

DRAFT
Board Meeting
Town of Shelby
4062 Salt Works Rd. Medina, NY

December 13, 2022 7:00 PM

Please note: We are live streaming our meetings through Youtube. Please see townofshelbyny.org and click on the link. There were technical difficulties and only audio was available.

Present: Steve Seitz, Deputy Supervisor
John Pratt, Councilman
Ed Zelazny, Councilman
Darlene Rich, Town Clerk
Dorothy Nolan, Deputy Clerk
Bethany Centrone, Esq. Town Attorney
Trisha Laszewski, Assessor
Dale Root, Hwy Supt.
Dan Wolfe, Code & Zoning Officer
Kirk Myhill, Planning Board Chairman
Miranda Bennett, Bookkeeper
Claude Grimes, Constable
Michael Reese, Constable
Paul Gray, Constable

Others:	Sharlene Pratt	Leona Weese
	Mike Rich	Alan Bushover
	Brian Murray Sr.	Linda Liminia
	Jim Zelazny	Jane Wharram
	Julie Wolter	Gabrielle Barone
	Chris Johnson	Kharise Johnson
	Bill Eick	Alan Bushover

Pledge to the flag

Public forum regarding agenda items-There is an add on -Resolution to appoint Scott Wengewicz to fill the remainder of the term vacated by Jeff Smith.

RESOLUTION 119-22

RESOLUTION TO APPOINT SCOTT WENGEWICZ AS SUPERVIOR FOR THE TOWN OF SHELBY

Motion by Councilman Zelazny, second by Councilman Pratt to appoint Scott Wengewicz as Supervisor for the Town of Shelby

Ayes-3; Opposed-0, vacancy-2

Motion caried

Town Clerk administered the oath to Scott Wengewicz.

Councilman Seitz welcomed our new supervisor.

Highway Report: (Dale Root) Welcomed new Supervisor. The new mini excavator arrived and the men say it's much stronger than the last one. They are very happy with it. The new to the highway dept. stainless steel salt spreaders were installed after chains and bearings were applied. They were also calibrated. They've been out a few times since the first snow on November 18th and they are working fine. The two MEO's like them. Cemeteries were cleaned up; water was shut off and drained. The men went through the town filling pot holes with hot mix. The dirt section of Culvert Rd. was closed down for the year with signs installed. The once-a-year septic tank pump out was performed and the shop drain was cleaned. With the help of the village and the county plus Dale's staff they were able to cut down and clean up many problem trees in the town. Stumps will be dealt with at a later date. This will be an ongoing problem as more ash trees continue to die. Together with Ridgeway they purchased half interest a drag box paver that was in very good condition and will give them another tool in the tool box. The Water Supt. has been out testing PPMs. E-Waste stacking is ongoing. They were able to accomplish a lot this year. Mowing, paving, sealing, ditching, tree cutting, maintenance all in a year of uncertainty due to price spikes. He said a special thanks to the Shelby residents for their patience, kind words and waves as they were doing their jobs about town. He thanked his men plus the shared service with towns and county highway department and the town board for their support.

Assessor's Report: (Trisha Laszewski) Thank you to the town board for passing the increase on the limits for the senior exemption. It mirrors what the county has. Thank you for adopting the individuals with disabilities and limited incomes exemption that is also been needed for a little bit. Renewal forms for exemptions will be sent out by the end of the month and they need to be returned to her office no later than March 1st. If anyone has any questions regarding the exemptions; the

agricultural exemption and senior exemption, also the disability exemption. Please let her know.

Planning Board Report: (Kirk Myhill) Informed Roger Wilkins that he has been appointed to fill the vacancy of Larry Hill. Kirk recommended Brad Pask be re-appointed to the planning board for another term. Dan came in with a list of all the Special Use Permits. They went through them and updated them. There were some on there that were past due. Received an email from the county that there is more webinar training from the state. Kirk gave copies to his members and if they so choose, they may take it.

Zoning Board Report: (Dan Wolfe) Gave his yearend report. Issued 43 building permits. To date he has closed out twenty-eight of them. Fifteen remain open This year in November he issued one stop work order along with a violation letter for failure to obtain a building permit. He sent out eight violation letters in 2022. Two violation letters remain open. He is required by the Dept. of State to inspect all public assemblies once a year and businesses and multiple families once every three years. He inspected all public assemblies which would be churches and fire halls. This year he got all the businesses done and about half of the multiple families. He has four multiple family dwellings that remain to be inspected with hopes of getting them done by the end of the year. Another gentleman who has two more dwellings is an out of townner so he is going to try with a violation letter to make him comply.

