

**REGULAR MEETING
SHELDON TOWN BOARD
February 16, 2016**

The Regular Meeting of the Sheldon Town Board held February 16, 2016 at the Sheldon Town Hall was called to order by Town Supervisor Brian Becker at 7:30 p.m.

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

Also Present: 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 January 19, 2016 regular meeting, the January 26, 2016 special meeting to audit books, and the January 27, 2016 emergency Varysburg Water meeting be approved.

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

Communications

The Town Clerk reported on the following:

#3 Fire Department Reports

List of 2016 Officers and Financial Reports were received from the Sheldon Fire Company, Harris Corners Fire Dept. and North Java Fire Company. The Town Clerk is still waiting for the reports from Strykersville and Varysburg.

#4 Strykersville Seniors

The Strykersville Seniors sent a thank you and a report of 2015 activities.

#5 Highway Inventory Report

The Highway Inventory report was distributed to Board members.

#6 Trailer and Campsite Permits

Trailer and campsite permits were approved for Buffalo Hill Village and C&G Prallers.

#7 Appoint 2nd Deputy Town Clerk

A motion was made by Jim Fontaine and seconded by Joe Meyer to appoint Elizabeth Foy of Dutch Hollow Rd. as 2nd Deputy Town Clerk and set a rate of pay of \$10.00 per hour.

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

Reports

Financial Reports were presented for the month of January 2016 from the Town Supervisor, Town Clerk and the Town Justice.

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Highway Superintendent's Report

The Highway Superintendent was not at tonight's meeting as he was addressing a Varysburg water leak on School Street that was running across Route 98.

Supervisor's Report

Supervisor Becker reported on the following:

Varysburg Water Leak – School Street

Supervisor Becker advised the Board that the leak on School Street is being addressed by Zehler's.

Streambank Washed Out on Creek Road

Supervisor Becker reported that the highway department had to build up a section of road on Creek Rd. due to a washout.

County Bills

Wyoming County bills for the month of January were \$2,535,854.34.

Governor Rep Addresses Board of Supervisors

The Governor's office budget director addressed the Board of Supervisors. Of note, was \$1 billion available for broadband expansion in rural areas of New York.

County Employees Volunteer Firemen

The County is considering a policy that would allow County employees who are volunteer firefighters and EMT's to leave work when called by the fire department.

Acceptance of Reports

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

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

Old Business

Town Hall Renovation

Supervisor Becker reported that the last checks to contractors have been mailed out. He noted that there is a piece of baseboard trim that needs to be addressed and he has notified Ted from Harding's Flooring.

Varysburg Water District – USDA Financing

Supervisor Becker and Town Clerk Zittel will be meeting with USDA representatives tomorrow at 9:00 a.m. in Batavia to sign the pre-closing paperwork for the USDA loan.

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Wyoming County Building Inter-Municipal Agreement

Supervisor Becker reported that there are a couple of other Town's who have issues with the inter-municipal agreement. Attorney DiMatteo is working with these other Towns too. Supervisor Becker suggests having Don Roberts, Wyoming County Code Enforcement Officer, take a look at the agreement. Mr. Roberts is also the Zoning Officer for several towns in Wyoming County.

Vacant Judge Position

Supervisor Becker reported that Justice Laura Kirsch will be the only Town Justice in Sheldon until an election can be held in November. Ms. Kirsch will be paid the salary of what Justice Lefort would have been paid had he not retired.

Highwaymen Teamsters Contract

Last week's meeting with the Highwaymen and Teamsters representative was cancelled due to weather. The next meeting is scheduled for February 19, 2016. Supervisor Becker and Councilman Kirsch will attend.

New Business

Assessor Ken Pike

Assessor Ken Pike was scheduled to address the Board tonight but due to weather he was not able to attend. He will attend the March meeting.

ZBA Appointment

A motion was made by Jim Fontaine and seconded by Joe Meyer to appoint Mike Pfohl, Route 20A, Strykersville to the Sheldon Zoning Board of Appeals with a term of 2/16/2016-12/31/2017.

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

Water Board Appointments

Supervisor Becker reported that Wayne Durfee would like to be removed from the Water Board but remain as meter reader. He also reported that Howard Petrie has resigned.

A motion was made by Jim Fontaine and seconded by Joe Meyer to appoint Thane Wright and Dave Thornton to the Varysburg Water Board with terms of 2/16/16-12/31/17.

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

BAR Appointment

There is currently one vacancy on the Board of Assessment Review. Supervisor Becker will work on getting an appointment for the March meeting.

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Rescind Resolution Declaring a Local Law to Raise Justice Salary

After the January 19th meeting the Town Clerk contacted Attorney David DiMatteo's office regarding the resolution to raise the Justice salary. The Town Clerk was advised by Attorney DiMatteo's office that upon further review, the resolution was not necessary as the Town Board had already passed a resolution on December 19, 2015 which established this extra pay.

A motion was made by Mike Armbrust and seconded by Joe Meyer to rescind the January 19, 2016 resolution declaring a local law to raise the Justice salary.

