

**REGULAR MEETING  
SHELDON TOWN BOARD  
April 19, 2017**

The Regular Meeting of the Sheldon Town Board held April 19, 2017 at the Sheldon Town Hall was called to order by Town Supervisor Brian Becker at 7:30 p.m.

Present: Supervisor Brian Becker  
Councilmen: Vince Kirsch, Joe Meyer, Mike Armbrust, Jim Fontaine  
Recording Secretary: Town Clerk Carol Zittel  
Also Present: Highway Supt. David Ricketson  
Attorney DiMatteo arrived at 8:20 p.m.

A signed list of those present is on file in the Town Clerk's office.

**Minutes**

A motion was made by Jim Fontaine and seconded by Vince Kirsch that the minutes from the March 15, 2017 regular meeting be approved.

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

**Communications**

Town Clerk Carol Zittel reported on the following:

**#13 NYS Ag & Markets – Shelter Reports**

NYS Ag & Markets sent notice that the Wyoming County Animal Shelter and the Animal Control Officer both received satisfactory results in a recent review.

**#14 Local Government Workshop**

A motion was made by Vince Kirsch and seconded by Joe Meyer to authorize Town appointed and elected officials to attend a May 19, 2017 workshop in Pittsford.

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

**Reports**

Financial Reports were presented for the month of March 2017 from the Town Supervisor, Town Clerk and the Town Justices.

**Highway Superintendent's Report**

Superintendent of Highways, David Ricketson, reported on the following:

**Authorization to Purchase 2017 Hyundai High Lift**

A motion was made by Mike Armbrust and seconded by Jim Fontaine to authorize the Highway Superintendent to purchase a 2017 Hyundai loader, model HL960 from George & Swede Sales & Service, in the amount of \$185,000.00 per specs submitted to the Wyoming County Highway Dept. on January 13, 2017. The agreement includes a guaranteed buy back of this unit at the end of three years in the amount of \$158,000.00.

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**Agreement with NYSDOT**

The Superintendent signed a 2-year shared services agreement with NYSDOT and will file a copy in the Town Clerk's office.

**Purchase of Salt**

The Board agreed with the Highway Superintendent to purchase more salt to fill the salt building. Councilman Kirsch asked that the Superintendent and the Board come up with a plan to replace the salt building next year.

**Replacement of Culvert Pipe – Strykersville**

A motion was made by Vince Kirsch and seconded by Mike Armbrust to not assist NYSDOT to replace the state culvert pipe south of the church parking lot in Strykersville and behind Hyman's house.

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

**Department Summer Hours**

The Highway Dept. will start summer hours on April 21<sup>st</sup>. (Friday off)

**Highway Conference**

A motion was made by Jim Fontaine and seconded by Mike Armbrust to authorize the Highway Superintendent to attend Highway Conference in June.

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

**Supervisor's Report**

Supervisor Brian Becker reported the following.

**Certificate of Deposit**

The Town cashed in one CD – the Town made \$24 on a 4-month CD. It was deposited in the Highway account for highway bills.

**County Bills**

County bills were \$2,902,949.39.

**Varysburg Water**

The water tank overflow, during the electric outage, was due to the water operator leaving the pump on manual. Everything is working properly.

**Town Hall Rugs**

A motion was made by Jim Fontaine and seconded by Joe Meyer to authorize the purchase of town hall rugs from Staples and to cancel Cintas.

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The Town was paying \$169.64 per month for Cintas to replace the rugs each month which amounts to \$2,035.68/year. To purchase our own rugs will cost approximately \$484.44 for 6 rugs.

**Acceptance of Reports**

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

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

**Old Business**

**New Motion for Purchase of 2018 Western Star Plow Truck**

Last month the Board made a resolution to purchase the new plow truck from Fleet Maintenance and the plow equipment from Valley Fab. Hwy. Supt. Ricketson explained that Valley Fab is a contractor for Fleet Maintenance therefore the truck and the equipment and hydraulics will be purchased entirely from Fleet Maintenance.

A motion was made by Mike Armbrust and seconded by Jim Fontaine to authorize the Highway Superintendent to purchase a new 2018 Western Star 4900FA plow truck and plow equipment from Fleet Maintenance Inc., West Seneca, NY in the amount of \$240,621.75

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

**Election Hall Locations**

Supervisor Becker suggested the idea of offering local non-profits such as St. John Neumann's Parish to hold a bake sale or chicken barbeque if the Town decides to use the St. John Neumann hall on election day. No decision was made on the election location at tonight's meeting.

**Varysburg Water – Senator Gallivan Funding**

DASNY requested more information from the Town. Supervisor Becker and the Town Clerk completed the necessary paperwork.

**Court Grant 2017**

Councilman Kirsch conducted a walk-through of the Town building with prospective bidders for the court surveillance equipment. Three out of the four attendees submitted quotes for tonight's meeting. The quotes from all contractors are on file in the Town Clerk's office. The three bidders were Bear Communications, WNY Protech and DFT Security. The owner of Bear Communications was present at the meeting.

