

A **motion** was made by Councilman Felton to approve the Town of Byron Organizational Meeting Minutes of January 3, 2007 as written with the above changes. The motion was seconded by Councilman Hohn and carried with the following vote:

Vote: Ayes: 5 Nays: 0

HERITAGE FESTIVAL UPDATE – Donna Bobzin and Jeanne Freeman:

- Review of Festival events.
- Jeanne Freeman asked if the Town Board would allow the Heritage Festival Committee to run copies, use postage, etc. from the Town.
- Asked whether the Town would be willing to contribute more money to the Heritage Festival, above the \$1,000 budgeted.
- Supervisor Glazier said the Town Board would like to see a budget before contributing more money to the Festival.

PLANNING BOARD REPORT-Councilwoman Fuller:

- Worked on revising zoning code
- Supervisor Glazier spoke with Zoning/Code Officer Robert Patterson regarding satellite dishes-in our zoning book small dishes are not included, only large dishes.

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

Vote: Ayes: 5 Nays: 0

ZONING/CODE ENFORCEMENT OFFICER -Robert Patterson:

- Printout for 2002-2006 showing activity in dwelling units, businesses and total permits.
- Fees collected for month of December was \$489.00.

A **motion** was made by Councilman Ferguson to approve the Zoning/Code Enforcement Report. The motion was seconded by Councilman Hohn and carried with the following vote:

Vote: Ayes: 5 Nays: 0

HIGHWAY REPORT-George Heins:

- Nothing to report.

WASTE WATER REPORT-Bob Cudney:

- Unfortunately, this past month the department service vehicle needed to have the transmission rebuilt. We currently have the truck back in operation and working fine.
- Request for stake-outs with Randsco contractor is continuing. Service stake-outs are beginning to come in also. I expect this will be on-going for some time.
- Over this next month, service to all stand-by generators are planned. Also expect to get back-flow preventer in at Underpass Auto.
- Other than flow exceeding in North Byron, reports look good.

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

Vote: Ayes: 5 Nays: 0

PUBLIC HEARING – Extension of the Byron Sewer District

A **motion** was made by Councilwoman Fuller to open the public hearing to extend the Byron Sewer District at 7:42 p.m. The motion was seconded by Councilman Hohn and carried with the following vote:

Vote: Ayes: 5 Nays: 0

Legal Notice

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 27th day of December, 2006.

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 Sewer District No. 1
of the Town of Byron,
Genesee County, New York.*

PUBLIC HEARING

WHEREAS, previously hereto a map, plan and report have been prepared by PDM 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 Sewer District No. 1 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 Sewer District are as follows:

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

Beginning at a point in the northerly line of Mill Pond Road at a distance of approximately 1119.0 feet easterly from its intersection with the easterly bounds of New York State Route 237 (Byron-Holley Road); thence northerly along the easterly bounds of Tax Map Parcel 5-1-111 a distance of approximately 460 feet to the northeast corner thereof; thence westerly along the northerly line of said Tax Map Parcel No. 5-1-111 a distance of approximately 30 feet to the southeast corner of Tax Map Parcel 5-1-108; thence

northerly along the east line of said Tax Map Parcel No. 5-1-108 a distance of approximately 176 feet to the northeast corner thereof; thence easterly along the southerly line of Tax Map Parcel 5-1-113 a distance of approximately 99 feet to the southeast corner thereof; thence northerly along the easterly bounds of said Tax Map Parcel 5-1-113 approximately 260 feet to the southerly boundary of said Lot 199; thence easterly along said southerly boundary line to the westerly line of Tax Map Parcel 5-1-15.1; thence southerly along said westerly line of Tax Map Parcel 5-1-15.1 to the northerly line of Tax Map Parcel No. 5-1-97.2; thence easterly along the northerly line of said Tax Map Parcels 5-1-97.2, 5-1-107 and 5-1-101.1 a total distance of approximately 768 feet to the northwest corner of said Tax Map Parcel No. 5-1-101.1; thence southerly along the westerly line of said Tax Map Parcel No. 5-1-101.1 a distance of approximately 460 feet to the said northerly bounds of Mill Pond Road; thence westerly along said northerly boundary a distance of approximately 60 feet to the point of beginning.

All as shown on a map prepared by prepared by PDM Engineers, 115 Grandview Terrace, Batavia, NY, which maps and plans show the boundaries of the proposed extension district, the source of the proposed sewer, the mode of constructing the proposed system, and the location thereof, including sewer lines, and distributing pipes.

WHEREAS, the maximum amount proposed to be expended in the construction of the sewer system is none.

WHEREAS, that the petitioner will pay all costs associated with his connection to the sewer line.

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 7:15 p.m. on the 10th day of January, 2007 to consider the Establishment of said Extension No. 1 to Sewer District No. 1 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: December 27, 2006.

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 Councilman Hohn to close the public hearing at 7:46 p.m. The motion was seconded by Councilwoman Fuller and carried with the following vote:

Vote: Ayes: 5 Nays: 0

EXTENSION OF BYRON SEWER DISTRICT TO INCLUDE PROPERTY ON MILL POND ROAD

RESOLUTION #34:

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

Resolved, that the Byron Town Board agrees to extend the Byron Sewer District to include property owned by Ken Munnings on Mill Pond Road.

