

**REGULAR MEETING
SHELDON TOWN BOARD
DECEMBER 21, 2022**

The Regular Meeting of the Sheldon Town Board held December 21, 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.

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

Minutes

A motion was made by Vince Kirsch and seconded by Joe Meyer that the minutes from the November 1, 2022 budget public hearing meeting and the November 16, 2022 regular meeting be approved.

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

Communications

The Town Clerk Carol Zittel reported on the following:

NYS Association of Towns Annual Meeting

The annual Association of Towns meeting will be held in New York City on February 19-22, 2023.

Mills Letter

Resident Dennis Mills sent an email letter to the Town Clerk regarding his zoning issues. The letter was distributed to the Town Board.

Reports

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

WYOMING COUNTY ZONING MONTHLY REPORT

Date: December 1, 2022– Report for November, 2022

Town: Sheldon

Open Projects: None this month

Permits Issued: Chad Meyer- 2356 Almeter Rd.- 100' x 20' Ag use cold storage Pole Barn

Special Use Permits Renewed & Inspected: None this month

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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 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 is scheduled for December 19, 2022.

Highway Superintendent Report

Superintendent Luke Metz reported on the following:

Wyoming County Boom Mower

The Department has been using the County boom mower for trim work.

2012 International Terrastar

The 2012 International had electrical issues. The sander doesn't work consistently. The Superintendent would like to replace the truck.

Councilman Kirsch excused himself from the meeting to take a phone call.

Highway Building Outside Lights

Czubaj Electric will be replacing lights outside the highway buildings at a cost of \$4,679.35.

A motion was made by Mike Armbrust and seconded by Jim Fontaine to authorize the installation of new LED lights by Czubaj Electric at a cost of \$4,679.35.

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

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Oil and Stoning Roads Costs

Superintendent Metz received quotes for the oil and chipping of Falls, Armbrust and Bartz Roads and paving 8,100 feet on Humphrey Road. Total cost \$286,000.00.

Strengthening Road Shoulders

Superintendent Metz would like to strengthen road shoulders by putting 4 feet of millings on the edge of road and top of road so the shoulders have some stability. To do this on the 8,100 feet on Humphrey Road would add an additional \$94,000.00 to the cost. Supt. Metz contacted Senator Borrello's office and they are sending him paperwork to potentially obtain funding for the project.

Replacement of Superintendent Pickup Truck

Supt. Metz will have to wait until February when state bids are hopefully released due to the unavailability of trucks currently. The pickup has 76,000 miles on it.

Replacement of International Truck

The Superintendent would like to replace the International truck and feels a F550 would suffice. He stated that it might be a good time to sell it, however, he needs a truck to replace it.

At 7:25 p.m. Councilman Kirsch rejoins the meeting.

Plow Truck Prices

Peterbilt will not have a truck available until 2024.

Western Star may have one by the end of 2023. Kenworth can't get one and will not provide a quote at this time. Western Star is a minority owned business. Quote for the Western Star is \$166,574.00. Valley Fab provided a quote of \$151,150.00 for the plow accessories which would include a stainless steel plow with a swing gate. Marquart Inc. told the Superintendent that they would not be able to supply plow attachments and accessories until the end of 2024 and would not give a price quote.

Authorization to Purchase a New Western Star Plow Truck

A motion was made by Jim Fontaine and seconded by Vince Kirsch to authorize the purchase of a new Western Star plow truck from Fleet Maintenance Inc. with the associated accessories at a cost of \$317,724.00.

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

Fuel Bid

Dave Reisdorf, Inc sent a December 21, 2022 letter to the Highway Superintendent offering to extend the current fuel contract another three years until February 2026. The Town has the right to withdraw from the contract at any time prior to February 2026.

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Supervisor's Report

Supervisor Brian Becker reported on the following:

Proposed Cemetery Legislation

Supervisor Becker forwarded an email to the Board regarding proposed legislation that would require all cemeteries to have liability insurance. Such legislation would be a financial burden to Towns that own cemeteries as well as small cemetery associations. This legislation was proposed after a monument had fallen and killed a person downstate. The Wyoming County Board of Supervisors passed a resolution opposing such legislation.

Holiday Hunt – Late Muzzleloading Season

The NYS DEC extended muzzleloading season which permits hunting until January 1st. Wyoming County opposed the decision but was vetoed at the State level. The County opposed the extension of hunting season due to the snowmobiling season which will be delayed while hunting is still ongoing.

