

REGULAR MEETING – TOWN OF SHELBY
4062 SALT WORKS RD., MEDINA, NY
NOVEMBER 13, 2018 7:00PM

Present: Ed Houseknecht, Supervisor
 Kenneth Schaal, Deputy Supervisor
 William Bacon, Councilman
 Stephen Seitz, Sr. Councilman
 Jeff Smith, Councilman
 Lori Myhill, Deputy Clerk
 Bethany Centrone, 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
 Mike Reese, 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
	Bill Eick	Andy Benz
	Mike Chambers	Margaret Moorz
	Eric Chambers	

Meeting was called to order at 7:00PM

Pledge to the flag

Ed Houseknecht announced that there would be three (3) additional resolutions added to the agenda.

Public forum regarding agenda items only – None

Highway Report - (Mike Fuller) - For October there was time and labor spent on Fletcher Chapel Rd., between Posson Rd. and East Shelby Rd., helped Town of Barre pave, finished mowing roadsides and hauled grit to the stockpile. We also mixed salt and grit with pugmill mixer and stockpiled in the salt barn. We finished setting up 10 wheeler dump trucks with snow plow equipment and sanders, read water meters and checked chlorine residuals on water lines.

Assessor Report - (Trisha Laszewski) - Getting exemption renewal notices ready to mail.

Planning Board Report - (Kirk Myhill) - Held a public hearing for William Nichols on the property located at 5138 S. Gravel Rd. and issued two (2) special use permits. One for a motor vehicle repair shop and the other for motor vehicle sales. Don Kleinschmidt attended our meeting regarding the building of storage units on the corner of Maple Ridge Rd. and Shelby Basin Rd. Don will present this to our board at a later date. Also recommending John Pratt to another term on our planning board and also recommend Jerry Velesko to remain as our alternate for another term.

Zoning Board Report - (Dan Wolfe) - In October, Dan stated that he logged 4 calls, did 6 on-site inspections, attended the Planning Board meeting, issued 4 permits, wrote 1 violation letter and began working with Aldi's for a site plan review for their addition. He worked only 32 hours due to personal and vacation time and logged 73 miles. Dan asked the Town Board to consider setting a public hearing for a zoning change for 10500 West Shelby Rd. from the current zoning designation of Hamlet to Ag Residential.

Fire Chief Report -

Shelby - Andy Benz - Have logged 183 calls year-to-date, had an annual ladder and pump test on all equipment and all passed, service and safety inspections were performed on both pumpers and both passed, had three (3) members complete the NYS Truck Company Operations Class during this month and on November 14th, 20 members attended an ethanol emergency seminar at the ethanol plant. Also have started OSHA/PESH and blood born pathogens training, held the annual open house last month as well as the annual Halloween trick or treating at the firehall and also held the yearly household raffle this past weekend.

East Shelby - Mike Fuller - EMT classes are ongoing and will test out on December 20th, "Stop The Bleed" class will be held December 4th and are continuing to work with Rural Development on the financing of a new pumper and OSHA training to being held.

RESOLUTION 96-18

RESOLUTION TO APPROVE MINUTES OF PREVIOUS MEETING

Motion by Kenneth Schaal and seconded by Steve Seitz to approve minutes from the previous town board meeting.

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 97-18

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 98-18

RESOLUTION TO APPROVE THE SUPERVISOR'S REPORT

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

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 99-18

RESOLUTION TO APPROVE PAYMENT OF BILLS

General -	\$ 139,704.47	Highway -	\$ 37,484.18
Water 1 -	\$ 107.04	Water 2 -	\$ 0.00
Water 3 -	\$ 54.02	Water 4 -	\$ 0.00
Water 4B -	\$.00	Water 5 -	\$ 0.00
Water 6 -	\$ 108.43	Water 7 -	\$ 444.26
Water 8 -	\$ 265.40	Water 9 -	\$ 0.00
Water 10 -	\$ 1203.93	Water 11 -	\$ 0.00
Water 12 -	\$ 1203.93		

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

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 100-18

RESOLUTION TO APPROVE THE MINUTES FROM THE NOVEMBER 1, 2018 PUBLIC HEARING ON THE PRELIMINARY 2019 ANNUAL BUDGET

Motion by Kenneth Schaal and seconded by Jeff Smith to approve the minutes from the November 1, 2018 public hearing on the preliminary 2019 annual budget.

Ayes -5

Opposed - 0

Motion carried

RESOLUTION 101-18

RESOLUTION TO APPROVE THE MINUTES FROM THE NOVEMBER 1, 2018 PUBLIC HEARING ON THE AMENDMENT TO THE WESTERN ORLEANS COMPREHENSIVE PLAN

Motion by William Bacon and seconded by Steve Seitz to approve the minutes from the November 1, 2018 public hearing on the amendment to the Western Orleans Comprehensive Plan.

