

TOWN OF BETHANY
REGULAR TOWN BOARD MEETING

08 APRIL 2024

Supervisor Hyde opened the April 8, 2024 Regular Town Board Meeting at 7:00 p.m. with the Pledge of Allegiance followed by a prayer offered by Councilman Embt.

Town Officials in Attendance were:

Carl Hyde, Jr., Supervisor	Jeffrey Fluker, Councilman
Timothy Embt, Councilman	Steve Wells, Councilman
Diane Fowler, Councilwoman (absent)	Shauna Klump, Town Clerk

Town Clerk Report – Shauna Klump

- Presented the Minutes of the March 11, 2024 Regular Town Board meeting.

A motion was made by Councilman Wells, duly seconded by Councilman Fluker, to approve the Minutes of the March 11, 2024 Regular Town Board meeting as presented. Motion passed with All In Favor.

- The Clerk's Monthly Report and Bank Statements for March were reviewed by the Town Board.

Highway Superintendent Report – Barbara Czworka (Absent)

- Working on items in the shop
- Have done 4 salting runs and 9 plow runs.
- Tree trimming was done with the help of Draves Tree Service, to clean up around phone lines.
- 1203 had issues again this month boost pressure sensor, was replaced.
- Have put down 11/4 ton of cold patch in potholes.
- 1204 needed 3 new batteries.
- We have put in 3 new driveways.
- Overhead doors were serviced, and a track on door 4 was changed out due to damage. Received a quote for new doors, Carl asked 2 questions to be answered. 1. How long for materials. A. 4-6 weeks. 2. What do we do with old doors? A. Suggestion 1. Have auction come and take pictures while doors are up and when they come down and put in auction. Or cut them up and throw them away.

- Another drainage pipe was put in on Paul Road.
 - Have done 2 small sections of shoulder work, to get water off road. On Brown Road and McLernon road.
- Highway Superintendent Czworka has submitted a request to attend Highway School from June 2 – 5, 2024 at a cost of \$765.21.

MOTION made by Supervisor Hyde, duly seconded by Councilman Fluker, to approve the travel request submitted by Highway Superintendent Czworka to attend Highway School from June 2 – 5, 2019 at the cost of \$765.21.

Motion **PASSED** with the following Roll Call Vote:

Supervisor Hyde – Yes
 Councilman Embt – Yes
 Councilwoman Fowler - Yes

Councilman Fluker – Yes
 Councilman Wells– Yes

Board Committee Reports

Councilman Fluker- Fire Dept open house

Councilman Wells- No report

Councilwoman Fowler- No report

Supervisor Hyde

- The Fire Protection Contract has been signed and the check is being cut.
- Motion was made to submit WD#5 application. Motion made by Jeff Fluker and duly seconded by Diane Fowler all in favor and motion passed.
- Charles Cannon accepts the responsibility in serving the Town of Bethany as their representative to the Genesee County Parks. All in favor.

**TOWN OF BETHANY
RESOLUTION**
Adopted: April 8, 2024

The Town Board of the Town of Bethany met at a regular board meeting at the Town Offices of the Town of Bethany located at 10510 Bethany Center Road, in the Town of Bethany, New York on the 8th day of November 2010 commencing at 7:30 p.m., at which time and place the following members were:

Present:	Supervisor	<u>Carl Hyde</u>
	Council Member	<u>Diane Fowler</u>
	Council Member	<u>Jeff Fluder</u>
	Council Member	<u>Tim Emmt</u>
	Council Member	<u>Steve Wells</u>
Absent:		_____

WHEREAS, all Town Board Members, having due notice of said meeting, and that pursuant to Section 94 of the Public Officers Law (Public Meetings Law), said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Town Board of the Town of Bethany finds that the running at large and other uncontrolled behavior of licensed and unlicensed dogs has caused physical harm to persons, damage to property and have created nuisances within the Town; and

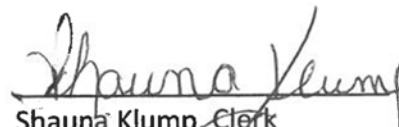
WHEREAS, the Town Board is considering a Local Law to protect the health, safety and well being of persons and property by imposing restrictions on the keeping and running at large of dogs within the Town; and

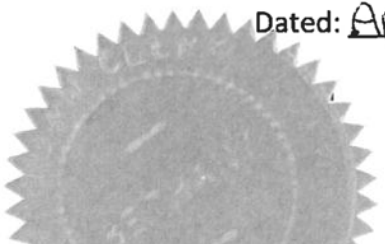
WHEREAS, the Town Board of the Town of Bethany finds it in the best interest of the Town to hold a public hearing to consider the adoption of said local law.

