

**BYRON TOWN BOARD MEETING**

*January 12, 2011*

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

Supervisor.....	Robert Crnkovich
Councilmen.....	Jeanne Freeman
	Jeff Thompson
	Jack Redick
	John Ivison
Highway Superintendent.....	George Heins
Town Clerk.....	Debra Buck-Leaton

Public:

Jim Renfrew.....	Park Committee
George Squires.....	McElver Street, Byron
George Hillabush.....	E. Bird Road, Byron
Bill and Barb Emerson.....	Terry Street, Byron
Wayne Austin.....	Ivison Road, Byron
Jim Cudney.....	Rte. 237, Byron

**PLEDGE TO THE FLAG:**

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

**MINUTES:**

A **motion** was made by Councilman Thompson to approve the Byron Town Board minutes of December 29, 2010 and January 5, 2011 as written. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote:           Ayes: 5                   Nays: 0

**PLANNING BOARD REPORT – Councilman Ivison:**

- Discussed special use permit for a boarding stable, which needs to go to County Planning and then back to the Planning Board
- Working on Zoning Ordinance

A **motion** was made by Councilman Redick to approve the Planning Board report as given. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:           Ayes: 5                   Nays: 0

**HIGHWAY SUPERINTENDENT’S REPORT – George Heins:**

- Trimming trees
- Doing good with salt
- Replaced steering box in Peter Built
- Would like to know what the Town Board would like to do regarding purchasing a new pickup truck. (No discussion was had.)

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

Vote:           Ayes: 5           Nays: 0

**WASTE WATER REPORT:**

*Compliance*

Passed all requirements

*Finished Projects*

- Took weekly samples
- Took monthly samples
- Monthly reports
- Exercised generators, checked fluids
- Took meter readings
- Called in to Center Byron and McElver Street on 1/1/11 for high water alarm due to heavy rain, set up 3<sup>rd</sup> pump at lift station
- Pumped out valve pits
- Called in to South Byron, replaced piping, pump and rewired

*Future Projects*

- Replace pumps
- Inventory
- Continue preventative maintenance program

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

Vote:           Ayes: 5           Nays: 0

**CEO/ZEO REPORT:**

Number of Inspections: 34  
Number of Zoning/Building Permits Issued: 3  
Number of Special Use Permit Applications: 1  
Number of Land Separations: 0  
Number of Building C.O./C.C. Issued: 10  
Number of Zoning Complaints Filed: 1  
Number of Zoning Complaints Resolved: 1  
Total Hours for the Month: 70

- Working on NYS 2010 Uniform Code Administration and Enforcement Report that will need to be submitted to the Department of State by January 31, 2011.
- In the process of scheduling annual fire inspections of town wide Public Assemblies.
- Implementing the 2010 NYS code changes into inspection checklists.

A **motion** was made by Councilman Ivison 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 Hillabush:**

- Going to a nine member committee
- Wrapping up fundraising
- Jim Renfrew sent a letter regarding discussion the Park Committee had regarding leaving the west gate open during the summer months. Most vandalism happens after dark. Bob Eichenberger would be in charge of locking the gate at night.

A **motion** was made by Councilman Ivison to approve Trestle Park being open, including the Byron Road gate, from Memorial Day to Labor Day from 8:00 a.m. to 8:00 p.m. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

A **motion** was made by Councilman Ivison 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

**ABSTRACTS**

**RESOLUTION #29:**

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

***Resolved***, that the Byron Town Board pay the following abstracts:

<b><i>Fund:</i></b>	<b><i>Abstract:</i></b>	<b><i>Vouchers:</i></b>	<b><i>Amount:</i></b>
General Fund	#1	#1 - #39	\$30,101.90
Highway Fund	#1	#1 - #11	\$32,195.66
Sewer Fund	#1	#1 - #5	\$ 3,996.17

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

Vote:                   Ayes: 5                   Nays: 0

**TOWN CLERK'S REPORT:**

Paid to NYS Environmental Conservation.....	\$ 47.24
Paid to the Town of Byron Supervisor.....	<u>\$2,135.84</u>
Total Disbursed for December 2010.....	\$2,183.08

A **motion** was made by Councilwoman Freeman to approve the Town Clerk's Report as given for December 2010. The motion was seconded by Councilman Ivison and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

**FINANCIAL REPORT:**

·The Financial Reports for December 2010 were reviewed.

A **motion** was made by Councilman Ivison to approve the December 2010 Financial Report as written. The motion was seconded by Councilman Redick and carried with the following vote:

Vote:                   Ayes: 5                   Nays: 0

**OTHER BUSINESS:**

**WATER DISTRICT NO. 3 AND 4:**

**LOAN FROM GENERAL FUND TO WATER DISTRICT NO. 4 (COCKRAM ROAD)**

**RESOLUTION #30:**

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

**WHEREAS**, Water District No. 4 has exhausted its available funds and there remains a shortage of Two Thousand Nine Hundred Fifty-One and 73/100 Dollars (\$2,951.73) due to the fact that Rural Development has exhausted the Stimulus Funds which were to be used to increase the grant available to Water District No. 4;

**NOW THEREFORE**, it is hereby resolved that Water District No. 4 is hereby authorized to borrow from the Town of Byron General Fund the sum of Two Thousand Nine Hundred Fifty-One and

73/100 Dollars (\$2,951.73) at one and one half percent (1.5%) interest per annum and to repay the principal and interest over a period of five (5) years beginning in the year 2012, and

**BE IT FURTHER RESOLVED**, that said General Fund is hereby authorized and directed to loan such money to Water District No. 4 on said terms and conditions

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

Vote:                      Ayes: 5                      Nays: 0

**SUPERVISOR’S REPORT:**

- Byron-Bergen Public Library Board Minutes
- Received Mercy EMS Call Responses
- Received 2010 final mortgage tax distribution check in the amount of \$8,646.87, which puts us over the budgeted revenue amount of \$15,000 by \$2,876.36

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

Vote:                      Ayes: 5                      Nays: 0

**PUBLIC COMMENTS:**

**Councilman Ivison** – In the water audit prepared by Freed Maxick there was an observation that “The Town has funded the capital reserve by \$32,000. However, there was no approval noted by the Town Board authorizing this funding.” Councilman Ivison inquired what the \$32,000 was for.

**Highway Superintendent Heins:** The \$32,000 was from the J.D. Northrup Construction money that was held back for Water District No. 1. (The money was transferred via resolution at the April 8, 2009 Town Board meeting)

**Councilman Thompson:** Went to houses on Swamp and Hessenthaler Roads that never returned their Income surveys for water, dropped off new ones, and explained the necessity of filling them out and returning them.

**ADJOURN:**

A **motion** was made by Councilman Ivison to adjourn the Byron Town Board Meeting at 7:47 p.m. The motion was seconded by Councilman Thompson and carried with the following vote:

Vote:                      Ayes: 5                      Nays: 0

Respectfully Submitted,

Debra M. Buck-Leaton  
Byron Town Clerk