

**SPECIAL BYRON TOWN BOARD MEETING**

July 15, 2008

The Special Byron Town Board Meeting was called to order by Supervisor Chapell at 10:05 a.m. with the following people present:

Supervisor.....Thomas Chapell  
Council Members.....Thomas Felton  
Jeanne Freeman  
John Ivison  
Town Clerk.....Debra Buck-Leaton

Absent:

Councilman.....Craig Ferguson  
Sewer Department.....Robert Cudney  
Highway Superintendent.....George Heins

Public:

Everett Roda.....Rte. 237, Byron

**PLEDGE TO THE FLAG:**

Supervisor Chapell led the people in attendance in the Pledge of Allegiance.

*Special Meeting of the Byron Town Board*

*The Byron Town Board will hold a Special Meeting on Tuesday, July 15, 2008 at 10:00 a.m. at the Byron Town Hall, 7028 Rte. 237, Byron, New York to approve the application to the Comptroller for Water District Nos. 3 and 4. Other business may be considered at this time.*

**WATER DISTRICT NO. 3 – APPLICATION TO THE COMPTROLLER**

**RESOLUTION #82:**

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

**RESOLVED:** The attached application to the State Comptroller for permission to form Water District No. 3 of the Town of Byron in Genesee County, New York was prepared at the direction of this Board pursuant to its resolution of May 14, 2008; that the Board believes the contents of the application to be accurate; that this Board has determined that the proposed District for which permission is sought is in the public interest, for the reasons set forth in the application, and will not constitute an undue burden on the property which will bear the cost thereof; that the cost of the improvements will be assessed in whole against the benefited area; and that all real property so assessed will be benefited by the proposed improvements and no benefited property has been excluded from the proposed District.

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

Vote:           Ayes: 4                   Nays: 0           Absent: 1 (Councilman Ferguson)

**WATER DISTRICT NO. 4 – APPLICATION TO THE COMPTROLLER**

**RESOLUTION #83:**

Councilwoman Freeman offered the following resolution and moved for its adoption:  
**RESOLVED:** The attached application to the State Comptroller for permission to form Water District No. 4 of the Town of Byron in Genesee County, New York was prepared at the direction of this Board pursuant to its resolution of May 14, 2008; that the Board believes the contents of the application to be accurate; that this Board has determined that the proposed District for which permission is sought is in the public interest, for the reasons set forth in the application, and will not constitute an undue burden on the property which will bear the cost thereof; that the cost of the improvements will be assessed in whole against the benefited area; and that all real property so assessed will be benefited by the proposed improvements and no benefited property has been excluded from the proposed District.

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

Vote:           Ayes: 4                   Nays: 0           Absent: 1 (Councilman Ferguson)

**OTHER BUSINESS:**

**Everett Roda:** He was approached by Stu Johnson regarding the cost to put the dam in at Mill Pond around 1947. It didn't cost the Town any money to put the dam in because they had a scrap metal drive. Stu Johnson believes the Town paid for the dam when it was put in.

**Councilman Felton:** The dam is located on private property, therefore, it is the owner's responsibility to maintain the dam, not the Towns.

**Budget:** The Town Board would like to have meetings with the department heads during the budget process to look at cutting expenses, increasing revenues and capital projects that we need to plan for the future.

**ADJOURN:**

A **motion** was made by Councilman Ivison to adjourn the Special Meeting of the Byron Town Board at 10:40 a.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