

TOWN OF BETHANY

REGULAR TOWN BOARD MEETING

14 November 2011

Supervisor Gayton opened the November 14, 2011 Regular Town Board Meeting at 7:29 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	Susan Neer, Councilwoman
Edward Pietrzykowski, Councilman	Debbie Douglas, Town Clerk
Bill Shea, Town Justice	Paul Fleming, Highway Superintendent

Others in Attendance were:

Ashlee Wolf	Gail Smith, FD President
Thomas Foss	Ramon Cipriano

Finances

Supervisor Gayton presented the finances for October 2011.

General Savings	\$ 977,753.44	
Five Star Bank Savings	\$ 18,267.57	
Highway Savings	\$ 130,343.98	
Capital Project Highway	\$ 6,752.83	
AP/PR Account	\$ 16,477.09	
Trust & Agency Account	\$ 7,964.18	
Petty Cash	\$ 250.00	
Highway Fund Misc. Savings	\$ 858.73	
Total		\$1,158,667.82

Revenues Received		
Town Clerk Fees	\$ 2,661.16	
Stanley Staba	\$ 163.00	
Tompkins Insurance	\$ 179.30	
County of Genesee	\$ 136,782.42	
Roy Teitsworth	\$ 9,450.00	

Total Revenue	\$149,235.88
Total Revenue & Interest	\$149,491.14

Town Clerk Report - Debbie Douglas

- Presented the Minutes of the October 11, 2011 Regular Town Board meeting.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to approve the minutes of the October 11, 2011 Regular Town Board meeting as presented. The motion passed with All In Favor.

- Presented the Minutes of the October 18, 2011 Special Town Board meeting.

A motion was made by Councilman Gick and seconded by Councilwoman Neer to approve the Minutes of the October 18, 2011 Special Town Board Meeting as presented. The motion passed with All In Favor.

- Presented the Minutes of the November 7, 2011 Special Town Board meeting.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to approve the Minutes of the November 7, 2011 Special Town Board Meeting as presented. The motion passed with All In Favor.

- Presented Resolution # 18-2011.

IN SUPPORT OF THE TOWN OF ALEXANDER  
SUMMER RECREATION PROGRAM FOR THE YEAR 2012

WHEREAS, the Town of Bethany does not have its own recreation program, and

WHEREAS, the Town of Bethany is eligible for State Aid supplementing such programs, and

WHEREAS, Town of Bethany residents are able to participate in the Summer Recreation Program in the Town of Alexander,

NOW THEREFORE, BE IT RESOLVED that the Town of Bethany is in support of the Town of Alexander Summer Recreation Program for the Year 2012 and gives permission to the Town of Alexander to apply for State Aid on behalf of the Town of Bethany.

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to approve Resolution #18-2011 "In Support of the Town of Alexander Summer Recreation Program for the Year 2012. The motion passed with the following Roll Call Vote:

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

- Presented Resolution #19-2011

IN SUPPORT OF THE TOWN OF PAVILION  
SUMMER RECREATION PROGRAM FOR THE YEAR 2012

WHEREAS, the Town of Bethany does not have its own recreation program, and

WHEREAS, the Town of Bethany is eligible for State Aid supplementing such programs, and

WHEREAS, Town of Bethany residents are able to participate in the Summer Recreation Program in the Town of Pavilion,

NOW THEREFORE, BE IT RESOLVED that the Town of Bethany is in support of the Town of Pavilion summer Recreation Program for the Year 2012 and gives permission to the Town of Pavilion to apply for State Aid on behalf of the Town of Bethany.

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to approve Resolution #19-2011 "In Support of the Town of Alexander Summer Recreation Program for the Year 2012. The motion passed with the following Roll Call Vote:

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

- Contacted Shawn Staskiewicz who had expressed an interest in serving on the Planning Board concerning the open seat on the Zoning Board of Appeals with no response. Will advertise opening.
- ZEO is asking permission to attend the Annual Niagara Frontier Building Officials Association Training School in Buffalo from January 22-25 at a total cost of \$545 with the total to be divided with the Town of Pavilion for a cost of \$272.50 to the Town of Bethany plus mileage.

A motion was made by Councilman Wenhold and seconded by Councilman Gick to approve the travel request of ZEO Douglas to attend the Annual Niagara Frontier Building Officials Association Training School in Buffalo from January 22-25, 2012 for a cost for \$545 to be divided with the Town of Pavilion for a cost of \$272.50 to the Town of Bethany plus mileage. The motion passed with the following Roll Call Vote:

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

#### Highway Superintendent Report - Paul Fleming

- Installing snow fence.
- Still working on mowing.
- Would like to advertise for fuel bids

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to direct the Highway Superintendent to advertise for 2012 fuel bids to be submitted by 3:00 p.m. on Monday, December 12, 2011 and to be opened during the December 12, 2011 Regular Board Meeting at 7:30 p.m. The motion passed with the following Roll Call Vote:

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

#### Town Justice Report - Bill Shea

- Everything going well.

