

**REGULAR MEETING  
SHELDON TOWN BOARD  
MARCH 16, 2022**

The Regular Meeting of the Sheldon Town Board held March 16, 2022 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. A Zoom meeting was also held.

Present: Supervisor Brian Becker (in-person)  
Councilmen: Vince Kirsch (via Zoom, then arrived in-person 7:15 p.m.), Jim Fontaine (in-person)  
Absent: Joe Meyer, Mike Armbrust  
Recording Secretary: Town Clerk Carol Zittel (in-person)  
Also present in-person: Highway Superintendent David Ricketson  
No others were present.

**Minutes**

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

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

**Communications**

The Town Clerk, Carol Zittel, had no communications.

**Reports**

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

**Highway Superintendent Report**

Highway Superintendent Ricketson reported on the following:

**Highway Work**

The Department has been busy filling in wash outs from the rain storms.

**Equipment**

No major breakdowns.

**Purchase of Dump Trailer**

The Highway Superintendent reached out to five vendors for quotes on a dump trailer: Teitworth Trailers, Alta Equipment, George & Swede, Davis Trailer and General Welding. He received three quotes. The lowest bid was from Teitworth for \$13,371.25 for a hot dipped galvanized trailer. Davis Trailer was \$19,950.00 for an aluminum trailer.

**Authorization to Purchase a Dump Trailer**

A motion was made by Jim Fontaine and seconded by Vince Kirsch to authorize the Town Highway Superintendent to purchase a 2022 DarPah hot dipped galvanized 7,000 lb. trailer from Teitworth Trailers, 6502 Barber Hill Rd., Geneseo, NY 14454 in the amount of \$13,371.25.

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Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

**Supervisor's Report**

Supervisor Becker reported on the following:

**Visit from Assemblyman DiPietro and Senator Borrello**

Assemblyman DiPietro and Senator Borrello will be at the Town Hall tomorrow, Thursday at 11:30 a.m. All are welcome to attend.

**Wyoming County Hospital Issues**

Councilman Kirsch asked about the recent controversy regarding the termination of Dr. Mason at the Wyoming County Hospital. Supervisor Becker stated that he could not discuss too much on the report or the conversations conducted during executive session. Councilman Kirsch asked if there was a probationary period wherein the Doctor had time to correct any issues. Supervisor Becker responded yes, there were eighteen points that were asked to be corrected and none were.

**Acceptance of Reports**

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

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

**Old Business:**

**ARPA Funding**

The Town Supervisor is working with the Highway Superintendent to obtain quotes on projects. Supervisor Becker will forward information on an upcoming ARPA webinar.

**Spectrum Update – Town Hall**

A 3<sup>rd</sup> party engineer contacted Supervisor Becker this past week asking if the new phone installation was moving forward. Supervisor Becker is waiting to hear from Justin Niebel from Spectrum to discuss the project.

**Addition of Third Town Prosecutor**

**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**, DiMatteo & Roach Attorneys at Law have served as Prosecutor for the Town of Sheldon for many years, specifically Attorney David M. DiMatteo and Attorney David M. Roach; and

**WHEREAS**, the Town Board of the Town of Sheldon wish to continue to have David M. DiMatteo, and David M. Roach serve as the Town Prosecutors for the Town of Sheldon; and

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**WHEREAS**, the Law Office has added a new Attorney to their Staff, Elijah H. McWhinney, and the Town Board of the Town of Sheldon wishes to approve his appointment as Prosecutor also on behalf of DiMatteo & Roach Attorneys at Law and the Town of Sheldon; and

**WHEREAS**, David M. DiMatteo and David M. Roach have assured the Board that they are confident in the abilities and skills of Elijah H. McWhinney to serve as Prosecutor on behalf of DiMatteo & Roach Attorneys at Law and the Town of Sheldon; and

**WHEREAS**, that the Town Board of the Town of Sheldon feels it to be in best interests of the Town of Sheldon to continue the appointments of David M. DiMatteo, and David M. Roach, and approve the appointment of Elijah H. McWhinney as prosecutors on behalf of DiMatteo & Roach Attorneys at Law and the Town; and

**NOW ON MOTION OF** Vince Kirsch, which has been duly seconded by Jim Fontaine, therefore, be it

**RESOLVED**, that the Town Board of the Town of Sheldon feels it to be in the best interests of the Town of Sheldon to continue the appointments of David M. DiMatteo and David M. Roach, and approve the appointment of Elijah H. McWhinney as prosecutors on behalf of DiMatteo & Roach Attorneys at Law and the Town of Sheldon.

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

**Assessor Report**

The Town Assessor, Mary Kern, will report at the April meeting.

**Audit Date**

Don Przybyl will audit the Town books March 29-31.

**New Business:**

**ZBA Appointment**

A motion was made by Jim Fontaine and seconded by Vince Kirsch to appoint Billy Harvey, Dutch Hollow Rd., to the Town Zoning Board of Appeals.

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

**Annual Water Report**

Interim Water Operator, Thane Wright, submitted the end of year 2021 water system report to the Town Clerk. Copies were distributed to Board members.

**Payroll Software – Williamson Law**

A motion was made by Jim Fontaine and seconded by Vince Kirsch to authorize the renewal of payroll software from Williamson Law Book Company in the amount of \$870/year.

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

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**Bills:**

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

A motion was made by Vince Kirsch and seconded by Jim Fontaine that the

General Bills #43 to #59 for a Total of \$20,872.36, the

Highway Bills #22 to #38 for a Total of \$45,026.25, the

Trust & Agency Bills #7 to #9 for a Total of \$569.72, the

Lighting District Bills for a Total of \$149.78, and the

Varysburg Water District Bills #11 to #13 for a Total of \$201.14 be paid.

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.

**Comments from the Floor**

At 7:20 p.m. Supervisor Becker opened the floor to comments. There were none.

**Adjournment**

At 7:20 p.m. a motion was made by Vince Kirsch and seconded by Jim Fontaine to adjourn the March 16, 2022 meeting of the Sheldon Town Board.

Ayes: (3) Becker, Fontaine, Kirsch Absent: (2) Armbrust, Meyer, Nays: (0) Motion Carried.