

**Town of Middlesex
Regular Meeting
April 8, 2021**

Present: Wayne Dunton, Supervisor
Denise Adam, Councilwoman
Leon Button, Councilman
Peter Gerbic, Councilman

Absent: James Grant, Councilman

Also Present: Patrick Grimaldi, Assessor
Dawn Kane, Code Enforcement Officer
Bruce St. Lawrence, Project Coordinator

Recording Secretary: Lynnette Miller, Clerk

Supervisor Dunton called the meeting to order at 7:00 p.m. at the Town Hall located at 1216 Route 245, Middlesex. Everyone in attendance wore face masks and social distanced following recommended CDC guidelines during the COVID-19 pandemic.

Approval of Minutes

Supervisor Dunton requested a motion to approve the minutes from the March 11, 2021 meeting. A motion was made by Councilwoman Adam, seconded by Councilman Button.

*All in favor; none opposed. Motion carried.

Assessor – Pat Grimaldi

- Tax roll files will be submitted to the County tomorrow.
- The assessor's office received several calls recently about re-valuations.

Highway/Buildings/Grounds – No report

Code Enforcement – Dawn Kane

- The code office has been busy issuing permits and applications. Approval was given for a large new build on South Lake Rd.
- The Planning Board has been busy. Chairman De Vinney was able to attend the last meeting after a lengthy absence.
- Work is being accomplished on the properties that received letters regarding clean-up.
- The Planning Board held a work session earlier this month to review the draft of the On-Site Waste Water Law. Code Office Kane made a request to the Board to review changes made. The changes are mainly administrative, clarifying terminology and specific wording. The changes have been highlighted in copies given to Board members this evening. Code Officer Kane clarified questions asked. A copy will be sent to the Town attorney as well as to Canandaigua Lake Watershed Council Program Manager Kevin Olvany. A copy will also be placed on the Town's website for review by the public. A discussion followed. Dawn also explained that she is hopeful that a public hearing will take place in June.

Planning Board – No report

ZBA – No report

Water District – No report

Heritage Group/Historian – Dan Robeson

- Members continue to meet on Wednesday mornings here at the Town Hall to work on their usual activities.
- The group is hopeful that their two major programs, Citizen's Appreciation Day and Seneca Heritage Day, will be able to be celebrated this year. Last year's celebrations were cancelled due to the pandemic.

Legislator's Report – Ed Bronson

- At the meeting to be held on Monday, the County Legislature will receive a presentation regarding a county-wide water feasibility study.
- With the legalization of marijuana, municipalities are eligible to opt in/out of allowing cannabis retail operations by adopting a local law. The County would receive 1% of sales, Towns would receive 3%.
- Jury trials will be starting later this month.
- An EMS Coordinator has been hired by the County.
- The Real Property Tax Service will present information to the Legislature regarding hiring a county-wide assessor.
- The Town has been provided with the yearly Mowing Contract by the County.
- A contractor will be named for the East Sherman Hollow bridge replacement.
- CHIPS funds being reinstated.
- A Household Hazardous Waste Day will be held by the County on August 28, 2021.
- Individuals will be able to obtain their driver's permit online through the NYS DMV as of April 21, 2021.
- Household evictions are moving from local courts to county courts.
- 2023 will be the Yates County Bi-Centennial. A committee will be formed to plan events.

Public Comments –

- Resident Leigh Williams commented that there is a bill in the Senate to drop the age for hunting with a crossbow.
- Ted Carman asked about the county-wide grant to provide broadband to unserved and underserved areas of Yates County. Legislator Bronson commented that an engineering firm will be awarding a contract at this Monday's meeting. There was a brief discussion.

Town Clerk – Lynnette Miller

- Tax collection ended as of April 1st. Any delinquent town/county taxes will now be collected by the Yates County Treasurer. Clerk Miller is waiting to hear from the County Treasurer for a time to visit their office to reconcile the taxes collected.
- The town clerk is still working on getting prices for computer upgrades.

- Clerk Miller reported that in error the town clerk monthly report given to Board members in their packet this evening is from February, not March. The March report will be placed in their mailboxes.

