

**Board Meeting  
Town of Shelby  
4062 Salt Works Rd. Medina, NY**

July 8, 2025  
6:00pm

**Please note:** We are live streaming our meetings through YouTube. See  
[www.townofshelbynyny.gov](http://www.townofshelbynyny.gov) and click on the link.

Present:

Scott Wengewicz, Supervisor  
Linda Limina, Councilwoman  
Jeff Schiffer, Councilman  
Steve Seitz, Councilman  
Eddie Zelazny, Councilman  
Kathy Bennett, Attorney  
Darlene Rich, Town Clerk  
Dale Root, Hwy Superintendent

Excused: Julie Cecchini, Assessor  
Dan Wolfe, Code Enforcement Officer  
Kirk Myhill, Planning Board Chairman

Others:

Leona Weese	Sharlene Pratt	John Pratt
Dennis MacDonald	Brian Murray Sr.	Julie Wolter
Steve Fuller	Mark Wambach	Mary Herbert
Karen Dillon	Gary Roberts	Janet Smith
Margaret Roberts	Mike Rich	Alana Koneski
Jim Heminway	Jim Davies	Yonic Parada
Scott Carlson	Lorraine Limina	Larry Waters
Alan Bushover	Joy Waters	Sue Knights
Dave Strong (New Leaf)	George Phillips	Bill Eick – Co. Leg
Eva Killian	Yonic Parada	Gabrielle Baron
Brian Wiesinger	Phil Rudnick	

Called to order 6:00PM

Pledge to the flag done before Public Hearing at 5:30 PM

Supervisor- We have one add on-resolution to move funds within the clerk's

Public Forum regarding agenda items only-Larry Waters- sees on the bottom of the agenda a resolution to the set water rates doesn't know if it means to be discussed or actual rates will be

discussed and a resolution passed. Tonight, which he highly recommends is not a good thing to do. There was no other information only to address water rates.

Eva Killian-discussed the Supervisor reports. General A appropriations, auditor line is over \$11,000. Actually, a bill from 2023 audit that was paid earlier this year and it should have been paid out of a appropriated fund balance. The 2024 audit was just completed and received those numbers late this afternoon so that is what the overage is from. That can be a motion at next meeting or can be voted on today but you would need to move some money from the appropriated fund balance to pay that original bill and it was \$10,000. Attorney contractual line- you did move some money last month to that line. We had talked about some solar farm and legal fees and breaking those out. This month they were very attentive to that and they took the time to break out what is solar farm, what is water. Solar farm legal fees are included in that amount and that is because that is something you will get back from the solar farm. It will increase that appropriation line but for now it does sit in that appropriation line. And then the water legal fees will get broken out as well and right now we are sitting at \$23, 800 that need to be either moved or refunded from the solar project and if you're looking at that budget line, you're looking at \$23,000 over right now. We are still only in July and have spent most of that budget. Highway DA, she did make a clerical error last month in the snow line, she mis categorized some snow removal payroll that belonged in the road work in highway DB so that has been corrected. There are currently no payroll lines that are over. There are special district reports and the board should have seen received some additional reports for water- some budget to actual breakouts for each of the water districts. She really wants to be cognizant; those are preliminary numbers especially with the audit numbers having just come out. Those will continue to change and they have a lot of information to continue to break out to make those water numbers current. For the town per Linda request she did make the abstract available to everyone so the data is not sensitive and there is more visibility for the town to understand what se are paying for.

Limina-Do you have the 2024 final numbers so what we are getting now inclusive of starting balances are correct based on those?

Eva-She got them late this afternoon so everything she gave us today doesn't include that. Appropriations won't change, so ending balance from 2024 won't change what we spent this year and doesn't change the appropriations, we don't have a balance sheet right now. Sara will continue to work on that.

Limina-said she is concerned about our fund balance. Do we have corrected fund balance numbers based on what was brought over from 2024. so, it doesn't sound like those have been included in here yet.

Eva-not yet, just because we just received those today.

Limina asked Scott if we do not have a printed copy of the budget to actual reports for the water districts?

Limina-looking at the 2024 financial statement, audited statement, concern about fund balances, what are our plans to address the negative fund balances in water districts.

Eva-personally has not looked through the audited numbers yet. We need to determine, what are we doing right now to address the negative balance.

Scott- we are not doing anything until we have the hard numbers worked into the water.

Eva – said that was correct. We will have to work those into what we have done this year. She knows Sarah has been doing a lot in the transfers and then making sure that the revenue has also

been accurate to this point. She is going to say we are going to have to pause on that to see what information she has as well.

Limina- her concern is on District No. 4A and 4B according to our 2024 audited numbers, 4A has a negative balance of \$21,814, 4B has a negative balance of 52,266 so regardless what we do this year, we clearly had a problem last year. There are several things that could cause it; things could be booked in the wrong place; we could have overspent those districts which means 4A and 4B had bills paid for them that came out of other funds which she doesn't see any inner company balances showing that there was any recording that other funds or other districts paid for that. Her guess is we probably still have not, if we have a problem with the way we are recording, my guess is it might not be fixed. If you look at the district 4B it says we had revenue in 2024 of \$2200 and expenses of \$54,000 so, are we saying we bought \$54,000 of water and sold it for \$2200

Dale said District 4 is the problematic line on East Shelby Road. District 4 he believes without looking at his map comes out of the tank, goes to Millville Rd., up East Shelby Rd, Dresser Rd. County House Rd. East Shelby Rd. is our problematic line. It has been for years. We have probably had upwards fifteen breaks.

Limina-not questioning the expense. Clearly saying we bought more. No way we had billings of \$2000 in water districts

Scott-knows that Sarah is working on that. She is trying to break out all the expenses

Limina-Her concern is we have been talking about working on it for at least 4 or 5 months, knowing it's been a problem since November of last year when Drescher & Malecki was in here. She would like to propose we have a work shop just for discussing how we are fixing the water with the water clerk, Beth London, Water Supt, CJ Woodruff, Single Source with Margaret King and this board. We need to sit down and understand what is the problem we are not getting the water booked correctly. We have other water, districts that have \$129,000 of surplus, Water 6 has \$245,000 of surplus as of the end of 2024

Eva- looking at District 4A preliminary numbers from this afternoon total income as of this year \$30,000. That points more to an issue in 2024 report. She is right to question the income more than the expense.

Limina said she is not questioning the expense; she is questioning the amount of revenue clearly is not \$2200. She asked Dale, we have been using CPL; we have had engineering expenses for the year in water and Dale said yes. Limina did not see engineer expenses booked. Are you booking them to one district or the districts that are currently getting water from Royalton? She asked Supervisor are we recording our expenses, our engineering, any legal expenses, anything water related are we doing it across the boards evenly to everybody or are we booking it just to Supervisor- Said it is being booked evenly to where ever it is being used.

Eva- Royalton water is being charged to Royalton water users. The Royalton water bill that is in vouchers is only split between water districts that use Royalton water. It is not split among all of the water districts.

Limina- We have engineering charges to roll that project out, she is trying to understand are we charging that to all the districts or just the ones that are using Royalton water.

Supervisor said it would just be the ones using Royalton water.

