

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

13 JULY 2009

Deputy Supervisor Gick opened the July 13, 2009 Regular Town Board Meeting at 7:30 p.m. with a Moment of Silence followed by Councilman Wenhold leading in the Pledge of Allegiance.

Town Officials in Attendance were:

William Gick, Deputy Supervisor	Walter Wenhold, Councilman
Susan Neer, Councilwoman	Edward Pietrzykowski, Councilman
Paul Fleming, Highway Superintendent	Debbie Douglas, Town Clerk
William Shea, Town Justice	Thomas McBride, Town Justice
Lee Hendershott, Town Historian	

Town Officials Absent were:

Louis Gayton, Supervisor

Attendees to the Meeting were:

Barb Czworka
Billie Owens, The Batavian
Esther Leadley, Gen. Co. Legislator
Dick Siebert, Genesee County Election Commissioner
Dawn Cassidy, Genesee County Election Commissioner

Finances

Deputy Supervisor Gick presented the finances for the Month of June 2009.

General Savings	\$854,153.38	
Five Star Bank Savings	\$ 18,238.41	
Highway Savings	\$149,535.67	
Capital Project Highway	\$ 9,246.08	
AP/PR Account	\$ 8,660.45	
T/A Account	\$ 1,550.90	
Petty Cash	\$ 250.00	
Highway Fund Misc. Savings	\$ 2,976.03	
Total		\$1,044,610.92
Revenues Received		
Town Clerk Fees	\$ 1,576.60	
US Gypsum	\$ 27.70	
Stanley Staba	\$ 2,435.00	
Roy Hersee	\$ 487.45	
Genesee County	\$ 11,524.39	
NY Municipal Ins. Reciprocal	\$ 1,026.09	
Total Revenue		\$ 15,131.70
Total Revenue and Interest		\$ 15,133.89

Town Clerk Report - Debbie Douglas

- Presented minutes of the June 8, 2009 Regular Town Board meeting.

A motion was made by Councilman Wenhold and seconded by Councilwoman Gick to approve the Minutes of the June 8, 2009 Regular Town Board meeting as presented. The motion passed with All In Favor.

- A thank you note was received from Roswell Park Cancer Institute Alliance Foundation for the donation made in memory for Mr. Norbert Marszelewski, father of Deborah Conti, Town Assessor.

Highway Superintendent Report - Paul Fleming

- Mowing continues.
- In process of paving Clapsaddle Road.
- Will also continue with grader patching.
- Have received 3 rough estimates for new 10-wheeler. Would like to be able to purchase truck before new emission standards go into effect in the first week of September.
 - o International \$129,000
 - o Mac \$119,553
 - o Peterbuilt \$115,000
 - o Peterbuilt is not on State bid. Leaning toward the Mac. Has spoken to other towns that have purchased this brand and they are pleased with the trucks.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to table the decision of purchasing a truck until more research can be done. The motion passed with the following Roll Call Vote:

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

Town Justice Report - Judge Shea & Judge McBride

- Have received several resumes for the open court officer position.
 - o None of the applicants are town residents.
 - o Have interviewed some but the hourly wage of \$7.81 is not enticing. Most are expecting \$20-25 per hour.
 - o Judge Shea is speaking with the Criminal Justice professor at GCC to see if any of his students may be interested.
- Wireless cards have been ordered for the justices new computers.

Board Committee ReportsWalter Wenhold, Councilman

- Senior Meals going well, County is hosting a picnic on July 27.

Ed Pietrzykowski, Councilman

- Fire Department continues to hold fund raisers. Have just purchased new turnout gear and pagers.

Bill Gick, Councilman

- Planning board did not have a quorum for their July 2, 2009 meeting. Will be holding a special meeting on July 16, 2009.

OLD BUSINESS

Movement of Town Accounts from Bank of America

- After much research, Supervisor Gayton will be moving the Town accounts from Bank of America (1st depository) to Five Star Bank (2nd depository).
- Bank of America has stopped paying interest and is charging more fees.
- Five Star will pay interest and will not charge fees.

Old Town Hall Preservation Committee

- Meeting was held on July 7, 2009.
- Cynthia Howk has mentioned that she would like to put together a story concerning the Old Town Hall and the work being done for the Landmark Society's October newsletter. Photos are being forwarded to Cynthia.
- Reapplying for the Rochester Area Community Foundation grant.
- NYS Office of Parks, Recreation and Historic Preservation is holding a workshop at the Genesee County Park Interpretive Center on July 30, 2009.
- Contacted Virginia Kropf of the Batavia Daily News and she is interested in writing an article concerning the Old Town Hall.

Old Town Hall Project - Re-roof

- The roof is complete but the trim is not up yet.
- There have been two change orders.
 - o It was decided that the existing gutters are in good condition and of better quality than the new gutters that would be installed. The existing gutters will be used resulting in a credit.
 - The roof plan was incorrect as per the bid documents and sheeting was in need of replacement.
 - There were 3 square more than stated in the bid documents.
 - Additional cost of stripping and shingling the additional 3 square will be added to the bill.
 - Installation of 7 sheets of OSB sheeting will be added.
 - o 18 lf of 6" historic crown molding at the high eve needed to be replaced. Will be replaced with a similar molding that is less expensive than a custom-made match.

