

- Joint Snow and Ice Contract with Genesee County.
- Councilman Felton noted the cost per mile went down from 2006.

A **motion** was made by Councilwoman Fuller to approve the Joint Genesee County Snow and Ice Removal Contract. The motion was seconded by Councilman Ferguson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

- Material and supply bids for Salt Barn

CONSTRUCTION OF TOWN SALT BARN

RESOLUTION #41:

Councilwoman Fuller offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board agrees to have the Town of Byron construct a Salt Barn at a total cost not to exceed \$140,000.00, with \$70,000.00 coming from the NYS Department of Environmental Conservation, and the remaining \$70,000.00 coming from the Town in the form of in-kind services and monetary contributions.

Councilman Ferguson seconded the resolution which was adopted by the following vote:

Vote: Ayes: 4 Nays: 0

A **motion** was made by Councilman Felton to approve the Town of Byron to put the construction of the Salt Barn, for materials only, out to bid. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 4 Nays: 0

WASTE WATER REPORT-Bob Cudney:

·This past month Central, South and North Byron facility generators were serviced. McElver Street lift station needs to be done.

·Many areas of sanitary sewers are beginning to be called-in for remarks as service extensions to the right-of-ways has begun. Stake-outs are also taking place for hired contractors installing service laterals. There are about a dozen completed at this time.

·With some specified equipment by the Town in completing the lift station at Ken Munnings, it was suggested by the vendor for the Town to make purchases and seek reimbursement with the resident. This was discussed with Supervisor Glazier and understood by Ken Munnings also. This may be beneficial if warranty issues are needed on this equipment in the future. Mr. Munnings will need to pay the Town for all associated costs along with the \$1,000 hook-up fee prior to any installation of the sewage works on his property.

- Reports look good other than a flow exceedance in North Byron last month.

A **motion** was made by Councilwoman Fuller to approve the Waste Water Report as given. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

PUBLIC HEARING – Extension of Water District No. 2

A **motion** was made by Councilman Felton to open the public hearing to extend Byron Water District No. 2 at 7:30 p.m. The motion was seconded by Councilman Ferguson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

At a Regular Meeting of the Town Board of the Town of Byron in the County of Genesee, held at the Town Hall in the Town of Byron on the 10th day of January, 2007.

Present:

*Richard Glazier, Supervisor
Steven Hohn, Councilman
Suzanne Fuller, Councilwoman
Thomas Felton, Councilman
Craig Ferguson, Councilman*

*In the Matter of the Establishment of
Extension No. 1 to Water District No. 2
of the Town of Byron,
Genesee County, New York.*

PUBLIC HEARING

WHEREAS, previously hereto a map, plan and report have been prepared by Clark Patterson and Associates, Licensed Engineers, in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Byron, New York, relating to the establishment of the proposed Extension No. 1 to Water District No. 2 in the Town of Byron, and

WHEREAS, such map, plan and report have been duly filed in the office of the Town Clerk of the said Town of Byron, and

WHEREAS, the boundaries of said Water District are as follows:

All that tract or parcel of land, situate in the Town of Byron, County of Genesee, State of New York, and being described as follows:

Beginning at a point on the centerline of Freeman Road (49.5 feet wide right-of-way) along the southerly line of the existing Town of Byron Water District No. 2, said point being on northwesterly corner of tax account number 9-2-38.1; thence,

- 1. Easterly, along the southerly line of the existing Town of Byron Water District No. 2 to the northeasterly corner of tax account number 9-2-38.1; thence*
- 2. Southerly, along the easterly line of the aforementioned tax account number, a distance of 400 feet more or less, to a point; thence*
- 3. Westerly, through the lands of the aforementioned tax account number, along a line 400 feet southerly of and parallel to the existing Town of Byron Water District No. 2; thence*

4. Northerly, along the westerly property line of the aforementioned tax account number, a distance of 400 feet more or less, to the northwesterly corner thereof, and the point and place of beginning. All as shown on a map prepared by Clark Patterson Associates entitled, "Extension No. 1 to Water District No. 2", dated December 12, 2006.

