

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

14 FEBRUARY 2011

Supervisor Gayton opened the February 14, 2011 Regular Town Board Meeting at 7:32 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	Bill Gick, Councilman
Walter Wenhold, Councilman	Edward Pietrzykowski, Councilman
Debbie Douglas, Town Clerk	Bill Shea, Town Justice
Tom McBride, Town Justice	

Town Officials Absent were:

Susan Neer, Councilwoman	Paul Fleming, Highway Superintendent
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Attendees to the Meeting were:

Gail Smith	Shawn Staskiewicz
Chris Hausfelder	Jeff Fluker

Finances

Supervisor Gayton presented the finances for 2011 to date.

General Savings	\$960,884.40	
Five Star Bank Savings	\$ 18,256.60	
Highway Savings	\$252,934.66	
Capital Project Highway	\$ 6,748.79	
AP/PR Account	\$ 17,156.56	
Trust & Agency Account	\$ 4,289.01	
Petty Cash	\$ 250.00	
Highway Fund Misc. Savings	\$ 858.41	
Total		\$1,261,378.43
Revenues Received		
Town Clerk Fees	\$ 3,527.82	
Pavilion Community Chest	\$ 1,500.00	
JC Fibers	\$ 237.50	
Town of Pembroke	\$ 201.56	
Genesee County	\$118,120.07	
Debbie Douglas, Tax Collector	\$393,312.00	
Total Revenue		\$ 516,898.95
Total Revenue & Interest		\$ 517,481.98

Town Clerk Report - Debbie Douglas

- Presented the Minutes of the January 10, 2011 Organizational & Regular Town Board meeting.

- It was noted that in the Planning Board Report made by Councilman Gick that the minutes should state that “The possibility of having an alternate Planning Board Secretary. was discussed …” should read “Planning Board Member”. The correction will be made to the minutes.

A motion was made by Councilman Wenhold and seconded by Councilman Pietrzykowski to approve the Minutes of the January 10, 2011 Organizational & Regular Town Board meeting with the noted correction. The motion passed with All In Favor.

- Highway Superintendent Fleming’s Mother-In-Law passed away on February 8th.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to make a \$50.00 donation to the East Side Nursing & Rehabilitation Center Activities Fund, Warsaw, NY in her memory. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

- Jordan Fleming, who is an employee of the Town of Bethany was in a serious accident on February 3rd.

A motion was made by Councilman Wenhold and seconded by Councilman Pietrzykowski to purchase a \$50.00 gift card in lieu of flowers for Jordan Fleming. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Justice Report - Bill Shea

- Security cameras have been installed.
- Response has been received concerning the audit of judicial conduct and the complaint has been dismissed.
- Beginning February 16th the penalty for talking on cell phone while driving will be 2 points on license.
- No news concerning JCAP grant yet.

Board Committee Reports

Bill Gick, Councilman

- Planning Board did not have a quorum for their February 3rd meeting so no meeting was held.
 - They held a special meeting on Thursday, February 10th where a land separation application was reviewed and approved.
- Noted that Green Genesee is encouraging everyone to have a free energy audit.

Walter Wenhold, Councilman

- Senior Meals attendance is down due the extremely cold weather.

Ed Pietrzykowski, Councilman

- No news concerning grants for recycling.

- Received information from Regional Computer Recycling & Recovery concerning the recycling of electrical components such as computers, printers, televisions, etc. Will look into further.
- Fire Department breakfast had good attendance on Sunday.
- Cannot get in contact with Jeff Price concerning the updating of the lighting in the Town Hall and Community Center. Will need to find another contractor.

OLD BUSINESS

Old Town Hall - Update

- At the suggestion of the Town Attorney, Councilman Gick and Supervisor Gayton have been talking to realtors concerning the listing of the Old Town Hall. Two realtors have done a walk-thru so far.
- Town Attorney is currently working on deed restrictions and is awaiting information from the surveyor for the easement from the cemetery.
- There is a new church group forming in town that may be interested in the building.

Planning Board Vacancy

- The Board spoke with 2 applicants, Shawn Staskiewicz and Jeffrey Fluker.
- The current Planning Board Secretary, Tim Leary, has also submitted a letter of interest for the vacant position. The Town Board discussed his letter and would like him to continue as Planning Board Secretary and be appointed as the alternate member when the law allowing such an appointment is in place.

A motion was made by Supervisor Gayton and seconded by Councilman Pietrzykowski to appoint Jeffrey Fluker to the vacant position on the Planning Board. He will be filling a position vacated by Bill Williams and the term will expire on December 31, 2014. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Planning Board Alternate Member

- A sample local law allowing for the appointment of an Alternate Planning Board Member will be sent to the Town Attorney for review.