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 102-18

RESOLUTION TO APPROVE THE MINUTES FROM THE NOVEMBER 1, 2018 PUBLIC HEARING ON THE TAX CAP OVERRIDE

Motion by Kenneth Schaal and seconded by Jeff Smith to approve the minutes from the November 1, 2018 public hearing on the tax cap override.

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 103-18

RESOLUTION TO ADOPT THE 2019 BUDGET THAT WAS PRESENTED AT THE PUBLIC HEARING ON NOVEMBER 1, 2018 WITH NO CHANGES

Motion by Kenneth Schaal and seconded by Jeff Smith to adopt the 2019 budget as presented at the November 1, 2018 public hearing with no changes

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 104-18

RESOLUTION TO ADOPT THE PROPOSED LOCAL LAW TAX CAP OVERRIDE THAT WAS PRESENTED AT THE PUBLIC HEARING ON NOVEMBER 1, 2018
Motion by Kenneth Schaal and seconded by Jeff Smith to adopt the tax cap override that was presented at the public hearing on November 1, 2018

Ayes - 0

Opposed - 5

Motion carried

RESOLUTION 105-18

RESOLUTION TO AUTHORIZE THE EXPENDITURE OF UP TO \$2500.00 FOR A STUDY OF A REGIONAL WATER SYSTEM BEING CONDUCTED BY WENDEL ENGINEERS THROUGH ORLEANS COUNTY

Motion by Jeff Smith and seconded by Steve Seitz to authorize the expenditure of up to \$2500.00 for a study of a regional water system being conducted by Wendel Engineers through Orleans County.

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 106-18

RESOLUTION SUPPORTING ORLEANS COUNTY LEGISLATURE REAFFIRMING THEIR SUPPORT OF THE 2ND AMENDMENT

Motion by Kenneth Schaal and seconded by Steve Seitz to support Orleans County Legislature reaffirming their support of the 2nd amendment

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 107-18

RESOLUTION TO TAKE THE RECOMMENDATION FROM THE PLANNING BOARD TO REAPPOINT JOHN PRATT TO ANOTHER TERM ON THE PLANNING BOARD AND TO REAPPOINT JERRY VELESKO AS THE ALTERNATE

Motion by Kenneth Schaal and seconded by Steve Seitz to take the recommendation from the Planning Board to reappoint John Pratt to another term on the Planning Board and to reappoint Jerry Velesko as the alternate

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 108-18

RESOLUTION OF THE SHELBY TOWN BOARD AUTHORIZING CERTAIN ACTIONS WITH RESPECT TO THE ORLEANS REVOLVING LOAN FUND, AS ADMINISTERED BY THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY

Motion by Kenneth Schaal and seconded by Jeff Smith authorizing certain actions with respect to the Orleans revolving loan fund, as administered by the County of Orleans Industrial Development Agency

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 109-18

RESOLUTION TO SET A PUBLIC HEARING FOR DECEMBER 11, 2018 AT 6:30PM TO HEAR COMMENTS ON THE ADOPTION OF A PROPOSED LOCAL LAW ENTITLED, "SOLAR ENERGY SYSTEMS LAW OF 2018"

Motion by Jeff Smith and seconded by Steve Seitz to set a public hearing for December 11, 2018 at 6:30PM to hear comments on the adoption of a proposed local law entitled, "Solar Energy Systems Law of 2018"

Ayes - 5

Opposed - 0

Motion carried

RESOLUTION 110-18

RESOLUTION TO SET A PUBLIC HEARING FOR DECEMBER 11, 2018 AT 6:45PM TO HEAR COMMENTS ON THE ADOPTION OF A PROPOSED LOCAL LAW ENTITLED "MOBILE FOOD REGULATION LAW OF 2018"

Motion by Kenneth Schaal and seconded by Steve Seitz to set a public hearing for December 11, 2018 at 6:45PM to hear comments on the adoption of a proposed local law entitled, "Mobile Food Regulation Law of 2018"

Ayes - 5

Opposed - 0

Motion carried

Board Comments - Kenneth Schaal made a statement that he attended October's Orleans County Legislature's meeting

Bill Eick - There will be a public hearing for the Tentative County Budget for 2019 on Monday, November 26, 2018 at 6:30PM

Public Comments -

Mike Chambers spoke in regards to his mother's property at 4503 Mill St. in Shelby Center with regards to Eric Chambers having dump trucks delivering dirt constantly, day and night, and filling the junk yard with it. Eric has berms pushed up next to his (Mike's) parent's house so high that mud is running everywhere and even into their pool. Mike is asking for the Town of Shelby to look into this matter as he's just trying to help his mother out. Ed said they would look into it.

Motion by Kenneth Schaal and seconded by William Bacon to adjourn meeting at 7:20 PM.

Ayes - 5

Opposed - 0

Motion carried

Respectfully submitted,

Lori Myhill, Deputy Clerk