

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

14 MAY 2007

Supervisor Gayton opened the May 14, 2007 Regular Town Board meeting which was held at the Bethany Community Center, 10510 Bethany Center Road, East Bethany 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	William Gick, Councilman
Roy Hersee, Highway Superintendent	Sue Neer, Councilwoman

Several citizens were also in attendance.

Finances

Supervisor Gayton presented the finances for April 2007.

Town Clerk Report – Debbie Douglas

Presented minutes of April 9, 2007 Regular Town Board Meeting.

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to accept the minutes of the April 9, 2007 Regular Town Board Meeting as presented. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Presented minutes of the April 23, 2007 Special Town Board Meeting.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to accept the minutes of the April 23, 2007 Special Town Board Meeting as presented. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Highway Superintendent Report – Roy Hersee

Completed five plow/sanding passes in the past month.

Patched pot holes.

Replaced 22 road signs.

Repaired washouts at Smith and Mill Roads and Jerico Road.

Have done some tree trimming along with cleaning up trimmings left by National Grid.

Have completed the after-winter roadside cleanup.

Have started the annual culvert pipe check.

Have dug out several soft spots on Batavia-Bethany Townline Road and Cacner Road.

Holes were then filled with gravel. When gravel has settled, the areas will be blacktopped.

Most of the roads have been broomed.

Some ditch cleaning has been done on West Bethany and Jerico Roads.

Gravel has been hauled in to be added to the dirt roads when they are graded.

Truck 1201 is now at Tenco for plow equipment repair. When the plow equipment repair is completed, the truck will be returned to Caledonia Diesel to be sure everything passes NYS inspection and the Highway Department's inspection.

Board Committee Reports

Councilman Gick

Attended, with Councilwoman Fleming, the County Water Quality Coordination Committee meeting on April 15, 2007.

Noted that on June 15, 2007 there will be a No Tillage Workshop in Elba.

On May 11, 2007 attended the Genesee/Fingerlakes Local Government Workshop in Pittsford.

Attended an interesting session pertaining to the impact of wind energy on historical preservation.

Councilman Wenhold

Attended, with Councilman Gick, a historical preservation workshop in LeRoy. He and Councilman Gick are requesting permission to fill out the preliminary application to have the old Town Hall placed on the State and National Register.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to grant permission to start the preliminary paperwork for the possible placement of the Old Town Hall on the National and State Registers. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Provided information from Office for the Aging concerning where to get help for senior citizens.

OLD BUSINESS

Public Hearing – Dahl – SUP0701 – Dog Kennel

Supervisor Gayton opened the Public Hearing at 8:05 p.m.

Rita & Kathryn Dahl (applicants) were present.

Owners of three neighboring properties were present.

Questions asked by neighbors and answers given by applicants–

Number of dogs

8 maximum (are not planning to have litters of puppies on the premises)

Plan on stud services only

Currently own 5 dogs – 2 females (1 spayed, 1 scheduled to be spayed) and 3 males.

Kathryn is also interested in animal therapy (visiting hospitals and nursing homes with the dogs). A kennel license is required for this.

Dogs are small (Jack Russell Terriers) and will be inside most of the time however, runs will be set up for exercise.

Applicant submitted a letter from Genesee County Soil and Water Conservation District verifying that the waste disposal plan she submitted to them is acceptable. The applicant, however, did not submit a copy of the plan in writing to the Town Board.

Applicant did not submit drawing indicating distance of structures and fences from the lot lines as requested by the Town Planning Board.

Supervisor Gayton closed the public hearing at 8:20 p.m. as there were no further concerns expressed by the attendees to the meeting.

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to refer the Special Use Permit Application (SUP0701) back to the Town Planning Board for further site plan review regarding waste disposal and distances of structures and fencing from the property lines. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Zoning Board of Appeals Vacancy – Appointment

Letter of interest was submitted by Edward Pietrzykowski.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to appoint Edward Pietrzykowski to the Town of Bethany Zoning Board of Appeals to fill the vacancy left by the resignation of Michael Holmes. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Fire Protection Contract – 2007

A motion was made by Councilwoman Fleming and seconded by Councilman Wenhold to grant Supervisor Gayton permission to sign the 2007 Fire Protection Contract with the Bethany Volunteer Fire Company. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Acceptance of GEIS Findings

After careful consideration, a motion was made by Councilman Gick and seconded by Councilwoman Fleming to accept the GEIS findings. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

NEW BUSINESS

Presentation – Ramon Cipriano

Showed diagrams pertaining to ice throw from blades of wind turbines.
Questioned ownership and safety of old East Road right-of-way.

Mop Sink Installation

Estimates for installation of mop sink and 2 new urinals in the men's bathroom at a cost of \$700.00 for sink and applicable plumbing and \$250.00 for installation of new urinals and applicable plumbing have been obtained from Clarks Plumbing & Heating, East Bethany, NY.

The urinals are in need of replacement. Mop sink will replace one of the three urinals currently in the men's room to avoid having to use kitchen sink for mop rinsing and filling the mop bucket.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to approve the installation of a new mop sink and replacement of 2 urinals in the men's room along with all applicable plumbing by Clark's Plumbing & Heating, East Bethany, NY at a total cost of \$950.00. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Highway Department Equipment – List of Needed Replacement and/or Repairs

Supervisor Gayton requested that Highway Superintendent Hersee supply the Town Board with a list of equipment that is in need of replacement or repair for the next regular Town Board meeting.

Resolution #5-2007 – In Support of the Town of Alexander Summer Recreation Program

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to adopt Resolution #5-2007 In Support of the Town of Alexander Summer Recreation Program for the Year 2008. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Resolution #6-2007 – In Support of the Town of Pavilion Summer Recreation Program

A motion was made by Councilwoman Neer and seconded by Councilwoman Fleming to adopt Resolution #6-2007 In Support of the Town of Alexander Summer Recreation Program for the Year 2008. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Collateral Source Bill (S.4164/A.2989, formerly S.1544/A.4354 of 2005-2006)

Barry Schwartz is asking for support in reenacting the Collateral Source Bill during the current legislative session.

The Town Board supported this bill in 2006 with Resolution #4-2006.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to support the Collateral Source Bill (S.4164/A.2989). The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Postage for Mailing of Wind Energy Surveys

The Town Clerk is in the process of compiling a mailing list of Bethany voters and property owners.

Mailing of the surveys will begin in approximately 2 weeks.

Requests permission to purchase the necessary postage for the mailing with the amount to be determined when the mailing list is complete.

A motion was made by Councilwoman Neer and seconded by Councilman Gick to approve the purchase of the necessary postage for the mailing of the wind energy survey with the amount to be determined when the mailing list is complete. The motion passed with

5 Ayes Gayton, Fleming, Wenhold, Gick, Neer
0 Nays

Warrant

The Town Board approved payment of the bills as follows:

	Prepaid	Total
General Fund	\$ 3,235.44	\$ 9,575.59
Highway Fund	\$ 2,918.46	\$ 8,214.13
Fire Protection Fund	\$ 0.00	\$76,000.00

Adjournment

A motion was made by Councilwoman Neer and seconded by Councilman Gick to adjourn the meeting at 9:17 p.m.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: May 16, 2007

Respectfully Submitted,

Debbie L. Douglas
Bethany Town Clerk