

BYRON TOWN BOARD MEETING

April 9, 2008

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

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

- Absent:
- Councilman Craig Ferguson.....Councilman Ferguson
- Waste Water Dept.....Robert Cudney

Public:

- Jim Cudney.....Rte. 237, Byron
- Bill and Barb Emerson.....Terry Street, Byron
- Mickey Truax.....Swamp Road, Byron
- David Chupp.....Tripp Road, Byron
- Everett Roda.....Rte. 237, Byron
- Jay Flensted.....Transit Road, Byron
- Dean Barnard.....Cockram Road, Byron
- Doug Barnard.....Gillett Road, Byron
- Brian Forsyth.....Gillett Road, Byron
- Pete Yasses.....Rte. 237, Byron
- Sue Fuller.....Cockram Road, Byron
- Glenn Elliott.....6936 Swamp Road, Byron

Invited Guests:

Eric Wies, Clark Patterson Associates

PLEDGE TO THE FLAG:

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

MINUTES:

A **motion** was made by Councilman Felton to approve the Byron Town Board Minutes of March 12, 2008 as written. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 4 Nays: 0

PLANNING BOARD REPORT –Councilman Tom Felton:

Reviewed Comprehensive Plan, next meeting on April 15th

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

Vote: Ayes: 4 Nays: 0

HIGHWAY SUPERINTENDENT’S REPORT – George Heins:

- Oil separator cleaned by A.D. Call at a cost of \$700.00
- Loader tires sold on Auctions International for \$1,376 for all four.
- Cub Cadet Zero Turn Lawn Mower sold for \$3,000.00
- Salt barn and museum roofs need to be replaced and Superintendent Heins will be getting quotes for the work.
- The Town Board would like to see a review of the last three years of salt expenditures for the Highway Department and the allocation of Highway to salt barn project.

A **motion** was made by Councilman Felton to approve the sale of the four loader tires on Auctions International for \$1,376.00 total. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 4 Nays: 0

A **motion** was made by Councilman Ivison to approve the sale of the Cub Cadet Zero Turn Lawn Mower for \$3,000.00. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 4 Nays: 0

PURCHASE OF INTERNATIONAL CUB CADET ZERO TURN LAWN MOWER RESOLUTION #48:

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

Resolved, that the Town Board approves the purchase of an International Cub Cadet Zero Turn Lawn Mower for \$6,911.28 from Cedar Street Sales and Rental.

The resolution was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 4 Nays: 0

FUND TRANSFERS RESOLUTION #49:

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

Resolved, that the Town Board agrees to not move the remaining Salt Barn funds from the Capital Fund (H2) to the General Reserve Fund (GR) as previously stated in 2007 Resolution #105;

Be It Further Resolved, to make the Highway (DAD) 2008 budget transfer of \$46,000.00 to the Highway Reserve Fund (HR) later in the year once a determination can be made regarding total 2008 Highway (DA) expenditures.

The resolution was seconded by Councilman Ivison and overturned with the following vote:

Vote: Ayes: 0 Nays: 4
Supervisor Chapell
Councilman Felton
Councilman Ivison
Councilwoman Freeman

FUND TRANSFERS
RESOLUTION #50:

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

Resolved, that the Town Board agrees to leave the Salt Barn funds in the Capital Fund (H2) contrary to the previous 2007 Resolution #105 until further consideration of actual expenditures of the Highway (DA) for the 2008 budget and actual Highway expenditures of the construction of the Salt Barn .

The resolution was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 4 Nays: 0

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

Vote: Ayes: 4 Nays: 0

WASTE WATER REPORT – Robert Cudney:

·On Monday, March 24th, the new pickup arrived in Byron. The vehicle arrived with all options specified in the approved proposal from December 2007. NYS increased this regions delivery allowance on November 1, 2007. VanBortel Ford did not receive notice of this change until January 2008, after our vehicle was ordered. There is a \$15 increase to our original proposal. Attached to the invoice is page 5 of the NYSOGS contract verifying this change. The ladder/safety light bar was added to the truck since its arrival. When I return from vacation the 2-way dispatch radio and tool boxes will be transferred to the new truck and put on the road.