Wyoming County Tax Increase for 2023

Wyoming County taxes increased by 8% in 2023.

Acceptance of Reports

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

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

Old Business:

ARPA Funding

Nothing new to report.

Spectrum Update

Billing is still incorrect.

Varysburg Water

The new switch on the pump is now installed and Supervisor Becker is receiving text message updates on the status of the water tank.

Update to Fire District Maps

Joanna Craigmile, Wyoming County GIS Coordinator, has set up a meeting with the five Sheldon fire chiefs at 7pm on January 3rd at the Town Hall to finalize the maps. Once the maps are agreed upon, Joanna will forward the maps to the Town Board for public hearings to be held.

NYMIR Inspection/Historical Building

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Supervisor Becker noted that this will be addressed in the spring.

New Business:

NYSEG Power Outages Valley View Road

The Town Clerk and Town Supervisor were contacted by a resident on Valley View Road regarding recurring power outages. The Town's NYSEG government representative was responsive and NYSEG troubleshooted the issues. Hopefully the problems have been resolved.

Board of Assessment Review Appointment

A motion was made by Joe Meyer and seconded by Vince Kirsch to re-appoint Tom Hyman to the Board of Assessment Review with a term of 10/1/2022-9/30/2027.

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

Schedule Public Hearing – Breezy Hill Farm – Worker Housing

A motion was made by Jim Fontaine and seconded by Vince Kirsch to schedule a public hearing for the special use application made by Breezy Hill Farm to erect farm worker housing.

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

Hiring of Don Przybyl for Audit

A motion was made by Vince Kirsch and seconded by Joe Meyer to authorize the Supervisor to hire Don Przybyl for the annual audit of Town books.

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

Historian Report

Town Historian Jeanne Mest submitted her yearly report. The report is on file in the Town Clerk's office.

Senior Citizen Groups Reports

The Strykersville Senior Citizens and the Tri-Town Seniors groups submitted their financial reports for 2022. The reports are on file in the Town Bookkeeper's office.

Fund Transfers

A motion was made by Vince Kirsch and seconded by Joe Meyer to approve the following fund transfers:

GENERAL FUND

TR FROM A1640.4 CENTRAL GARAGE CONTRACTUAL \$9,043.05

TR TO A1330.4 TAX COLLECTOR CONTRACTUAL \$935.05

TR TO A5182.4 STREET LIGHTING CONTRACTUAL \$37.00

TR TO A6510.4 VETERANS SERVICES CONTRACTUAL \$2,300.00

TR TO A8010.4 ZONING CONTRACTUAL \$5,515.00

TR TO A8160.4 GARBAGE CONTRACTUAL \$256.00

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HIGHWAY FUND

TR FROM DA9010.8 NYS RETIREMENT \$12,784.63
TR TO DA5110.1 GENERAL REPAIRS P/S \$4,198.59
TR TO DA5142.1 SNOW REMOVAL P/S \$3938.61
TR TO DA5148.1 SVS FOR OTHER GOV P/S \$4,647.43

VARYSBURG WATER DIST

TR FROM SW1-909 FUND BALANCE \$29,762.00
TR TO SW1-8320.4 SOURCE OF SUPPLY/POWER/PUMPING \$29,762.00
TR FROM SW1-8330.4 PURIFICATION CONTRACTUAL \$110.00
TR TO SW1-8310.4 WATER ADMIN CONTRACTUAL \$110.00

TRUST & AGENCY

TR FROM TA20 GROUP INSURANCE (FOR DENTAL D. RICKETSON) \$277.61
TR TO A9060.8 HEALTH & MEDICAL INSURANCE \$277.61

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

Bills:

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 #261 to #295 for a Total of \$27,335.13, the Highway Bills #151 to #164 for a Total of \$19,345.33, the Lighting District Bills #26 to #27 for a Total of \$829.19, the Trust & Agency Bills #39 to #40 for a Total of \$314.18, and the Varysburg Water District Bills #59 to #64 for a Total of \$1,770.40 be paid.

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

Comments from the Floor

At 8:15 p.m. the floor was opened to comments. There were none.

Adjournment

At 8:15 p.m. a motion was made by Jim Fontaine and seconded by Vince Kirsch to adjourn the December 21, 2022 meeting of the Sheldon Town Board.

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