Limina-but if you're going to blend the rate you're giving everyone the benefit of Royalton water but made all the expenses charged to the districts originally started with it or currently have it.

She asked Dale-how are you recording payroll for the MEO's? Are you breaking it out. Do you know every day where they have worked, in a water district, how many hours in that district, is that how you are getting payroll to Eva.

Dale-Eva gets the payroll by what task they performed. We used to break water out and then we just broke it out for CJ. Then we stopped breaking it out because there was no way to know what funds were in anything for the last couple years. So, because of the water issues we weren't breaking out a few of his hours. Everybody else gets broke out per, if they are mowing roadsides, it comes out of brush and weeds, if they are working in the cemetery, it comes out of cemetery and that goes to payroll.

Limina- So Eva getting payroll information. She is entering payroll by location or job. How do you determine water? What district, how many hours.

Dale said started this year because he didn't know what was in the 1 water fund.

Limina-said that has nothing to do with it.

Dale said he will charge to it and won't know if there is any money in the account and it will be overdrawn. But we used to do it.

Limina-said you cannot use water money from one district to another and you cannot charge expenses from one water district to another and move it around because there is budget money available so we should be charging actual time to actual district. If the district doesn't have enough money, then it's up to the board to figure whether they need a higher water charge or a ser charge added on to cover expenses. That's part of the budgeting process. She is concerned that we have a mess here and have been charging water districts expenses that that district had not incurred.

Dale-If we do a break, we have specific expenses in a water district we charge back to that water district

Limina-But not with payroll

Dale-He said there is one account SW8310.100

Limina-By district

Dale- would assume yes, he had no idea if there was money in there and who to charge it to. If you would rather, he charges it and bounce the account some more

Limina-We have one water account, bank account, as long as all of the water funds have enough money there is a positive amount in to pay the bills the problem then becomes that district has spent more money that it actually has when we split it out in detail be district. That is a board problem, that is a supervisor issue for him to figure out when he is budgeting and then we need to figure out whether we have to raise the rate in that district, bond hem and get more money to cover the expenses if we are not collecting enough, put a ser charge on, etc. We can't play with the numbers to just charge who has the money available in their account.

Dale-going forward it will get charged to each district.

Limina-She asked Kathy we need to go back and fix that

Attorney-If there a way to do that, she would say yes. Easch district is supposed to pay only for things related to that district

Limina-Thinks there is a misconception on water and doesn't think we all understand how things are being processed. She is asking the board to put together a workshop and bring people to the table that can sit down and answer the questions and make sure once and for all because shed is feeling we are back in a Williamson Law thing,

we are working on it; we are looking into it. We are now seven months into the year and we still don't have a process that we are sure works for water. She is asking we please do a

workshop. Get Beth, CJ, Dale, the board and we need Margaret King from Single Source who can take the information that she is getting and understand the process and figure out how it needs to be accounted for correctly.

Ed- Would it be feasible to have a separate bank account for each district to keep everything separated.

Eva- you have 13 bank accounts, please don't do that to her.

Limina- It's not the one bank account that's the problem; it's the information that is being given to the accountants for them to record it correctly.

Supervisor- That's what Sarah is working on now to break it all out.

Limina- Sarah has been working on this for several months and she is not hearing that we have made any progress so she would like to take it to the next level.

Eva- said we have made significant progress. We have a lot more data in there than we have in the past.

Limina- It's not about having the data. It's about figuring getting the data correct. We are seven-months into the year and we still aren't booking things correctly. It's not your fault. It's our fault for not giving you the correct information. The only way that is coming out is we finally have a budget to actual report that we can see that tells us there are gaps in places. And those gaps say something isn't flowing right on our end and she personally is tired of waiting.

She was also asking about SOP. Do we have any you could provide to the board?

Eva- did send one, It's a procedure for vouchers

Limina- asked if she sent it to the board. She asked if the board can have it to?

Supervisor said he will send it to her tonight.

Eva- asked if she could send them as she gets them done

Limina said yes. The vouchers have signature lines confirming the bill is correct. She asked if that should be signed by the department head whose budget is on that line.

Eva- said yes.

Limina- Toshiba copies had a signature from highway and we need to be more careful to make sure they are getting signed properly.

Eva- does not look at the vouchers after they are done.

Attorney- legal fees about solar-

Eva- Solar is currently sitting at \$9,400 and water legal fees are sitting at \$14,400.75

Limina- some lines in legal this month that said solar but it was Hemlock Ridge.

Attorney- said that is why she is concerned when she heard the larger number that Hemlock was being charged to New Leaf and it shouldn't be because Hemlock is a completely separate project.

Limina- Is that also being charged to us or is it being charged to the solar company.

Attorney- It gets charged to the Town.

Limina- asked the Supervisor if we are going to get a workshop for the water.

Supervisor- Yes, he wants to check with Sarah. Sarah and Eva run the accounting

Limina- want to go on record that while she respects Sarah's opinion, she is an auditor, there is a difference between an auditor and somebody that does transactional accounting and what we need is transactional accounting but she as a 42-year experienced accountant we need a transactional accounting person here and she is personally requesting Margaret.

Supervisor- will check with one of the partners, Chuck. He told him that Sarah and Eva were our accountants and Margaret was on the back end working. He will check with Sarah and see when she is available and set up a workshop.

Limina said she will check with Chuck also.

Cassie-The reason Dale signed the Toshiba is because it is charged to A1620.400 which is the building which is his budget line so that's why he signed it. Dale is in charge of buildings so anything with buildings comes out of his budget. If its in his budget he signs it.

New Leaf Energy. -Mathew McCrell, Civil engineer on behalf of New Leaf Energy- here tonight to talk about visual simulation for the South Gravel property. Handed out viewshed/photo location map. He explained the colors on the map and what they mean. The red and gray are property lines for the two projects. Yellow outline is roughly the fence outline with the solar arrays so within those yellow outlines will be where solar panels will be and the blue fields are area of likely visibility. So, if you are seeing blue standing in that area, you are likely going to see a portion of that solar panel from that spot. In looking at this analysis this is imperfect but it is a tool to show us where we might likely want to do a photo analysis for a specific location such as you can see the blue field approach the residences on Furness Parkway don't quite reach according to the analysis. So that is one of the locations that might be a good spot to do a photo simulation and show what you would be looking at in this case probably from the end of Furness Parkway. They are limited by not being able to go on just any random private property. But the east end of Furness Parkway might give you a good idea what you would be looking at from that spot. Other locations of interest are what will be the two entrances for the arrays and there is a spot down on Blair Rd. He did not believe any of the analysis of the actual homes there would see it but there was a spot from the road and in the fields that does indicate you will see it. Location number 3 is back behind a business on Maple Ridge Road by Tops that show up a little bit of blue on the map. Those are locations we think are worth considering doing photo analysis for and that would be up to the board to decide.

Attorney- asked what did they actually do to put it together.

Matthew McKrell said he did not put it together, he received it, thinks it's based primarily on land elevations, not sure what extent it takes foliage into account. If that would be a question a photo analysis would be done.

Attorney said you're looking for feedback from the town whether the board is satisfied with the suggested photo locations and whether they want additional photo locations.

Matthew said yes.

