

REGULAR MEETING – TOWN OF SHELBY
4062 SALT WORKS RD., MEDINA, NY
MARCH 12, 2019 7:00PM

Present: Ed Houseknecht, Supervisor
Kenneth Schaal, Councilman
William Bacon, Councilman
Stephen Seitz, Sr. Councilman
Jeff Smith, Councilman
Lori Myhill, Deputy Clerk
Jeff Allen, Council for Bond, Schoeneck & King
Michael Fuller, Highway Superintendent
Dan Wolfe, Codes & Zoning Officer
Trisha Laszewski, Assessor
Miranda Bennett, Bookkeeper
Kirk Myhill, Planning Board Chairman
Claude Grimes, Constable
Paul Gray, Constable

Excused: Darlene Rich, Town Clerk

Others:	Allan Bushover	Les Quackenbush
	Dave Mahar	Edward Zelazny
	James Zelazny	Jerry Velesko
	Brian Murray	Sharlene Pratt
	Sue Fuller	John Pratt
	Eugene Outtersen	Brandon Heschke
	Mallory Deifenbach	Katie Parfitt
	Trevor Parfitt	Julie Wolter
	Jarred Saj	

Meeting was called to order at 7:00PM

Pledge to the flag

Ed Houseknecht announced that there would be one (1) additional resolution added to the agenda and that would be to enter into an executive session to discuss litigation.

Public forum regarding agenda items only – None

Highway Report – (Mike Fuller) –For the month of February, the state roads were plowed 30 times and salted 34 times and the town and county roads were plowed 24 times and salted 21 times. Pot holes were filled, trees were trimmed and cut, meter pits were read and checked chlorine ppm's in the water lines. Mike attended Advocacy Day (local roads matter companies) in Albany for Highway Superintendents where they asked for a \$150,000,000 increase in CHIPS funding and to restore EWR money in the amount of \$65 million.

Assessor Report – (Trisha Laszewski) – Cleaning up from the exemption season. There were 358 mandatory IVP's (Income Verification Program) faxed to NYS Tax and Finance. 1100 exemptions with Shelby having 40%, Ridgeway 35% and Yates 25%.

Planning Board Report – (Kirk Myhill) – Had to sign requests. One was for Zambito Realty and that was approved after taking recommendations from the ZBA and the second was for Welker Farms and that one was also approved.

Zoning Board Report – (Dan Wolfe) – In February, ten (10) inspections were completed, two (2) building permits were issued and two (2) Maintenance violations were issued. Attended the ZBA, Planning Board and County Planning Board meetings, logged 72 hours and 169 miles.

Ken asked if Aldi's had begun work on the expansion project and Dan informed him that they have just begun and they'll be closing April 7th until mid May to complete the interior.

Fire Chief Report –
Shelby – no report

East Shelby – Mike Fuller – East Shelby had their installation of officers on March 2nd. Next two (2) big fundraisers is the His & Her's Raffle on April 6th and the Professional Wrestling at the Orleans County Fairgrounds on May 4th. Want to thank the Orleans County Corrections for painting inside the hall and waxing the floors.

RESOLUTION 24-19

RESOLUTION TO APPROVE MINUTES OF PREVIOUS MEETING, MINUTES FROM THE FEBRUARY 12TH PUBLIC HEARING REGARDING THE PROPOSED LOCAL LAW ON MOBILE FOOD VEHICLES AND THE FEBRUARY 12TH PUBLIC HEARING REGARDING THE PROPOSED LOCAL LAW ON SOLAR ENERGY SYSTEMS

Motion by Kenneth Schaal and seconded by Jeff Smith to approve minutes from the previous town board meeting, minutes from the February 12th public hearing regarding the proposed local law on mobile food vehicles and the February 12th public hearing regarding the proposed local law on solar energy systems

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 25-19

RESOLUTION TO APPROVE THE TOWN CLERK'S REPORT

Motion by Jeff Smith and seconded by Ken Schaal to approve the Town Clerk's report.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 26-19

RESOLUTION TO APPROVE THE SUPERVISOR'S REPORT

Motion by Kenneth Schaal and seconded by Jeff Smith to approve the supervisor's report.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 27-19

RESOLUTION TO APPROVE PAYMENT OF BILLS

General -	\$ 81,843.80	Highway -	\$ 52,111.50
Water 1 -	\$ 159.68	Water 2 -	\$ 9.60
Water 3 -	\$ 125.85	Water 4 -	\$ 32.00
Water 4B -	\$ 32.00	Water 5 -	\$ 3.20
Water 6 -	\$ 373.54	Water 7 -	\$ 111.36
Water 8 -	\$ 16.00	Water 9 -	\$ 19.20
Water 10 -	\$ 12.80	Water 11 -	\$ 16.00
Water 12 -	\$ 32.00		

Motion by William Bacon and seconded by Steve Seitz to approve the payment of bills.

