

REGULAR MEETING – TOWN OF SHELBY
4062 SALT WORKS RD., MEDINA, NY
JUNE 13, 2017 7:00PM

Present: Merle "Skip" Draper, Supervisor
Dale Stalker, Deputy Supervisor
Kenneth Schaal, Councilman
William Bacon, Councilman
Stephen Seitz, Sr., Councilman
Lori Myhill, Deputy Clerk
Bethany Centrone, Council for Bond, Schoeneck & King
Dan Wolfe, Codes & Zoning Officer
Trisha Laszewski, Assessor
Kirk Myhill, Planning Board Chairman
Paul Gray, Constable
Claude Grimes, Constable

Excused: Darlene Rich, Town Clerk -
(attending NYS Tax Collector's Conference)
Michael Fuller - (Highway Superintendent's Conference)
Traci Culver, Bookkeeper

Others: Les Quackenbush Peggy Hill
Brian Murray Gerry Zinkievich
Dave Mahar Jim Lustumbo
Joan Mahar Jerry Velesko
Allan Bushover Julie Wolter

Meeting was called to order at 7:00PM

Pledge to the flag

Public forum regarding agenda items only – Brian Murray asked if there were any more items added to the agenda and Skip informed him that approximately three (3) more items were being added.

Highway Report – (Mike Fuller) – Mike is away at conference so the highway report is being tabled.

Assessor Report – (Trisha Laszewski) – Grievance Day was held on May 24th. It was a quiet evening as no property owners made appointments. Royce Caleb, a member of the Board of Assessment Review, submitted his letter of resignation.

Planning Board Report – (Kirk Myhill) – The meeting for July 4th has been rescheduled to July 5th due to the holiday. Worked on and approved a site plan review for a pizza shop on S. Gravel Rd. but the owner's have withdrawn their request and will be opening on a different site. A permit for a pond on Townline Rd. has been received and a public hearing is scheduled for July 5th at 6:45pm. There will be State training held June 28th in Albion and four (4) of the planning board members will be attending.

Zoning Board Report – (Dan Wolfe) – In May, Dan completed eight (8) on site inspections, attended one (1) planning board meeting for a site plan review (which was later withdrawn), issued six (6) appearance tickets and one (1) stop work order. Five (5) building permits were issued and two (2) violation letters were sent out. Dan worked 72 office hours, attended a 2 hour Notary refresher course and logged 225 miles. The zoning office has been working with the East Shelby Fire Co. in regards to doing a controlled burn at 5475 E. Shelby Rd.

RESOLUTION 75-17

RESOLUTION TO APPROVE MINUTES OF PREVIOUS MEETING

Motion by Kenneth Schaal and seconded by Dale Stalker to approve minutes from the previous Shelby Town Board meeting.

Ayes – 5

Opposed – 0

Motion carried

RESOLUTION 76-17

RESOLUTION TO APPROVE THE TOWN CLERK'S REPORT

Motion by William Bacon and seconded by Steve Seitz to approve the Town Clerk's report.

Ayes – 5

Opposed – 0

Motion carried

RESOLUTION 77-17

RESOLUTION TO APPROVE THE SUPERVISOR'S REPORT

Motion by Kenneth Schaal and seconded by Dale Stalker to approve the supervisor's report.

Ayes – 5

Opposed – 0

Motion carried

RESOLUTION 78-17

RESOLUTION TO APPROVE PAYMENT OF BILLS

General -	\$356,436.84	Highway -	\$42,880.69
Water 1 -	\$ 323.72	Water 2 -	\$ 44.50
Water 3 -	\$ 231.39	Water 4 -	\$ 178.00
Water 4B -	\$ 178.00	Water 5 -	\$ 14.84

Water 6 -	\$	4,169.18	Water 7 -	\$	403.87
Water 8 -	\$	108.79	Water 9 -	\$	13,581.33
Water 10 -	\$	135.99	Water 11 -	\$	88.99

Motion by Dale Stalker and seconded by William Bacon to approve the payment of bills.

Ayes - 5
Opposed - 0
Motion carried

RESOLUTION 79-17

RESOLUTION TO ACCEPT THE RESIGNATION OF ROYCE CALEB AS A MEMBER OF THE ZONING BOARD OF APPEALS

Motion by Dale Stalker and seconded by Kenneth Schaal to approve the resolution to accept the resignation of Royce Caleb as a member of the Zoning Board of Appeals.