Supervisor-Are you planning on putting trees around this whole area?

Caitlyn Choberka -C&S Engineers She did not see any landscaping proposed. That was going to be one of her questions. It might be something the board would request especially based on the results of the simulations and with that if there would be proposed landscaping what the visual analysis would look like as far as the progression of the vegetation because sometimes visual simulations are provided where it's at existing conditions, what they typically provide for these is they will take pictures in these locations and show what it will look like now and then project it out to what the solar array will look like based on the heights of the panels etc. as well as any existing vegetation that is onsite as well as proposed vegetation. Typically, they would like to see what vegetation would look like established because a tree planted is not what a tree in twenty years is going to look like and they would like to see some time periods for the establishment of vegetation just to see what it would look like in early years.

Mtthew McKrell thinks why they haven't proposed any landscaping vegetation thus far. The typical start would be to go along the front fence on the property.

Caitlin Choberka C&S-Based on the projected areas that viewshed provided she thinks the suggested photo locations they provided seemed reasonable with the exception they may want to

explore one up near Sanderson Rd. going towards the water tower based on the topography of that area. She also recommends if possible, having someone on Furness Parkway be permissible to allow them in their rear yard, it would give a more accurate visual simulation what it would look like for those residences and any vegetation that may be advantageous in the back of the sites to help with just the imagery from those back yards and potentially on California Street. Scott asked if they could add those two spots.

Matthew said yes. California St. and top of Sanderson Rd. where it levels out before it drops down to 31.

Attorney said she thinks we are talking about the intersection of Blair and California.

Matthew said yes.

Dave Strong-New Leaf Energy-They are going to host a public informational session at the Shelby Fire Hall Tuesday July 22 at 6:30 pm. The goal is to give a transparent question and answer session. There will be a little presentation, there will be materials. There will be contact information, in case research would need to be done.

Caitlin Choberka from C&S Engineers-two solar projects being proposed, very similar in nature. One is called South Gravel Rd. Solar 1 LLC and South Gravel Rd. Solar 3 LLC. Two solar energy facilities located on South Gravel Rd. One at application is for a 5-megawatt array at 4326 S. Gravel Rd. and the other is approximately 5- megawatt at 4364 South Gravel Rd. These projects require a special use permit in accordance with the Town of Shelby local law regarding solar energy systems as well as site plan approval. There will be three fenced in locations as part of these projects and the installation of these solar panels and associated road ways and equipment pads for the projects. As far as the environmental review the Town of Shelby has declared their intent to act as lead agency. They set that on April 8, 2025. It has been the 30-day time period and so they will continue as the lead agency. This project is a type I action under the state environmental quality review act which will require a full environmental assessment part 2 form to be filled out and part 3. As the project progresses and they get more information the town will begin to review those questions. As far as the site plan drawings they provided the initial layouts for the project, and as it was just discussed there is opportunity for them to modify things as the projects are now it will involve the installation of solar panels, access roads, fencing, seven-foot fencing as well as equipment pads where the transformers and inverters within the site and some stormwater infrastructure on the sites. Some of the comments she had for the applicant's involve with any clearing of trees as with this site there are quite a bit of orchards, trees, its clearing trees on steeper slopes poses erosion and sediment control concern so she asks that topography be provided on the tree clearing plans to identify if additional measures needed to be put in place once the trees are removed to prevent additional erosion on the sites. With that she also requested slope analysis plan and that would just identify areas of slopes less between 8 percent -15 percent. From the storm water the applicant tries to continue to progress their storm water. Depending on the slopes on this site there are different measures that need to be taken to ensure that the storm water rates aren't going to cause erosion on this site while construction is under taken as well as when panels are constructed and you have a bunch of impervious surfaces that the grass under the panels won't be eroded so she just requested a color plan be provided with color slopes. Identifying the point of connection in emergency shut off on the utility poles that are connecting into the larger system; that's pretty typical of these solar sites just for emergency people to review these documents so they are aware of what pole if something needed to be turned off. She had comments about silt socks and silt fences which are measures that are taken during construction to minimize erosion and sediment that might run off

on neighboring properties just ensuring that isn't downstream of all areas as where it might be of some concern. The applicant provided some top soil storage piles on site for the duration of construction likely the only top soil that will be removed would be for the construction of the access road. She requested that grading be shown to identify how largely the top soil piles to be so it doesn't alter drainage patterns in a significant way. She asked that dimensions be provided for the solar arrays and equipment pads as well as detail for the equipment pads where the transformer inverters will be located. There was no landscaping or vegetation screening provided for the project areas. She discussed earlier with the visual impact analysis she will want to see if there is any vegetation needed to minimize any visual impacts of this site. She'd also requested a construction sequence since they provided the drawings as one set despite them being two projects; she would like to see how its phased. This also goes into when they have the storm under management plan and coronation with the DEC for disturbance of more than 5 acres at a time during construction. Under storm water pollution plan currently they have not provided one. They had just provided a one-page narrative identifying change in land use. Her only comment for that were to provide one in compliance with the NYSDEC , speedy's general permit for storm water discharges from construction activities. Her other comment-based on the information that was provided was the pre-development land use which is the land use as it currently exists is listed as agricultural which while factual is not permitted by the NYS design manual, so the curve number for the existing land use should be modified as straight row crops is not to be used as a cover type. She stated that visual simulations were not provided and that the applicant was still waiting for the Town of Shelby to confirm where they would like the visual impact analysis to be performed. As was discussed tonight a draft decommissioning plan was provided. This decommissioning plan provided and estimate that included inflation rates of 2 ½% throughout the projected 25-year project lifespan. The intent of the decommissioning plan is after the duration of the project when the panels are no longer viable, they need to be removed and the applicant needs to secure funding so that these panels can be removed. One thing that needs to be included in the cost of the decommissioning plan is the cost of developing a plan is the cost of developing a SWIP for decommissioning plan does not currently include an abandonment time frame and provisions for removal if the system becomes nonoperational for a specified time period prior to the anticipated project lifespan. So, if in 15 years after the project is constructed, the panels are no longer operational, the Town of Shelby may request that if the panels are nonoperational for an x number of months, then decommissioning would commence unless the applicant had proof they were working on fixing it. There are no provisions for that. That might be something the town would like to explore so that you don't have a project site where the panel aren't working and there are no means to decommission them. The decommissioning plan does not address the method of ensuring funds that will be available for decommissioning. There are several ways that the town may want to ensure. She is sure Kathy can speak to that but there is no provision for that listed in the decommissioning plan. In the decommissioning plan typically, that have an anticipated duration that the effort to actually decommission the panels will take. This plan does not currently state that. Some additional information and permitting that will be required for this site, based on the agency review letters and the nature of the site, there will need to be coordination with NYS department of Agriculture and Markets. They will require the submittal of an NOI as well as likely some additional feedback they may have on the drawings that are submitted to ensure that the integrity of the soil and the site can be returned to an agricultural use. The applicant has provided some language regarding these guidelines; however, it is likely that they will need to