Ayes - 5
Opposed - 0
Motion carried

RESOLUTION 28-19

RESOLUTION TO ADOPT THE LOCAL LAW AMENDING THE ZONING LOCAL LAW REGARDING THE REGULATIONS OF MOBILE FOOD VEHICLES

Motion by Kenneth Schaal and seconded by Steve Seitz to adopt the local law amending the zoning local law regarding the regulations of mobile food vehicles

Ayes - 5
Opposed - 0
Motion carried

RESOLUTION 29-19

RESOLUTION TO ADOPT THE LOCAL LAW AMENDING THE ZONING LOCAL LAW REGARDING SOLAR ENERGY SYSTEMS

Motion by Steve Seitz and seconded by William Bacon to adopt the local law amending the zoning local law regarding solar energy systems

Ayes - 5
Opposed - 0
Motion carried

RESOLUTION 30-19

RESOLUTION TO ADOPT THE LOCAL LAW AMENDING THE LOCAL LAW ON GAMES OF CHANCE

Motion by Kenneth Schaal and seconded by Jeff Smith to adopt the local law amending the local law on games of chance

Ayes - 5
Opposed - 0
Motion carried

RESOLUTION 31-19

RESOLUTION TO ACCEPT THE AUDIT OF THE JUSTICE'S BOOKS BY THE TOWN BOARD

Motion by Kenneth Schaal and seconded by William Bacon to accept the audit of the Justice's books by the Town Board

Ayes - 5
Opposed - 0
Motion carried

Ken made note that himself and William Bacon audited the books and that this was the first formal audit completed by the board and that everything was in compliance.

RESOLUTION 32-19

RESOLUTION TO ACCEPT THE AUDIT OF THE TOWN CLERK'S BOOKS BY THE TOWN BOARD

Motion by Kenneth Schaal and seconded by Jeff Smith to accept the audit of the Town Clerk's books by the Town Board

Ayes -- 5

Opposed -- 0

Motion carried

Steve made note that himself and Jeff Smith found everything in order.

RESOLUTION 33-19

RESOLUTION TO ACCEPT THE AUDIT OF THE SUPERVISOR'S BOOKS BY THE TOWN BOARD

Motion by William Bacon and seconded by Steve Seitz to accept the audit of the supervisor's books by the Town Board

Ayes -- 5

Opposed -- 0

Motion carried

RESOLUTION 34-19

RESOLUTION SHOWING SUPPORT OF THE ORLEANS COUNTY RESOLUTION 102-219 OPPOSING THE PROPOSED AND AMENDED 2020 EXECUTIVE STATE BUDGET IMPACTING AID AND INCENTIVES TO MUNICIPALITIES AND STATE COST SHIFTS TO COUNTIES

Motion by Kenneth Schaal and seconded by Jeff Smith to support Orleans County Resolution 102-219 opposing the proposed and amended 2020 executive state budget impacting aid and incentives to municipalities and state cost shifts to counties

Ayes -- 5

Opposed -- 0

Motion carried

Ken said that the Town of Shelby could lose \$45,000 in revenue if it goes through.

RESOLUTION 35-19

RESOLUTION SHOWING SUPPORT OF THE COUNTY RESOLUTION 103-219 URGING NYS TO FUND ALL COSTS ASSOCIATED WITH NYS ENACTED VOTING REFORMS IMPLEMENTED AT THE COUNTY LEVEL

Motion by Jeff Smith and seconded by Steve Seitz to support the County Resolution 103-219 urging NYS to fund all costs associated with NYS enacted voting reforms implemented at the county level

Ayes -5

Opposed -- 0

Motion carried

RESOLUTION 36-19

RESOLUTION SHOWING SUPPORT OF THE COUNTY RESOLUTION 106-219 OPPOSING ASSEMBLY BILL A1413 AN ACT TO AMEND THE GENERAL MUNICIPAL LAW, IN RELATION TO PROHIBITING FIREARMS AS PRIZES IN ANY GAME OF CHANCE

Motion by Steve Seitz and seconded by Ken Schaal showing support of the County Resolution 106-219 opposing assembly bill A1413 an act to amend the General Municipal Law, in relation to prohibiting firearms as prizes in any Game of Chance

Ayes -- 5

Opposed -- 0

Motion carried

Ken asked what kind of loss in revenue would there be and Steve said 10's of thousand and Jeff said that that would have to be made up by tax payers.

Board Comments – N/A

Public Comments – N/A

RESOLUTION 37-19

RESOLUTION MADE TO GO INTO EXECUTIVE SESSION

Motion by Kenneth Schaal and seconded by Jeff Smith to adjourn into executive session at 7:20PM

Ayes – 5

Opposed – 0

Motion carried

Out of executive session at 8:30PM and reopen the board meeting at 8:32PM.

Motion by Kenneth Schaal and seconded by Steve Seitz to adjourn meeting.

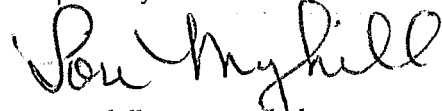
Ayes – 5

Opposed – 0

Motion carried

Meeting adjourned at 8:32PM

Respectfully submitted,

A handwritten signature in cursive script that reads "Lori Myhill".

Lori Myhill, Deputy Clerk