

**REGULAR MEETING  
SHELDON TOWN BOARD  
June 21, 2023**

The Regular Meeting of the Sheldon Town Board held June 21, 2023 at the Sheldon Town Hall, 1380 Centerline Rd., Strykersville, NY 14145 was called to order by Town Supervisor Brian Becker at 7:00 p.m.

Present: Supervisor Brian Becker  
Councilmen: Jim Fontaine, Joe Meyer, Mike Armbrust  
Recording Secretary: Town Clerk Carol Zittel  
Absent: Councilman Vince Kirsch, Highway Superintendent Luke Metz  
Also present: Resident Noelle Pitkin, Reporter Maya Borer

**Minutes**

A motion was made by Jim Fontaine and seconded by Joe Meyer that the minutes from the May 17, 2023 regular meeting and the June 7, 2023 Special Varysburg Water meeting be approved. Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Communications**

The Town Clerk Carol Zittel reported on the following:

**Windy Brew – Concerns Route 20A Parking**

A resident who is also a volunteer fireman contacted the Town Clerk regarding concerns of street parking in front of Windy Brew on Route 20A. A recent accident not far from Windy Brew prompted the call of concern. Caller wanted confirmation that the special use permit does not allow parking on Route 20A. Supervisor Becker suggested that date stamped photos be taken of parking on the roads for submittal to Don Roberts at the County Building & Codes office.

**ZBA Meetings**

The Town Zoning Board of Appeals has a meeting tomorrow night for a variance application and a meeting in July for two variance applications.

**North Java Fire District Resolution**

The North Java Fire District sent notice of a resolution to purchase a 2013 International KME rescue truck in the amount of \$145,000.00. The notice has been posted on the bulletin board and the Town website.

**Reports**

The Town Supervisor financial reports, Town Clerk report and Town Justice reports were distributed.

**REGULAR MEETING  
SHELDON TOWN BOARD  
June 21, 2023**

**WYOMING COUNTY ZONING MONTHLY REPORT**

**Date:** June 1, 2023 – Report for May 2023

**Town:** Sheldon

**Open Projects:**

- **Crossroads Land Management, Inc. (Brian Eddy) 0 Route 77**, Special Use Permit for storage units. The zoning permit is ready to be issued once the land separation is completed.

**Permits Issued:** 3 Permits

- **Frederick Peter (2946 Valley View Lane)** – submitted an application for 11’ x 26’ shed
- **Michael Spink (2380 Maxon Road)** – submitted an application for 30’ x 40’ pole barn
- **Herbert Perry (643 Armbrust Road)** – submitted an application for 30’ x 40’ pole barn

**Special Use Permits Renewed & Inspected:** No SUP permits renewed or inspected this month

**Violations:**

- **Dennis Mills - 1907 Route 20A (SBL: 56.-2-26)** – Violation Notice/Order to Remedy issued September 28, 2021. Property owner is to remove and dispose of, or place into storage any un-registered or inoperable motor vehicles, lawn mower or other miscellaneous vehicle parts and pieces. An original date for corrections to be made was October 28, 2021; Mr. Mills is working with Don Roberts at Building Codes to start resolving this matter. Visual inspection performed by the Building Department on 11/22/2021 shows that progress is being made. David DiMatteo issued a 10 day attorney letter on January 3, 2022. Updated photos were taken by Don Roberts of the Wyoming County Building Department on April 15, 2022. On June 2, 2022, Mr. DiMatteo’s office received the signed resolution and drafted a summons and complaint to be approved by

**REGULAR MEETING  
SHELDON TOWN BOARD  
June 21, 2023**

Mr. DiMatteo. As of July 14, 2022, Mr. DiMatteo approved of the summons and complaint and received the signed copy from the town. On 8/1/2022 and 8/25/2022, Don Roberts conducted visual inspections of the property and copies of the findings were sent to Mr. Mills with a copy to Mr. DiMatteo and Supervisor Becker. As of August 12, 2022, Mr. DiMatteo's office submitted a request for Judicial Intervention and we are waiting for a court date. The first court appearance was held on October 11, 2022. The next court appearance was held on November 17, 2022 at 9:00am and was postponed to December 6, 2022. The judge granted the defendant a Court Appointed Attorney and a follow-up hearing was held on December 19, 2022. Currently waiting on the next court date.

**Highway Superintendent Report**

Superintendent Luke Metz submitted a written report:

**Surplus Equipment Auction**

Auction will start July 3<sup>rd</sup> and will end July 18<sup>th</sup>.

**Highway School**

Went well – learned some good information. Had the chance to talk with other Superintendents and garner knowledge.

**Milling**

Milled part of Bartz Rd. with help from Bennington and Wyoming County. Oil and stoned Falls Rd., Armbrust Rd., Bartz Rd. and Maxon Rd. from Schwab to 98. All went well.

**Crack Sealing**

Crack sealed on Maxon. (our Department is not really set up well to do this on our own – may need to hire out in the future – will explain more at a later date)

**Mowing**

First round of mowing will finish before July 4<sup>th</sup>

**Dutch Hollow Milling**

Wyoming County is milling next week on Dutch Hollow Rd. June 26-28.

**Supervisor's Report**

Supervisor Brian Becker reported on the following:

**Wyoming County Hospital**

Revenue is increasing – not as behind as first projected.