require more depending on what the department says. They will also need to provide coordination with the local fire department to ensure that the fire department sees the site as acceptable for access and is comfortable with that they will need to do in case of an emergency. We would request that the applicant provide proof of coordination and acceptance with the fire department. This would be later as the project progresses but something to keep in mind. Currently the applicant has not provided a noise assessment for the proposed project. Typically, there is not a lot of noise associated with these panels; however, the inverters do make some small hum and that is often something that is included with these applications. Another thing that has not yet been provided is a glare analysis to assess impacts from glare on motorists from the panels. Obviously, its acres and acres of solar panels. They do have some glare. It's not incredible adjacent to road sides but still would be something to assess. No operation and maintenance have been provided by the applicant. Typically, an operation and maintenance plan include both storm water provisions as well as maintenance of just the general facility, who's going to mow it, how often, maintenance of the road and if any concerns come up with fencing as well as maintenance of the actual panels themselves. There also may be county and state permits that will be required for work within the right away. She believes that road is a state road. They will likely require driveway permits; entrance permits as well as NYSDEC will require some permits for storm water. She also saw a parcel merge in one of the documents which was filed with the county to merge to of the parcels that the proposed projects are on. She did not see any follow up as to whether that request was granted. Attorney-At what point do you think we would be comfortable with reviewing part II of the SEQR form. What else would you like to see before we undertake that part of the process. Caitlin Choberka-she would like to see a draft SWIP before considering it. There are some items she would want to look at as far as water impacts. They would also want to see the visual impact assessment.

Assessor's Report: (Julie Cecchini)- Supervisor read her report. Final role was completed and can be viewed on line. Total homes on the market were 20. Eight out of twenty are pending. Homes sold in June -six and nine homes went on the market.

Highway Report (Dale Root)-has been helping neighboring towns, Clarendon, Carleton, Ridgeway with chip sealing. Should begin with Shelby tomorrow the first round of sealing Townline, part of Bigford and Munzel followed with shoulders on Munzel Rd. to complete. Fire flow test on the expanded portion of water with good results. A 700, 750-gallon test with a working base of 500 gallons a minute. Thank you, Jason Foote, with CPL. He would like to ask to vote on a new water rate per thousand after the minimum. After consulting with CPL we have ascertained a new rate of \$5.60 a thousand would be in line with how far we have been able to move Royalton water. All the lights in the shop have been changed out to finish the lighting program in the building. Rebates have been paid. This last round of eighty lights installed only cost the town \$104.00. He thanked Jeremy for the work he put into this project the past two years. Men ground stumps in the cemetery on Salt Road in Shelby, Shelby Basin, cleaned up seeded and yes, they all involved a stakeout. Spoke with Grant Johnson on the cemetery grant of a potential \$15,000. Everything is in place, just waiting for final approval from the solar company. Also, he would request a vote tonight on the rate increase for the cemetery operation.

As concerns were brought up at the last meeting, but nobody came to him for any discussion. He assumes no questions need answering. Both Beth and CJ spent time with a representative from Thai sales learning the new Neptune 360 software we purchased. With the next water read this will be incorporated. Once the breaks on the tractor are repaired, we will continue with roadside mowing. We continue to mow fire halls, parks and water vaults and picking up dead deer, burials and stacking of e-waste. He responded to a portion of the election rhetoric pertaining to the termination of one of his employees. He wants the board to know that he was close personnel friend with Mr. Wolter for many years before coming to the highway department. Despite being friends, he had many job-related concerns with Mr. Wolter since he joined the town. It was brought to his attention there was a union contract and employee handbook I he was to follow. Clearing the air in the parking lot was not an option. The most recent issue with Mr. Wolter was certainly not the first issue they have had. He has no problem going into further details but find no value at this point to expand upon. It is not at this the time. As board members you are more than welcome to come to me for a full accounting of the subject. The town has attempted to negotiate a resolution to this issue through the CSEA, but has been unsuccessful to this point. An offer for Mr. Wolter to maintain his employment with the town was offered. He would have been back to work two months ago but he refused the offer. Last year the town CSEA negotiated a resolution of a prior disciplinary action with Mr. Wolter but he rejected the resolution and the union did not ultimately pursue a grievance on his behalf. He said it was the truth and if you come to his office he will explain it. But nobody comes. He truly wishes Mr. Wolter the best and hope that we were able to amicably resolve the situation but he strongly believe that his termination is supported by just cause. He cannot comment in further detail because this is a personnel matter and discussions with CSEA are ongoing. Ed- no comment on it right now at all.

Dale-He gave what the lawyer said he could say.

Limina-First she explained that very rarely will she come to his office with questions because she believes the question that she has are probably the same ones the public has. So, she is going to ask hers here. The cemetery rates- what is the \$150 occurrence for the weekend charge again?

Dale-For somebody to be there to facilitate the burial.

Limina-so it's not for the digging of the grave because that is done pre

Dale That is usually done pre.

Limina-And we have that done by Hill Excavating or do we do that ourselves?

Dale-usually we do it or Hill Excavation does some periodically

Limina- so if we've already sold the plot why do we need an extra charge for the weekend?

Dale-if he has to bring in a MEO he is going to get paid 4 hours at \$30.00. That's \$160.

Limina- Why would we be bringing in an MEO?

Dale-Thats who's in charge and can operate the equipment if Dale is not around.

Limina-She is sorry but doesn't understand how the whole grave thing works.

Dale-You have to fill it

Limina-doesn't understand it that's why she is asking him to explain. So, the \$150 is to cover the cost of the MEO's.

Dale-It's to cover the cost of having somebody there on a weekend.

Limina-The MEO.s. She wants to be clear. We are talking about the MEO's.

Dale-It's himself also.

Limina-But there is already a stipend for the cemetery so why would there be an extra charge on the weekend unless its for the MEO'? And is that not kind of built in to the price of the plot.

Dale-said it is not.

Limina- It's in the budget fort labor for the cemetery.

Dale-We have cemetery labor but the price of the lot is not in conjunction with the duties on a weekend. If we did this during the week there would be no charge.

Limina-So we are not budgeting. What your saying is we haven't budgeted for weekends.

Dale-not specifically he guesses. He said no.

Limina-So we need to look at putting into the budget

Dale -probably this year yes.

Limina-Was there spraying done around the town. –

Dale-yes

Limina- can you tell me by whom?

Dale-a qualified person from another town that has his pesticide permit.

Limina-Can you tell me the town?

Dale said he would rater not.

Limina-I would rather-

Dale-Ridgeway.

Limina-Thankyou. She said she did not hear in his report about the incident that happened out at the dump. She is hearing from different people in the town that there was an incident.

Dale-said he did not know anything about it.

Limina-Scott, you weren't informed either. It's her understanding the state police were out at our dump. She did not even know we had a dump and there was an incident where someone got hurt and had to be taken by ambulance to the hospital. So, we are saying the state police neglected to inform us of an incident on our town property.

Dale-said he did not know anything about it.

Supervisor-reminded people to be considerate. No one talks in the room. That's just the way it is. That's the rules of meetings. Robert's rules of precedence. No more outbursts. Be respectful of the people that are talking.

Limina-She is concerned. The Dump she guesses if off of Townline Rd. Is it posted?

Dale said yes there was a gate across the driveway.

Limina-said and its posted so people know they are not supposing to be on there

Dale said yes but they go back there with their dirt bikes often.

