

ANNUAL REASSESSMENT

RESOLUTION #57:

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

WHEREAS, the Town of Byron Town Board authorizes the Supervisor to sign the documents necessary to file an annual reassessment for the Town of Byron for 2023.

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

Vote: Ayes: 5 Nays: 0

SOLAR:

INTERVENOR FUND STANDARD VOUCHER #7

RESOLUTION #58:

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

WHEREAS, the Town of Byron Town Board authorizes the Supervisor to sign the Intervenor Fund Standard Voucher #7 in the amount of \$2,804.00 between the Town of Byron and the NYS Department of Public Service.

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

Vote: Ayes: 5 Nays: 0

Host Benefit Agreement Reserve Fund – Attorney Paul Boylan:

·The law makes it wrong for the Town to hold a reserve fund for more than 10%. When the Host Benefit Agreement goes into effect there will be more than 10%. Need special resolution from Albany to exempt the Town. The Agreement gives the Town the authority to hold back up to \$10 million and the requirement in order to do that is to have a Permissive Referendum. The Town can only spend the money on town wide benefit projects. Paul is asking the Town Board for permission to submit the Agreement to Assemblyman Steve Hawley and Senator Ed Rath for their introduction at the next legislative meeting. This is modeled on Riga’s agreement for their host benefit agreement.

Councilman Felton – The wording is very specific. Is it 10% of the entire budget? Is \$10 million an arbitrary number?

Paul Boylan – Yes, it’s 10% of the whole budget. \$10 million is an arbitrary number.

Candy Hensel – When does legislature meet?

Paul Boylan – They meet in January

A **motion** was made by Councilman Zuber to authorize the Town Attorney, Paul Boylan, to introduce the Hot Benefit Agreement Reserve Fund to Assemblyman Steve Hawley and Senator Ed Rath for approval by the Legislature and Senate. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PLANNING BOARD REPORT – George Squires:

·Approved a land separation on corner of Merrill and N. Bergen Road.

·Discussed Smart Growth Plan proposal, which Councilman Kent is working on to submit to County

Planning

·Continue to work on Zoning Law revisions

·Discussed smaller scale solar project but need to know how many acres the Excelsior project is going to occupy because prime farmland can’t go over 10% used for solar

A **motion** was made by Councilman Zuber to approve the Planning Board Report as given. The motion was seconded by Councilman Kent and carried with the following vote:

Vote: Ayes: 5 Nays: 0

HIGHWAY SUPERINTENDENT’S REPORT – David Leaton:

- Doing roadside mowing for the 1st time
- Doing road work on Tower Hill and Caswell Roads
- Merrill Road is just about done
- Got new mower last week
- Flower boxes and flags put up
- Auctions International not taking pictures of the black truck until July 7, 2022

Supervisor Yasses – Todd Cargill will be retiring in a couple weeks and the Town would like to present him with a plaque for his years of service.

A **motion** was made by Councilman Zuber to approve the Highway Superintendent’s Report as given. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 5 Nays: 0

SEWER REPORT:

Monthly:

- Checked and maintained all filter bed pumps (N, S+C)
- Keeping track of pump hours on all pumps including Old School House, Walkers Corners and McElver Street lift station
- Took monthly samples

Other:

- 5/2/22 – Had A.D. Calls clean out manhole by post office in South Byron
- 5/17/22 – Weed wacked and trimmed brush from filter bed driveways and lift stations

A **motion** was made by Councilman Felton to approve the Sewer Report as written. The motion was seconded by Councilman Zuber and carried with the following vote:

Vote: Ayes: 5 Nays: 0

G&G MUNICIPAL CONSULTING AND GRANT WRITING INCOME SURVEY PROPOSAL RESOLUTION #59:

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

WHEREAS, the Town of Byron Town Board authorizes the Supervisor to sign the Income Survey Proposal between G&G Municipal Consulting and Grant Writing and the Town of Byron in an amount not to exceed \$9,890.00 plus postage for the Water Quality Improvement Program (WQIP).

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

Vote: Ayes: 5 Nays: 0

CEO/ZEO REPORT – Melissa Ierlan:

- Issued 3 permits and 4 complaints
- Completed another fire inspection of the apartment building at 6732 Byron-Holley Road. This building was in compliance and I was impressed with the overall condition of the building and apartments. Advised one tenant to get his dog licensed. I have completed the fire inspection of the auto repair shop at the four corners and still need to write the report and address some things with the owner.

·There are 4 new property maintenance complaints that have been issued for property maintenance and unsafe structures. All letters went out June 7, 2022. Some have 30 days to comply and one has 7 days as there is a large amount of garbage bags piling up with food items which attract rodents and has begun to stink.

·Melissa will be attending an energy code training on Thursday.

