motion passed with the following Roll Call Vote:

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

Councilwoman Fleming – Yes
 Councilman Gick – Yes

Fuel Bids

- Highway Superintendent looking into state and county prices.
 Decision was tabled until December meeting.

NEW BUSINESS

Generator – Town Offices & Community Center

Supervisor Gayton is looking into purchasing a generator for the town offices and Community Center.

Feels it is needed as the building would be used in a emergency and Town Offices would also be able to function in an emergency situation.

Will have more information at a future date.

Water System for Offices & Community Center Complex

The Town and the Fire Department have a joint well which is not currently hooked up to the Community Center.

Building runs out of water frequently.

If this well is hooked up a chlorination system will need to be installed.

More info to follow.

Resolution #23-2006 – Shared Municipal Services Grant

Genesee County Highway Department is applying for a grant to purchase a highway striping machine and a walk-behind paint buggy.

This would be cooperatively operated and maintained by all municipalities in the county.

The total grant is \$253,655.00 which is 90% of the cost of the equipment. The remaining 10% will be paid by the county.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to approve Resolution #23-2006 Shared Municipal Services Incentive Grant Program Application with Genesee County Highway Department for the purchase of a highway striping machine and a walk-behind paint buggy. The motion passed with the following Roll Call Vote:

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

Councilwoman Fleming – Yes
 Councilman Wenhold – Yes

Debris Removal From Local Creeks

Highway Superintendent Hersee has received a complaint that fallen tree debris is in danger of blocking the Little Tonawanda Creek.

FEMA does not cover this type of damage.

He checked with the County Highway Department concerning removal.

They no longer perform this type of clean-up.

They had a near drowning of one of their employees while trying to remove debris from the creek in Attica.

Special training and equipment is required.

County Highway Superintendent suggested reporting it to the DEC or hiring a private contractor.

Board feels that contacting the DEC with the problem is the most practical solution for the Town.

Dumping on Paul Road

There has recently been a lot of dumping in the ditches on Paul Road.

A newsletter will be compiled and sent out after the first of the year. It will include an article discouraging dumping on the right of way, which is town property.

TEAMSTERS CONTRACT – EXECUTIVE SESSION

A motion was made by Councilman Gick and seconded by Councilman Wenhold at 8:55 p.m. to move into executive session to work on the Teamsters Contract for the Highway Department employees. The motion passed with All In Favor.

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to close the Executive Session at 9:24 p.m. The motion passed with All In Favor.

Warrant

The Board approved payment of the following bills:

	Prepaid	Total
General Fund	\$1,972.37	\$25,995.17
Highway Fund	\$2,601.90	\$ 4,976.70

Adjournment

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to adjourn the meeting at 9:24 p.m. The motion passed with All In Favor.

BY ORDER OF THE
Submitted,
BETHANY TOWN BOARD
DATED: November 15, 2006

Respectfully

Debbie L. Douglas
Bethany Town Clerk