Limina-she is thinking that is a huge liability to the town. Dirt bikes. Kids. She asked if the attorney could please step in and help her.

Attorney-If it's posted then they shouldn't be out there.

Limina-and maybe we need a little police enforcement. She is concerned especially if somebody went to the hospital. Are we going to be getting a lawsuit here shortly? Or if not this time maybe the next time. I think we are a remiss as a town if we don't take action on the incident. So, it is her understanding the state police were there. Is somebody going to reach out to the state police and find out if there was an accident on our property?

Dale-said he can try tomorrow.

Ed-sad to get a police report on it if there is one.

Limina-Seitz if just say8ing that at one time it was posted all the way around. Is it posted all the way around?

Dale-As far as he knows it is. Yes.

Limina-said she thinks it is worth checking.

Attorney- She thinks we would need to make sure that it's posted in compliance with what the law requires for posting in order to be able to enforce any trespass.

Limina- thinking we should be enforcing some before somebody gets really hurt.

Attorney-it its patrolled, yes. We should make sure its patrolled and that if people are found out there that they are asked to leave.

Supervisor-asked Linda when did it happen?

Limina-she started getting calls two weeks or so ago.

Dale-said he wished she would have called him.

Zelazny-said it was on the monitor also.

Seitz-If there was an accident there seems like E Shelby would have been notified.

Limina-E. Shelby Fire Dept. went.

Seitz-then there should be some kind of record.

Limina-that's what she is asking. She is confused as to why something would happen on our property that could be a legal issue and nobody notifies us.

Dale-apparently, they didn't

Limina-Do you find that odd?

Dale said no.

Limina-do you find that concerning-

Dale-maybe some yes.

Limina-Maybe some. We could end up in a multi-million-dollar lawsuit.

Dale-They shouldn't have been out on private property. Yes, he is concerned about somebody being injured

Limina-and trespassing.

Dale-The chanced of you catching somebody on a four-wheeler

Limina-We caught him. There is going to be a police report. Do whoever that was, we would have caught him or here. It was her understanding it was a male but she is not 100% because she hasn't seen a police report. There is a bill in the invoices for Parmetor. A shared trailer with the village of Medina, and town of Ridgeway. It says to invoice. Is that something we pay the bill and then invoice the other town and village.?

Dale said yes.

Limina asked who makes sure that is getting done?

Dale -Eva

Limina-and you know just from seeing the invoice there has to be a three way.

Zelazny-regarding the parking lot out front. We paid \$3450 to have Keeler redo it. What was the reasoning, wasn't it done right in the first place?

Dale-because there was an error when it was laid down the first time and there were two slip and falls on the parking lot and before we have a lawsuit against us, he thought that it was prudent to fix it. Water does drain away now. We seem to have eliminated the problem.

Zelazny-the error was on Keeler's part?

Dale-No, it was on a roller operator that was told to stay off it and he went on it from another town, creating a well, a pond.

Zelazny-So why are we paying for it. We already paid for it once., Another \$3400 to fix it. If somebody else, did it from some other town,

Dale- You can get ahold of the Town of Murray and ask them if they would like a bill.

Limina-Have we done any brush and weed work this year so far.

Dale-as far as cutting down trees, yes.

Limina-anything that's considered brush and weed.

Dale- We've done the road side mowing.

Limina- Going back to payroll problem. We have no payroll in brush and weeds

Dale-As far as something that's been, there is a line for it.

Limina-If there has been work done, the payroll was not charged correctly to brush and weed

Dale-said there is a line for it and believes that payroll period was a time that he wasn't here.

And somebody else took care of it. He thinks it was the first part of June when he was at school.

Payroll was handed in and somebody else coded it.

Limina-that's fine you should probably get with Eva, figure out how much it was for and it should be reclassified into the right account.

Planning Board Report (Kirk Myhill)- No report

Code Enforcement- (Dan Wolfe)-No report

William Eick-Orleans County Legislature- A little over a year ago we had Congressman Morelli from Rochester area who was in charge of the eastern part of Orleans County toured some of the area in the eastern part of the county and took him down to Point Breeze and showed him the water down there and mentioned it to him that we needed dredging done again which was coming up. In the meantime, he went back and we had a grant that covered the dredging and they're in the process of doing that right now at the point. In the hub you may have seen the article about the county fire and ambulance service. The legislature had a grant that they applied for to look into ambulance service, countywide and fire countywide. So that's going to be coming up as a study to see when the possibilities are. Not so much with the fire but the ambulance service is a drastic problem even though we've got complete coverage throughout the county but it's a problem so we just wanted to get some ideas; how to get it resolved. Genesee County went through this either a year or two ago and we are just following suit.

### **RESOLUTION NO. 69-25**

#### **RESOLUTION TO APPROVE TOWN CLERK REPORT (June 10)**

Motion by Limina and seconded by Seitz

Ayes- 5

Opposed-0

Motion carried

### **RESOLUTION No. 70-25**

#### **RESOLUTION TO APPROVE TOWN BOARD MINUTES (June 10)**

Motion by Seitz and seconded by Zelazny

Ayes-5

Opposed-0

Motion carried

### **RESOLUTION NO. 71-25 -DENIED**

#### **RESOLUTION TO APPROVE THE SUPERVISORS REPORT (June)**

Motion by Schiffer and seconded by Seitz

Discussion-Limina- she is understanding the Supervisor report is what's being called the profit and loss report that we get. But we are showing that we have 35% of the budget left in the A fund and we've got several lines that are overdrawn again. What are we doing about the overdrawn lines?

Supervisor- according to Eva, he spoke to her today, and they are going to work it out for the August Meeting to transfer funds, whatever we need to cover line items. She didn't want to do it this meeting.

Limina- The contingency line has \$34,000 left in it and we have \$34,000 worth of overdrafts this month, and we've got these bills if she remembers correctly the legal bills are only through the end of May. So, we've got 7 months of legal left at a minimum of \$2000 a month and then all the extras that keep happening and she doesn't think we have enough money in the A fund. She thinks it's more than a sit down with Eva. It's a sit down with the department heads to find out we might be cutting spending effective August.

Supervisor – agrees. We were going over to figure she was waiting for Sarah to come back to figure it what we needed to do, what needed to be moved.

Limina- said that is our decision, not their decision.

Supervisor- it's her recommendation and then we present it to the board and the board decides what we are going to do.

Limina-So you're going to let an outside person who doesn't know the inner workings of the town tell Dale what he can and can't spend?

Supervisor -No

Limina-Don't you think we should be talking to the Departments?

Supervisor- She's going over the whole budget with him, figure out where they are short, where we can pull. If we need to pull from General Fund, we need to pull from where ever we need to pull from. Then we can meet with the Department Heads and figure out what we need to do to fix the budget.

Limina-asked Kathy if we can take money from fund balance if we've over spent a fund during a budget year?

Attorney-Did not know off the top of her head. She said she would think so. That would be the purpose of a fund balance but it would have to be authorized by the board.

Limina-She wants to preface that when she comes back next month, we should understand why are we over budget not just that we are and move the money but what's causing it other than the obvious of the audit line and the legal line?