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

Youth Recreation Supervisor

A motion was made by Joe Meyer and seconded by Jim Fontaine to appoint Claire Hardie as Youth Recreation Supervisor for 2016.

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

Pick-Up Truck – Highway Superintendent

A motion was made by Jim Fontaine and seconded by Joe Meyer to authorize the Highway Superintendent to get bids on a new pick-up truck and to have the bids opened by the Highway Superintendent at 1:00 p.m. on March 15, 2015 and the bid awarded by the Sheldon Town Board at their regular board meeting at 7:30 p.m. on March 15, 2015.

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

Sealing of Town Hall Floors

A motion was made by Joe Meyer and seconded by Jim Fontaine to authorize the building committee, (Councilman Armbrust and Councilman Kirsch) to obtain three quotes on sealing the Town Hall floor and to submit them at the March regular meeting.

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

Varysburg Water Capital Project BAN

A motion was made by Mike Armbrust and seconded by Joe Meyer to authorize the payment to Five Star Bank for the Varysburg Water Capital Project BAN in the amount of \$994,000.00 plus \$10,408.01 in interest.

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

Purchase Court Furniture – Justice Court Grant

The Town received the JCAP funds via electronic payment. The grant of \$10,890.80 was deposited in the Town account on February 3, 2016.

The Court office received a quote from Buffalo Office Interiors Inc. for office and court room furniture. The quote total came to \$10,160.27 including delivery, install, cleanup and removal of packing material. All of the items on the quote were from State bid except for a fireproof filing cabinet at a cost of \$2,217.50 plus delivery.

A motion was made by Mike Armbrust and seconded by Joe Meyer authorizing Justice Kirsch to use the funds received from the Justice Court Assistance Program (JCAP) to order the office

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furniture on (NYS bid) quoted by Buffalo Office Interiors Inc. on February 16, 2016 (proposal #18179) and further authorizes Justice Kirsch to obtain two more quotes on a fireproof filing cabinet and further authorizes Justice Kirsch to purchase the filing cabinet from Buffalo Office Interiors if the filing cabinet quoted (not on State bid) is the lowest priced quote (including inside delivery).

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

Varysburg Water Board Meeting

A motion was made by Mike Armbrust and seconded by Joe Meyer to schedule a Varysburg Water Board meeting for March 3, 2016 at 7:00 p.m. at the Varysburg Fire Hall.

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

Supervisor Becker asked the Town Board to offer suggestions on what items the Varysburg Water Board should report to the Town Board. For example, a list/map of where pipes are installed, age of pipes, what has been replaced and when, and what needs to be replaced.

Councilman Meyer suggested that Wayne Durfee, who will continue to read the meters also report to the Board. Supervisor Becker noted that Praller's has requested a reduction in last quarter's bill.

NYSDOT Shared Services Agreement

A motion was made by Mike Armbrust and seconded by Joe Meyer to table discussion of the NYSDOT shared services agreement until Supervisor Becker has a chance to discuss with Attorney DiMatteo, Hwy. Supt. Ricketson and the regional DOT representative.

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

Bills

A motion was made by Jim Fontaine and seconded by Joe Meyer that the General Bills #26 to #55 for a Total of \$9,628.64, the Highway Bills #15 to #30 for a Total of \$13,579.08, the Trust & Agency Bills #3 to #8 for a Total of \$3,188.68 the Varysburg Water District Bills #7 to #14 for a Total of \$12,005.25 the Capital Project Bills #5 to #6 for a Total of \$1,054,522.00 and the Lighting District Bills for a Total of \$918.60 be paid and that the following payments be made:

Varysburg Fire District \$10,041.15

Varysburg Fire Protection District \$35,682.06

Bennington-Sheldon Fire Protection District \$28,814.00

Harris Corners Ambulance Fund \$990.00

Java Fire Protection District \$7,865.20

Sheldon Fire Protection District \$108,243.22

Strykersville Fire Protection District \$35,211.12

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

Internet & Phone Bill at Historical Society

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Councilman Armbrust questioned the Time Warner bill for phone and internet service for the Sheldon Schoolhouse in Strykersville. The phone & internet bill is approximately \$103 per month. The Board questioned whether these services are needed at the schoolhouse or if there is a cheaper alternative. The Board asked the Town Clerk to reach out to the Historical Society to ask whether internet and phone service is required or if there is a cheaper alternative.

Street Light Outages

Councilman Armbrust asked if the street light repairs have been made. The Town Clerk has not received confirmation from NYSEG on whether the repairs have been made. The Town Clerk will email Councilman Meyer and Councilman Armbrust the list of lights that are out for them to check on.

Town Insurance

Councilman Armbrust asked what type of coverage the Town has for Town trucks. The Town Board asked the Town Clerk to ask our insurance representative, Mike Hardie, from Tompkins Insurance to attend the March board meeting.

Comments from the Floor

At 8:45 p.m. Supervisor Becker opened the floor to comments. There were none.

Adjournment

At 8:46 p.m. a motion was made by Jim Fontaine and seconded by Joe Meyer to adjourn the February 16, 2016 regular meeting of the Sheldon Town Board.

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