·1997 Chevy pickup – the new pickup has arrived in time for the upcoming municipal auction. I have talked to Cindy Wolcott, Municipal Sales Manager for Roy Teitsworth, Inc., and discussed the vehicle with her. She had mentioned two options available for the sale of the pickup: online or take to live Palmyra auction. She has sent me some information on both and I have left copies in all your boxes for you to look at. I do know that for many years past, the Palmyra auction has consistently worked very well for the Town of Byron. Although this truck has 135,000 miles on it, I do believe it will clean up decently and may be a greater value if it is seen. The May 10th Palmyra auction is prior to the next board meeting, so direction tonight is recommended. An estimate from Cindy ranged from \$2,700-\$4,000 on the phone. The online auction handled by Teitsworth runs for seven days, once per month usually starting the first Wednesday of the month. This particular service is too late if we decide to take it to Palmyra.

·Wet weather and melting snow for most of the month contributed to exceedances in flows at all facilities. We were able to maintain compliance to all other analytical reporting.

·Notification to district residents where septic tanks will be attended to were sent out on April 2, 2008. This will hopefully begin by the end of the month.

A **motion** was made by Councilman Felton to approve the sale of the 1997 Chevy pickup at the Palmyra auction on May 10, 2008. The motion was seconded by Councilman Ivison and carried with the following vote

Vote: Ayes: 4 Nays: 0

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

Vote: Ayes: 4 Nays: 0

CEO/ZEO REPORT:

·\$50 collected for the month of March 2008.

·The CEO/ZEO requested that the Town Board review the “Guidelines for Town of Byron Inspections” to be included with all building permits and let him know if it is acceptable.

·The bookkeeper has requested that the Town Board adopt a resolution specifying that the Code/Zoning Enforcement Officer’s pay come out of one account (Safety Inspection), rather than two accounts (Safety and Zoning), for accounting purposes.

·Councilwoman Freeman stated she had been questioned whether outdoor wood furnaces were legal in the Town. She thought maybe this is something the Planning Board should look into.

CEO/ZEO BUDGET APPROPRIATION

RESOLUTION #51:

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

Resolved, that 100% of the CEO/ZEO payroll expenses be appropriated to account A3620.1 (Safety Inspection Personal Services) starting with Payroll #10 on April 2, 2008. The CEO/ZEO will be paid \$13,500 bi-weekly (\$591.23 for payrolls 10-25, and payroll 26 for \$591.25 in December) prorated for 20 pays of 26 pays annually.

Be it Further Resolved, that 100% of the CEO/ZEO contractual expenses be appropriated to account A3620.4.

The resolution was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 4 Nays: 0

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

Vote: Ayes: 4 Nays: 0

PARK COMMITTEE REPORT – Councilman Felton:

- Discussed the Summer Youth Program accounting
- Removing tree off of Gary’s Point at Trestle Park

- Putting together new duck boards
- Selling popcorn on Memorial Day
- Park cleanup day on Saturday, April 19th at 10:00 a.m., everyone is invited to attend

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

Vote: Ayes: 4 Nays: 0

WATER DISTRICT NO. 2 UPDATE – Eric Wies:

TOWER HILL ROAD UPDATE:

·Richard Mathes would like to know how many water units will be assigned to his property. Uses approximately 800 gallons of water during a peak week. Usually uses between 400–800 gallons a week.

Councilman Tom Felton - The average household uses 180-200 gallons of water a day. It is his feeling that the Pumpkin Hill Veterinary Clinic should be assessed one unit of debt service.

Eric Wies - A separate water district may need to be formed for the Pumpkin Hill Veterinary Clinic for paperwork issues.

A **motion** was made by Councilman Ivison to set the Pumpkin Hill Veterinary Clinic at 1 water unit for debt service, until such time as the Water Ordinance Committee determines otherwise. The motion was seconded by Councilman Felton and carried with the following vote:

Vote: Ayes: 4 Nays: 0

WATER DISTRICT NO. 2 RANDSCO/DOT EMBANKMENT ISSUES:

·DOT has contacted the Town to pressure Randsco into resolving issues with embankment at the Thruway. Estimate of \$20,000-\$30,000 for repairs. Randsco is bonded for the work that needs to be done. The Town’s retainage is approximately \$5,000. Eric will continue to work with DOT and Randsco to resolve the issue.

