

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

12 July 2010

Deputy Supervisor Gick opened the July 12, 2010 Regular Town Board Meeting at 7:29 p.m. with a Moment of Silence followed by Councilman Wenhold leading in the Pledge of Allegiance.

Town Officials in Attendance were:

Bill Gick, Councilman	Walter Wenhold, Councilman
Susan Neer, Councilwoman (7:34)	Edward Pietrzykowski, Councilman
Debbie Douglas, Town Clerk	Paul Fleming, Highway Superintendent
Lee Hendershott, Historian	

Town Officials Absent were:

Louis Gayton, Supervisor

Attendees to the Meeting were:

Heather Ackerman

Finances

Finances for the Month of June 2010 are as follows:

General Savings	\$561,249.69	
Five Star Bank Savings	\$ 18,248.00	
Highway Savings	\$385,489.58	
Capital Project Highway	\$104,891.77	
AP/PR Account	\$ 14,290.44	
T/A Account	\$ 4,740.72	
Petty Cash	\$ 250.00	
Highway Fund Misc. Savings	\$ 859.26	
Total		\$1,090,019.46
Revenues Received		
Town Clerk Fees	\$ 1,927.43	
Roy Hersee	\$ 520.67	
NY Municipal Insurance	\$ 1,026.09	
US Gypsum	\$ 27.73	
Tompkins Insurance	\$ 284.90	
Stanley Staba	\$ 306.00	
Total Revenue		\$ 4,092.82
Total Revenue and Interest		\$ 4,416.83

Town Clerk Report - Debbie Douglas

- Presented minutes of the June 14, 2010 Regular Town Board meeting.
- Clerk noted that two changes would be made. Highway Superintendent report would note the correct date of July 1<sup>st</sup> instead of June 15<sup>th</sup> as the deadline for mowing road shoulders for the County. Old Town Hall rental would be for one weekend day per month not two as stated.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to approve the Minutes of the June 14 Regular Town Board meeting with the noted corrections. The motion passed with All In Favor.

- Presented the Minutes of the June 23, 2010 Special Town Board Meeting.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to approve the June 23, 2010 Special Town Board Meeting Minutes. The motion passed with All In Favor.

Highway Superintendent Report - Paul Fleming

- Paving of Marsh Road is complete with shoulders to be done in the next few weeks.
- The short section of Transit Road, south of Route 20, was resurfaced with pavement.
- New Mack plow truck should be arriving within the next 2 weeks.
- Will finish filling salt shed this week.
- The CHIPS reimbursement form is complete and will be sent out this week.

Board Committee ReportsCouncilman Wenhold

- Number of attendees to Senior Meals is down a little due to vacations.

Councilwoman Neer

- Attended the recent GCASA meeting. Theme for literature will be "Keeping Your Community Beautiful".
- Studies show that a nicely kept community has lower crime and drug use rates.
- A community night will be held in one of the Batavia parks which will include the showing of a family friendly movie.

Councilman Pietrzykowski

- Things have been quiet at the Fire Department and call volume is down.
- Fire Department organized a Town-wide garage sale weekend which went well.
- Have spoken to Greg Post and Steve Mountain concerning grant funding for recycling. Steve Mountain will help with grant writing.

## OLD BUSINESS

Old Town Hall - Update

- The Town Attorney's office has advised that the quit claim deed and accompanying paperwork has been sent to the Grange for their signature.
- The Town Historian, Lee Hendershott, was able to obtain display cabinets for the Buffalo Museum of Science free of charge. A letter will be written to the museum thanking them for their donation.

Cacner Road Land Exchange with Pietrzykowski

- An agreement has been written to ensure that a ten (10) foot buffer zone will be maintained on either side of the property line that will exist between the property owned by the Town and Pietrzykowski.
- This agreement will be added to the land exchange agreement.
- No construction of buildings or dumping will take place in this buffer zone.

A motion was made by Councilman Gick and seconded by Councilman Wenhold to authorize Supervisor Gayton sign the agreement with Pietrzykowski. The motion passed with the following Roll Call Vote:

Councilman Gick - Yes	Councilman Wenhold - Yes
Councilwoman Neer - Yes	Councilman Pietrzykowski - No

Old Town Hall - Rental of

- Heather Ackerman of Honesty Theater Group informed the Board that the group has taken steps to become a legal entity. This needed to be done in order to obtain liability insurance.
- She is currently meeting with insurance companies in an effort to find something within their budget. At this point, the lowest price is \$1,000. As the group only makes approximately \$150 per show, they would have difficulty affording this.
- Ms. Ackerman does not foresee being able to have insurance in place in time for the scheduled show on July 17. She asked the Board if it would be possible to still hold the show if she was unable to obtain insurance by that time.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to go into Executive Session to discuss the rental agreement at 8:05 p.m. The motion passed with All In Favor. The Board returned from Executive Session at 8:11 p.m.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to allow the Honesty Theater Group to continue to use the Old Town Hall one weekend day per month through September. The Group will continue to pursue the purchase of liability insurance and keep the Board updated on their progress in this matter. The Group will not be able to rent the Old Town Hall beyond September without the necessary liability insurance. The motion passed with the following Roll Call Vote:

Councilman Gick - Yes	Councilman Wenhold - Yes
Councilwoman Neer - Yes	Councilman Pietrzykowski - Yes

A motion was made by Councilwoman Neer and seconded by Councilman Pietrzykowski to require the Honesty Theater Group to pay rent in the amount of \$25 per occasion to cover utilities. The motion passed with the following Roll Call Vote:

Councilman Gick - Yes                      Councilman Wenhold - Yes  
Councilwoman Neer - Yes                  Councilman Pietrzykowski - Yes

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to table the signing of the rental agreement until such time that the Honesty Theater Group obtains the necessary liability insurance. The motion passed with the following Roll Call Vote:

Councilman Gick - Yes                      Councilman Wenhold - Yes  
Councilwoman Neer - Yes                  Councilman Pietrzykowski - Yes

#### Drain Replacement Estimates

- Still working on getting estimates for the drain replacement at the Community Center.

#### Generator - Community Center

- Judge Shea has informed Supervisor Gayton that the Justices can contribute part of their grant funding toward the purchase of a generator for the Town Hall/Community Center.
- The Town would have to make contribution toward the purchase also.
- Estimates will be pursued.

### NEW BUSINESS

#### Correspondence - Sending of

- Cards will be sent to Peg McBride, Mary Pietrzykowski and Jean Gadd who are ill or recovering.

#### Warrant

The Board approved the payment of bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$1,513.08	\$ 5,731.13
Highway Fund	\$9,384.24	\$113,088.35

#### Reading of the Minutes - Suspension of

A motion was made by Councilman Wenhold 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 Councilman Pietrzykowski and seconded by Councilwoman Neer to Adjourn the meeting at 8:25 p.m. The motion passed with All In Favor.

BY ORDER OF THE  
BETHANY TOWN BOARD  
DATED: July 13, 2010

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