

**REGULAR MEETING – TOWN OF SHELBY
4062 SALT WORKS RD., MEDINA, NY
MARCH 10, 2020 7:00PM**

Present: Ed Houseknecht, Supervisor
William Bacon, Councilman
Stephen Seitz, Sr. Councilman
Jeff Smith, Councilman
John Pratt, Councilman
Lori Myhill, Deputy Clerk
Jeff Allen, Council for Bond, Schoeneck & King
Dale Root, Highway Superintendent
William Wolter, Water Superintendent
Trisha Laszewski, Assessor
Miranda Bennett, Bookkeeper
Claude Grimes, Constable
Paul Gray, Constable

Excused: Darlene Rich, Town Clerk
Kirk Myhill, Planning Board Chairman
Dan Wolfe, Codes and Zoning Officer

Others:	Bonnie Eaton	Linda Furness
	Jennifer Pritchard	Alan Bushover
	Mary Flores	Jocelyn Cutler
	Les Quackenbush	Brian Murray, Sr.
	Jerry Velesko	Elaine Fry
	Richard Fry	Bradley Wilson
	Selena Austin	Jim Zelazny
	John Parada	Eugene Outterson
	Julie Wolter	Sue Knights
	Sarah Lacy	Craig Lacy
	Travis Wiseman	Abigail Neuman
	Andrea Walton	Barbara Fox
	Larry Fox	Sharlene Pratt
	Karen Fortunato	Emilee Novak
	Cheryl McQueen	LeAnn Phillips
	George Phillips	Alex Feig
	Ed Zelazny	

Meeting was called to order at 7:00PM

Pledge to the flag

Public forum regarding agenda items only – Brian Murray asked if there was anything additional being added to the agenda. Ed Houseknecht stated that there would be an additional resolution refunding a water payment.

Highway Report – (Dale Root) – Have been pricing out and receiving quotes for plow truck and plow equipment and should have final pricing by end of the week. Many unneeded fittings were found while doing inventory and because they are not stamped N-L (no lead), most of the excess will have to be recycled. Been working with Soil & Water to prepare for spring in hopes of replacing culverts.

We have been ditching on Rt. 31 and Waterworks Rd. and Posson Rd. We've filled holes that have appeared in our back yard and all trucks are emptied, serviced and ready to go for the next time needed. There was a dealer in to resolve issues with the backhoe which ended up being a warranty fix. Thirteen pallets of e-waste were sent out and we are continuing to work on tree trimming and removal as our schedule allows.

Any snow occurrences have been handled as they came but thankfully it's mostly been an outstanding winter. The men have performed well when called upon but we did speak as a group about signing up for days off so as to always have someone here in the shop.

We will continue to complete each task as it is presented to us and appreciate the town's and town board's support.

Assessor Report – (Trisha Laszewski) – Exemption season is wrapping up. Just continuing to work on closed building permits. Ed Houseknecht asked how Julie was doing and Trish said that she's doing well, she just has some classes that still need to be taken.

Planning Board Report – (Kirk Myhill) – N/A

Code Enforcement / Zoning Board Report – (Dan Wolfe) – N/A

RESOLUTION 21-20

RESOLUTION TO APPROVE MINUTES FROM THE FEBRUARY 19th, 2020 TOWN BOARD MEETING

Motion by Jeff Smith and seconded by John Pratt to approve minutes from the February 19th, 2020 town board meeting.

Ayes – 5

Opposed – 0

Motion carried

RESOLUTION 22-20

RESOLUTION TO APPROVE THE TOWN CLERK'S REPORT

Motion by Steve Seitz, Sr. and seconded by John Pratt to approve the Town Clerk's report.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 23-20

RESOLUTION TO APPROVE THE SUPERVISOR'S REPORT

Motion by Steve Seitz, Sr. and seconded by Jeff Smith to approve the supervisor's report.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 24-20

RESOLUTION TO APPROVE PAYMENT OF BILLS

General -	\$ 315,525.91	Highway -	\$ 26,447.01
Water 1 -	\$ 344.45	Water 2 -	\$ 0.00
Water 3 -	\$ 90.34	Water 4 -	\$ 0.00
Water 4B -	\$ 0.00	Water 5 -	\$ 0.00
Water 6 -	\$ 114.33	Water 7 -	\$ 151.91
Water 8 -	\$ 21.20	Water 9 -	\$ 0.00
Water 10 -	\$ 0.00	Water 11 -	\$ 0.00
Water 12 -	\$ 0.00		

Motion by Steve Seitz, Sr. and seconded by John Pratt to approve the payment of bills.