APPROVAL OF WATER DISTRICT NO. 2 FORM E, REPORT NO. 15

RESOLUTION #52:

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

Resolved, that the Byron Town Board approves Form E, Report No. 15 in the amount of \$4,948.00, subject to the approval of Rural Development.

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

Vote: Ayes: 4 Nays: 0

APPROVAL OF WATER DISTRICT NO. 2, ABSTRACT #3

RESOLUTION #53:

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

Resolved, that the Byron Town Board approves Water District No. 2 Abstract #3 in the amount of \$6,430.00 for payment to Clark Patterson Associates.

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

Vote: Ayes: 4 Nays: 0

MUNICIPAL SOLUTIONS:

Councilman Felton – Municipal Solutions has given the Town a quote of \$9,250 each for Water District No. 3 and 4. This price also includes bonding.

WATER DISTRICT NO. 3:

At a meeting of the Town Board of the Town of Byron, held at the Town Building in said Town of Byron LeRoy, County of Genesee, State of New York on the 9th day of April, 2008.

PRESENT:

Thomas Chapell, Supervisor
Thomas Felton, Councilman
Jeanne Freeman, Councilwoman
John Ivison, Councilman

In the Matter of

The Petition for the Establishment of Water District No. 3
(Ivison Road) in the Town of Byron,
Genesee County, New York.

**ORDER CALLING
PUBLIC HEARING**

WHEREAS, a written Petition, dated March 27, 2008 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Byron, Genesee County, New York, for the establishment of Water District No. 3, in the said Town, to be bounded and described as follows:

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

Beginning at a point at the intersection of Ivison Road (49.5 feet wide right-of-way) and the southerly line of the Town of Byron Existing Water District No. 1 (the existing water district); thence,

1. Southerly, along the centerline of Ivison Road and the existing water district, a distance of 968 feet, more or less, to a southwesterly corner of the existing water district; thence,
2. Easterly, along the northerly line of tax account number 7-1-51.22 and a southerly line of the existing water district, a distance of 325 feet, more or less, to the northeasterly corner of said tax account number and a southeasterly corner of the existing water district; thence,
3. Southerly, along the easterly lines of tax account numbers 7-1-51.22, 7-1-51.11, and 7-1-51.12, and a westerly line of the existing water district, a distance of 450 feet, to the southeasterly corner of tax account number 7-1-51.12 and a southwesterly corner of the existing water district; thence,

4. Westerly, along the southerly line of tax account number 7-1-51.12, a distance of 124.74 feet, to the northeasterly corner of tax account number 7-1-54.12; thence,
5. Southerly, along the easterly lines of tax account numbers 7-1-54.12 and 7-1-54.2, a distance of 400 feet, to the southeasterly corner of tax account number 7-1-54.2; thence,
6. Westerly, along the southerly line of tax account number 7-1-54.2, a distance of 200 feet, more or less, to the centerline of Ivison Road; thence,
7. Northerly, along the centerline of Ivison Road, a distance of 335 feet, more or less, to a point; thence,
8. Westerly, along the southerly line of tax account number 7-1-98.1, a distance of 325 feet, more or less, to the southwesterly corner of tax account number 7-1-98.1; thence,
9. Northerly, along the westerly lines of tax account numbers 7-1-98.1, 7-1-50.112, and 7-1-107, a distance of 1081.08 feet, to the northwesterly corner of tax account number 7-1-107; thence,
10. Easterly, along the northerly line of tax account number 7-1-107, a distance of 124.75 feet, to the southwesterly corner of tax account number 7-1-97; thence,
11. Northerly, along the westerly line of tax account number 7-1-97, a distance of 150 feet, to the northwesterly corner of tax account number 7-1-97; thence,
12. Westerly, along a line being the westerly extension of the northerly line of tax account number 7-1-97, through the lands of tax account number 7-1-50.113, a distance of 300 feet, more or less, to a point being 500 feet westerly of the centerline of Ivison Road; thence,
13. Northerly, along a line 500 feet westerly of and parallel to the centerline of Ivison Road, through the lands of tax account numbers 7-1-50.113 and 7-1-103, a distance of 258 feet, more or less, to a point on the northerly line of tax account number 7-1-103 and the southerly line of the existing water district; thence,
14. Easterly, along the northerly line of tax account number 7-1-103 and the southerly line of the existing water district, a distance of 500 feet, more or less, to the centerline of Ivison Road and the point of beginning.

