

**REGULAR MEETING
SHELDON TOWN BOARD
May 15, 2024**

The Regular Meeting of the Sheldon Town Board held May 15, 2024 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, Vince Kirsch, Joe Meyer, Mike Armbrust
Recording Secretary: Town Clerk Carol Zittel
Also present: Highway Superintendent Luke Metz. Assessor Mary Kern. Attorney David DiMatteo and ZBA member Mike Pfohl. A signed list of all present is on file in the Town Clerk's office.

Minutes

A motion was made by Jim Fontaine and seconded by Joe Meyer that the minutes from the April 17, 2024 regular meeting be approved.

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

Communications

The Town Clerk Carol Zittel reported the following:

Wyoming County Planning Training

Attica High School, June 12, 2024 4-7:15pm. Topics: County referrals and SEQR basics.

Swim Sign Ups

Town youth swim sign ups will be held on May 18th from 5:30pm-7pm. Ruth Metzger, Youth Recreation Director will be conducting the sign ups. The Town Clerk will be at the hall as well.

Historian Letter – Pioneer Cemetery Fund

A letter from Town Historian Jeanne Mest was distributed to the Board. Information on the upcoming town-wide yard sales was included as well as a request for \$250 for Pioneer Cemetery maintenance.

A motion was made by Jim Fontaine and seconded by Vince Kirsch to authorize the issuance of a \$250 check to the Sheldon Historical Society's cemetery fund.

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

Assessor Report

Mary Kern, Town Assessor.

- From 2020 to current it is a very aggressive real estate market
- The roll has a \$75 million residential increase at this point. This may change after the BAR meeting
- \$82 million increase total
- The new brewery at Route 20A and Folsomdale has a 15 year PILOT program with Wyoming County
- 2020-2023 sales were used for the model. Mary tried to look at each individual property and tried to work with all property owners
- Grievance Day is June 11th

**REGULAR MEETING
SHELDON TOWN BOARD
May 15, 2024**

- Councilman Kirsch asked about the communication from the Zoning Office to Ms. Kern. Mary replied that zoning sends information to Real Property and then the Assessors have to go to Real Property for the permits and questioned why she can't receive the zoning permits directly.

Mary Kern departs the meeting at 7:21 p.m.

Attorney DiMatteo – Mills Zoning Violate Update

David DiMatteo attended tonight's meeting to give an update on the Mills litigation and to also comment on the new proposed zoning law.

- The Town won the case against Mr. Mills, however, now we are trying to seek compliance
- Mr. DiMatteo has asked be put back on the county court calendar
- The County court wants Mr. Mills property catalogued
- Councilman Kirsch asks if we will recoup costs. Mr. DiMatteo replies, yes, at the end.
- Councilman Kirsch asks will the costs be put on his taxes. Mr. DiMatteo replies yes, on his taxes
- Supervisor Becker commented that Judge Kibler did say that whatever costs the Town incurs would be paid back by Mr. Mills
- We do not have a court date yet but will be setting one. Mr. Mills was already found in contempt twice

Attorney DiMatteo – Zoning Update

Mr. DiMatteo distributed a list of corrections/suggestions that he put together on the proposed new zoning law. He also provided a list of comments from resident Deanne Siemer presented to his office regarding the proposed zoning law. Mr. DiMatteo will be attending the planning board meeting next week with Don Roberts.

Reports

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

WYOMING COUNTY ZONING MONTHLY REPORT

Date: May 2024 – Report for April 2024

Town: Sheldon

Open Projects:

- **Debra Bartz (3551 Bartz Rd.)** submitted application for land separation and is to be heard at the Planning Board Meeting on May 8, 2024.

Permits Issued:

**REGULAR MEETING
SHELDON TOWN BOARD
May 15, 2024**

- **Patrick Almeter (2514 Rt. 20A)** – submitted an application for 416 sq’ porch with roof.
- **James McNall, Jr. (Humphrey Road (SBL.:80.-1-8.12)** – submitted an application for 36’ x 48’ pole barn for animal housing & equipment storage- RENEWAL issued
- **Bernice Perl (0 Rt. 77, SBL: 79.-1-39.211)** – Land seperation
- **Roxanne Keem (2563 Rt. 77)** – submitted an application for 8’ x 16’ porch.
- **Lee Perl (1340 Centerline Road)** – submitted an application for 60’ x 263’ heifer barn.
- **Sean King (1189 Perry Road)** – submitted an application for home occupation minor, sign permit.

