

REGULAR MEETING
TOWN OF SHELBY

March 13, 2018 7:00PM

Present: Edward Houseknecht, Supervisor
Kenneth Schaal, Councilman
Stephen Seitz, Councilman
William Bacon, Councilman
Darlene Rich, Town Clerk
Jeffrey Allen, Counsel for Bond, Schoeneck & King
Trisha Laszewski, Assessor
Michael Fuller, Highway Superintendent
Kirk Myhill, Planning Board Chair
Dan Wolfe, Codes & Zoning Officer
Paul Gray, Constable
Claude Grimes, Constable
Miranda Bennett, Bookkeeper

Others:	Alan Bushover	Kathy Zeliff
	Pete Zeliff	Jeff Smith
	Jim Zelazny	Chester Zelazny
	Edward Zelazny	Bob Kwandrans
	Jerry Velesko	Jessica James
	Jeremiah Wisener	Dale Root
	Wendi Pencille	Clayton Zelazny
	Brian Murray Sr.	Gerry Zinkievich
	Les Quackenbush	Edward Zelazny
	Chet Zelazny	Sue Fuller
	Alexis Adams	Jack Hill
	Ian Joseph	? Bentley
	Kim Weatherbee	Eric Chambers
	Marion Fry	John DeFillips-OC Legislator
	Julie Wolter	Brian Fraasier
	Sharlene Pratt	John Pratt
	Jessica Allport	Elian Gonzalez
	Jon Joseph	Dina Barone

Meeting was called to order at 7:00 PM

Pledge to the flag

Public forum regarding agenda items only – Brian Murray Sr. asked if there were any additions to the agenda.

Highway Report – (Mike Fuller) –Plow state roads six times, salt state roads seven times, plow town and county roads five times, sand town and county roads five times. Refurbish sand and paint track hoe trailer and roller trailer. Flush hydrants. Check PPM for chlorine. Patched pot holes. Read water meters. Attended water school in Batavia. General maintenance and repair of equipment.

Mike read the Engineer Report from Chatfield Engineers.

Town General Engineering-Pre-Demolition Asbestos Survey and testing for the fire department building at 4695 South Gravel Road has been completed. The survey indicated there is a small amount of asbestos containing material that will need to be removed before demolition of the building can take place.

Three firms have been contacted to provide a price quote regarding asbestos removal. Paul Chatfield will coordinate a site visit with Mike Fuller. Once a price is obtained, it will be forwarded to the Town Board for approval.

Bridge NY Grant Application-The Bridge NY Grant Application for the Dresser Road Culvert has been submitted it to the NYS DEC on Thursday March 8, 2018 for pre application. Making that submission will give bonus point for the final application. After reviewing the condition on Martin Road Culvert and discussion with both Ed Houseknecht and Mike Fuller, Paul recommended that we forego submitting an application for the Martin Road Culvert. It was his opinion that it would have not scored as well as the Dresser Road Culvert project and may have deterred the more important Dresser Road Culver project from consideration. Therefore, the cost of Chatfield Services will be reduced by submitting only one application.

Dig safely training- Highway Supt. Mike Fuller will attend.

Assessor Report – (Trisha Laszewski) –Two resignations have been received for the Board of Assessment Review. There is a need to add two new members as well as an alternate before Grievance Day to maintain a quorum for the 5 member board. There is a need to appoint the new members at the next board meeting to allow time for the mandatory training. An advertisement has been placed in the paper for anyone showing interest in the positions. Trisha will be notified if anyone is interested.

Letters will be going out in about 10 days regarding the update. Informal hearings will be held in the month of April. If anyone has questions, please refer them to the assessor's office.

Planning Board Report – (Kirk Myhill) –A public hearing was held regarding the banquet facility application for the Mary Herbert residence. After discussion, the board decided to approve the special use permit under the conditions that a parking lot be added on the south side of the property to start within 2 years and be completed by 4 years. Bathroom facilities must also be health department approved.

Code Enforcement – (Dan Wolfe) Received 24 hours credit continuing education training. Worked with Planning Board and Kirk, Planning Board Chair regarding the Banquet Facility. He has been doing fire safety inspections.

