

TOWN OF BETHANY

ORGANIZATIONAL TOWN BOARD MEETING

14 JANUARY 2013

Supervisor Gayton opened the January 14, 2013 Organizational Town Board Meeting at 7:01 p.m. with a Moment of Silence followed by Councilman Wenhold leading in the Pledge of Allegiance.

Town Officials in Attendance were:

Louis Gayton, Supervisor	Bill Gick, Councilman
Susan Neer, Councilwoman	Walter Wenhold, Councilman
Edward Pietrzykowski, Councilman	Debbie Douglas, Town Clerk
Bill Shea, Town Justice	Tom McBride, Town Justice
Paul Fleming, Highway Superintendent	

Attendees to the Meeting were:

Barb Czworka	Thomas Foss
Pat Pietrzykowski	Jim Phillips
Carl Hyde, Jr.	Ray Cipriano

Appointments

A motion was made by Councilman Gick and seconded by Councilman Wenhold to make appointments as follows:

Deputy Supervisor	William Gick
Deputy Town Clerk	Cynthia Schafer
Deputy Highway Superintendent	Mark Heale
Court Clerks	Marie Shea
	Jillian Welch
Deputy Tax Collector	Cynthia Schafer
CEO/ZEO	Thomas Douglas
Historian	Linda Schmidt
Deputy Historian	Lee Hendershott
Bookkeeper	Will Hakes
Assistant Bookkeeper	Debbie Douglas
Registrar	Debbie Douglas
Cap 1 Assessor	Deborah Conti
Highway Department Clerk/Typist	Debbie Douglas
Veteran' s Officer	Edward Weis
RMO/RAO	Debbie Douglas
Court Officer	Christopher Hausfelder
Planning Board Chair	Francis Brunner
Zoning Board of Appeals Chair	Nancy Burke
Planning Board Member	Ramon Cipriano
Zoning Board of Appeals Member	Janet Berkemeier
Assessment Review Board Member	Open
Attica Medical Center Rep.	Susan Neer
Retained Legal Council	David M. Dimatteo, Esq.
Insurance Agency	NYMIR-Tompkins Agency

First Depository	Five Star Bank
Second Depository	Bank of Castile
Third Depository	M & T Bank
Official Newspaper	The Daily News (Drummer & Pennysaver as needed)
Retained Consulting Firm	Clark Patterson Lee
Mileage Rate	\$.50

The motion passed with the following Roll Call Vote:

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

Swearing in of Appointees

The Oath of Office was administered to the following appointees:

Debbie Douglas, Registrar
Ramon Cipriano, Planning Board Member

All remaining appointees will appear before the Town Clerk to be sworn in.

Salaries

A motion was made by Councilman Pietrzykowski and seconded by Councilman Wenhold to approve the salaries as follows:

POSITION	NAME	SALARY
Town Supervisor	Louis J. Gayton	\$ 6,190.00
Council Member	William Gick	\$ 1,603.75
Council Member	Walter Wenhold	\$ 1,603.75
Council Member	Susan Neer	\$ 1,603.75
Council Member	Edward Pietrzykowski	\$ 1,603.75
Town Clerk	Debbie Douglas	\$18,932.00
Tax Collector	Debbie Douglas	\$ 2,747.00
Highway Superintendent	Norman P. Fleming	\$51,527.00
Town Justice	William Shea	\$ 8,806.00
Town Justice	Thomas McBride	\$ 8,806.00
Assessor	Deborah Conti	\$18,128.00
Code Enforcement Officer	Thomas Douglas	\$ 1,887.00
Zoning Enforcement Officer	Thomas Douglas	\$ 6,865.00
Deputy Town Supervisor	William Gick	\$ 1,000.00
Deputy Town Clerk	Cynthia Schafer	\$ 9.05/hr
Deputy Tax Collector	Cynthia Schafer	\$ 9.05/hr
Deputy Highway Superintendent	Mark Heale	\$.50/hr
Court Justice Clerk	Marie Shea	\$ 1,567.50
Court Justice Clerk	Jillian Welch	\$ 1,567.50
Court Officer	Christopher Hausfelder	\$ 8.53/hr
Registrar of Vital Statistics	Debbie Douglas	\$ 400.00
Control of Dogs (Licensing)	Debbie Douglas	\$ 1,000.00
Financial Clerk Typist P/T	William Hakes	\$ 9,996.00
Financial Clerk Typ. P/T	Debbie Douglas	\$ 631.00
Clerk Typist P/T (Highway)	Debbie Douglas	\$ 1,521.00
MEO	Mark Heale	\$ 20.56/hr
MEO	Kenneth Morgan	\$ 20.56/hr