Ayes – 5
Opposed – 0
Motion carried

RESOLUTION 25-20

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

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

Ayes -5
Opposed – 0
Motion carried

RESOLUTION 26-20

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

Motion by Jeff Smith and seconded by Steve Seitz, Sr. to accept the audit of the Town Clerk's books by the Town Board

Ayes – 5

Opposed – 0

Motion carried

RESOLUTION 27-20

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

Motion by John Pratt and seconded by William Bacon to accept the audit of the Supervisor's books by the Town Board

Ayes – 5

Opposed – 0

Motion carried

RESOLUTION 28-20

RESOLUTION TO REFUND BRIAN SPEERS FOR WATER PURCHASED AFTER THE METER WAS REMOVED

Motion by Jeff Smith and seconded by Steve Seitz, Sr. to refund Brian Speers for water purchased after the meter was removed

Ayes – 5

Opposed – 0

Motion carried

Public Comments –

Alex Feig, spoke for the Medina Skate Park, aka the Luke Nelson Memorial Skate Park. The skate park received a large anonymous donation but the stipulation is that Alex is to request a 1% or \$2500 donation from the Towns of Shelby and Ridgeway and the Village of Medina. Donations would be matched by the Tony Hawk Foundation. He would need any money into the account by the end of March 2020. Ed asked if this new skate park was in addition to the old one or if it will be replacing it. Alex said that the new park would be where the old park is.

Ed asked Jeff Allen, our attorney, if a resolution could be made prior to making a decision, so as to not have to call a meeting specifically for this and Jeff advised against it. Ed told Alex that it was short notice and if funds are available, a meeting will be set and the donation would be pushed for the end of the month.

Craig Lacy spoke for the residents of Furnace Parkway in regards to the annual debt fee on their water bills. First, he wanted to thank the water clerk, Lori Myhill, for speaking to him and the work she put into investigating their questions. He then asked the formation date of water district 2. Ed informed him that it started in 1989 but the annual debt fee began in 1992. Craig asked how many properties were included at the start. He was told 34. They also wanted to know how the assessment amount was arrived at. A letter had been found from David Schubel, the town's attorney at the time, that \$11,050 was to be raised per parcel and that \$11,050 was divided by the 34 parcels equaling to the \$325 per parcel charge. Craig also asked what the current number of properties are on water 2 and he was told 34. The Furness Parkway residents disagreed, stating that new houses had been added, so therefore their fee should be reduced. Lori stated that she bills 34 accounts and Ed added that when the water district was formed, all parcels received a tap and every property owner was billed the debt service fee. No new additional properties/homes have been actually added so as to reduce the charge.

Craig also asked that once the bond is paid off, will there be a quarterly assessment and how much will it be. Ed told him he couldn't really tell but more than likely there would be a fee to some extent.

Craig also wanted to state that the east end of Furness Parkway is taking a beating from the plows and garbage trucks because the turning radius is not sufficient. Ed said that he had been to look at it. It's not a major job but when he weather breaks, he'll go get a better look.

The residents also questioned about getting a speed limit put on Furness Parkway as the cars seem to be speeding down their small road. Ed informed them that they would need to get a petition from the residents and present it to the town board. The town board would then pass it on to Orleans County and they would pass it onto the state. One resident asked if they would be able to set the speed limit but was told that the state makes that determination.

Andrea Walton, a resident of Maple Ridge Rd. questioned the board in regards to receiving water to the six (6) houses between Salt Works Rd., and where water district 2 ends. She stated that the wells on these properties have become sulfur smelling and they believe it was when the church across the road put in their utilities. The Village of Medina will no longer allow anymore taps off the transmission line on Maple Ridge so they were hoping to obtain water through the town. Andrea presented the board with a signed petition of the six (6) residents that want water.

Craig Lacy asked if they would extend the line from the water 2 district down to Salt Works Rd. Ed said that it would be a plus to have the two (2) districts connected but would have to talk to the engineers and attorneys. Craig also asked if we would ever buy water directly from Niagara County and Ed said no, that if we bought it from anyone else it would be the Town of Royalton.

Board Comments –

Steve wanted to again thank Lori Myhill for all the work she put into the Furness Parkway matter. If it wasn't for her work, we wouldn't have the answer to give to the residents.

Jeff addressed the high school students that attended the meeting, saying that he was once a teacher and that they got a good lesson tonight with good results.

Motion by Steve Seitz Sr. and seconded by John Pratt to adjourn the meeting at 7:45 PM.

Ayes – 5
Opposed – 0
Motion carried

Respectfully submitted,

A handwritten signature in cursive script that reads "Lori Myhill". The signature is written in black ink and is positioned above the typed name.

Lori Myhill, Deputy Clerk