

**Town of Middlesex  
Regular Meeting  
February 11, 2021**

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

**Also Present:** Patrick Grimaldi, Assessor  
Dawn Kane, Code Enforcement Officer  
Dan Robeson, Historian/Heritage Group  
Arthur Radin, ZBA Chair

**Absent:** Todd Conaway, Highway Superintendent (entered at 7:30 p.m.)

**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 approved the minutes from the 2020 Year End Meeting originally scheduled for December 29, 2020 and rescheduled due to the pandemic. The meeting was held January 14, 2021 at 6:00 p.m. A motion was made by Councilman Gerbic, seconded by Councilman Button to accept the minutes of the 2020 Year End Meeting.

\*All in favor; none opposed. Motion carried.

Supervisor Dunton requested a motion to approved the minutes from the January 2020 meeting. A motion was made by Councilman Gerbic, seconded by Councilman Button.

\*All in favor; none opposed. Motion carried.

#### **Code Enforcement – Dawn Kane**

- The code office has had many applications for new construction & building permits.
- Letters regarding property clean-up are ready to be sent via certified mail. Councilman Gerbic asked if the letters should be signed by the Town Board. Code Officer Kane suggested that the letters come from her office. A short discussion ensued.
- The Planning Board held a successful meeting via Zoom with new Board members with many new applications.
- The Planning Board completed the SEQR for the waste water draft law. It was determined that the proposed law would be re-visited for further understanding at a meeting on March 24th.

#### **Assessments - Patrick Grimaldi**

- Re-valuation numbers will be out in early March.
- NYS is changing the STAR program, again. Assessors no longer take STAR applications. NYS is handling everything. Senior citizens will be pushed into the credit program instead of the exemption program. Councilman Gerbic asked for clarification between STAR Credit and STAR Exemption. Assessor Grimaldi explained that in the STAR Exemption program a discount was applied on your tax bill. In the STAR Credit program, the tax bill is paid and a check is received at a later date through the mail. Councilman Button asked for the reasoning behind the switch. Assessor Grimaldi explained.

**Highway/Buildings/Grounds --**

- In Superintendent Conaway's absence, Supervisor Dunton noted that Todd is working on getting prices for a new truck. There was a brief discussion about the two estimates provided to the Board.

**Planning Board --**

No report

**ZBA -- Arthur Radin**

- Supervisor Dunton welcomed Chairman Radin to tonight's meeting and announced to the Board that Arthur is retiring from the ZBA after 25 years. Supervisor Dunton thanked Arthur for his service to the Town and emphasized that he will be missed. The Board members agreed and thanked Arthur for his dedication to the Town of Middlesex.

**Water District --**

- Supervisor Dunton informed the Board of a grant by MRB Group to secure funds that will partially pay for new meters in the water district. Further discussion will take place prior to the offering of a resolution later in tonight's meeting.

**Heritage Group/Historian -- Dan Robeson**

- The Heritage Group continues to meet on Wednesday mornings at the Town Hall. Group members continue to work on their usual activities.
- The group's two main projects, Citizens Appreciation and Seneca Heritage Day, are still in limbo due to the pandemic.

**Legislator's Report -- Doug Paddock**

- Town of Middlesex resident Edward Carman has been appointed to the Yates County Planning Board.
- At the February meeting, the County Legislature recognized the following; retiring Director of Public Health Deborah Minor, J.D. Tette recipient of the Yates County Distinguished Youth Award and Veteran Services Officer Carrie Ahearn.
- The broadband grant is progressing. The County has negotiated an agreement with an internet service provider. The next step will be meeting with engineering groups. Construction is slated to begin this year. There is a link on the County website to see if your property is located within the area covered.
- All government entities must have a continuity of operations plan by April 1<sup>st</sup>. The County plan can be used as a guide.
- The Legislature is working on a Law Enforcement Collaborative Plan. A survey was sent to each town in December.
- The Yates County sales tax revenue for 2020 is up over \$1 million from that estimated in the budget.
- A presentation on the county-wide water study was given to the Legislature by Clark Paterson Lee. There will be more meetings later in the year.
- Chairman Paddock thanked the Town for removing the dock at the Vine Valley Beach.