Zoning Board of Appeals Vacancy

- One letter of interest was received from Mary Miller who was not present at the meeting.

A motion was made by Councilman Pietrzykowski and seconded by Supervisor Gayton to table the appointment until the next regular meeting so that Ms. Miller can be asked to attend and meet the Town Board. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Court Officer Vacancy

- Four letters of interest were received. Three of those letters were received from applicants who do not reside in Bethany. The fourth letter was from Christopher Hausfelder who resides in Bethany and had previously worked as Court Officer in Bethany.
- Peter Neer's last scheduled day to work was February 1st. Due to time constraints and only one applicant who lives in the Town, Chris was asked by the Justices and Supervisor Gayton to begin work on February 1st in order to refamiliarize himself with the security equipment prior to Pete Neer leaving. February 1st will be his appointment date.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to appoint Christopher Hausfelder to the vacant position of Court Officer with an appointment date of February 1st, 2011. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

NEW BUSINESS

Year End Finances

- Supervisor Gayton stated that the Town is in good financial condition.

State Report

- Supervisor Gayton has turned the annual state report over to the Town's auditors.

Resolution #2-2011 - 2010 Budget Amendments

- Supervisor Gayton presented resolution to balance all fund accounts for 2010.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to approve Resolution #2-2011 "2010 Budget Amendments". The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Resolution #3-2011 - Authorizing Genesee Association of Municipalities (GAM) to Negotiate a Time Warner Cable Franchise Contract on behalf of all Genesee County Municipalities

A motion was made by Councilman Gick and seconded by Councilman Pietrzykowski to approve Resolution #3-2011 "Authorizing Genesee Association of Municipalities (GAM) to Negotiate a Time Warner Cable Franchise Contract on behalf of all Genesee County Municipalities". The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Resolution #4-2011 - Emergency Use of Highway Equipment

- This resolution authorizes the use of Highway Equipment at the request of the Fire Department in emergency situations.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to approve Resolution #4-2011 "Emergency Use of Highway Equipment". The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Resolution #5-2011 - Authorizing Highway Superintendent to Sign 2011 Snow and Ice Removal and Mowing Contract

- Snow and Ice removal for 21.79 miles of county roads will be at a rate of \$5,074.00 per mile for a total of \$110,562.46.
- Mowing of 21.79 miles of county roads will be at a rate of \$394.23 per mile for a total of \$8,590.27.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to approve Resolution #5-2011 "Authorizing Highway Superintendent to Sign 2011 Snow & Ice Removal and Mowing Contract" with Genesee County. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Computer Replacement

- A quote from Alternative Information Systems was received for replacement of computers.
- There are currently 4 computers that need to be replaced.
 - o Assessor aquired in 2003
 - o Clerk aquired in 2004
 - o ZEO/CEO aquired in 2004
 - o Bookkeeper aquired in 2006
- The cost is \$1,155.00 per station to include tower, monitor, wireless interface, set-up and installation, transfer of data and installation of applications where necessary, 3 year on-site warranty and shipping and delivery.
- If new monitors are not purchased, \$140 per system would be deducted.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to obtain a second quote following which Supervisor Gayton may make a decision as to the purchase of computers. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

- Justices noted that they are in need of new laptops and will do some research regarding the purchase.

Compensation In Lieu of Insurance

- There is currently one employee who receives compensation in lieu of insurance at a rate of \$2,000.00 per year.
- This amount has not been increased in several years.

- Supervisor Gayton has proposed that the amount be increased to \$2,500.00 per year.

A motion was made by Councilman Gick and seconded by Councilman Pietrzykowski to increase the Compensation In Lieu of Insurance from \$2,000.00 per year to \$2,500 per year. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

Executive Session

A motion was made by Councilman Gick and seconded by Councilman Pietrzykowski to move to Executive Session to discuss Union contract negotiations at 9:20 p.m. The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes	Councilman Gick - Yes
Councilman Wenhold - Yes	Councilman Pietrzykowski - Yes

- The Board returned from Executive Session at 9:40 p.m.

Special Meeting - Setting of

- The Board will hold a Special Meeting on February 28, 2011 at 7:00 p.m. at which time they will move to Executive Session to further deliberate Union Contract negotiations.

Warrant

The Board approved payment of the bills as follows:

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$1,917.93	\$10,754.08
Highway Fund	\$5,326.36	\$19,759.24

Reading of the Minutes - Suspension of

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold 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 Councilman Gick to adjourn the meeting at 9:40. p.m. The motion passed with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: February 15, 2011

Respectfully Submitted,

Debbie L. Douglas
Bethany Town Clerk