All as shown on a map prepared by Clark Patterson Lee entitled, "Town of Byron Water District Map, Ivison Road Water District", Drawing Number WD-01, dated May 29, 2007.

Water District as described above contains approximately 17.12 acres of land.

WHEREAS, the improvements proposed consist of construction and maintenance of a water system, to serve the said district, including water mains, and distribution pipes to be installed at the sole expense of the residents of the district and no public funds will be expended therefore; and

WHEREAS, the annual cost of the district for debt service, operation and maintenance and user charges is \$943.00, it is hereby

ORDERED, that a public hearing before the Town Board of the Town of Byron, shall be held at the Town Hall in the Town of Byron, New York on the 14th day of May, 2008 at 7:30 p.m. to consider the said Petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said Petition as may be required by law or proper in the premises.

Dated: April 9, 2008

Thomas Chapell, Supervisor

Thomas Felton, Councilman

Jeanne Freeman, Councilman

John Ivison, Councilman

State of New York)
County of Genesee) ss:

I, Debra Buck-Leaton, Town Clerk of the Town of Byron, Genesee County, New York, do hereby certify that I have compared the preceding Order with the original thereof filed in my office in Byron, New York on the 9th day of April, 2008, and that the same is a true and correct copy of said original and of the whole thereof.

In Testimony whereof, I have hereunto set my hand and affixed the seal of said Town, this 9th day of April, 2008.

Town Clerk of the Town of Byron, Genesee County, New York

WATER DISTRICT NO. 4:

At a meeting of the Town Board of the Town of Byron, held at the Town Building in said Town of Byron LeRoy, County of Genesee, State of New York on the 9th day of April, 2008.

PRESENT:

Thomas Chapell, Supervisor
Thomas Felton, Councilman
Jeanne Freeman, Councilwoman
John Ivison, Councilman

In the Matter of

The Petition for the Establishment of Water District No. 4
(Cockram Road) in the Town of Byron,
Genesee County, New York.

**ORDER CALLING
PUBLIC HEARING**

WHEREAS, a written Petition, dated March 31, 2008 in due form and containing the required signatures has been presented to and filed with the Town Board of the Town of Byron, Genesee County, New York, for the establishment of Water District No. 4, in the said Town, to be bounded and described as follows:

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

Beginning at a point at the intersection of the centerlines of Cockram Road (49.5 feet wide right-of-way) and Caswell Road (49.5 feet wide right-of-way); thence,

15. Northerly, along the centerline of Caswell Road, a distance of 705 feet, more or less, to a point; thence,
16. Easterly, along the northerly lines of tax account numbers 7-1-93, 7-1-94, and 7-1-95.2, a distance of 1225 feet, more or less, to the northeasterly corner of tax account number 7-1-95.2; thence,
17. Northerly, along the westerly line of tax account number 7-1-86.121, a distance of 600 feet, to the northwesterly corner of tax account number 7-1-86.121; thence,
18. Easterly, along the northerly line of tax account number 7-1-86.121, a distance of 795.69 feet, to the northeasterly corner of tax account number 7-1-86.121 and a westerly line of the Town of Byron Existing Water District No. 2 (the existing water district); thence,
19. Southeasterly, along the easterly line of tax account number 7-1-86.121, and a westerly line of the existing water district, a distance of 1070.81 feet, to the northerly line of tax account number 7-1-86.111 and a northeasterly corner of the existing water district; thence,
20. Westerly, along the northerly line of tax account number 7-1-86.111 and the existing water district, a distance of 73.59 feet, to the northwesterly corner of tax account number 7-1-86.111 and the existing water district; thence,

