

TOWN BOARD REGULAR MEETING  
TOWN OF SHELBY

FEBRUARY 12, 2019 7:00PM

Present: Edward Houseknecht, Supervisor  
Jeffrey Smith, Councilman  
Kenneth Schaal, Councilman  
Stephen Seitz, Councilman  
William Bacon, Councilman  
Darlene Rich, Town Clerk  
Bethany Centrone, Council for Bond, Schoeneck & King  
Mike Fuller, Highway Supt  
Trisha Laszewski, Assessor  
Kirk Myhill, Planning Board Chair  
Dan Wolfe, Codes & Zoning Officer  
Miranda Bennett, Bookkeeper  
Paul Gray, Constable  
Claude Grimes, Constable

Others:	Eric Chambers	Dale Root
	Dina Barone	Edward Zelazny
	John Pratt	Justin Michael
	Alan Bushover	Sue Fuller
	Brian Murray Sr.	Eugene Outterson
	Les Quackenbush	Jerry Velesko
	James Zelazny	Mary Zelazny
	Sue Fuller	Eugene Outterson

Meeting was called to order at 7:00 PM

Pledge to the flag

Public forum regarding agenda items only – There is one resolution to set public hearing for proposed Local Law amending the Local Law for Games of Chance

Highway Report – (Mike Fuller) – Busy plowing and sanding last month. Read meter pits. Checked chlorine levels. Cold patched pot holes. Councilman Schaal asked Mike about the complaint letters that were emailed and sent to the office. One was from Frank Igoe regarding plowing on Furness Parkway. When they come around the curve it is piling snow on a lawn digging up the lawn. Blacktop needs to be done on Furness Parkway- for two years stones have been put on dirt. The dead trees in the middle have not been removed as of two years ago. Frank said Mike had promised him these would get done. Mike said he never made any promises. He said he did fix it where the plow swings. He said he would go out and look at it. The other was from Kevin Young regarding the plow not slowing down or raising side plow when driving by Tim Hortons throwing dirty snow on his car as he was waiting to pull out of parking lot. Mike said he would talk to his men..

Assessor Report – (Trisha Laszewski) – Have been very busy with the exemption renewals. In process of coding those that are Ag Exemption, Aged or Sr. Star. Renewals due by March 1. Have been busy

calling those that have not come in. Supervisor Houseknecht asked about the income level. Trisha said the 2017 adjusted gross amount is \$86,300 for household for Sr. Star.

Planning Board Report – (Kirk Myhill) –Sign permits of Rita Zambito Realtor. Sign was bigger than required. Being sent to Zoning Board of Appeals. Dan Wolfe and ZBA said there are many regulations that need to be reviewed and get up to date. State training in in May. This will be 4 hour course.

Code Enforcement Report- (Dan Wolfe)- Attended one planning board and one county planning board meeting. Worked 7 days, two of which were training in Cheektowaga. Logged 124 miles. Dan gave his report for the 2018 year. Issued 52 building permits. Issued 15 violation letters, majority have closed out with only a few still pending.

Fire Chief Report- Shelby- no report

Fire Chief Report- East Shelby-Mike Fuller gave report for Chief Andy Beach. Purchased a Pumper Rescue Truck. Rural Development approved funding. Rural Development awards \$20,000 grant funded with the \$150,000 SAMS Grant. Its \$170,000 worth of grant money to lower cost. Still need to take out a loan. Cost of truck is \$360,000. Significant amount is secured with the grants. EMS Sponsorship will be done in August. One needs to retest and the Advanced First Aid will be in May. Looking at state mandated cancer insurance policy. Its \$165 per fireman. Might be looking at the town to help with the cost at budget time.

