

BYRON TOWN BOARD MEETING

August 9, 2023

The Byron Town Board Meeting was called to order by Supervisor Yasses at 7:00 p.m. with the following people present:

- Supervisor.....Peter Yasses
- Councilmen.....Jeff Thompson
Josh Kent
Eric Zuber
- Highway Superintendent.....David Leaton
- Town Clerk.....Debra Buck-Leaton
- Absent.....Councilman Tom Felton

Public:

- George Squires Vic DiGregorio Rob Palmer Candy Hensel
- Bill Stevens

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Supervisor Yasses.

MINUTES:

A **motion** was made by Councilman Thompson to approve the Byron Town Board minutes of July 12, 2023 as written. The motion was seconded by Councilman Zuber and carried with the following vote:

Vote: Ayes: 4 Nays: 0

WATER IMPROVEMENT BENEFIT AREA NO. 1:

- Water main has been installed along Byron Road, Rte. 262 and Rte. 237. Going from Rte. 262 to Bank Street and down Bank Street in the next 2 weeks.
- Still have not received word when Contractors for Contract A plan to begin.

WATER IMPROVEMENT BENEFIT AREA # 1 CONTRACT B CONTRACTOR'S PAYMENT APPLICATION NO. 3

RESOLUTION #79:

Councilman Zuber offered the following resolution and moved for its adoption:
BE IT RESOLVED, that Byron Town Board hereby approves and authorizes the Supervisor to sign the Contractor's Application for Payment No. 3 to Rochester Pipeline, Inc. in the amount of \$522,189.82 for construction of Water Improvement Benefit Area No. 1.

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

Vote: Ayes: 4 Nays: 0

WATER IMPROVEMENT BENEFIT AREA NO. 1 – FORM E NO. 2

RESOLUTION #80:

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

BE IT RESOLVED, that Byron Town Board hereby approves and authorizes the Supervisor to sign the Form E No. 2 for Water Improvement Benefit Area No. 1.

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

Vote: Ayes: 4 Nays: 0

SEWER REPORT:

·7/18/23 – Highway Department cleared bushes and brush on Walkers Corners Road that were hampering and overtaking the lift station.

·7/24/23 – Received quotes for septic tank replacement, and also pumping of the tanks in Center Byron.

·7/31/23 – Barefoot Septic replaced a collapsing tank at 6331 Warboys Road.

·Started pumping septic tanks in Center Byron.

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

Vote: Ayes: 4 Nays: 0

PLANNING BOARD REPORT – George Squires:

·Met 7/13/23 and approved the Leatherleaf Solar Site Plan and Special Use Permit.

·Heard about a project in South Byron at the old Methodist Church

·Previously conducted a Public Hearing on the Application for Special Use Permit for the storage lot on Rte. 237 in the hamlet for Roger and Karen Jaczynski. Recessed Public Hearing for County Planning review.

·Further discussion on Battery Energy Storage

·August meeting – no feedback from County Planning for Special Use Permit for Jaczynski – Fly-By-Nights. Public Hearing stands in recess.

·Continued discussion of Zoning Law. Passed on revisions to Town Attorney and he had several comments and isn't finished. The PB reviewed some of the comments.

·Referred the proposal for the South Byron Methodist Church Site Plan Review to the ZBA as it requires a Variance.

·Chairman George Squires informed the Planning Board members that he is giving his resignation to the Town Board.

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

Vote: Ayes: 4 Nays: 0

HIGHWAY SUPERINTENDENT'S REPORT – David Leaton:

·Upper Holley Road has been paved and shouldered.

·Need to replace the 1992 fuel and gas storage tanks in the back because they're showing their age. Received 2 quotes for the Town Board to review.

Lancaster Tanks and Steel Products:
 500 Gallon Tank: \$3,491.00
 2,000 Gallon Tank: \$10,878.00
 General Oil Equipment:
 500 Gallon Tank: \$2,900.00
 2,000 Gallon Tank: \$8,400.00

PURCHASE OF A 500 GALLON STORAGE TANK

RESOLUTION #81:

Councilman Thompson offered the following resolution and moved for its adoption:
BE IT RESOLVED, that Byron Town Board hereby approves and authorizes the Highway Superintendent to purchase a 500 gallon storage tank from General Oil Equipment for \$2,900.00.