Ayes - 5
Opposed - 0
Motion carried

It was discussed with Trisha Laszweski, Assessor for the Town of Shelby, in regards to filling the position. There is not an immediate need to replace Royce but approval was given to advertise when needed.

RESOLUTION 80-17

RESOLUTION ESTABLISHING THE STANDARD WORK DAY REQUIRED BY NYS RETIREMENT FOR THE POSITION OF DOG ENUMERATOR AT SIX (6) HOURS

Motion by Kenneth Schaal and seconded by Dale Stalker to approve the resolution to establish the standard work day required by NYS Retirement for the position of dog enumerator at six (6) hours.

Ayes - 5
Opposed - 0
Motion carried

RESOLUTION 81-17

RESOLUTION FOR THE TOWN BOARD TO APPEAL TO THE NEW YORK STATE LEGISLATURE TO REVISE SECTIONS 615 THROUGH 617, ARTICLE 21-B OF THE EXECUTIVE LAW TO REMOVE LANGUAGE THAT OVERRIDES LOCAL AUTHORITY TO REGULATE MANUFACTURED HOUSING

Motion by Kenneth Schaal and seconded by Steve Seitz to approve for the Town Board to appeal to the New York State Legislature to revise Sections 615 through 617, Article 21-B of the executive law to remove language that overrides local authority to regulate manufactured housing.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 82-17

RESOLUTION TO APPROVE SUPPORTING ORLEANS COUNTY RESOLUTION 200-517 REQUESTING PRESIDENT TRUMP TO IMMEDIATELY APPOINT NEW COMMISSIONERS TO THE INTERNATIONAL JOINT COMMISSION AND SAID COMMISSIONERS TO ENACT POLICIES RESCINDING IJC'S 'PLAN 2014' LAKE LEVEL MANAGEMENT SCHEME

Motion by Kenneth Schaal and seconded by Dale Stalker to approve supporting Orleans County Resolution 200-517 requesting President Trump to immediately appoint new commissioners to the international joint commission and said commissioners to enact policies rescinding IJC's 'Plan 2014' lake level management scheme.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 83-17

RESOLUTION TO GRANT A 30 DAY EXTENSION TO PILON CONSTRUCTION TO COMPLETE THE WORK ON WATER DISTRICT 12 DUE TO THE EXCESSIVELY WET SEASON AND TO ACCEPT THIS NO ADDITIONAL COST EXTENSION OF TIME CHANGE ORDER

Motion by Kenneth Schaal and seconded by Steve Seitz to approve the resolution to grant a 30 day extension to Pilon Construction to complete the work on water district 12 due to the excessively wet season and to accept this no additional cost extension of time change order.

Ayes – 5
Opposed – 0
Motion carried

Board Comments – Dale Stalker attended the Village of Medina's meeting on Monday, June 12th and it was mentioned what a hard time they were going to have keeping up with mowing the ball fields. We have three (3) mowers going to auction, would it be possible for the Town of Shelby to loan them one of these mowers for the season. Bethany Centrone said that it should be okay to do and Skip said that he would contact the Mayor of Medina and let him know. A motion was made by Dale Stalker and seconded by Kenneth Schaal to approve loaning a mower to the Village of Medina.

Ayes - 5
Opposed - 0
Motion carried

There is going to be a special meeting held Friday, June 16th at 3:30PM. A motion was made by Kenneth Schaal and seconded by Dale Stalker to approve the special meeting.

Ayes - 5

Opposed - 0

Motion carried

Candy Koch has compiled a list of electronic equipment that is no longer usable and needs to be destroyed. Kenneth Schaal made a motion and William Bacon seconded to approve the destruction of old electronic equipment.

Ayes - 5

Opposed - 0

Motion carried

Public Comments – Peggy Hill asked if anything further had been done with the southern side of Shelby in regards to the Overlay. Skip informed her that it was still pending.

Motion by William Bacon and seconded by Steve Seitz to adjourn meeting at 7:17PM.

Ayes – 5

Opposed – 0

Motion carried

Respectfully submitted,

Lori Myhill, Deputy Clerk