#### **RESOLUTION 17-19**

RESOLUTION TO APPROVE PREVIOUS MEETINGS MINUTES (ONE PUBLIC HEARING OF JANUARY 8,2019 - CDBG PROGRAM AND TOWN BOARD MEETING MINUTES OF JANUARY 8, 2019)

Motion, Schaal; second, Seitz

Ayes –5

Opposed – 0

Motion carried

#### **RESOLUTION 18-19**

RESOLUTION TO APPROVE THE TOWN CLERK’S REPORT

Motion, Smith; second, Schaal

Ayes – 5

Opposed – 0

Motion carried

#### **RESOLUTION 19-19**

RESOLUTION TO APPROVE THE SUPERVISOR’S REPORT

Motion, Seitz; seconded, Bacon

Ayes – 5

Opposed – 0

Motion carried

#### **RESOLUTION 20-19**

RESOLUTION TO APPROVE PAYMENT OF BILLS

Motion, Bacon; second, Seitz

General	\$ 361,112.71	Highway	\$ 53,779.86
Water No. 1	\$ 323.17	Water No. 2	\$ 56.00
Water No. 3	\$ 70.00	Water No. 4	\$ 140.00

Water No. 4B	\$	42.00	Water No. 5	\$	267.65
Water No. 6	\$	345.36	Water No. 7	\$	140.00
Water No. 8	\$	14.00	Water No. 9	\$	408.96
Water No. 10	\$	227.21	Water No. 11	\$	70.00
Water No. 12	\$	103.63			

Motion Bacon, second, Smith  
 Ayes – 5  
 Opposed – 0  
 Motion carried

**RESOLUTION 21-19**

RESOLUTION ADOPTING AND APPROVING THE SEAF FOR THE ACTION (PARTS 1,2. AND 3) FOR MOBILE FOOD TRUCKS WITH ITS SUPPORTING WRITTEN ELABORATION ISSUES A NEGATIVE DECLARATION, AND WILL NOT REQUIRE THE PREPARATION OF AN ENVIRONMENTAL IMPACT STATEMENT FOR THE ACTION.

Motion, Schaal; second, Smith

Discussion- Attorney Centrone explained the town was required to do a SEQR for impact and study on Mobile Food Trucks. The town completed 1-3 of environmental assessment form finding little or no impact. The proposed action will not result in any significant adverse environmental impacts.

Schaal-Aye

Bacon-Aye

Seitz-Aye

Smith-Aye

Houseknecht-Aye

Motion carried

**RESOLUTION 22-19**

RESOLUTION ADOPTING AND APPROVING THE SEAF FOR THE ACTION (PARTS 1,2. AND 3) FOR REGULATING SOLAR ENERGY SYSTEMS WITH ITS SUPPORTING WRITTEN ELABORATION ISSUES A NEGATIVE DECLARATION, AND WILL NOT REQUIRE THE PREPARATION OF AN ENVIRONMENTAL IMPACT STATEMENT FOR THE ACTION.

Motion, Schaal; second, Smith

Discussion- Attorney Centrone explained this was similar to the Mobile food Truck SEQR. Reviewed by the board, type I action. The proposed action will not result in any significant adverse environmental impacts.

Schaal-Aye

Bacon-Aye

Seitz-Aye

Smith-Aye

Houseknecht-Aye

Motion carried

**RESOLUTION 23-19**

RESOLUTION TO SET PUBLIC HEARING AMENDING LOCAL LAW REGARDING GAMES OF CHANCE FOR MARCH 12 AT 6:45 PM.

Motion, Schaal; second, Smith

Ayes – 5

Opposed – 0

Motion carried

Board Comments –None

Public Comments –Jim Zelazny asked Mike Fuller how East Shelby Fire Dept. was getting rid of the old fire truck. He said they will be getting rid of it but does not know how. It could be sealed bid, or sending it to a place that takes them. It is a good truck. Low mileage, been inside of its life.

Motion, Seitz, second, Bacon to adjourn meeting at 7:20 pm

Respectfully submitted,

Darlene A. Rich, MMC, RMC  
Town Clerk