Supervisor-The audit line we knew we were going to go over because we paid for two years of audits off of this year's

Limina-She is wondering why Tina didn't suggest that we would encumber the money to cover the audit bill that we were going to get in January or February or March for last year because it's last year's money and last year's audit and budget for 2023.

Zelazny- where did the \$15,00 come from last month that we put in for the legal? What line would that come out of. And what is left in that contingency that we took out.

Supervisor-doesn't have that number with him right now. He can find out and give it to him.

Limina- Its A1990.400. There is \$34,770. 42 left.

Zelazny- So we are at the pace for the first six months at \$236,000 in legal. We are going to have to stop the spending. He doesn't understand we need \$12,000 for the retainer so that is going to be another \$12,000 off of that.

Limina-So you want to approve this report even though we are overdrawn in three lines, four lines

Supervisor-said to vote how you want. He is presenting it. That's what the accountants gave him.

Limina said she understands that but she is asking him if this report is acceptable to him?

Supervisor-Yes, from what he was told by Eva and it does not need to be transferring funds immediately

Limina-here is the problem with not transferring funds immediately. If you wait you get to a point where you don't have any money left to transfer anywhere. And the answer is not to go into fund balance. We budgeted appropriately. This board voted to pass a budget. You said it was correct at the numbers that were there and now you could very well be over spent in August. The answer is not to take money from fund balance. She asked the Schiffer and Seitz if he was ok taking money out of fund balance? They replied no.

Supervisor-Then we will have to cut spending. We will have to meet. He said we need to understand we pay the law firm \$2000 a month for board. Every email she gets, every law she's got to research

Linda added every investigation that she has to look into

Supervisor said this board approves.

Limina- Yeah three members of the board approve it. Your correct.

Supervisor-It's approved by the board. Gets charged at \$297 per hour.

Limina-That's another thing. She doesn't know if it is considered an executive session or legal advice but she thinks this board needs to have a discussion around personnel matters relating to legal.

Zelazny-thinks we ought to cap the spending each month at \$2000 for legal. He thinks that is all because we have already overspent quite a bit of money.

Limina-not sure that can be done because there are things that in her opinion there are things they are going to need advice on that could be outside of the realm but this is our second or third year in a row with those kinds of legal expenses and it's not the fault of the attorney.

Attorney- we could go into executive session if that's the prerogative of the board

Supervisor-no other discussion

Ayes-2

Nays-Limina, Zelazny

Abstain-Schiffer

Motion Denied

## **RESOLUTION 72-25**

### **RESOLUTION TO APPROVE TO PAY CLAIMS AGAINST THE TOWN**

Motion by Seitz and seconded by Schiffer

Discussion: Limina-asked Cassie, she believes she remembers hearing back a while ago there was a short pay in to the retirement. Was that corrected?

Cassie-when they sent the documents over to EBC, Tony who set up the account, even though she triple checked al the retirement is on those documents., they did not put retirement deductions in. That is something that Sarah is still talking with NYS retirement on. Once we get all the letters of delinquency from everybody who was affected then they will be able to deliberate with EBC and with NYS retirement to resolve the issue.

Limina-How long has this been going on.?

Cassie-it's not going on any longer. They corrected the deductions a couple months back.  
Limina-so the problem has been resolved.

Cassie-yes.

Limina-there were two webcams, C&H, the invoice was not for these cameras, right?

Cassie-No

Limina-Webcams for computers

Cassie-Yes

Limina-Whose computers?

Cassie-Hers and Scott's. She had to have a webcam so she could talk with retirement and anything else when they had their teams meeting. There is no webcam on the computer.

Limina-didn't we just order those a couple months ago? She could swear Sarah and Eva went back through all the bills Pam pulled the bills there was no invoice paid for those webcams, CHPC called no invoice was paid therefore its being paid this month. They verified, triple checked.

Limina so this could be a CHPC invoice that was received prior that just didn't get paid.

Cassie-correct

Limina-how does that happen.

Cassie-Things don't come in. Emails don't go through. She had an issue with another company that said they sent an email. But they never got an email.

Limina-

She remembered asking a question and Cassie said to her Those are yours and Cassie's computers because you need to talk to people during meetings. Thats different than this.

Cassie-she will go back and call CHPC and check just to make sure.

Limina-is it possible you bought them from somewhere else that maybe it wasn't C&H that maybe they got ordered from Amazon?

Cassie-No we only ordered those from CHPC, any tech stuff comes directly from CHPC.

Limina-There was a \$7,000 charge from Neptune software. What is Neptune?

Dale-Neptune is our water meter billing and equipment. That was the new Neptune 360 we talked about over a year ago to upgrade because they won't be supporting the old one. It would still work but we were encouraged to go with Neptune 360 for more data, more availability. It was voted on. They weren't going to invoice us until they had the school.

Ayes-5

Opposed-0

Motion carried

General A	\$ 59,036.93
General B	\$ 11,115.42
Highway DA	\$ 11,955.44
Highway DB	\$ 5,968.93
Special Districts	\$ 19,575..62

### **CEMETERY RATES**

Supervisor-Resolution for cemetery rates, do you want to table it or do you want to discuss it?

Zelazny- we were supposed to discuss that last week. Schiffer tabled it at last meeting. They wanted to discuss it and we never had that meeting. It was cancelled last week.



Supervisor– do you want to discuss it or table it?

Limina-Jeff you're the one that wanted to table it last time, are you prepared to voter do you want discussion on those rates?

Schiffer-Table it again until we get more information.

### **WATER RATES**

Supervisor-Resolution for water rates do you want to table it or do you want to discuss it?

Zelazny- would like to have CPL present when we go over this. He needs to be here to explain all the numbers he came up with preferably at a workshop.

Supervisor-ok will table that.

### **RESOLUTION NO. 73-25**

#### **RESOLUTION TO MOVE THE REMAINING FUNDS FROM A1330.400 TAX COLLECTION CONTRACTUAL TO LINE A1410.400 CLERK CONTRACTUAL**

Motion by Limina, second by Seitz

Discussion-Schiffer asked why are we doing it.

Supervisor-Thats her training everything. And that's over budget. There is extra money in Tax Collection contractual. So, it was recommended to move from tax collection contractual to clerk contractual.

Roll call vote:

Schiffer-aye

Seitz-aye

Limina-Aye

Zelazny-aye

Wengewicz-aye

Motion carried.

### **Board Comments:**

Zelazny-One the public hearing posting on the penny saver is roughly \$220 every time you want to put a post on there. There was supposed to be a meeting last week and it was cancelled. we still had two board members that could of came, so we just wasted \$220. Thinks we should have had that meeting last week like we planned.

Supervisor said you can't have a board meeting with only two members

Zelazny- said no we could have had four board members here. He doesn't understand why there other two couldn't be here. But there was no explanation.

Limina-Having all the problems we have had with getting our financial statements on time, she would like to know what the boards thoughts are on replacing Allied with Drescher & Malecki effective the end of this year for the audit for the 2025 year. They are the ones that did the books for 2023 and cleaned up 2023. She would like to see us get rid of Allied.

Supervisor said he had no problem advertising getting bids for an auditing firm.

Limna-at the last meeting had Convergent in here and the gentleman talked about the cameras, the access to the building, the different security things here and he thought walk through was good. Do we have that scheduled?