A **motion** was made by Councilman Zuber to approve the CEO/ZEO report as written. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PARK COMMITTEE REPORT – George Squires:

- Tom and Mary McGowan are resigning
- Jim Renfrew is also retiring and will not be on the committee after the end of the month
- The Park Committee hasn't had a representative from the Fire Department attend in over a year, leaving only four people on the committee. One consideration might be to do away with the committee and for the Town to take over the committee responsibilities. The highway department has been doing a lot in the parks
- Talked about park updates and George was able to get water on to the bathrooms, and repairs are almost a yearly chore
- Talked about tree planting that the Scouts did
- A new tree has been planted at entrance to Trestle Park thanks to highway department
- Scouts stayed at Trestle Park this past weekend and did work on trails, they also cleared branches that were blocking creek
- Building a parks project list: playground at Trestle Park, wooden swing set at Firemen's Park. George has ordered paint.
- Did playground inspection – everything was in pretty good repair but some is outdated

Resignation of Park Committee Members Tom and Mary McGowan:

A **motion** was made by Councilman Felton to accept the resignations of Park Committee Members Tom and Mary McGowan effective June 2, 2022. The motion was seconded by Councilman Zuber and carried with the following vote:

Vote: Ayes: 5 Nays: 0

A **motion** was made by Councilman Kent to approve the Park Committee report as given. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

CLEAN ENERGY RESOURCES INFORMATION COMMITTEE – Candy Hensel:

- Working on heating and cooling campaign
- Pathstone passed along 2 homeowners' names that are interested in heating a cooling initiative

A **motion** was made by Councilman Kent to approve the Clean Energy Resources Information Committee report as given. The motion was seconded by Councilman Zuber and carried with the following vote:

Vote: Ayes: 5 Nays: 0

ABSTRACTS

RESOLUTION #60:

Councilman Kent 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	#6	#119 - #142	\$24,125.27
Highway Fund	#6	#56 - #62	\$167,897.46
Sewer Fund	#6	#21 - #32	\$10,099.35
Water Improv. Benefit Area #1	#5	#7	\$16,415.00
General Post Audit	#5	#30 - #35	\$1,080.19
Sewer Post Audit	#5	#11 - #13	\$820.09

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

Vote: Ayes: 5 Nays: 0

TOWN CLERK'S REPORT:

Paid to the NYS Ag and Markets for spay/neuter program.....	\$40.00
Paid to NYS DEC for hunting/fishing licenses.....	\$33.06
Paid to the State Comptroller for Games of Chance.....	\$15.00
Paid to the NYS Department of Health for Marriage Licenses.....	\$67.50
Paid to the Town of Byron Supervisor.....	<u>\$3,589.74</u>
Total Disbursed for May 2022.....	\$3,745.30

A **motion** was made by Councilman Felton to approve the Town Clerk's Report as given for May, 2022. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

FINANCIAL REPORT:

The May 2022 Financial Report was reviewed.

A **motion** was made by Councilman Thompson to approve the May 2022 Financial Reports. The motion was seconded by Councilman Kent and carried with the following vote:

Vote: Ayes: 5 Nays: 0

SUPERVISOR'S REPORT:

Franchise Tax Fee:

Received Franchise Tax Fee in the amount of \$7,619.52

Fire Department Committee:

Councilman Felton hasn't contact the fire departments yet

Resignation of Town Justice Chris Erion:

A **motion** was made by Councilman Felton to accept the resignation of Town Justice Christopher Erion effective May 31, 2022. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Supervisor Yasses: He has spoken with Bill Forsyth regarding his interest in the Town Justice position. He will know more at the next Town Board meeting and the Town Board can move forward from there.

Town Attorney Paul Boylan: He spoke with the Office of Court Administration regarding having Bill Forsyth getting paid prior to being elected, but it's not allowed. Paul will check to see if he can get paid as a court clerk but shadow Justice Smith. Paul will try to figure out a solution.

Resignation of Barry Flansburg:

A **motion** was made by Councilman Felton to accept the resignation of Town Assessor Barry Flansburg, with regret, effective September 30, 2022. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

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

Vote: Ayes: 5 Nays: 0

OTHER BUSINESS:

WATER IMPROVEMENT BENEFIT AREA NO. 1:

- Still waiting for approval from Comptroller.
- Town Attorney Paul Boylan called the Comptroller today and is hoping to hear something tomorrow.

GENERAL FUND BUDGET TRANSFERS:

RESOLUTION #61:

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

Resolved, that the Byron Town Board authorizes the following transfers:

<u>GENERAL FUND</u>				
<i>Transfer From:</i>				
	A1990.4	Contingency		<u>\$318.00</u>
			TOTAL:	<u>\$318.00</u>
<i>Transfer to:</i>				
	A1910.4	Unallocated Insurance		<u>\$318.00</u>
			TOTAL:	<u>\$ 318.00</u>

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

Vote: Ayes: 5 Nays: 0

PUBLIC COMMENTS:

None

ADJOURN:

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 8:48 p.m. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton
Byron Town Clerk