MEO	Joel Merle	\$ 20.56/hr
Laborer F/T	Barbara Czworka	\$ 12.54/hr
Laborer P/T (Refuse)	Barbara Czworka	\$ 10.56/hr
Laborer P/T	Jordan Fleming	\$ 10.56/hr
Laborer P/T	Thomas J. Czworka	\$ 10.56/hr
Laborer P/T	Tyler Czworka	\$ 9.60/hr
MEO/Laborer P/T	Thomas Czworka	\$ 10.56/hr
MEO/Laborer P/T	Forest Hamer	\$ 10.56/hr
Laborer P/T	Jeffrey Ewell	\$ 8.65/hr
MEO P/T	Jeffrey Ewell	\$ 19.56/hr
MEO P/T	Adam Miller	\$ 19.56/hr
Laborer P/T	Adam Miller	\$ 8.65/hr
Laborer P/T	Ashley Wolf	\$ 8.65/hr

The motion passed with the following Roll Call Vote:

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

Meeting Dates - Setting of

A motion was made by Councilwoman Neer and seconded by Councilman Wenhold to approve the meeting dates for 2013 as follows:

TOWN BOARD MEETING

Regular Town Board meetings are held the second Monday of each month at 7:00 p.m.

January 14, 2013	February 11, 2013	March 11, 2013
April 8, 2013	May 13, 2013	June 10, 2013
July 8, 2013	August 12, 2013	September 9, 2013
October 16, 2013*	November 13, 2013*	December 9, 2013
Year End Meeting & Open House		December 30, 2013 (7:00 p.m.)

BETHANY PLANNING BOARD

Town of Bethany Planning Board meetings are held the first Thursday of each month at 7:30 p.m.

January 3, 2013	February 7, 2013	March 7, 2013
April 4, 2013	May 2, 2013	June 6, 2013
July 11, 2013 *	August 1, 2013	September 5, 2013
October 3, 2013	November 7, 2013	December 5, 2013

ZONING BOARD OF APPEALS

Town of Bethany Zoning Board of Appeals meetings are held, as needed, the fourth Wednesday of each month at 7:30 p.m.

January 23, 2013	February 27, 2013	March 27, 2013
April 24, 2013	May 22, 2013	June 26, 2013
July 24, 2013	August 28, 2013	September 25, 2013
October 23, 2013	November 20, 2013*	December 18, 2013*

Any changes in meeting dates will be posted on the Town bulletin board and in the local newspaper.

**** Moved Due To Holiday***

ORGANIZATIONAL MEETING

January 13, 2014 7:00 p.m.

ORGANIZATIONAL MEETING

The motion passed with the following Roll Call Vote:

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

Councilman Gick - Yes
 Councilwoman Neer - Yes

Fee Schedule - Setting of

A motion was made by Councilman Gick and seconded by Councilwoman Neer to approve the 2013 fee schedule as follows:

Permits:

Land Separation	\$ 25.00	Each additional parcel	\$ 15.00
Special Use Permit	\$100.00		
Subdivision Permit	\$100.00	Each additional parcel	\$ 50.00
Variance	\$100.00		
Site Plan Review (Simple)	\$ 50.00	with Public Hearing	\$100.00
Temporary Mobile Home/RV Permit		\$ 50.00	

Note any other fees will be assumed by the applicant which may include fees for additional permit requirements, state/county permit requirements, etc.

Once the permit process has begun, fees are non-refundable.

INFORMATIONAL BOOKS:

Bethany Zoning Regulations	\$ 10.00
Bethany Land Separations Regulations	\$ 3.00
Bethany Comprehensive Plan	\$ 1.00

DOG LICENSE FEES:

Spayed/Neutered Dog	\$ 5.00	Unspayed/Unneutered Dog	\$18.00
Senior Discount (over 65)	\$ 2.50	Senior Discount (over 65)	\$10.50
Late Fee	\$ 1.00	Unlicensed Dog Fee	\$ 5.00
Dog Seizure Fine	\$10.00	2nd & consecutive seizures	\$20.00
Enumeration Fee	\$ 5.00		

RETURNED CHECKS \$15.00

TRANSFER STATION CARDS:

Twenty (20) punch card	\$ 40.00
Ten (10) punch card	\$ 20.00

MARRIAGE LICENSE FEE

License	\$ 40.00
Additional Certified copy	\$ 10.00

SPORTING LICENSES: Fees set by New York State

COPIES

Certified & sealed	\$ 10.00 each
Flat Rate	\$.25 each
Genealogy Copy	\$ 1.00 each

