

**REGULAR MEETING  
SHELDON TOWN BOARD  
APRIL 20, 2022**

The Regular Meeting of the Sheldon Town Board held April 20, 2022 at the Sheldon Town Hall, 1380 Centerline Rd., Strykersville, NY 14145 was called to order by Town Supervisor Brian Becker at 7:08 p.m. A Zoom meeting was also held.

Present: Supervisor Brian Becker (in-person)  
Councilmen: Vince Kirsch (in-person), Jim Fontaine (in-person) Joe Meyer (in-person)  
Mike Armbrust (via Zoom)  
Recording Secretary: Town Clerk Carol Zittel (in-person)  
Also present in-person: Highway Superintendent David Ricketson, Assessor Mary Kern  
No others were present.

**Minutes**

A motion was made by Jim Fontaine and seconded by Vince Kirsch that the minutes from the March 16, 2022 regular meeting be approved.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**Communications**

The Town Clerk, Carol Zittel, had no communications.

**Reports**

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

**Highway Superintendent Report**

Highway Superintendent Ricketson reported on the following:

**Road Work**

The roads are holding up pretty decent, so far, not sure if the freeze it out yet.

**Proposed Road Work**

Falls Road is slated for overlay this year – need to get prices and weigh it out. Binder was \$57/ton last year – now it is \$80/ton. Supt. Ricketson hopes to pave early this year.

**3-Ton International Truck**

The truck is at Marquarts due to steering issues. Thought it was the gear box but it wasn't. Tried gear box next and that also did not work. Marquarts will now try putting a pump on it.

**Supervisor's Report**

Supervisor Becker reported on the following:

**Wyoming County Community Hospital**

The hospital hired a new CEO. The CFO is leaving in June. A 25-person board conducted the interviews.

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**Acceptance of Reports**

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

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**Old Business:**

**ARPA Funding**

Nothing new to report.

**Spectrum Update – Town Hall**

A Spectrum technician came to the hall when Superintendent Ricketson was in the building. The technician installed a new modem. No notification was given to the Town Supervisor or Town Clerk regarding this service call. The Town has since been billed for two phone lines for two phone numbers that aren't Town Hall numbers. The Town Supervisor will reach out to Justin Niebel from Spectrum to resolve the situation.

**Assessor Report**

The Town Assessor, Mary Kern, attended tonight's meeting to present her yearly report.

- The tentative roll will be filed on May 1<sup>st</sup>
- Dollar General in Strykersville was purchased for \$1.4 million after it was built
- The Town will not be at 100% valuation this year. This is due to the crazy housing market right now. Market values keep going up and we can't keep up with the residential. We might be at 98-97%.
- The Town is on schedule to have a reassessment next year
- Ms. Kern hopes to have it completed by February or March of 2023.

Supervisor Becker thanked Ms. Kern for her time and for doing a great job for the Town.

**Audit Report**

No report has been received from the auditor yet.

**Waste Management Update**

New bins and new regulations will go into effect after May 2<sup>nd</sup>. The Town Clerk has been fielding many calls regarding delivery of bins and questions regarding the new regulations. Supervisor Becker stressed that these new regulations were not something the Town had anything to do with. This is a Waste Management change and the contract is through Wyoming County.

**New Business:**

**Time Warner – Special Franchise Assessment Appeal**

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The Town Clerk was sent, via certified mail, a summons by Time Warner that contained a special franchise assessment appeal. The Town Clerk sent the paperwork to the Town Assessor and the Town Attorney. The Town Attorney directed the Town Clerk to not sign the summons. Attorney David DiMatteo has notified the Board that it is his understanding that the appeal will be dropped and that this was an appeal that Time Warner made across NYS.

**Varysburg Park Garbage Disposal**

Darlene Janes, committee-person for the Vincent Almeter Memorial Park, contacted the Town Clerk with concerns of garbage disposal at the park. Ms. Janes has been disposing of the park garbage at her house but is concerned that with the new Waste Management regulations she will no longer have enough room in her bin to dispose of the garbage. She is requesting that the Town pick up the garbage weekly. Supervisor Becker and Councilman Meyer will reach out to Ms. Janes to devise a plan for the disposal of garbage at the park.

**Sheriff's Court Security Contract**

A motion was made by Jim Fontaine and seconded by Vince Kirsch to authorize the Town Supervisor to sign the contract with the Wyoming County Sheriff's office for court security. The per hour rate increased from \$27.43/hour to \$28.80/hour.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**County Agreement to Spend Highway Funds**

A motion was made by Vince Kirsch and seconded by Jim Fontaine to authorize the agreement with Wyoming County Highway to spend highway funds. The Town Board, Supervisor and Highway Superintendent signed the agreement.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**Verizon 5G Fiber Optic Lines – Route 20A**

The Town Clerk received inquiries regarding the lines being installed on Route 20A. Councilman Meyer gathered information for the Town Clerk from contractors parked at Harris Corners Fire Department. The contractors indicated that they were installing 5G fiber optic lines for Verizon. The Town Clerk reached out to our government rep from Verizon but has not heard back.

**Zoning Violations**

The Town Zoning Officer has started zoning violations on a property on Route 20A near French Road and a property on Thomas Rd. The Town Attorney has been contacted.

**Windy Brew Special Use Permit**

Michelle Snyder, owner of Windy Brew, has requested to add additional days of operation for the brewery. Ms. Snyder would like the brewery to be open on Tuesdays. Tuesdays were not originally an open date on the original application. The Board has been notified by several residents that the brewery has already been operating on Tuesdays which is in conflict with the original approval of the special use permit. The Town Planning Board reviewed Ms. Snyder's

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request and recommends that the Town Board hold a public hearing for the special use request and also recommends that letters of notification of the public hearing be sent to all residents on Route 20A between Folsomdale Rd. and Burroughs Rd. The Town Board will wait until June to hold the public hearing to give the Town Planning Board time to review the recommendations from the County Planning Board.

A motion was made by Vince Kirsch and seconded by Joe Meyer to schedule a public hearing on the Windy Brew special use permit for June 15, 2022 at 7:00 p.m. and also requests the Town Zoning Officer mail certified letters to all residents on Route 20A between Folsomdale and Burroughs Rd. notifying them of the public hearing.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**Bills:**

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

A motion was made by Mike Armbrust and seconded by Vince Kirsch that the General Bills #60 to #75 for a Total of \$29,519.55, the Highway Bills #39 to #55 for a Total of \$47,988.58, the Trust & Agency Bills #10 to #14 for a Total of \$791.98, the Lighting District Bills for a Total of \$149.78, and the Varysburg Water District Bills #14 to #17 for a Total of \$2,950.13 be paid.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**Spectrum Bill**

A motion was made by Mike Armbrust and seconded by Vince Kirsch to instruct the Bookkeeper NOT to pay the Spectrum bill (invoice ending in 2522 – amount \$219.97) for two new phone lines and internet.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.

**Comments from the Floor**

At 8:30 p.m. Supervisor Becker opened the floor to comments. There were none.

**Adjournment**

At 8:30 p.m. a motion was made by Vince Kirsch and seconded by Joe Meyer to adjourn the April 20, 2022 meeting of the Sheldon Town Board.

Ayes: (5) Becker, Fontaine, Kirsch, Armbrust, Meyer    Nays: (0)    Motion Carried.