21. Southerly, along the westerly line of tax account number 7-1-86.111 and the existing water district, a distance of 440 feet, more or less, to a point on the centerline of Cockram Road and the existing water district; thence,
22. Easterly, along the centerline of Cockram Road and the existing water district, a distance of 8 feet, more or less, to a point on the centerline of Cockram Road and the existing water district at the intersection of the northerly extension of the westerly line of tax account number 7-1-83; thence,
23. Southerly, along the westerly line of tax account numbers 7-1-83 and through the lands of tax account number 7-1-76.1, a distance of 500 feet, more or less, to a point 500 feet southerly of the centerline of Cockram Road; thence,
24. Westerly, along a line 500 feet southerly of and parallel to the centerline of Cockram Road, through the lands of tax account number 7-1-76.1, a distance of 750 feet, to the point of intersection with the southerly extension of the easterly line of tax account number 7-1-77; thence,
25. Northerly, along the southerly extension of the easterly line of tax account number 7-1-77, through the lands of tax account number 7-1-76.1, a distance of 270 feet, more or less, to the southeasterly corner of tax account number 7-1-77; thence,
26. Westerly, along the southerly line of tax account number 7-1-77, a distance of 109.7 feet, to the southwest corner of tax account number 7-1-77; thence,
27. Southerly, along the southerly extension of the westerly line of tax account number 7-1-77, through the lands of tax account number 7-1-76.1, a distance of 270 feet, more or less, to a point 500 feet southerly of the centerline of Cockram Road; thence,
28. Westerly, along a line 500 feet southerly of and parallel to the centerline of Cockram Road, through the lands of tax account number 7-1-76.1, a distance of 1324 feet, more or less, to the centerline of Caswell Road; thence,
29. Northerly, along the centerline of Caswell Road, a distance of 500 feet, more or less, to the intersection of the centerlines of Cockram Road and Caswell Road, and the point of beginning.

All as shown on a map prepared by Clark Patterson Lee entitled, "Town of Byron Water District Map, Cockram Road Water District", Drawing Number WD-01, dated May 29, 2007.

Water District as described above contains approximately 71.17 acres of land.

WHEREAS, the improvements proposed consist of construction and maintenance of a water system, to serve the said district, including water mains, and distribution pipes to be installed at the sole expense of the residents of the district and no public funds will be expended therefore; and

WHEREAS, the annual cost of the district for debt service, operation and maintenance and user charges is \$723.00, it is hereby

ORDERED, that a public hearing before the Town Board of the Town of Byron, shall be held at the Town Hall in the Town of Byron, New York on the 14th day of May, 2008 at 7:30 p.m. to consider the said Petition and to hear all persons interested in the subject thereof, concerning the same, and for such other action on the part of said Town Board with relation to the said Petition as may be required by law or proper in the premises.

Dated: April 9, 2008

Thomas Chapell, Supervisor

Thomas Felton, Councilman

Jeanne Freeman, Councilman

John Ivison, Councilman

State of New York)

County of Genesee)

ss:

I, Debra Buck-Leaton, Town Clerk of the Town of Byron, Genesee County, New York, do hereby certify that I have compared the preceding Order with the original thereof filed in my office in Byron, New York on the 9th day of April, 2008, and that the same is a true and correct copy of said original and of the whole thereof.

In Testimony whereof, I have hereunto set my hand and affixed the seal of said Town, this 9th day of April, 2008.

Town Clerk of the Town of Byron, Genesee County, New York

A **motion** was made by Councilwoman Freeman to have the Town Clerk put the legal notice of the Public Hearing for Water Districts No. 3 and 4 in the Daily News. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 4 Nays: 0

ABSTRACTS

RESOLUTION #54:

Councilman Ivison 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	#4	#70 - #97	\$ 39,283.22
Highway Fund	#4	#44 - #56	\$ 13,049.20
Sewer Fund	#4	#25 - #33	\$ 23,205.07
General Fund	#PA-5	#14- #17	\$ 1,131.36
General Fund	#PA-6	#18	\$ 4,289.00
Sewer Fund	#PA-3	#6	\$ 656.03
Water District #2	#3	#3	\$ 6,430.00

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

Vote: Ayes: 4 Nays: 0

TOWN CLERK'S REPORT:

Paid to the Byron Park Committee for Park Rentals.....	\$ 60.00
Paid to the Genesee County Treasurer for Dog Licenses.....	\$ 88.60
Paid to the NYS Ag and Markets for spay/neuter program.....	\$ 33.00
Paid to the NYS Environmental Conservation.....	\$ 22.67
Paid to the NYS Department of Health for Marriage Licenses.....	\$ 22.50
Paid to the Town of Byron Supervisor.....	<u>\$2,238.98</u>
Total Disbursed for March 2008.....	\$2,465.75

·Tax roll was taken to the Genesee County Treasurer on April 8th. Forty-Eight tax bills remained unpaid as of March 31, 2008.