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

Vote: Ayes: 5 Nays: 0

PUBLIC HEARING TO EXTEND BYRON WATER DISTRICT NO. 2 FOR FEBRUARY 14, 2007

A **motion** was made by Councilman Hohn to hold a Public Hearing on February 14, 2007 at 7:30 p.m. on a proposal to extend the Water District No. 2. The motion was seconded by Councilman Ferguson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

PARK COMMITTEE REPORT – Councilwoman Fuller:

- 3 new benches going in at Trestle Park
- Bob Eichenberger to be Park Custodian subject to approval of job description and pay rate.
- Talked about holding meetings at Fire Department instead of at the Town Hall
- Discussed whether to only decorate gazebo at Fireman’s Park next year instead of putting up a new Christmas Tree because it was stolen this year

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

Vote: Ayes: 5 Nays: 0

WATER DISTRICT NO. 2 UPDATE – Eric Weis:

- Completed everything except Warboys Road, Walkers Corners Road, Thruway, Rte. 237 from Mechanic Street to the Town Hall, and final main hookup.
- May take four more months to complete
- Thruway bore - wetland crossing near Thruway-DEC would like drawing of revised plan, appears they will approve open cutting, which would not increase cost.
- Without Thruway bore being finished he can’t recommend all 12” pipe being used because of the added cost.
- Rural Development has agreed to transfer money from Stafford Water District No. 2 to the Town of Byron Water District No. 2.
- No main shown on Cockram Road – cost would be \$19,400 to add it.

WATER MAIN EXTENSION TO HOUSES ON COCKRAM ROAD

RESOLUTION #35:

Councilman Hohn offered the following resolution and moved for its adoption.

Resolved, that the Byron Town Board authorizes the extension of the water main to two houses on Cockram Road at an approximate cost of \$19,400.00, subject to one or both residents wishing to be connected.

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

Vote: Ayes: 5 Nays: 0

APPROVAL OF EXPENDING GOSC LATERAL CONNECTIONS GRANT FUNDS

RESOLUTION #36:

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

Resolved, that the Town Board approves grant assistance totaling \$9,239.00 for six applicants who have obtained quotes for the cost of the lateral connections, contingent on the release of funds for the 2006 grant by GOSC.

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

Vote: Ayes: 5 Nays: 0

RESOLUTION #37:

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

Resolved, that the Town Board approves grant assistance up to \$2,000.00 for each of 20 applicants (19 owner-occupant and 1 tenant households) who have not yet obtained quotes for the cost of the lateral connections, contingent on the release of funds for the 2006 grant by GOSC.

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

Vote: Ayes: 5 Nays: 0

RESOLUTION #38:

Councilman Hohn offered the following resolution and moved for its adoption.

Resolved, that the Town Board approves grant assistance to one household for the cost of the required deposit (\$390) to the Water Authority.

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

Vote: Ayes: 5 Nays: 0

ABSTRACTS

RESOLUTION #39:

Councilman Hohn 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 | #1 | #1 - #25 | \$102,941.36 |
| Highway Fund | #1 | #1 - #11 | \$ 9,360.82 |
| Sewer Fund | #1 | #1 - #10 | \$ 5,239.25 |
| Water District No. 2 | #1 | #1 - #2 | \$187,916.73 |

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

Vote: Ayes: 5 Nays: 0

**PAYMENT OF WATER DISTRICT NO. 2 ABSTRACT #1
RESOLUTION #40:**

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

Resolved, that the Byron Town Board agrees to pay Water District No. 2 Abstract #1 in the amount of \$187,916.73, subject to the approval of Rural Development.

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

Vote: Ayes: 5 Nays: 0

TOWN CLERK’S REPORT:

| | |
|---|-------------------|
| Paid to the Genesee County Treasurer for Dog Licenses..... | \$ 50.52 |
| Paid to the NYS Ag and Markets for spay/neuter program..... | \$ 21.00 |
| Paid to NYS Environmental Conservation..... | \$ 15.12 |
| Paid to NYS Comptroller for Bingo License..... | \$ 585.00 |
| Paid to NYS Comptroller for Games of Chance License..... | \$ 15.00 |
| Paid to the Town of Byron Supervisor..... | <u>\$4,033.50</u> |

Total Disbursed for December 2006... ..\$4,720.14

A **motion** was made by Councilwoman Fuller to approve the Town Clerk’s Report as given for December 2006. The motion was seconded by Councilman Ferguson and carried with the following vote:

Vote: Ayes: 5 Nays: 0

FINANCIAL REPORT:

·Review of December financial report.

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

Vote: Ayes: 5 Nays: 0

OTHER BUSINESS:

·None

SUPERVISOR’S REPORT:

·The Town Board voted to encumber money in drainage funds and dental reimbursement at the end-of-year meeting, but according to Laura Landers it is not proper to encumber money if it is not committed to be expended, so it won’t be encumbered.

·Steve Hawley’s train trip on March 3, 2007 - Barry Flansburg would like to attend.

A **motion** was made by Councilman Ferguson to approve Town Assessor Barry Flansburg to attend Steve Hawley’s train trip with expenses to be divided between the