WHEREAS, there are no proposed improvements to the water system, only a lateral connection to the residence of the petitioner.

WHEREAS, that the petitioner will pay all costs associated with his connection to the water main.

NOW, THEREFORE, BE IT

ORDERED, That a meeting of the Town Board of the Town of Byron will be held at the Byron Town Hall Route 237, Byron, New York at 7:30 p.m. on the 14th day of February, 2007 to consider the Establishment of said Extension to Water District No. 2 of the Town of Byron, including the environmental significance thereof and to hear all persons present interested in the subject matter thereof, concerning the same and for such other and further action on the part of said Town Board may be necessary and proper, with relation to the premises.

Dated: January 12, 2007.

Richard Glazier, Supervisor
Steven Hohn, Councilman
Suzanne Fuller, Councilwoman
Thomas Felton, Councilman
Craig Ferguson, Councilman

By order of the
Town Board, Town of Byron
Debra Buck-Leaton, Town Clerk

A **motion** was made by Councilwoman Fuller to close the public hearing at 7:31 p.m. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

EXTENSION OF WATER DISTRICT NO. 2 TO INCLUDE PROPERTY ON FREEMAN ROAD OWNED BY DANIEL IVISON
RESOLUTION #42:

Councilwoman Fuller offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board agrees to extend Water District No. 2 to include property owned by Daniel Ivison on Freeman Road.

Councilman Felton seconded the resolution which was adopted by the following vote:

Vote: Ayes: 4 Nays: 0

PARK COMMITTEE REPORT – Councilwoman Fuller:

- \$200.00 profit from candy bar sale
- They would like to know if the Town is interested in sponsoring a band for the concert in the parks series.

·Custodian – Bob Eichenberger will be the Park Custodian, and will get paid \$400.00 from the A7110.1GK account. The Budgeted A7110.4 Park Program account should be decreased by \$400.00 to show \$2,600.00. The Board would like to have the cost paid out over the year instead of in a lump sum.

A **motion** was made by Councilman Felton to institute the position of a Park Custodian, at an annual cost of \$400.00. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 4 Nays: 0

A **motion** was made by Councilman Ferguson to appoint Robert Eichenberger as Park Custodian for 2007. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

·Summer Youth Recreation Grant has been approved for \$1,280, with another \$1,280 to be contributed by the Park Committee.

A **motion** was made by Councilman Felton to approve the Park Committee Report as given. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 4 Nays: 0

TOWN CLERK’S REPORT:

Paid to the Genesee County Treasurer for Dog Licenses.....	\$ 55.22
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 15.00
Paid to the Town of Byron Supervisor.....	<u>\$2,228.64</u>
Total Disbursed for January 2007.....	\$2,298.86

A **motion** was made by Councilwoman Fuller to approve the Town Clerk’s Report as given for January 2007. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

WATER DISTRICT NO. 2 UPDATE – Eric Weis:

- Completed connection of mainline by Town Hall.
- Randsco hopes to have everything done, except for restoration, by the end of March.
- Randsco has started putting in dry connections.
- Construction observation fees estimated at \$106,000. Because of early finish date \$30,000 will be returned to the project for N. Byron Road portion.
- Stuart Brown will need to do environmental work for N. Byron portion because it wasn’t in first proposal for the water district. This process could take up to three months.
- Cory Nefus spoke to 9 of the 10 homeowners on N. Byron Road and they are all interested in receiving water if possible.
- It is part of Randsco’s contract to provide hydrant markers for the snow.

**ENVIRONMENTAL IMPACT STUDY FOR THE NORTH BYRON ROAD
WATER DISTRICT NO. 2 EXTENSION**

RESOLUTION #43:

Councilman Felton offered the following resolution and moved for its adoption:
Resolved, that the Byron Town Board agrees to have Stuart Brown Associates perform an Environmental Impact Study, at a cost not to exceed \$2,500.00, for the North Byron Road Water District No. 2 extension, pending approval from Rural Development and their release of funds.