Supervisor-No. He sent him an email and he hasn't gotten back to him yet.

Limina-She spoke with him today and he said he hasn't heard anything so are you reaching out to Mike?

Supervisor said yes, the guy that was here.

Limina-asked the Supervisor if we could do it again and send the email to the whole board, please? She also asked Dale about the shoulder of the road on Salt Works Rd. She has had people asking when the barrels are going to be removed and when the shoulder is going to be fixed.

Dale said whenever the county gets around to it. It's a county road.

Limina asked if they communicate with Dale about their plans?

Dale- Sometimes. He said he could reach out to them.

Limina asked Steve Fuller if that's how the county works? She asked Dale to try and reach out because they have been there for a while.

Zelazny-We haven't decided when we are going to schedule a work shop for all the issues we have. He would like to do that right now.

Supervisor asked a workshop for what?

Zelazny- Water

Supervisor said water rates or water districts?

Zelazny- both

Limina-she sees them as one in the same and doesn't see how you can set a rate unless we know where we stand financially and whether we are recording things properly and where each district is. Because you set a rate and even rate for everybody which might be ok if you plan on charging extra some type of a sur charge if those districts are overspending what the water that the extra, you're charging in water. Would older water lines take more maintenance than newer water lines.

Dale=not necessarily

Limina- So it's like a 10-year-old car vs a brand-new car that tends to be a little more maintenance or if not, then someone please tell me why we are overspent by \$52,000 in District 4B.

Dale-said that question he cannot answer but as far as old vs new. It all depend on how it was put in because District 4, our problem district is basically from Wheeler Rd, Maritn Rd. to Route 31. Every time they dig it up, we find it sitting on top of bedrock or large sharp stones. Those lines vibrate underground and they work on them and they pop open. When plastic pops under that pressure it will send a crack five, ten, fifteen feet long.

Limina-So fair enough to say that some water districts need more hand holding than others.

Dale-Yes

Limina-her point is how do you charge the same rate with no additional in that district? And another district that doesn't have those same expenses.

Dale-that is not up to him. That would be up to the board. That would be up to the people that would finally figure out what the balance are in each district. But as far as water it should be probably the same price. Each district needs to have other charges increased again that would be up to you as the board to instruct.

Limina so for another question before a work shop or after a workshop that need to be addressed, there's an O&M, Operations & Maintenance charge that we add on to the cost of the water.

Dale-outside of a couple of districts they still have the bond that they pay for.

Limina- Where does that up charge come from.

Dale -it's an industry standard.

Limina-asked the supervisor if we shouldn't be looking at what the actual expenses are in determining in what we need to cover. She thinks that is very much part of the problem why the water districts are all order the board as to who has money and who doesn't

Dale-Could it be part of the problem years ago the water district Freeman Road is on we, were dumping 1.2 million gallons a year, that was going to have to get charged back to that district Correct?

Limina-Except for that district has a lot of money.

Dale-is saying that stuff has to be done on the outside of his.

Limina-but when you run a business clearly the point is to cover your expenses. And if we don't know if we're not taking it our add-on is not covering our expenses or maybe we're over covering our expenses and so this is not so much for you as it is for the board and a work shop.

There are a lot of questions around water and she doesn't know how CPL can come up with a water rate unless they asked Scott what are the O & M charges.

Dale-they had that graph when he was here a couple months ago and he had figured it out and he had come up with a rate of \$5.60

Limin-Correct and he is using an O & M charge based on what we were doing before. And what she is saying is that O & M charge might have been calculated fifteen years ago but it might not be valid today and what she is asking is has anybody checked that rate to determine whether we are covering our expenses or not or are we over covering?

Dale- doesn't know. When he came in her there was a lot of issues they cleaned up. There were massive leaks. The one year they went through 65 million gallons where normally they do 35, 40. So they fixed a lot of issues. They have eliminated a lot of flushing. They have made great strides so yes it would be a good time to re-evaluate

Limina- doesn't mean to insinuate that there hasn't been progress. What she is saying is as far as picking a rate we could be shooting ourselves in the foot in picking a rate.

Dale0This is a rate that was given by the engineer, the one you want to bring in. He's the one that offered this out.

Limina-Correct and she would like to understand from him. It looks based the spreadsheets that he gave them is that he just backed in to the O & M charge based on what we were buying water for and what they were selling water for, that's how he got O & M. That is not the way to do it. She is concerned that the rate valid. She thinks we do need a work shop to discuss a lot of things with water. Not just our books, but the rate that we are going to charge and whether it is going to be sufficient enough to cover our expenses.

Zelazny- For more information he talked with the Town of Barre and they don't have an upcharge. They pay \$6 like we do to the village of Medina. They pay to the Village of Albion and there is no upcharge. Everybody pays a flat rate of \$25 a quarter and that's throughout the whole town even if they got a service charge to pay. Thinks we should look into that also. Flat rate of \$25 a quarter everybody in the town.

Supervisor said he is tied up for the next two weeks. We could do last week of July or first week of August.

Seitz- where does that box, we were having redone for the truck where's that stand?

Dale-As soon as I can get down there and get it loaded up; he contacted the village of Medina last week. Thought he could get the truck and trailer Monday but it was unavailable. It was unavailable today. We are working on roads tomorrow ourselves so he is hoping Thursday he can get it picked up. It's all redone. Needs to go to Attica for sandblasting and painting.

Supervisor-set July 30<sup>th</sup> at 6 pm for work shop. It was good for all.

Public Comments:

Larry Waters-Struggling trying to figure out how to help. Just a note the WEA grant opened up in the middle of last month. It's open through September 12. If you want to consider any sort of water infrastructure or anything related to that. Perhaps that's important enough somebody would apply. Another area where we could be saving money and he mentioned it again is Source Well. It's an outlet where you can get just about anything you need. Printer paper, toiletries, trailers, trucks, tractors you name it. He is in the business; he has been doing it a long time. He worked for NYS contract for probably 11 years. He is very familiar with the process and that was converted to Source Well. What he doesn't hear on all of these quotes on these things we're having done, are we looking for Source Well on these bids and invoices and so forth. Literally would be savings tens of thousands of dollars. An example a tractor that retails for \$140,000 a town would get upwards of 50-60% off a list price for that tractor. It could be any make, any model. It's an across-the-board savings. So that is something to look into. The town already has an account. He believes he gave them the account number two years ago when he mentioned it. He could get it again if we need it.

John Pratt-Spent a lot of time tonight talking on the budget, how we are sticking to it, not sticking to it and whatever we are doing with it. His question is when we opened up NY Class, we took our money that we had in CD's if he is not mistaken and put it in there so we could earn a good interest rate. Is that not right Scott?

Supervisor-yes.

John Pratt- his question, we did a budget. We have shortfalls now. When we did the budget, were we going to rely on this CD money in the NYClass to pay our shortfalls?

Supervisor said No.

John Pratt-so we are not taking any money that's in there.

Supervisor- said that doesn't get touched. That's a separate fund in NYClass.

John Pratt- we use interest from that money?