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

Property Maintenance Violations:

- **Dennis Mills - 1907 Route 20A (SBL: 56.-2-26) Dennis Mills - 1907 Route 20A (SBL: 56.-2-26)** Decision of order was received and within order it stated that Don Roberts was to go out to the property and take inventory of the unlicensed unregistered motor vehicles. Don Roberts did the inspection on February 2, 2024. This matter was heard in Court on February 27, 2024, and because Don Roberts was denied access to the entire property on February 2, 2024, Don Roberts is working with Judge Kibler on the next steps. **Don Roberts is requesting permission from Dennis Mills to be allowed back on the property to get a completed inventory of vehicles.**

High Weed Notice Violations:

No High Weed Notice Violations

Highway Superintendent Report

Superintendent Luke Metz reported the following:

Pick-Up Truck

The pick-up truck is due to arrive mid-June from Van Bortel.

Plow Truck

Valley Fab has other trucks ahead of our truck so it could be 5-6 months before it is ready for delivery. Warranty does not start until we register it.

Plow Equipment

**REGULAR MEETING
SHELDON TOWN BOARD
May 15, 2024**

All plow equipment (except orange truck) is off and stored for the winter. All have been undercoated.

Painting of Orange Truck

The orange truck was painted, it looks good, but we have to wait until new truck arrives before selling it.

Shared Service with East Aurora

The department used East Aurora's skid steer to mill rebates for Humphrey Road. It worked very well.

Humphrey Road Paved

Humphrey Road was paved May 7-8. D&H Paving came in and paved a great road. Very happy with the product they laid down. They were very professional.

Shared Services – Thank You to Other Towns

The department had a lot of help from other towns and would like to thank them: Attica, Arcade, Bennington, Eagle, Java, Middlebury, Orangeville, Wethersfield and Warsaw.

Shoulders Humphrey Road

Humphrey Road shoulders will be installed soon (hopefully before Memorial Day) but the road will not need to be shut down for that work.

Supervisor Report

Supervisor Brian Becker reported the following:

Certificates of Deposit

The Town has one CD for the general fund. The Town intends to do business with NYCLASS going forward but the paperwork still needs to be completed.

Wyoming County Hospital

The hospital is still awaiting critical care access designation. The hope is that this designation will put the hospital in the black.

Fire Training Center – Wethersfield

The cost of the facility is now at \$4.2 million.

Acceptance of Reports

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

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

Old Business:

ARPA Funding

**REGULAR MEETING
SHELDON TOWN BOARD
May 15, 2024**

Brian will work with Katie Chmura to get the paperwork submitted.

Varysburg Water Update – Tank Cleaning, Engineers, Grant

The tank should be cleaned this Friday by Liquid Engineering. Income survey will be on-going. Only 37 usable surveys received so far. We need at least 52 more to meet the goal. A date to meet with engineers will be set.

Schoolhouse Museum Repairs

Supervisor Becker reported the following:

- No repairs on the porch yet.
- Honeybees in exterior wall at schoolhouse. Chris Muniak is a beekeeper and he will be removing a piece of the wall to remove the cones. The society (Gerry Włodarczyk) will repair the wall.

Bills:

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

A motion was made by Jim Fontaine and seconded by Joe Meyer that the

General Bills #88 to #113 for a Total of \$17,733.35, the

Highway Bills #52 to #65 for a Total of \$13,795.03, the

Lighting District Bills #5 to #5 for a Total of \$561.79, the

Trust & Agency Bills #7 to #7 for a Total of \$241.00, and the

Varysburg Water District Bills #19 to #23 for a Total of \$29,525.62 be paid.

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

Comments from the Floor

No comments.

Adjournment

A motion was made by Joe Meyer and seconded by Jim Fontaine to adjourn the May 15, 2024 meeting of the Sheldon Town Board.

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