BUILDING PERMIT FEE SCHEDULE

New Construction—Homes, Additions, Porches, Decks, Renovations		
		\$ 25.00 plus \$.03 per sq. ft.
Garages, Pole Barns		\$ 20.00 plus \$.02 per sq. ft.
Trailers (When Allowed)		\$ 30.00 plus \$.03 per sq. ft.
Accessory Buildings		\$ 30.00 plus \$.03 per sq. ft.
Chimneys, Fire Places, Wood Stoves		\$ 25.00
Swimming Pools & Ponds		\$ 50.00
Agricultural Building (sq. ft.)		
	Up to 200	\$ 2.00
	201— 500	\$ 5.00
	501—1,000	\$ 10.00
	1,001—1,500	\$ 20.00
	1,500—2,500	\$ 30.00
	2,501—Over	\$ 40.00
Commercial Building (sq. ft.)		
	Up to 10,000	\$150.00
	10,001—20,000	\$150.00 plus \$4.00 per each additional 1000 sq. ft. over 10,000
	20,000—Over	\$150.00 plus \$2.00 per each additional 1000 sq. ft. over 20,000

BUILDING INSPECTION FEE SCHEDULE

New Construction, Trailers		
	Up to \$ 2,000	\$ 35.00
	\$ 2,001—\$10,000	\$ 75.00
	\$10,001—\$20,000	\$100.00
	\$20,001—Over	\$100.00 plus \$1.50 per 1,000 over \$20,000
Additions, Alterations, Decks, Porches, Garages, Pole Barns		
	Up to \$5,000	\$ 50.00
	\$ 5,001—\$10,000	\$ 60.00
	\$10,001—\$20,000	\$ 80.00
	\$20,001—\$30,000	\$100.00
	\$30,000—Over	\$100.00 plus \$1.50 per 1,000 over \$30,000
Swimming Pools		
	Above Ground	\$ 75.00
	In Ground	\$150.00
Commercial Buildings		
	Up to \$20,000	\$150.00
	\$20,001—\$50,000	\$200.00
	\$50,000—Over	\$200 plus \$2.00 per \$1,000 Over \$50,000
Fire Places, Chimneys, Wood Stoves		\$ 25.00

Inspections of all construction are done in accordance with the NYS Uniform Fire Prevention and Building Code.

Certificates (C of O & C of C) are issued **only when the construction is violation free**, and all health and electrical certificates (if needed) are current and in order, and all fees have been paid.

Dollar value is to be verified by an acceptable contractor. If estimate is based on material and his own labor, the permit will not be issued until an agreement can be reached over the true value of the construction. Any extra time

spent for Building Inspector’s evaluation shall be charged at \$25.00 per hour.

Any time spent by the Building Inspector for multiple review of contractor’s plans for acceptability after requested changes are made, shall be charged at \$25.00 per hour.

Any re-inspection for unacceptable work or for any other reasonable cause shall be charged at \$25.00 per hour.

TRANSFER STATION FEES

Users will be required to bring their garbage in 30-gallon trash bags or 30-gallon trashcans. Transfer Station cards will be required for use of the Transfer Station which may be purchased at the Bethany Town Clerk’s office during normal business hours.

- 1. Trash bags and/or cans (30 gallon capacity) \$ 2.00
- 2. Appliances (washer, dryer, stove) \$ 5.00
- 3. Furniture - must be broken into small pieces that will completely fit into compactor. \$ 5.00
- 4. Non-stuffed chairs \$ 5.00
- 5. Stuffed couches, chairs, sofas, box springs \$ 5.00
- 6. Carpets (68” length or less) and mattresses \$ 5.00
- 7. Refrigerator, air conditioner, freezer - \$ 20.00
Must have refrigerant drained professionally - **Certificate Required**
- 8. Toilets, sinks, plumbing accessories \$ 5.00
- 9. Florescent Lamps **(Must be recycled!!!!)** 8’ tubes \$1.00 each
All others \$.50

Tires will be accepted for disposal all year long at the following prices:

- 1. Car tire w/o rim \$ 3.00
- 2. Car tire with rim \$ 5.00

Tires of any other size will not be accepted

All plastic, glass, tin and aluminum items must be rinsed of all food particles, exterior wrapping removed. Individuals will be charged for failure to properly rinse recyclables.

- PLASTIC #1 - #5** Food, juice and laundry. Flatten plastic
containers and remove all caps.
- GLASS (CLEAR, GREEN, BROWN)** All tops must be removed.
- TIN/ALUMINUM CANS** Tin & Aluminum are separated. Clean
aluminum foil is accepted.
- PAPER/MAGAZINES/JUNK MAIL** Shredded paper must be bagged.
Telephone books are Not recycled.
- CARDBOARD**
- SCRAP METAL** Check with transfer station attendant
regarding scrap metal that you would like
dispose of.
- ELECTRONICS** Must be recycled as of 1/1/11.

