

TOWN OF BETHANY
REGULAR TOWN BOARD MEETING

13 April 2026

Supervisor Hyde opened the April 13, 2026, Town Board Meeting at 7:03 p.m. with the Pledge of Allegiance followed by a prayer offered by Councilman Embt.

Town Officials in Attendance were:

Carl Hyde, Jr., Supervisor	Bill Elsasser, Councilman
Diane Fowler, Councilwoman	Steve Wells, Councilman
Timothy Embt, Councilman	Shauna Klump, Town Clerk
Barb Czworka, Highway Superintendent	

Bethany Fire Dept:

- 20 calls, 2 fires and 13 EMS.
- Gail would like to personally thank everyone for all their support during her hard time.

Public Hearing: Open 7:04, Closed 7:40 (Resolution for Town Clerks residency, please see below)

**TOWN OF BETHANY
RESOLUTION TO SEEK SPECIAL LEGISLATION REGARDING
RESIDENCY REQUIREMENTS FOR TOWN CLERK**

Adopted: April 13, 2026

WHEREAS, the Town Board of the Town of Bethany met at a regular board meeting at the Town Hall located at 10510 Bethany Center Road, East Bethany, New York, on the 13th day of April 2026, commencing at 7: 00 p.m., at which time and place the following members were:

- | | | |
|----------|---------------|------------------------------|
| Present: | Supervisor | <u> </u> Carl Hyde Jr |
| | Councilmember | <u> </u> Diane Fowler |
| | Councilmember | Tim Embt |
| | Councilmember | Steve Wells |
| | Councilmember | Bill Elsasser |

Absent:

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, due to a shortage of rental residential housing available in the Town of Bethany, as well as a lack of individuals interested in acting in the capacity of Town Clerk in the Town of Bethany, the Town Board of the Town of Bethany desires to allow the Town Clerk position to be held by a resident of the Town of Bethany or an individual residing in an adjoining Town or Village within Genesee County; and

WHEREAS, the Town Board has consulted with the Town Attorney and finds that special legislation through the State Legislature must be sought to institute said change; and

WHEREAS, at a special meeting held on the 4 day of April , 2026, the Town Board of the Town of Bethany schedule a public hearing on the proposed change in residency requirements for the Town Clerk for the 13th day of April 2026; and

WHEREAS, the Town Board of the Town of Bethany held a public hearing on the proposed change in residency requirements for the Town Clerk on the 13th day of April 2026 to determine whether Town residents would support the Town Board pursuing such special legislation through the State Legislature regarding said change, with such meeting have been duly published and posted as required by law; and

WHEREAS, subsequent to said public hearing, the Town Board of the Town of Bethany has determined that it be supported by the residents of such Town and in the best interest of such Town to pursue special legislation whereby *Section 23 of the Town Law of the State of New York* would be amended to include the following Subsection:

** 38. Notwithstanding the provisions of subdivision one of this section, in the Town of Bethany, in the county of Genesee, the person performing the function of Town Clerk need not be an elector of such town, provided that such individual resides within an adjoining Town or Village within Genesee County. Provided, however, the person performing the function of Town Clerk in any other town shall be an elector of such town, unless otherwise provided by act of the state legislature.*

NOW ON MOTION OF Diane Fowler which has been duly seconded by Steve Wells , be it

RESOLVED, that the Town Board of the Bethany held public hearing on allowing the Town Clerk position to be held by a resident of the Town of Bethany or an individual residing in an adjoining Town or Village within Genesee County, on the 13th day of April 2026 at 7:00 P.M., at which time all interested parties and citizens for or against the proposed special legislation were heard; and be it further

RESOLVED, that the Town Board of the Town of Bethany has determined that based on the lack of residential rental housing within the Town of Bethany and the lack of individuals interested in acting in the capacity as Town Clerk, that it be in the best interest of the Town of Bethany to allow the Town Supervisor, Carl Hyde, to seek special legislation through the State Legislature to add the following subsection to Section 23 of the Town Law of the State of New York:

** 38. Notwithstanding the provisions of subdivision one of this section, in the Town of Bethany, in the county of Genesee, the person performing the function of Town Clerk need not be an elector of such town, provided that such individual resides within an adjoining Town or Village within Genesee County. Provided, however, the person performing the function of Town Clerk in any other town shall be an elector of such town, unless otherwise provided by act of the state legislature.*

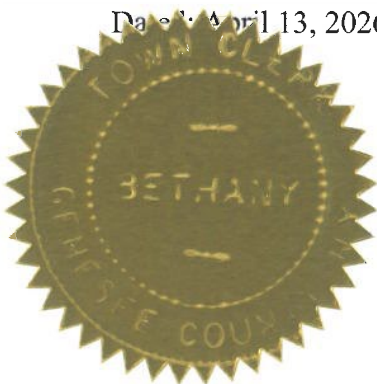
And be it further;

RESOLVED, by the Town Board of the Town of Bethany, that the Town Clerk is hereby directed to provide a copy of this resolution to the office of Senator George M. Borrello for the purpose of pursuing such special legislation.

Ayes: 5
Nays: 0

Quorum Present: Yes No

Date: April 13, 2026



Shauna Klump
Shauna Klump, Clerk
Town of Bethany

Town Clerk Report – Shauna Klump

- Presented the Minutes of March 2026, Town Board meeting.