Councilman Zuber seconded the resolution which was adopted by the following vote:
 Vote: Ayes: 4 Nays: 0

PURCHASE OF A 2,000 GALLON STORAGE TANK

RESOLUTION #82:

Councilman Zuber offered the following resolution and moved for its adoption:
BE IT RESOLVED, that Byron Town Board hereby approves and authorizes the Highway Superintendent to purchase a 2,000 gallon storage tank from General Oil Equipment for \$8,400.00.

Councilman Thompson seconded the resolution which was adopted by the following vote:
 Vote: Ayes: 4 Nays: 0

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

Vote: Ayes: 4 Nays: 0

CEO/ZEO REPORT – Melissa Ierlan:

- Continuing to do yearly fire and safety inspections
- Working on 5 new complaints/Work Without Permits

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: 4 Nays: 0

ABSTRACTS

RESOLUTION #83:

Councilman Kent offered the following resolution and moved for its adoption:
Resolved, that the Byron Town Board pay the following abstracts:

<i>Fund:</i>	<i>Abstract:</i>	<i>Vouchers:</i>	<i>Amount:</i>
General Fund	#8	#165 - #175	\$6,319.58
Highway Fund	#8	#61 - #68	\$73,015.36

Sewer Fund	#8	#44 - #49	\$17,148.84
Water Improv. Benefit Area #1	#8	#20 - #21	\$544,991.03
General Post Audit	#8	#43 - #48	\$5,768.14
Sewer Post Audit	#8	#21 - #23	\$675.68
Water Improv. Benefit Post Audit	#1	#1	\$567,959.54

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

Vote: Ayes: 4 Nays: 0

TOWN CLERK’S REPORT – Debra Buck-Leaton:

Paid to the NYS Ag and Markets for spay/neuter program.....	\$37.00
Paid to the DEC for Hunting and Fishing Licenses.....	\$47.24
Paid to NYS Dept. of Health for Marriage Licenses.....	\$22.50
Paid to the Town of Byron Supervisor.....	\$3,813.96
Total Disbursed for July 2023.....	\$3,920.70

Summer Recreation Program: Ending on Friday, August 11th. There have been 35 children on average attending rec.

A **motion** was made by Councilman Zuber to approve the Town Clerk’s Report as given for July 2023. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

FINANCIAL REPORT:

The July 2023 Financial Report was reviewed.

A **motion** was made by Councilman Zuber to approve the July 2023 Financial Reports. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

SUPERVISOR’S REPORT:

Received \$107,198.04 for the 2nd Quarter Sales Tax

A **motion** was made by Councilman Zuber to accept the resignation of George Squires as the Planning Board Chairman and member of the Planning Board effective August 9, 2023. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

A **motion** was made by Councilman Zuber to accept the resignation of Tom Felton as Town Councilman effective August 16, 2023. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote: Ayes: 4 Nays: 0

OTHER BUSINESS:

GENERAL FUND BUDGET TRANSFERS:

RESOLUTION #84:

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>				
	AUB	Unexpended Balance		\$13,312.00
			TOTAL:	\$13,312.00
<i>Transfer to:</i>				
	A1110.4A	Muni Court, Contr-Audit		\$995.00
	A1680.2	Central Data Process & Cap Outlay		\$2,060.00
	A1910.4	Unallocated Insurance		\$685.00
	A1950.4	Taxes & Assessment on Property		\$1.00
	A1989.4A	Other Gen Gov't Support (ARPA)		\$140.00
	A7110.2	Parks, Equip. & Cap Outlay		\$6,999.00
	A7110.4	Park Contractual		\$732.00
	A8010.4	Zoning Contractual		\$1,700.00
			TOTAL:	\$13,312.00

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

Vote: Ayes: 4 Nays: 0

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

Vote: Ayes: 4 Nays: 0

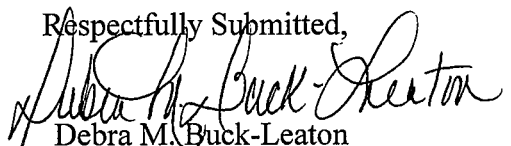
PUBLIC COMMENTS:

Councilman Kent: NY Downtown Revitalization Grant and NY Forward 2 – grants available. Intent to Apply is due August 18, 2023. Would like to ask the Planning Board to come up with a proposal for projects and then have the Town Board review at the September meeting.

ADJOURN:

A **motion** was made by Councilman Thompson to adjourn the Byron Town Board Meeting at 7:37 p.m. The motion was seconded by Councilman Kent and carried with the following vote:

Vote: Ayes: 4 Nays: 0

Respectfully Submitted,

 Debra M. Buck-Leaton
 Byron Town Clerk