

**REGULAR MEETING
SHELDON TOWN BOARD
October 16, 2024**

The Regular Meeting of the Sheldon Town Board held October 16, 2024 at the Sheldon Town Hall, 1380 Centerline Rd., NY 14145 was called to order by Town Supervisor Brian Becker at 7:00 p.m.

Present: Supervisor Brian Becker
Councilmen: Vince Kirsch, Jim Fontaine, Mike Armbrust
Absent: Joe Meyer
Recording Secretary: Town Clerk Carol Zittel
Also present: Highway Superintendent Luke Metz and resident Mark Redden.
There were no others present.

Minutes

A motion was made by Vince Kirsch and seconded by Mike Armbrust that the minutes from the September 18, 2024 regular meeting and the October 2, 2024 budget workshop meeting be approved.

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

Communications

The Town Clerk, Carol Zittel, had no communications this month.

Reports

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

Wyoming County Zoning Report

The Wyoming County Zoning Report was distributed via email prior to the meeting and hard copies distributed tonight.

Historian Report

The Historian report from Jeanne Mest was distributed via email prior to the meeting and hard copies distributed tonight.

Highway Superintendent Report

Superintendent Metz reported on the following:

Shimmed Paved – North Sheldon Road

North Sheldon Road was shimmed/paved.

Burroughs Road

Trees were cut back on Burroughs Rd.

Trucks Winterized

The department has been getting the plow trucks ready for winter.

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Highway Position Due to Anticipated Retirement of John Herrmann

The Highway Superintendent has not made a decision on the new hire. He will know soon.

Supervisor Report

Supervisor Brian Becker reported on the following:

Wyoming County Hospital

The hospital hired a breast surgeon and is buying a 3D mammogram scanner. A colo-rectal surgeon was hired in the fall. In August the hospital reported \$880,000.00 in income.

Varysburg Water

The Town Supervisor is halfway done conducting a lead pipe survey for the water district.

Zoning Report

The Zoning Report was distributed via email prior to the meeting.

Acceptance of Reports

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

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

Old Business:

ARPA Funding

Nothing new to report.

Varysburg Water

Nothing new to report.

Mills Zoning Violation

Update is on the zoning report.

New Zoning Law

Waiting on Attorney DiMatteo's office to prepare the paperwork.

New Business:

Family Medical Leave Act

The Board is not going to pursue this as it does not seem to apply to our municipality. The item can be removed from next month's agenda.

NYS DOT Shared Services Agreement

The Board does not want to sign this agreement. The item will be removed from next month's agenda.

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Snow Contract with Wyoming County

A motion was made by Jim Fontaine and seconded by Vince Kirsch to table the snow contract with Wyoming County Highway until next month's meeting.

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

Local Law – Tax Cap Override

TOWN OF SHELDON

RESOLUTION TO SCHEDULE A PUBLIC HEARING REGARDING 2% TAX CAP

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, Section 3-c of General Municipal Law, also known as the "Property Tax Cap," provides that the amount of real property taxes that may be levied by or on behalf of any local government shall not exceed two percent (2%); and

WHEREAS, to adopt a budget that requires a tax levy greater than two percent (2%) for the coming fiscal year, the Town Board must first enact, by a vote of sixty percent (60%) of the total voting power, a local law to override such limit for such coming fiscal year only; and

WHEREAS, the Town Board of the Town of Sheldon finds it in the best interest of the Town to hold a public hearing to consider the adoption of such a local law.

NOW ON MOTION OF Jim Fontaine which has been duly seconded by Mike Armbrust, be it

RESOLVED, by the Town Board of the Town of Sheldon will hold a public hearing on the proposed adoption of said local law on the 6th day of November 2024 at 7:00 p.m., at which time all interested parties and citizens for or against the proposed law will be heard; and be it further

RESOLVED, that the Town Clerk shall make notice of the above public hearing in the Town's official newspaper, and shall obtain an Affidavit of Publication for such notice.

RESOLVED, that the Town Clerk shall post the Notice of Public Hearing on the Town notice board, along with a copy of the proposed local law.

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

Accept Tentative Budget as Preliminary Budget

A motion was made by Vince Kirsch and seconded by Mike Armbrust to accept the tentative budget as the preliminary budget and to schedule a 2025 budget public hearing on November 6, 2024 at 7:00 p.m.

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

Bills:

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

A motion was made by Vince Kirsch and seconded by Joe Meyer that the

General Bills #212 to #238 for a Total of \$15,060.12, the

Highway Bills #127 to #139 for a Total of \$24,912.83, the

Lighting District Bills #10 to #10 for a Total of \$606.83, the

Trust & Agency Bills #13 to #14 for a Total of \$297.76, and the

Varysburg Water District Bills #50 to #53 for a Total of \$105.91 be paid.

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

Comments from the Floor

No comments.

Adjournment

At 7:30 p.m. a motion was made by Vince Kirsch and seconded by Mike Armbrust to adjourn the October 16, 2024 meeting of the Sheldon Town Board.

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