

REGULAR MEETING
TOWN OF SHELBY
May 9, 2017 7:00PM

PRESENT: Merle Draper, Supervisor
Dale Stalker, Councilman
Ken Schaal, Councilman
William Bacon, Councilman
Steve Seitz, Sr., Councilman
Darlene Rich, Town Clerk
Jeffrey Allen, Counsel for Bond Schoeneck & King
Mike Fuller, Highway Superintendent
Trisha Laszewski, Assessor
Dan Wolfe, Code Enforcement Officer
Kirk Myhill, Planning Board
Claude Grimes, Constable
Paul Gray, Constable

EXCUSED: Traci Culver, Bookkeeper

OTHERS:	Alice Zacher, Historian	Brian Murray Sr.
	Gerry Zinkievich	Dave Mahar
	Allen Bushover	Jerry Velesko
	Les Quackenbush	Joan Mahar
	Mary Zelazny	Bill Eick-Orleans County Legislature
	Jim Zelazny	Edward Zelazny
	Mike Crane III	Alan Bushover
	Carol Neal	Jon Neal
	Wendi Pencille	Sue Fuller
	Michael Hymers	

May Meeting was called to order at 7:07 PM

Pledge to flag was said at public hearing prior to town board meeting.

Public forum regarding agenda items only – Supervisor Draper said he is not aware of anything; however something that is brought up tonight may be something we would add on to the agenda.

Highway Report – (Mike Fuller) Graded dirt roads. Picked up brush. Cold patched holes. Cleaned culvert pipes of debris from flooding and heavy rain runoff. Mowed cemeteries, water vaults, town properties, fire company properties. Assisted the Town of Albion locating water leaks with the Town's leak finder (Shared Services). Assisted Village of Medina locating water leaks with the Town's leak finder. (Shared Services). Went to safety school put on by Orleans County for four and one half days. Attended the following classes: Right to Know, Trenching, Work Place Violence, Confined Space, Elevated Platforms, Lock Out Tag Out. Worked on

flushing hydrants, water change outs, meter pit reads, performed maintenance on snow plow equipment.

Engineer Report- Mike also read the Engineer Report from Chatfield Engineer-General Engineering-Public information meeting was held on Wednesday March 1 at 7:00 pm at the East Shelby Fire Hall. The general area of service included: Wheeler Road, Hemlock Ridge Road, Smith Road, Shelby-Barre TL Road, Barber Road. A follow up letter and questionnaire was sent to all residents in that area for their input. Once all are received the information will be tabulated and presented to the town Board for discussion. Need to look into grant funding associated with this project as grant funding from USDA RD will not achieve favorable annual payments alone. Will need to look at other ways to get grants. A few pressure tests have been completed along Freeman Road to determine the static water pressures in that area. Need to compare with Town of Royalton to evaluate the feasibility or selling water in that direction.

Water District No. 12-(West Shelby) –Water main has been installed along Johnson Road, County Line Road, Salt Works Road, from Ryan Road to West Shelby Road, West Shelby Road from Dunlop Road to Salt Works Road and along Salt Works Road from West Shelby Road to approximately 2300 linear feet north of Johnson Road. Currently Pilon Construction is installing water main along Salt Works Road heading south towards Johnson Road. Pilon Construction will then begin installing the water main along West Shelby Road between Shelby Road between Salt Works Road and County Line Road. Next Job Progress meeting is Thursday May 11 at 9:00 am at the Shelby Town Hall.

Pay Application No. 5- in the amount of \$143,284.78.

Court Improvements-Final plan and preliminary cost estimate have been forwarded to Supervisor and Councilman Schaal for consideration. A draft letter has also been prepared to review and send to Senator Ortt for grant funding.

Assessor Report – (Trisha Laszewski) – Sent out two hundred change of assessment notices. Most were completed building permits. Grievance Day will be on Wednesday, May 24th 4-8pm, at the Ridgeway Town Hall

Planning Board Report – (Kirk Myhill) – Nothing to report

Zoning Board Report – (Dan Wolfe) –Sent out two violation letters for property maintenance. Eight on site inspections including yearly inspection at air products. Attended one Planning Board and one County Planning Board Meeting. Issued five permits. Was dispatched on April 8, for a fire call requesting code enforcement to 5063 Salt Works Rod. Violations were given for blocked chimney, no smoke or Co2 detectors. Worked with Wells Fargo to clean exterior of 11808 Harrison Road. Mike and Highway Crew boarded up the doorways. Attended the DEC and Army Corps of Engineers meeting at Carlton Town Hall regarding emergency Lake Ontario shore line erosion due to high water. DEC will expedite repair permits to residents on lakeshore that are losing land due to high water. Put in seventy two office hours and logged 202 miles.

RESOLUTION 63-17

RESOLUTION TO APPROVE PREVIOUS MEETINGS MINUTES

Motion, Schaal; second, Stalker

Ayes-5, Opposed-0 Carried

RESOLUTION 64-17

RESOLUTION TO APPROVE THE TOWN CLERK'S REPORT

Motion, Stalker; second, Schaal

Ayes-5, Opposed-0 Carried

RESOLUTION 65-17

RESOLUTION TO APPROVE THE SUPERVISOR'S REPORT

Motion, Stalker, second, Seitz Sr.