RESOLUTION NO. 120-22

RESOLUTION TO APPROVE THE MINUTES OF NOVEMBER TOWN BOARD MEETING

Motion by Councilman Pratt and seconded by Councilman Zelazny

Ayes- 4; Opposed- 0; vacancy-1

Motion carried

RESOLUTION NO. 121-22

RESOLUTION TO APPROVE THE PUBLIC HEARING NOVEMBER 10TH MINUTES -PRELIMINARY BUDGET 2023

Motion by Councilman Seitz and seconded by Councilman Pratt
Ayes- 4; Opposed- 0; vacancy-1
Motion carried

RESOLUTION NO. 122-22
RESOLUTION TO SPECIAL MEETING MINUTES OF DECEMBER 5TH
Motion by Councilman Zelazny and seconded by Councilman Pratt
Ayes- 4; Opposed- 0; vacancy-1
Motion carried

RESOLUTION NO.123-22
RESOLUTION TO APPROVE THE NOVEMBER CLERK REPORT
Motion by Councilman Seitz, and seconded by Councilman Pratt
Ayes- 4; Opposed- 0; vacancy-1
Motion carried

RESOLUTION NO. 124-22
RESOLUTION TO APPROVE THE SUPERVISOR REPORT
Motion by Councilman Seitz and seconded by Councilman Zelazny
Ayes- 4; Opposed- 0; vacancy-1
Motion carried

RESOLUTION NO. 125-22
RESOLUTION TO PAY CLAIMS AGAINST THE TOWN

General	\$ 30,582.45	Highway	\$51,417.37
Water 1	\$ 179.95	Water 2	\$ 826.86
Water 3	\$ 231.61	Water 4A	\$ 16.67
Water 4B	\$ 16.67	Water 5	\$ 1.39
Water 6	\$ 1,719.51	Water 7	\$ 323.07
Water 8	\$ 849.27	Water 9	\$ 3,868.47
Water 10	\$ 6.94	Water11	\$ 8.33
Water 12	\$ 1.39		

Motion by Councilman Pratt and seconded by Councilman Zelazny
Ayes-4; Opposed-0; vacancy-1
Motion carried

RESOLUTION NO. 126-22

RESOLUTION TO ACCEPT ORDER TO ESTABLISH FURNESS PARKWAY LIGHTING DISTRICT

Motion by Councilman Seitz and seconded by Councilman Pratt

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 127-22

RESOLUTION TO ADOPT LOCAL LAW NUMBER 1-2022 "A LOCAL LAW OPTING INTO NEW INCOME ELIGIBILITY RATES FOR SENIOR CITIZENS AND PERSONS WITH DISABILITIES FOR PROPERTY TAX EXEMPTION PURSUANT TO SECTIONS 467 AND 459c OF THE NEW YORK STATE REAL PROPERTY TAX LAW

Motion by Councilman Zelazny and seconded by Councilman Seitz

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 128-22

RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF DAWN KEPPLER, TOWN JUSTICE

Motion by Councilman Pratt and seconded by Councilman Seitz

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 129-22

RESOLUTION TO ACCEPT THE QUOTE FROM ABLE ELECTRIC FOR ELECTRICAL REPAIRS CAUSED FROM THE FIRE LAST YEAR AT A COST OF \$13,250.00

Motion by Councilman Seitz and seconded by Councilman Zelazny

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 130-22

RESOLUTION TO ACCEPT TERMS WITH NATIONAL GRID FOR LED STREET LIGHTING

Motion by Councilman Zelazny and seconded by Councilman Pratt

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 131-22

RESOLUTION TO MERGE FURNESS PARKWAY (2 ADDITIONAL LIGHTS)
INTO ACCOUNTS WITH THE LIGHTING DISTRICTS

Motion by Councilman Seitz and seconded by Councilman Zelazny

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 132-22

RESOLUTION TO ACCEPT THE BID FOR \$2000 TO REPLACE THE BULBS
FOR TOWN BUILDING

Motion by Councilman Pratt and seconded by Councilman Seitz

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 133-22

RESOLUTION TO RE-APPOINT BRAD PASK TO THE TOWN OF SHELBY
PLANNING BOARD FOR ANOTHER TERM

Motion by Councilman Zelazny and seconded by Councilman Pratt

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 134-22

RESOLUTION TO APPOINT JOSEPH KUJAWA AS TOWN JUSTICE TO
FINISH OUT THE TERM OF RESIGNING JUSTICE DAWN KEPPLER

Motion by Councilman Seitz and seconded by Councilman Zelazny

Ayes-4; Opposed-0; vacancy-1

Motion carried

RESOLUTION NO. 135-22

RESOLUTION TO RE-APPOINT PATRICIA BUSHOVER TO TOWN OF
SHELBY ZONING BOARD OF APPEALS FOR ANOTHER TERM

Motion by Councilman Pratt and seconded by Councilman Seitz

Ayes-4; Opposed-0; vacancy-1

Motion carried

Board comments –Councilman Seitz- Told Dale he had been around and notice the patchwork that he did and the trees that they cut down and I thank you for that and

with Scott here being new I would just like to ask Bill Eick our legislator if he has anything that he would like to contribute to the meeting.

Comment from Legislator Bill Eick-He welcomed Scott to the board. He said he I sat on the town board for twenty years before he went to the county legislature. He said he will enjoy it. It's a little bit different now a days though, good luck. As far as countywide the budget was passed a week ago . Biggest budget he has ever sat through-ninety four million dollars and we ended up (as you all read)with a twenty two cent tax decrease.

Public comments- none

Motion by Councilman Seitz and seconded by Councilman Pratt to adjourn the Town Board meeting at 7:16 pm.

Ayes- 4; Opposed- 0; vacancy-1

Motion carried

Respectfully submitted,

Darlene Rich. MMC, RMC

Town Clerk