**Award of Surveillance/Telecom Project**

A motion was made by Vince Kirsch and seconded by Jim Fontaine to accept the low bid from DFT Security in the amount of \$14,895.00 for the installation of a video surveillance system and the relocation/update of the network.

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**NYSERDA Grant – Clean Energy**

Supervisor Becker met with Planning Board member Debbie Kirsch regarding the NYSERDA requirements to pursue a grant. The Town cannot meet all of the requirements, therefore, the Town has decided not to pursue the grant.

**Alternate Planing Board Member**

No names have been submitted yet.

**Hiring of CPA – USDA Requirement**

A motion was made by Vince Kirsch and seconded by Jim Fontaine to continue negotiations with Thomas Malecki from Drescher & Malecki LLP for CPA services to conduct an audit per the USDA Varysburg Water loan requirement.

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

**Varysburg Fire District – Merging Fire Protection District**

The Board waited for Attorney David DiMatteo to arrive to discuss the topic. Mr. DiMatteo arrived at 8:20 p.m. Mr. DiMatteo explained that it is his opinion that the Town of Sheldon should not be opposed to a merger from a financial aspect. He explained that the Board of Commissioners reason for merging is the lack of interest from Varysburg Water District residents willing to serve on the Board of Commissioners. In order for this merger to take place there is a process that requires a series of public hearings. If the merger happens, the Sheldon Town Board will no longer have control over the Varysburg Fire budget and tax levy. Councilman Meyer asked what the disadvantage would be. Mr.DiMatteo responded “a loss of control.” Supervisor Becker will work on setting up a meeting with other affected Towns. (Bennington/Orangeville)

**New Business**

**Wyoming County Agreement to Spend Highway Funds**

A motion was made by Mike Armbrust and seconded by Jim Fontaine to authorize the Supervisor to sign the agreement with Wyoming County to spend Town highway funds.

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

**Closing of Manley Road – Tim Attea Request**

Mr. Attea was not able to attend tonight’s meeting. Supervisor Becker reported that the County has many more requirements for the Jam in the Valley event.

**Varysburg Park – Rest Rooms**

A motion was made by Vince Kirsch and seconded by Jim Fontaine to authorize, upon completion of specifications by Councilman Kirsch, that the Supervisor obtain at least three quotes from contractors, upon completion of specifications.

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Councilman Kirsch will assist in writing the specifications. Suggested contractors named: Fran George, Steve Beechler, Billy King, Mike George, Doug Hyman, Fisher Concrete

**Payroll Software Agreement**

A motion was made by Joe Meyer and seconded by Jim Fontaine to authorize the Town Supervisor to sign the contract with Williamson Law Book Company for payroll software at a yearly cost of \$745.00. Effective 4/4/17-3/31/17.

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

**Bills:**

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

A motion was made by Jim Fontaine and seconded by Mike Armbrust that the General Bills #75 to #105 for a Total of \$26,105.85, the Highway Bills #51 to #68 for a Total of \$22,702.54, the Trust & Agency Bills #10 to #12 for a Total of \$503.00, the Varysburg Water District Bills #11 to #15 for a Total of \$769.20 the Lighting District Bills for a Total of \$809.78 be paid.

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

**Streicher Land Donation**

Four residents from Strykersville were present at tonight's meeting to discuss the proposed use of the land donated by the Streichers. The residents live on each side of the property. The residents are not happy with the proposed plans, particularly the idea of putting up a gazebo and lighting. They are against any plans that would promote the congregation of people. Councilman Kirsch let the residents know that a plan will be drawn up that includes community buy in. Mr. DiMatteo asked the residents if they would be willing to be part of a committee to draw up plans. The residents said yes, they would be interested.

**Windy Brew – Michelle Snyder, Owner**

Ms. Snyder addressed the Board by reading a letter she had written. The letter is on file in the Town Clerk's office. Councilman Armbrust noted that the home based business permit that Ms. Snyder filed stated that only four customers maximum would be present at any one time. Ms. Snyder responded that they were surprised by the great response. Ms. Snyder advised the Board that a larger parking area has been installed which can hold 10, 12 or 15 cars. Attorney DiMatteo requested a copy of the liquor license.

**Enter Executive Session**

At 9:20 p.m. a motion was made by Jim Fontaine and seconded by Joe Meyer to enter into Executive Session to discuss a proposed contract with Wyoming County. Attorney DiMatteo and Town Clerk Zittel were invited into the session.

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

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**Exit Executive Session**

At 10:05 p.m. a motion was made by Joe Meyer and seconded by Mike Armbrust to exit from Executive Session.

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

**Recreation Director**

A motion was made by Joe Meyer and seconded by Vince Kirsch to hire Whitney Kehl as the Sheldon Youth Recreation Director for 2017.

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

**Adjournment**

At 10:15 p.m. a motion was made by Vince Kirsch and seconded by Joe Meyer to adjourn the April 19, 2017 meeting of the Sheldon Town Board.

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