Ayes-5, Opposed-0 Carried

RESOLUTION 66-17

RESOLUTION TO APPROVE PAYMENT OF BILLS

Motion, Stalker; second, Bacon

Ayes-5, Opposed-0 Carried

General	\$ 221,576.50	Highway	\$ 39,996.50
Water No. 1	\$ 418.92	Water No. 2	\$ 30.80
Water No. 3	\$ 172.98	Water No. 4	\$ 123.18
Water No. 4B	\$ 123.18	Water No. 5	\$ 10.26
Water No. 6	\$ 167.84	Water No. 7	\$ 295.77
Water No. 8	\$ 81.37	Water No. 9	\$ 71.85
Water No. 10	\$ 51.32	Water No. 11	\$ 61.59

A Public Hearing was held prior to tonight's meeting regarding Proposed Local Law #2 of 2017 amending zoning At West Avenue Extension/South Gravel Rd/Maple Ridge Road from hamlet to General Business. Kirk Myhill said the County Planning Board approved the referral and sent a letter stating the town board was free to take final action.

RESOLUTION 67-17

RESOLUTION ADOPTING LOCAL LAW #2 OF 2017, AMENDING ZONING FROM HAMLET TO GENERAL BUSINESS AT WEST AVENUE EXTENSION/SOUTH GRAVEL ROAD/MAPLE RIGE ROAD

Motion, Schaal; second, Bacon

Bacon-aye

Seitz Sr.-aye

Schaal-aye

Stalker-aye

Draper-aye

Carried

The revision of the Employee Handbook has all of the policies added to it that were announced at the Organizational Meeting.

RESOLUTION 68-17

RESOLUTION ADOPTING THE REVISED EMPLOYEE HANDBOOK

Motion, Schaal; second, Bacon

Ayes-5, Opposed-0 Carried

RESOLUTION 69-17

RESOLUTION TO INCREASE CHIPS BUDGET ACCOUNT DB.3501 FOR \$128,050.00 TO \$158,152.04

Motion, Bacon, second, Seitz Sr.

Ayes-5, Opposed-0 Carried

RESOLUTION 70-17

RESOLUTION TO INCREASE CHIPS BUDGET ACCOUNT DB.5112.200 FROM \$128,050.00 TO \$158,152.04

Motion, Stalker, second, Schaal

Ayes-5, Opposed-0 Carried

Shared purchase to replace the old metal detector. The old metal detector would cost more to have it repaired so we are replacing it with a new one. Cost to the Town would be \$600.

RESOLUTION 71-17

RESOLUTION TO PURCHASE METAL DETECTOR JOINTLY WITH THE TOWN OF RIDGEWAY

Motion, Schaal; second, Seitz Sr.

Ayes-5, Opposed-0 Carried

RESOLUTION 72-17

RESOLUTION ESTABLISHING THE STANDARD WORK DAYS FOR HIGHWAY SUPERINTENDENT AND TOWN CLERK AND WILL REPORT THE OFFICIALS TO THE NEW YORK STATE AND LOCAL RETIREMENT SYSTEM BASED ON THEIR RECORD OF ACTIVITIES

Motion, Schaal, second, Stalker

Ayes-5, Opposed-0 Carried

Road repair report needs to be done annually. List of roads to repair to show where the money is going to be spent. Money is raised by local taxes and CHIPS totals almost even. The State gave good raise after Highway going to Albany and politicking. Roads on the list are Posson Rd, South Woods Rd., Ryan Rd., Johnson Rd., Waterworks Rd. and Munzel Road (Revised)

RESOLUTION 73-17

RESOLUTION ADOPTING 2017 ROAD REPAIR EXPENDITURE REQUEST

Motion, Stalker, second, Bacon

Ayes-5, Opposed-0 Carried

Alice Zacher our Town Historian spoke regarding the upcoming 200th year of the Town of Shelby. She has a list of suggestions to make this a memorable event. She thought a self guided tour of special interests in the Town of Shelby would be nice. She also mentioned a fashion show modeling clothes through the decades to close the event. She is looking at April or May for outdoor activities. She is looking for people to help her with this as it is something that one person cannot do. She is also looking at another marker from the William G. Pomeroy Foundation for the West Shelby Cemetery and possibly if two markers can be ordered at the same time, one for Shelby Center Cemetery. Councilman Schaal asked about the status of the Chapel at the Millville Cemetery. Mary Zelazny said the roof is being done and the woodwork on the peaks would be next. She said it looks very nice and coming along good.

Mike Fuller Highway Superintendent was contacted by Charles Silvernail on behalf of the East Shelby Community Church on East Shelby Rd. for a reduced speed zone. The Town needs to send a Resolution to the County. County will sign and send to the state. It's a process and does take time.

RESOLUTION 74-17

RESOLUTION TO ESTABLISH A LOWER MAXIMUM SPEED AT WHICH VEHICLES MAY PROCEED ON EAST SHELBY ROAD, A COUNTY ROAD BETWEEN FLETCHER CHAPEL ROAD AND SMITH ROAD

Motion, Schaal, second, Bacon

Ayes-5, Opposed-0 Carried

COVA- Certificate of Need. COVA sent a letter asking for support. The Supervisor will check with the Fire Chiefs.

Board Comments –Councilmen Stalker attended Niagara County Water Meeting. Highway Superintendent was asked if the wall at the Shelby Center Cemetery would be fixed before next year.

Bill Eick-Legislator-Things are pretty quiet. Attended the same meeting as Dan regarding the DEC and Army Corp of Engineers at the Ontario Lake Shore lines. All are in for a long haul.

Darlene Rich, Town Clerk- Congratulated Alice Zacher for her award in Excellence in Municipality History regarding the marker at the Millville Cemetery. Her and Candy worked very hard to see it was done.

Public Comments –none

Motion, Stalker, second, Bacon to adjourn the meeting at 7:37 PM

Respectfully submitted,

Darlene A. Rich, MMC, RMC
Town Clerk