**REGULAR MEETING  
SHELDON TOWN BOARD  
June 21, 2023**

**Acceptance of Reports**

A motion was made by Joe Meyer and seconded by Mike Armbrust to accept all reports as presented.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Old Business:**

**Veterans Banners**

Resident Noelle Pitkin returned old brackets that were removed from light poles when the Veterans banners were put up. The Town Clerk asked Ms. Pitkin to drop off new forms for Veterans who may not have taken advantage of getting banners this year.

**ARPA Funding**

Supervisor Becker received a quote from B&L to write the generator specs. The quote was much higher than anticipated. Supervisor Becker will contact the Supervisor of Building & Grounds at the County and ask for assistance. Councilman Armbrust suggested purchasing a generator off of State bid and then hiring a contractor for install.

**Spectrum Update**

Will wait until the next bill is received to confirm that we are billed appropriately.

**Varysburg Water**

Supervisor Becker and Bob Lakas spent two hours looking for water leaks utilizing a metal detector. There seems to be a water pressure issue on the west side of 20A (three of four houses affected). The leak may be in that location. Bob Lakas will walk along the creek from the park north to see if he notices anything.

**Varysburg Water Public Hearing – Proposed Improvements to the District**

Reminder: The Board will hold a public hearing on July 19<sup>th</sup> regarding proposed improvements to the Water district. The resolution to schedule the public hearing was made at the June 7<sup>th</sup> special water meeting.

**NYMIR Inspection/Historical Building**

The swings were hung up and the slide taped off during the yard sale weekend. The park jobs were finalized. Supervisor Becker will call Mike Hardie from Tompkins Insurance with an update.

**Broadband Coverage Maps**

No update.

**New Business:**

**Public Hearing – Sheldon Elementary Reinig/Flatt Special Use Permit**

**REGULAR MEETING  
SHELDON TOWN BOARD  
June 21, 2023**

A motion was made by Jim Fontaine and seconded by Joe Meyer to schedule a public hearing for the Reinig/Flatt special use permit for July 19<sup>th</sup> at 7pm at the Sheldon Town Hall.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Special Meeting – Strykersville Fire Contract with the Town of Java**

A motion was made by Joe Meyer and seconded by Mike Armbrust to schedule a special joint meeting with the Town of Java on June 27<sup>th</sup> at 7pm at the Strykersville Fire Hall to review the contract request from the Strykersville Fire Company.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Speed Limit – Main Street Strykersville**

Resident Beth Kinney called with concerns with the speed limit on Main Street Strykersville. She inquired as to whether solid double lines could be placed throughout the hamlet. The Board replied that past attempts to change the speed limit on Route 78 (past the Fit Stop) were turned down by NYS DOT. Supervisor Becker stated that the only time the speed limit is lowered less than 35 mph is in a school zone or incorporated village.

**Equalization Rate**

NYS Dept. of Taxation and Finance sent notification that the Town of Sheldon is now at an 87% equalization rate. A revaluation for 2024 is still tentative – the Board and the Assessor will watch the housing market trends.

**Budget Transfer**

A motion was made by Jim Fontaine and seconded by Joe Meyer to authorize the transfer of \$150,000.00 from General Money Market A1083 to Highway Money Market DA1083 for June 2023 bills and payroll.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Byrnclyff Swim Contract**

A motion was made by Joe Meyer and seconded by Mike Armbrust to authorize the Town Supervisor to sign the swim contract with Byrnclyff Resort for the use of the pool and mini golf at \$34 per hour for 66 hours = \$2,244.00 July 5 – August 9, 2023. (was \$32 per hour in 2022)

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Harris Corners Fire Contract**

A motion was made by Joe Meyer and seconded by Mike Armbrust to schedule a public hearing for the Harris Corners Fire contract for July 19, 2023 at 7pm at the Sheldon Town Hall.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Strykersville Fire Contract**

A motion was made by Mike Armbrust and seconded by Joe Meyer to tentatively schedule a public hearing for the Strykersville Fire contract for July 19, 2023 at 7pm at the Sheldon Town

**REGULAR MEETING  
SHELDON TOWN BOARD  
June 21, 2023**

Hall (this date may be changed – Supervisor Becker will reach out to Java Supervisor Vanessa McCormick to inquire as to whether a joint public hearing will take place)

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

**Bills:**

Supervisor Becker confirmed that the Board had a chance to review the abstracts.

A motion was made by Brian Becker and seconded by Jim Fontaine that the

General Bills #121 to #148 for a Total of \$39,399.24, the

Highway Bills #67 to #85 for a Total of \$112,571.75, the

Lighting District Bills #7 to #8 for a Total of \$473.67, the

Trust & Agency Bills #8 to #8 for a Total of \$234.00, and the

Varysburg Water District Bills #29 to #37 for a Total of \$8,718.73 be paid.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.

\*The Board asked that general voucher #141 be reviewed to ensure payment is made to the appropriate vendor (Batavia Daily or Attorney DiMatteo's office – the Town Clerk will notify Katie Chmura, Town Bookkeeper)

**Comments from the Floor**

Supervisor Becker opened the floor to comments. There were none.

**Adjournment**

At 7:55 p.m. a motion was made by Joe Meyer and seconded by Jim Fontaine to adjourn the June 21, 2023 regular meeting of the Sheldon Town Board.

Ayes: (4) Becker, Fontaine, Meyer, Armbrust Nays: (0) Absent: (1) Kirsch Motion Carried.