FOR USE BY TOWN OF BETHANY RESIDENTS ONLY
Decisions by the Transfer Station Operator
regarding solid waste disposal are final.

The motion passed with the following Roll Call Vote:

Supervisor Gayton - Yes

Councilman Gick - Yes

Councilman Wenhold - Yes
 Councilman Pietrzykowski - Yes

Councilwoman Neer - Yes

Fire Department Officers - Approval of

Tabled pending meeting with the Fire Department Board of Directors.

Resolution #1-2013 Official Undertaking of Municipal Officials

WHEREAS, various sections of New York State Town Law and Public Officers Law require that certain officials execute and Official Undertaking; and

WHEREAS, we, the Town Board of the Town of Bethany hereby require the Supervisor, Town Clerk, Tax Collector, Town Justice, and Highway Superintendent to execute said Official Undertaking as required by said law;

NOW, THEREFORE BE IT RESOLVED that we, the Town Board of the Town of Bethany approve the document entitled "Town of Bethany Official Undertaking of Municipal Officers" as to its form and manner of execution and the sufficiency of the insurance, and

BE IT FURTHER RESOLVED that said Official Undertaking containing the notarized signatures of those named municipal officials be filed in the Office of the Town Clerk, as well as the original copies of the insurance policies indicating the sufficiency of the sureties to indemnify the Town against losses which may arise from failure of such officials to properly discharge their duties.

TOWN OF BETHANY
OFFICIAL UNDERTAKING OF MUNICIPAL OFFICERS

WHEREAS, Louis J. Gayton, of the Town of Bethany, County of Genesee, New York, has been elected to the Office of Supervisor of the Town of Bethany, and

WHEREAS, Debbie L. Douglas, of the Town of Bethany, County of Genesee, New York, has been elected to the Office of Town Clerk of the Town of Bethany, and

WHEREAS, Debbie L. Douglas, of the Town of Bethany, County of Genesee, New York, has been elected to the Office of Town Tax Collector of the Town of Bethany, and

WHEREAS, William E. Shea, of the Town of Bethany, County of Genesee, New York, has been elected to the Office of Town Justice of the Town of Bethany, and

WHEREAS, Thomas R. McBride, of the Town of Bethany, County of Genesee, New York, has been elected to the Office of Town Justice of the Town of Bethany, and

WHEREAS, Norman P. Fleming, of the Town of Bethany, County of Genesee, New York, has been elected to the Office of Superintendent of Highways of the Town of Bethany, and

NOW, THEREFORE, we as respective officers above, do hereby undertake with the Town of Bethany that we will faithfully perform and discharge the duties of our office, and will promptly account for and pay over all moneys or property received as a Town Officer, in accordance with the law; and

This undertaking of the Town Supervisor is further conditioned upon that he will well and truly keep, pay over and account for all moneys and property, including any special district funds, belonging to the Town and coming into his hands as such Supervisor; and

This undertaking of the Town Clerk is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Town Clerk; and

This undertaking of the Tax Collector is further conditioned that she will well and truly keep, pay over and account for all moneys and property coming into her hands as such Tax Collector; and

This undertaking of the Town Justice is further conditioned that he will well and truly keep, pay over and account for all moneys and property coming into her hands as such Town Justice; and

The Town does and shall maintain insurance coverage, presently with Tompkins Insurance, in the sum of \$1,000,000.00 for the Tax Collector, Supervisor and Town Clerk to indemnify against losses through the failure of the officers, clerks and employees covered thereunder faithfully to perform their duties or to account properly for all monies or property received by virtue of their positions or employment, and through fraudulent or dishonest acts committed by the officers, clerks and employees covered thereunder.

A motion was made by Councilman Pietrzykowski and seconded by Councilwoman Neer to approve Resolution #1-2012 Official Undertaking of Municipal Officials. The motion passed with the following Roll Call Vote:

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

Resolution #2-2013 Emergency Use of Highway Equipment

WHEREAS, it may be necessary that the Bethany Volunteer Fire Company may need assistance in gaining access to an emergency scene by way of plowing, moving storm debris, etc; and

WHEREAS, the Town of Bethany Highway Department has or has access to equipment to provide this assistance, now therefore, be it

RESLOVED, that the Town of Bethany Highway Department may use equipment and manpower to assist the Bethany Volunteer Fire Company in gaining access to an emergency scene at the request of the Bethany Volunteer Fire Company.

A motion was made by Councilman Pietrzykowski and seconded by Councilman Gick to approve Resolution #2-2013 "Emergency Use of Highway Equipment". The motion passed with the following Roll Call Vote:

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

The Organizational Meeting ended at 7:24 p.m.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: January 14, 2013

Respectfully Submitted,

Debbie L. Douglas
Bethany Town Clerk