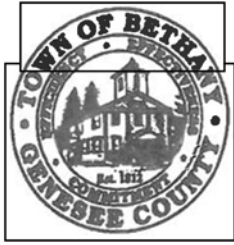
NOW ON MOTION OF Tim Emmt which has been duly seconded by Jeff Fluder, be it

RESOLVED, by the Town Board of the Town of Bethany will hold a public hearing on the proposed adoption of said local law on the ___ day of _____, 2024 at 7:00 p.m., at which time all interested parties and citizens for or against the proposed law will be heard.

Ayes: 4
Nays: 0
Quorum Present: x Yes ___ No
Dated: April 8, 2024


Shauna Klump, Clerk
Town of Bethany





Town of Bethany
10510 Bethany Center Road
East Bethany, New York 14054
Phone: 585-343-1399

Contract for Fire Protection

THIS AGREEMENT, made the 8 day of April 2024 between the Town of Bethany, Genesee County, State of New York, hereinafter called The Town, and the Bethany Volunteer Fire Company, Inc. of the Town of Bethany, Genesee County, and State of New York, hereinafter called The Fire Company.

WHEREAS, there has been duly established in the Town of Bethany, a fire prevention district known as The Bethany Fire Protection District, and such territory is more fully described in the resolution establishing such District, adopted by the Town Board of the Town of Bethany on April 13th, 1943; and

WHEREAS, following a Public Hearing duly called, the Town duly authorized this contract with The Fire Company for fire protection and emergency service to said District upon the terms and conditions hereinafter set forth; and

WHEREAS, this contract has also been duly authorized by The Fire Company; and

NOW THEREFORE, The Town does engage The Fire Company to furnish fire protection and emergency service to The Bethany Fire Protection District and The Fire Company agrees to furnish fire protection and emergency service as follows:

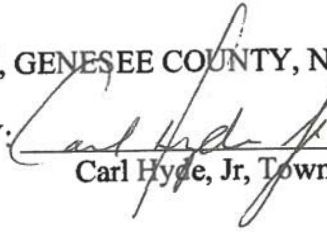
1. The Fire Company shall at all times during the period of this agreement be subject to call for attendance on any fire occurring in the District, and when notified by alarm or by telephone call, or other means, such Fire Company shall respond and attend upon the fire with suitable equipment and diligently proceed in every reasonable way to extinguish the fire and save lives and property in connection therewith.
2. The Fire Company shall furnish to the property and inhabitants of the Fire Protection District emergency service in the case of accidents, calamities or other emergencies in connection with which the services of firemen would be required.
3. The Fire Company shall at all times keep in full force and effect adequate public liability insurance coverage to protect itself and The Town, and furnish The Town an affidavit of such insurance coverage.

4. In consideration of furnishing fire protection and emergency service in accordance with this contract, The Town covenants and agrees, on behalf of The Bethany Fire Protection District, to pay to The Fire Company, the sum of One Hundred Thousand Six Hundred Fifty Dollars (\$100,650.00) for fire service to be paid upon the collection of taxes by the Town for said purpose on or before April 1st of each year.

5. This agreement shall run for a period of one year commencing on April 1, 2024 and terminating on April 1, 2025.

IN WITNESS WHEREOF, the parties have duly executed and delivered this agreement the day and year above mentioned.

TOWN OF BETHANY, GENESEE COUNTY, NEW YORK

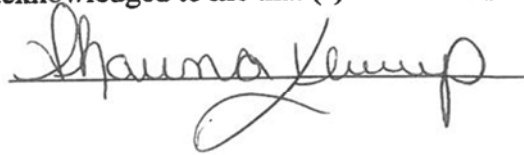
BY: 
Carl Hyde, Jr, Town Supervisor

BETHANY VOLUNTEER FIRE COMPANY, INC.

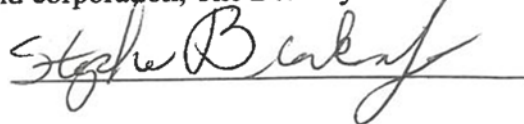
BY: _____
Steve Breckenridge, President

STATE OF NEW YORK)
COUNTY OF GENESEE) SS:

On this 15 day of April 2024, before me, the subscriber, personally appeared **Carl Hyde, Jr.**, who hereby certified to me that (s)he is the Town Supervisor for the Town of Bethany and known to me to be the same person described in and who executed the within instrument, and (s)he duly acknowledged to me that (s)he executed the same.



On this ____ day of _____ 20__, before me, the subscriber, personally appeared **Steve Breckenridge**, to me personally known, and being by me duly sworn did dispose and say that (s)he resides in The Town of Bethany, Genesee County, New York; that (s)he is the President of The Bethany Volunteer Fire Company, Inc., the corporation described in and which executed the above instrument; and that his/her signature is affixed by Order of the Board of Directors of said corporation, The Bethany Volunteer Fire Company, Inc.



Adjournment

A **MOTION** was made by Councilman Wells, duly seconded by Councilman Embt to adjourn the meeting at 7:50 p.m. The motion **PASSED** with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: April 08, 2024

Respectfully Submitted,

Shauna Klump, RMC
Bethany Town Clerk