A motion was made by Councilman Wells and seconded by Councilman Embt to approve the Minutes of the March 2026 Regular Town Board meeting as presented. The motion passed with All in Favor.

- The Clerk's Monthly Report and Bank Statements for March were reviewed by the Town Board.
- The Clerk presented the final 2026 Tax Warrant to the board.

Highway Superintendent Report – Barb Czworka

- 1200 inspected
- Still out plowing and sanding roads 10 more runs
- Filled holes on gravel roads
- Portable welder had some repairs done
- Have been out changing signs and putting up those that were taken down during winter
- 1203 changed 2 hydraulic lines
- Posted signs are up around property, for water tower on Marsh Road.
- Removed all pallets from Community Center
- Picking up garbage and dead deer
- Highway dept ahs completed their sexual harassment and workplace violence training
- Put in new firer and carbon dioxide alarms
- Hauling CHIP stone
- Patched roof on compactor building
- Started pothole filing
- We have gone from snow/rain/trees/ this season of mother nature has been a rough one.

CEO/ZEO Report – Gerry Wood

- 5 Permits open currently

Board Committee Reports**Councilman Wells**

- Board had a land separation for Lor-Rob and discussed the data centers.

Councilman Elsasser

- Had 2nd meeting for the comprehensive plan. Moving along nicely.

Councilwoman Fowler

- Next water meeting is 4/21 at 8:30.

Councilman Embt

- No meeting.

Supervisor- Carl Hyde Jr.

- 2025 Year end budget transfers. Please review below.

- Todd Metcalfe presented the proposal for the Town Board for Code 360. The board asked questions and has decided to table to resolution to move forward with the program until May Board meeting.
- The Board received a copy of the NYS standard workday report. Please review below.
- WD#6 updates: New survey will be going out soon. West Bethany and Molasses Hill Road will be part of Alexanders water district.

Office of the New York State Comptroller
 **NYS LRS**
 New York State and Local Retirement System
 110 State Street, Albany, New York 12244-0001

Received Date

**STANDARD WORK DAY RESOLUTION
for Employees***

RS 2418
(Rev.05/22)

Please type or print clearly
in blue or black ink

Employer Location Code

3 0 6 9 5

See Instructions for completing form on reverse side

BE IT RESOLVED, that the Town of Bethany Location code 30695 hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body:

Title	Standard Work Day (Hrs/day)
Town Justice	
Clerk	
Bookkeeper	
Court Officers	
Laborers	
Highway Superintendent	
Council Person	
Assessor	
<i>CEO / ZED</i>	

On th' 13 day of APRIL 2026

Date enacted: April 13, 2026

(Signature of Clerk)
Shauna P Klump

clerk of the governing board of the Town of Bethany
(Name of Employer)

of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 13 day of APRIL 2026 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of 5 members, and that of such members were present at such meeting and that of such members voted in favor of the above resolution.

IN WITNESS WHEREOF, I hereunto
Set my hand and the seal of the

Town of Bethany
(Name of Employer)



RESOLUTION - MODIFY 2025 BUDGET -DA

WHEREAS, the Town of Bethany received \$97,299.00 more in CHIPS (Consolidated Highway money from New York State) than budgeted;

BE IT RESOLVED, the Supervisor is hereby authorized to modify the 2025 Budget in the following manner:

DA-510 Estimated Revenues

Sub Account DA3501 State Aid, Consolidated Highway \$97,299.00

DA-960 Appropriations

Sub Account DA5112.2 Improvement -CHIPS \$97,299.00

motion made by Diane Fowler

Seconded by Steve Wells

all approved. Shauna Klump

2025 Year End Budget Transfers - Town of Bethany

<u>A Fund</u>		
<u>From</u>	<u>To</u>	<u>Amount</u>
A1220.4	A1220.1	\$ 21.00
A1220.4	A1220.13	\$ 1.00
A1220.4	A1220.41	\$ 1,138.00
A1220.4	A1355.4	\$ 15.00
A1220.4	A1410.1	\$ 1.00
A1220.4	A1410.10	\$ 1.00
A1220.4	A3510.1	\$ 1.00
A1220.4	A3620.1	\$ 1.00
A1220.4	A4020.1	\$ 1.00
A1220.4	A8020.41	\$ 73.00
A1220.4	A9040.81	\$ 430.00
A1220.4	A1410.4	\$ 1,524.00
A1990.4	A1410.4	\$ 4,000.00
A1621.21	A1420.4	\$ 6,807.00
A1620.2	A1610.4	\$ 5,719.00
A6772.4	A6510.4	\$ 196.00
<u>DA Fund</u>		
<u>From</u>	<u>To</u>	<u>Amount</u>
DA5110.1	DA5110.10	\$ 2,168.00
DA5110.1	DA5110.11	\$ 2,999.00
DA5130.2	DA5110.4	\$ 3,331.00
DA5130.2	DA5130.4	\$ 19,073.00
DA5130.2	DA5142.4	\$ 4,273.00
DA9055.8	DA9030.8	\$ 397.00

Adjournment

A **MOTION** was made by Councilman Elsasser, duly seconded by Councilman Embt to adjourn the meeting at 8:13 p.m. The motion **PASSED** with All In Favor.

BY ORDER OF THE
BETHANY TOWN BOARD
DATED: April 13, 2026,

Respectfully Submitted,

Shauna Klump, RMC
Bethany Town Clerk