Fire Chief Report - Shelby-Kirk Myhill read report from Andy Benz, Chief. Total calls since last meeting Feb. 13th-13, EMS calls-8, Motor Vehicle Calls-1, Law enforcement stand by-1, water problem-1, chimney fire-1, Mutual aid given-1 (Wolcottsville barn fire). The annual open house for the Fire Company has been scheduled for October 6th. An interactive smart board for training has been purchased. Ice water/cold water rescue training was held last Saturday for the West Battalion. There will be smokehouse training for the West Battalion on March 20th. The Spring raffle will be held April 21st and a pancake breakfast on March 18, 2018.

East Shelby –Andy Beach, Chief - No report. Had training so unable to attend meeting.

RESOLUTION 30-18

RESOLUTION TO APPROVE PREVIOUS MEETINGS MINUTES

Motion, Bacon; second, Seitz

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

RESOLUTION 31-18

RESOLUTION TO APPROVE THE TOWN CLERK’S REPORT

Motion, Schaal; second, Bacon

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

RESOLUTION 32-18

RESOLUTION TO APPROVE THE SUPERVISOR’S REPORT

Motion, Bacon; seconded, Seitz

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

RESOLUTION 33-18

RESOLUTION TO APPROVE PAYMENT OF BILLS

Motion, Schaal; second, Seitz

General	\$31163.73	Highway	\$ 25683.01
Water No. 1	\$ 1234.33	Water No. 2	\$ 129.15
Water No. 3	\$ 374.98	Water No. 4	\$ 638.25
Water No. 4B	\$ 289.23	Water No. 5	\$ 76.29
Water No. 6	\$ 667.76	Water No. 7	\$ 144.45
Water No. 8	\$ 7.50	Water No. 9	\$ 29.08
Water No. 10	\$ 6.00	Water No. 11	\$ 11,832.50
Water No. 12	\$ 18.00		

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

RESOLUTION 34-18

RESOLUTION APPOINTING JEFF SMITH AS COUNCILMAN TO THE TOWN BOARD TO FILL VACANCY OF THE LATE DALE STALKER, COUNCILMAN

Motion, Schaal; second, Seitz

Bacon-Aye

Seitz -Aye

Schaal-Aye

Houseknecht-Aye

Opposed – 0

Vacant-1

Motion carried

Councilman Schaal welcomed Jeff to the Town Board. Said he will be an asset to the town and thinks he will enjoy his time on the board.

RESOLUTION 35-18

RESOLUTION TO ACCEPT THE RESIGNATION OF THOMAS DOTTS FROM THE BOARD OF ASSESSMENT REVIEW.

Motion, Schaal, second, Seitz

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

RESOLUTION 36-18

RESOLUTION TO ACCEPT THE RESIGNATION OF TERESA WILKINS FROM THE BOARD OF ASSESSMENT REVIEW

Motion, Seitz; second, Schaal

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

RESOLUTION 37-18

RESOLUTION TO ACCEPT THE RESIGNATION OF THURSTON DALE FROM THE ZONING BOARD OF APPEALS

Motion, Bacon; second, Seitz

Ayes – 4

Opposed – 0

Vacant-1

Motion carried

Board Comments

Audit Clerk Books-Councilmen Bacon and Schaal audited the Clerks Books. Found them in good standing order.

Audit Justice Books- Councilmen Bacon and Seitz audited the Justice books and found them in good standing order.

Public Comments

Dale Root, Ed Zelazny, Jim Zelazny read statements regarding the hiring process of the vacancy on the town board and planning board. Robert Kwandrans read a statement regarding the Overlay zone.

Councilman Schaal entertained a motion to go into Executive Session at 7:28 pm to deliberate over a legal matter, second by Councilman Bacon. Motion by Councilman Seitz, second by Councilman Schaal to come out of Executive session at 8:23 pm, with no action taken.

Motion by Schaal, second by Bacon to adjourn meeting at 8:25pm.

Respectfully submitted,

Darlene A. Rich, MMC, RMC
Town Clerk