#### Board Committee Reports

##### Councilman Gick

- Planning Board met on November 3, 2011.
  - o Reviewed area variance submitted by Kenneth Barniak to create a nonconforming lot for agricultural purposed. Recommended approval to the Zoning Board of Appeals.
  - o Reviewed area variance submitted by Steven Bennett to construct a garage, breezeway and storage room too close to the right-of-way. Recommended approval to the Zoning Board of Appeals.

- Reviewed site plan review submitted by Joseph Barniak for a manure storage facility. Approved application.
- Will be reviewing comprehensive plan and zoning law for possible amendments.
- Commented that the Molasses Hill railroad track crossing has been repaired.

#### Councilwoman Neer

- Noted that the GCASA dinner was cancelled. A basket of informational materials was dropped off to the Town Clerk and are on display for the public.
- Attica Intercommunity Medical Building meeting is next Tuesday.
  - The janitor retired and was given a gift. A replacement has been hired and seems to be working out well.

#### Councilman Pietrzykowski

- Fire Department
  - Thanked the Fire Department for the delicious meal served at the October GAM meeting.
  - Recent breakfast sold out. Fifty veterans were served breakfast free of charge in honor of Veteran's Day.
  - A new ambulance has been purchased for \$165,000.
  - In the process of repairing the siren and replacing the poles.
- Grant for lighting
  - Have not heard from NYSERDA. Will reapply for the grant in conjunction with the Fire Department.
  - Received information concerning a new program and will be looking into applying.
- Recycling Grants
  - Has received information that there are recycling grants available. Will be looking for a new grant writer.
- Met with Highway Department employees and help them decide how to fix the hole in the storage building.
- Will be sitting down with Supervisor Gayton to write specifications for installation of the generator.

### OLD BUSINESS

#### Old Town Hall - Update

- Councilman Gick received an email from Realtor Ann Lavrincik stating that she has not received any calls and suggesting that the price be dropped \$10,000 making the asking price 74,900.

A motion was made by Councilman Wenhold and seconded by Councilman Pietrzykowski to lower the asking price for the sale of the Old Town Hall by \$10,000. The motion passed with the following Roll Call Vote:

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

#### Electronics Recycling

- Still haven't heard from the first company that was called. Barb will call another company if no response by the end of next week.

#### 2012 Budget - Public Hearing

- Supervisor Gayton opened the Public Hearing at 8:02 p.m.

- Supervisor Gayton explained the 2012 Budget and the reason for passing the 2% tax cap law.
- \$82,000 will be taken from Reserves to meet the budget.
- Tax rate was lowered to offset the increased assessment.

A motion was made by councilman Wenhold and seconded by Councilman Pietrzykowski to close the Public Hearing at 8:32 p.m. The motion passed with the following Roll Call Vote:

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

A motion was made by Councilman Gick and seconded by Councilwoman Neer to adopt the 2012 Preliminary Budget. The motion passed with the following Roll Call Vote:

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

#### Repairs to Highway Garage - Update

- Repairs have not been started yet.

### NEW BUSINESS

#### General Project Fund

- Supervisor Gayton is discussing with the accountants the possibility of setting up fund for general repairs.

#### Website Posting

- Mr. Foss commented that he thought that postings of minutes to the website were not timely and therefore, he did not know about meetings that were taking place.
- By law the Town Clerk has up to two weeks to make the minutes public. Minutes have been posted well within that time frame.
- Special meeting notices are sent to the Daily News and posted on the public bulletin board outside the Town Hall and on the Town website. These notices are posted as soon as the meetings are set up usually within a day or two.

#### Executive Session - Specific Personnel

- Supervisor Gayton requested executive session to discuss specific personnel.

A motion was made by Councilman Gick and seconded by Councilwoman Neer to enter into executive session at 8:16 p.m. The motion passed with the following Roll Call Vote:

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

- The Board returned from Executive Session at 8:28 p.m.

#### Part-time Laborer - Hiring of

A motion was made by Councilwoman Neer and seconded by Councilman Pietrzykowski to hire Ashlee Wolf as part-time laborer to clean, work at transfer station, etc. The motion passed with the following Roll Call Vote:

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

On Call MEO/Laborer - Hiring of

A motion was made by Councilman Wenhold and seconded by Councilman Pietrzykowski to hire Adam Miller as MEO/Laborer part-time to be on call. The motion passed with the following Roll Call Vote:

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

Warrant

	<u>Prepaid</u>	<u>Total</u>
General Fund	\$ 1,782.66	\$ 4,527.25
Highway Fund	\$ 4,904.44	\$55,436.47

Reading of the Minutes - Suspension of

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

Adjournment

A motion was made by Councilman Gick and seconded by Councilman Wenhold to adjourn the meeting at 8.35 p.m. The motion passed with All In Favor.

BY ORDER OF THE  
BETHANY TOWN BOARD  
DATED: November 16, 2011

Respectfully Submitted,  
  
Debbie L. Douglas  
Bethany Town Clerk