Recycling Project

- Waiting for an electrical inspection. Baler to be delivered as soon as inspection is complete.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to approve final payment for the baler to BE Equipment, Inc. in the amount of \$5,565.00 upon completion of delivery and installation. The motion passed with the following Roll Call Vote:

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

- A hand jack is needed to move the baled recyclables at the Transfer Station.

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to purchase a hand jack for the transfer station for \$350 plus shipping. The motion passed with the following Roll Call Vote:

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

Recreation Programs - Alexander & Pavilion

- Summer recreation schedules have been received and posted.
- The report for the 2008 program has been received from the Town of Alexander. The Town Clerk will ask Pavilion to send a copy of their report as soon as possible.

Resolution #8-2009 In Support of the Town of Alexander Summer Recreation Program for the Year 2010

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to approve Resolution #8-2009 In Support of the Town of Alexander Summer Recreation Program for the Year 2010 allowing the Town of Alexander to apply for funding on behalf of the Town of Bethany. The motion passed with the following Roll Call Vote:

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

Resolution #9-2009 In Support of the Town of Pavilion Summer Recreation Program for the Year 2010

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to approve Resolution #9-2009 In Support of the Town of Pavilion Summer Recreation Program for the Year 2010 allowing the Town of Pavilion to apply for funding on behalf of the Town of Bethany. The motion passed with the following Roll Call Vote:

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

Transit Road Cemetery Driveway

- Councilman Pietrzykowski approached Ralph Torcello concerning the installation of a driveway through his property in order to reach the cemetery on Transit Road. Mr. Torcello was not completely opposed to the idea.
- Councilman Pietrzykowski will set up a meeting with Highway Superintendent Fleming, Barb Czworka, Mr. Torcello and himself to see what can be worked out and if there are options other than cutting across Mr. Torcello's property.

NEW BUSINESS

Elections

- Dick Seibert and Dawn Cassidy, Commissioners for the Genesee County Board of Elections, informed the Board that the Town of Bethany would be the test site for Genesee County for the new voting machines. Bethany will not have any of the old lever action machines out for voting.
- The new machines will not be certified in time for the elections in November; however, the Governor has encouraged each county to use the machines somewhere during the elections.
- The Board was assured that everyone will have the ability to vote even if the machine malfunctions and votes have to be counted by hand.

Community Center - Emergency Repairs

- The water pressure tank in the Community Center had to be replaced after water was found leaking onto the floor.
- Both furnaces/AC were malfunctioning. One furnace needed a new circuit board which had been replaced recently and was still under warranty. The other had a burnt out ground and was not working.

Old County Home

- Supervisor Gayton along with the Chamber of Commerce met with a couple from California who may be interested in purchasing the County Home and starting a new business there.

Flexicare Employee Health Benefits Legislation - Support of

- Support is being sought for legislation (A.2246 and S.5080) which would allow municipalities with fewer than 50 employees to join together for the purpose of buying health insurance giving small municipal groups better buying power.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to send a letter of support for A.2246 and S.5080. The motion passed with the following Roll Call Vote:

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

Resolution #10-2009 Requesting Funds From the 2009 Justice Court Assistance Program Grant Application

- The Justice Court would like to apply for grant funding following the recommendations of the court security assessment that was performed by the state. The assessment recommended the following:
 - o Backup power from a generator
 - o Folding curtain to section off room
 - o Security/Fire alarm system
 - o Video Cameras

A motion was made by Councilman Gick and seconded by Councilwoman Neer to approve Resolution #10-2009 Requesting Funds from the 2009 Justice Court Assistance Program Grant Application. The motion passes with the following Roll Call Vote:

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

Resolution #11-2009 In Support of Collateral Source Bill (S. 7501-B/A. 6004)

- The Collateral Source Bill would eliminate double dipping by injured public employees for lost future earnings.

A motion was made by Councilman Wenhold and seconded by Councilman Pietrzykowski to adopt Resolution #11-2009 In Support of Collateral Source Bill (S. 7504-B/A. 6004). The motion passed with the following Roll Call Vote:

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

County Sales Tax

- Genesee County Legislator Esther Leadley reported to the Board that the county sales tax revenue is up compared to the same time last year.

Warrant

- The Board approve payment of bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$ 1,811.13	\$ 7,465.76
Highway Fund	\$ 4,296.92	\$38,214.63

Reading of the Minutes - Suspension of

A motion was made by Councilman Gick and seconded by Councilwoman Neer to suspend the reading of the minutes. The motion passed with All In Favor.

Adjournment

A motion was made by Councilwoman Neer and seconded by Councilman Pietrzykowski to adjourn the meeting at 8:41 p.m. The motion passed with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: July 21, 2009

Respectfully Submitted,

Debbie L. Douglas, Clerk
Town of Bethany