·Jennifer Breen from the Governor's Office for Small Cities was here on April 1, 2008 to do an audit of the 2004 Small Cities Grant for Water District No. 2. All went well with the audit, and after expressing my regret that the Town would be losing the grant money not used for the lateral connections, approximately \$80,000, Ms. Breen said this money could also be used for housing rehab for low-moderate income level households, but the grant money would still have to be used by the September 30, 2008 deadline.

A **motion** was made by Councilwoman Freeman to send a letter to all residents of the Town of Byron informing them of the availability of a rehab grant, and also the need for volunteers to be on a committee to be formed to determine the recipients of the grant funds. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 4 Nays: 0

A **motion** was made by Councilman Felton to approve the Town Clerk's Report as given for March 2008. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote: Ayes: 4 Nays: 0

FINANCIAL REPORT:

·The financial reports were reviewed for January, February and March 2008.

A **motion** was made by Councilman Ivison to approve the January, February and March 2008 Financial Reports as given. The motion was seconded by Councilwoman Freeman and carried with the following vote:

Vote: Ayes: 4 Nays: 0

OTHER BUSINESS:

Westshore Trail Study:

- Public meeting April 24th at 7:00 p.m. at Riga Town Hall.
- Trail would go all the way to Transit Road.
- Trail needs to be handicapped accessible.
- It would cost \$1,600/mile to maintain.
- \$2.2 million for whole project, 80% grant funding.
- Byron has the most mileage of all the towns involved with approximately 5 miles, meaning the town would pay the majority of the cost.
- ATVs would not be allowed on the trail or the towns would not be able to get funding.

NYS Economic Development Council:

·At last month's GAM meeting the Supervisor's from each town were asked to pass a resolution opposing the "Hoyt Bill", which would require development projects funded by the primary economic development entities in NYS to pay contractors prevailing wage.

RESOLUTION OPPOSING A-8703, AKA, THE "HOYT BILL"

RESOLUTION #55:

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

Whereas, the Byron Town Board is charged with acting in the best interest of the Town of Byron, and

Whereas, the Byron Town Board believes that A-8703, aka, the “Hoyt Bill”, will be harmful to the Town of Byron by limiting potential economic development by forcing prevailing wage on any IDA sponsored project,

Now Therefore, be it resolved, that the Byron Town Board hereby opposes A-8703 and any similar legislation that would force prevailing wage on any IDA sponsored projects.

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

Vote: Ayes: 4 Nays: 0

Audit Proposals:

The following three proposals have been received for the single audit for the year ending December 31, 2007:

Freed Maxick & Bataglia, P.C.	\$6,535.00
Gray Certified Public Accounting, P.C.	\$6,100.00
Lumsden & McCormick, LLP	\$17,250.00

AUDIT

RESOLUTION #56:

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

Resolved, that the Byron Town Board accepts the proposal from Freed Maxick & Bataglia, P.C. in the amount of \$6535.00 for the single audit for the year ending December 31, 2007.

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

Vote: Ayes: 4 Nays: 0

SUPERVISOR’S REPORT:

·Attended Gillam-Grant meeting regarding gymnasium, cost would be \$1 million, 50% would be covered by grants.

·Monday mornings at 9:15 a.m. the Town employees have been having a meeting to review what needs to be done during the week.

·Contacted Greg Post, Supervisor for the Town of Batavia, regarding a Shared Services Agreement for the CEO/ZEO.

·April 16th at 7:00 p.m. is the next Fire Department meeting.

·GAM meeting – discussed the need for towns to have local laws prohibiting wind turbines.

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

Vote: Ayes: 4 Nays: 0

ADJOURN:

A **motion** was made by Councilman Ivison to adjourn the Byron Town Board Meeting at 9:43 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