Supervisor -No, interest from each account like A, B, DA, DB, the money we earn from each one of those plus the CD whatever it was goes back into that. Its divided back into each fund that earns it. So, if we earn \$100.000 worth of interest this year, it's divided among each of those funds, how much each fund actually made. If everything made 6% its divided by how much is in that fund for the days it's in there.

Supervisor said the CD money is still in there it hasn't been touched.

John Pratt said that CD money was there when he was on the board. It should be there. In case of a catastrophic problem.

Supervisor said he will print out the NYClass report and give it to the board.

John Pratt asked if they could have some of those reports at the next meeting so they could see where they are at.

John Parada Yonic- Asked the attorney how she was coming with the storm water on Furness Parkway. what she was checking up on the parkway. You said you didn't agree with the report that came back.

Attorney- Report from County Soil & Water? She still has to talk to the town about hat. But they will get it figured out.

Yonic Parada-told Dale you made the remark last meeting that he talked to Ron Iorio. Yonic talked to Ron, he is a neighbor to Yonic and he told him he is not happy. Dale said in the

meeting Ronnie was ok. Well, he is not happy. He is so tired of going thought this because he was told I'll come back. I'll come back and dig the ditch for you. That was last year and it hasn't been done. Thats when you guys were up on the Parkway that day, you came and visited me. No, he is not happy When you said Ron was ok, he is not. He is just tired of getting BS all the time and he is not getting any help. None of us are up there. The high spending of the legal bills. It is way out of control. He would like a breakdown of what everything is being spent on. Does he have to FOL it or are we going to have a meeting about it. There should be another meeting about the spending. A meeting has been set for July 30<sup>th</sup> at 6PM. Supervisor said yes. Yopnic said he is going to hold him to this meeting Scott because every meeting you put down, we sit here we all agree up here and then you cancel it. The meeting last week should not have been cancelled. That was an important meeting. And we haven't even discussed what we were supposed to discuss in that meeting in this meeting. He said he would see him July 30<sup>th</sup> and don't cancel it please.

Darlene-wanted everyone to know that CHPC were called the day after our last meeting and they did come out and agreed we do need a hard wire to her computer. So, they did run an Ethernet or hardwire and it looks like everything is running well.

Jim Heminway- For the last several years he has made it a point to ignore many of the mistruths and personnel comments made by certain members of the board. However, the latest social media posts comments by Councilman Schiffer have pushed me to a point that I need to address them, Mr. Schiffer let me first start with claims you made stating that a vote for the non-endorsed candidates was a vote for increased taxes, a reduction or elimination of taxes for village residents, higher water rates and a quarry on the Zelazny property. While he can only speak for himself, none of this remotely reflects the platform he ran on. You might have realized that even once had you spoken to me about those issues. In fact, you could not even bother to return a call I made to you to answer your questions about a statement I made regarding the tax increase I made in 2025. By the way it was a tax increase Schiffer voted for on the 2025 budget. And with that budget you're sitting on the board and you've overspent the A fund to a point you only have 35% left for the next six months. During the campaign I knocked on almost 400 doors. Most were not home but the opinion of the vast majority did answer they were sick and tired of the actions of this board. That feeling was not created by him. That feeling was created by Schiffer and the other two members of the board who ram rotted many unpopular actions. In your post you say that anyone that disagrees with you and with your statements will rot in hell. I guess that applies to the Shelby residents who voted for Ed, Larry and him by an over 70% margin. One of the main reasons he ran is because he believes this community can do better. He is not sure where Schiffer lived before moving to Shelby but obviously many of those who voted for us want a different direction for the Shelby they love. This is a small community. Maybe you think I would not hear all of the negative comments most not suitable for public comment you made about him. He could care less. Of course, Larry Waters may feel differently about that post. However, you have repeatedly said you would resign should he win. Well, he won so maybe Schiffer should.

Brian Wiesinger- thank you to Supervisor for reference Robert's rules tonight. Seems as though he had reviewed some things and he appreciates that.

Schedule A-that's been covered. We have no solution to that yet. I know we are concerned about limiting spending and how to do that and hopefully putting some controls in place. He wants to make sure people are aware that we have a fund balance that represents a savings account. And when you approve aa a board as a fund balance as part of a budget for a calendar

year by municipal law in NY State you can't freely move that fund balance to cover over spending in your budget. That is to remain as savings for the entire budget year. So, budget cuts or budget restraints are the way to go. He should look into that. He told the highway supt. he was glad he is healthy and glad he is alive. Apparently, someone didn't think someone thought his comments were different than what he made last meeting and to say something in the hub. He did not attack and talk about a moral compass or need to for going for church. He is here about this town and no he doesn't reside in the town yet. But when I am looking t moving to the town, he wants to know what's going on, and make sure it's a place he wants to be. His point last month was if there was an accident whether its hers, at home, wherever and that person supervises other employees are we following prop safety procedures? Are we limiting our liability if we are not? That was the point of his comments. Matching revenues and expenses. It's a pillar of accounting. We have heard a little bit of that tonight and he appreciates that. We need to do a way better job making sure that if something is spent in a line it stays in a line. If something is earned in that line as revenue's it stays in that line and that's what matching principles are all about. Until you do that you are dropping the fiduciary responsibility that you've been elected to uphold. He doesn't know the history of the solar farm but he is always curious when he looks at two projects of five megawatts that have a potential to earn \$375,000 to a million dollars per year per farm but no plan for decommissioning or funds to do so, limited plans for how to pay for things in the future. It's kind of like grabbing a purse full of money and taking off with it and no plans after that. He is curious there and going to do a little research. He knows the Supervisor likes to thank people for their opinion. You are welcome for his facts. Cassie-brief the board on what she did with the electric-With our electric rate we have National Grid which is the delivery system. We have a different supplier which is American Power and Gas. Looking at the bill you can see we are charged 25 cents per kilowatt hour, which is astronomical. She called American Power and Gas to see if there was anything they could do. Looked into a couple other options. They decreased our rate saving us over \$1000 on just one of the National Grid bills a month. So, we will see that decrease in bills next month and they also put us on a monthly monitoring system so if they see any large increases coming they can prep us for it and try to get us on a lower price plan. With that they realize we are on NYSEG for gas and we are paying \$54.61 per therm right now. They can get us down if we go from NYSEG back to National Grid and American Power and Gas for gas they can decrease us to \$49.9 per therm. Now that doesn't sound like a lot but every penny helps. So, the money savings in electric is amazing, but if we can save a little bit more in gas as well, it's like health insurance. Every few years you have to look they are going to spike your rates if you don't catch it. Supervisor asked the board if it was something they were interested in or do they want to find out more information. Limina said she would need to do some research on it. Zelazny agreed. Cassie will give them the contact information.

Limina made a motion to go into executive session to discuss personnel legal matters. Zelazny second. Roll call vote:

Schiffer-Aye

Seitz-aye

Limina-aye

Zelazny-aye

Wengewicz-aye

Supervisor made motion to end meeting to go into executive session that way the public can leave and they don't have to sit and wait. Seitz seconds

All in favor ending the meeting  
Ayes-5  
Opposed-0  
Motion carried. Meeting ended at 8:10 PM

Executive Session closed at 8:35 PM.

Darlene A. Rich, MMC/RMC  
Town Clerk