South Lake Rd. Rehabilitation – Bruce St. Lawrence

- The Town highway employees have been working to complete drainage along the east side of South Lake Rd. Ramsay Constructors will begin work this week. The project is still expected to be completed in early May. Asphalt plants are not yet open. The Town of Gorham has been supplying trucks and personnel. The Town of Canandaigua has supplied an operator. Canandaigua Lake Watershed Council Program Manager Kevin Olvany has been on the job most days. He informed Bruce that most of the cost of both the pipe and the equipment operator can be covered by grant funds. Bruce has been in touch with most residents on the road, keeping them informed of the work being done and any delays/closures. Signs are posted. Overall, it has been a good start.

Supervisor – Wayne Dunton

- **Town Hall Rain Gutter/Down Spouts** – Flushing was not possible. The pavement between the fire hall and the Town Hall will need to be dug up. Highway Superintendent Conaway will talk to Gary Oppelt of the fire department to plan a course of action.
- **Planning Board** – This item was included on tonight’s agenda if there was a need to set a public hearing on the proposed On-Site Waste Water Law. After tonight’s earlier discussion, this will be postponed until the update to the draft law is complete.
- **Town General Checking Account** – Two months ago it was reported to the Board that the Town highway checking account had been closed and a new account opened due to several fraudulent check having been written against it. This month the same has happened to the Town’s general fund account. A sheriff’s deputy met with Sabra yesterday to file a report. Community Bank is covering any loss although no money was actually paid out of this account. A new account has been opened. New checks have been ordered. Community Bank has a program called Positive Pay that will identify checks written by the Town each month. The cost is \$15/month. The decision was made to use this program.
- **MRB Meeting** – A meeting will be held next week between the Town, the Village of Rushville, and engineering firm MRB Group to work on the actual cost to supply water to the Town of Middlesex.
- **Vine Valley Store & Bath house to Open** – Dawn Kane informed the Board that NYS Ag & Markets has approved operation of the Robeson Store. Water Superintendent Alan Williams will turn the water on this week. The bathrooms at the bath house will be opened this weekend. The liquor license is expected in May. Dawn has two applications for lifeguards. Hopefully more applications will be forthcoming. Clearance was given by the Town attorney for cameras on the property. There will be no audio, only video. Dawn asked the Board to consider the new marijuana law – there is no smoking of any kind on Town property. Dawn also commented on the need to purchase two lifeguard chairs because they can no longer sit together in one lifeguard chair.
- **Cannabis Dispensaries, Town to Opt Out** – Supervisor Dunton informed the Board that the only places that can sell marijuana are establishments that sell alcohol and tobacco. The Town is allowed to opt out of sales by adopting a local law. He asked the Board to look over the copy provided. No voting will be held tonight.

- **Free Rabies Clinic** – The Yates County Public Health is offering free rabies clinics throughout the county. The schedule was given to Board members.

Resolutions

Resolution # 23-21

Yates County Mowing Contract

On a motion by Councilman Gerbic, seconded by Councilman Button, the following resolution was

ADOPTED Ayes 4 Dunton, Adam, Button, Gerbic
 Nays 0
 Absent 1 Grant

Resolved to accept the 2021 Yates County Mowing Contract and allow Supervisor Dunton to sign and return to the County.

Resolution # 24-21

Audit of Claims

On a motion by Councilwoman Adam, seconded by Councilman Gerbic, the following resolution was

ADOPTED Ayes 4 Dunton, Adam, Button, Gerbic
 Nays 0
 Absent 1 Grant

Resolved that the bills contained in the April 2021 Abstract have been reviewed by the Town Board and are authorized for payment in the following amounts:

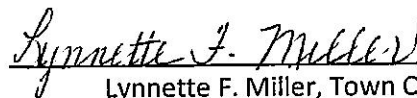
General Fund	Vouchers No: 73-104	\$55,159.16
Highway Fund	Vouchers No: 68- 94	\$40,145.97
Water District	Vouchers No: 14-20	\$ 2,164.86
Trust & Agency	Vouchers No: 3	\$ 5,204.68

Supervisor’s Report Addition

- Supervisor Dunton read a proposal from Lu Engineers to provide services to develop a general highway use permit program for the Town. The program would include a seasonal hauling permit for certain Town roads, such as South Lake Rd. After a discussion, Board members agreed to accept the proposal put forth by Lu Engineers not to exceed a cost of \$12,000. A motion was made by Councilman Gerbic, seconded by Councilman Button to accept the proposal as presented.

*All in favor; none opposed. Motion carried.

With no further business, on a motion by Councilman Gerbic, seconded by Councilman Button, the meeting was adjourned at 7:59 p.m.


 Lynnette F. Miller, Town Clerk