Councilman Ferguson seconded the resolution which was adopted by the following vote:

Vote: Ayes: 4 Nays: 0

**ADMINISTRATION OF SMALL CITIES GRANT BY STUART BROWN
ASSOCIATES**

RESOLUTION #44:

Councilman Felton offered the following resolution and moved for its adoption:
Resolved, that the Byron Town Board agrees to pay Stuart I. Brown Associates, Inc. \$2,500.00 for the administration of the 2006 Small Cities Grant from November 1, 2006 to December 29, 2006.

Councilwoman Fuller seconded the resolution which was adopted by the following vote:

Vote: Ayes: 4 Nays: 0

PAYMENT OF WATER DISTRICT NO. 2 ABSTRACT #2

RESOLUTION #45:

Councilman Ferguson offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board agrees to pay Water District No. 2 Abstract #2 in the amount of \$427,056.77, subject to the approval of Rural Development.

Councilwoman Fuller seconded the resolution which was adopted by the following vote:

Vote: Ayes: 4 Nays: 0

FINANCIAL REPORT:

·Review of January 2007 financial report.

A **motion** was made by Councilman Ferguson to approve the January 2007 Financial Report as given. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

ABSTRACTS

RESOLUTION #46:

Councilwoman Fuller offered the following resolution and moved for its adoption:

Resolved, that the Byron Town Board pay the following abstracts:

<u>Fund:</u>	<u>Abstract:</u>	<u>Vouchers:</u>	<u>Amount:</u>
General Fund	#2	#26 - #45	\$ 27,757.30
Highway Fund	#2	#12 - #28	\$ 35,425.00
Sewer Fund	#2	#11 - #20	\$ 1,050.65
Water District No. 2	#2	#3 - #6	\$427,056.77
General Fund	#PA-1	#1 - #5	\$ 7,257.91
General Fund	#PA-2	#6- #9	\$ 724.00
General Fund	#PA-3	#10 - #12	\$ 2,228.33
General Fund	#PA-4	#13	\$ 459.04
Sewer Fund	#PA-1	#1 - #2	\$ 374.49
Sewer Fund	#PA-2	#3	\$ 636.18
Sewer Fund	#PA-3	#4	\$ 47.97
Highway Fund	#PA-1	#1	\$ 7,121.16

Councilman Ferguson seconded the resolution which was adopted by the following vote:

Vote: Ayes: 4 Nays: 0

OTHER BUSINESS:

·None

SUPERVISOR’S REPORT:

·Batavia Ambulance Service demise and its effect on Genesee County.

·Westshore Trail Study Meeting at Churchville Town Hall – Tom Felton attended the meeting and asked the project engineers, Lu Engineers, to provide the town with an informational pamphlet to include in the Byron Newsletter in order to get public feedback. Multi-purpose trail.

·Snowmobile that hit piece of water line pipe at Brian Gilbert’s property. The pipe is still owned by the Town at this time and not Randsco. There is no claim at this time.

·Pumpkin Hill Veterinary Clinic wrote a letter stating they are very interest in receiving water from Monroe County Water Authority. MCWA said they would need to use 6” pipe at a cost of \$50,000.

·Genesee County Fire District Comparison Sheet.

A **motion** was made by Councilwoman Fuller to approve the Supervisor’s Report as given. The motion was seconded by Councilman Ferguson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

EXECUTIVE SESSION:

A **motion** was made by Councilman Ferguson to enter into executive session at 8:40 p.m. to discuss union negotiations. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 4 Nays: 0

A **motion** was made by Councilman Felton to come out of executive session at 10:00 p.m. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 4 Nays: 0

ADJOURN:

A **motion** was made by Councilwoman Fuller to adjourn the Byron Town Board Meeting at 10:00 p.m. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton
Byron Town Clerk