**Public Comments --**

- Resident Tom Hansen commented on the potholes on South Lake Rd.
- Resident Leigh Williams informed the Board on the upcoming elections. Election petitions for Republicans and Democrats begin on March 2, due to the Board of Elections by March 22. A Zoom meeting was held yesterday regarding petition rules. The number of signatures required is based on the number of registered voters. Candidates are required to provide an email address. Primary voting takes place June 22.

**Town Clerk – Lynnette Miller**

- The clerk’s monthly report was given to Board members for review.
- Tax collection is in full swing.

**Supervisor – Wayne Dunton**

- **South Lake Rd Rehabilitation Bids** – The bids received were over budget. The decision was made to move forward.
- **Town Hall Rain Gutters/Downspouts** – Superior came last week to troubleshoot.
- The proposed **On-Site Waste Water law** will be on hold until reviewed by the Planning Board on March 24<sup>th</sup>.
- Town employees have received **spam emails** over the past week that look like they are from the Town Supervisor. Supervisor Dunton reminded everyone to not respond to emails that are not from a trusted address.
- The **Monthly Report** was not finalized for tonight’s meeting.

**Resolutions**

**Resolution # 14-21**

**Appoint Member (Edward Carman) to the Yates County Planning Board**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

RESOLVED, that the Town Board recommends Edward Carman (638 Fisher Road, Rushville, NY 14544) to represent the Town of Middlesex on the Yates County Planning Board to a term to expire on February 12, 2022.

**Resolution # 15-21**

**MRB Group Contract for Engineering Report and Grant Writing Services-GIGP Program**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

RESOLVED, to accept the proposal submitted by MRB Group to the Town of Middlesex to assist the Town with an Engineering Report along with grant writing services towards the Green Infrastructure Grant Program (GIGP) for the replacement of water meters. Total cost to be \$4,500.00, plus additional services as requested by the Town on a personnel time-charged basis.

**Resolution # 16-21**

**GIGP Water Efficiency Application for Water Meter Upgrades-MRB Group**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

WHEREAS, the Town Board is considering installation of new water meters and upgrades to existing water meters for residents to deliver better services accurately measuring water use which may decrease water use and to protect water sources for the future (hereinafter referred to as Action); and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board does hereby classify the above referenced Action to be a Type II Action Under Section 617.5(c) (3), (6), (9), and (13) of the State Environmental Quality Review (SEQR) Regulations; and

BE IT FURTHER RESOLVED, that Type II Actions are not subject to further review under Part 617 of the SEQR Regulations; and

BE IT FINALLY RESOLVED, that the Town Board in making this classification has satisfied the procedural requirements under SEQR and directs this Resolution to be placed in the file on this Action.

Resolution # 17-21

**Support & Authorization for the Town of Middlesex 2020 NYS Consolidated Funding Application, Green Innovation Grant Program – Water Efficiency**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

WHEREAS, the Town of Middlesex, Yates County, supports the submission of a 2020 Consolidated Funding Application (CFA) on behalf of the Town, for the Green Innovation Grant Program (GIGP) to improve water quality and mitigate effects of climate change through the implementation of a water efficiency project; and

WHEREAS, the NYS Environmental Facilities Corporation (EFC), provides a competitive statewide reimbursement grant program through the Clean Water State Revolving Fund (CWSRF) to purchase and install upgraded water meters; and

WHEREAS, the Town of Middlesex meets the GIGP eligibility and is considered a funding priority for upgrades to their water meter infrastructure; and

WHEREAS, if funding is received it will allow the Town of Middlesex to upgrade water meters for residents and deliver better services with less water and protect water sources in the future;

NOW THEREFORE BE IT RESOLVED, the Town Board, on behalf of the Town, identifies the Town Supervisor as the authorized representative for the project, able to execute necessary documents relative to and as required for this application; and

BE IT FURTHER RESOLVED, the Town Board does hereby authorize and obligates local matching funds of the minimum 25% of the total of any grant funding awarded in the form of in-kind services or cash contribution hereby appropriated from the general fund; and

BE IT FURTHER RESOLVED, that the Town of Middlesex, recognizes and fully supports the submission of the 2020 CFA for a GIGP Water Efficiency Project.

Resolution # 18-21

**Appoint Zoning Board of Appeals Chairperson (Rebecca Parshall)**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

RESOLVED, that the Town Board appoints Rebecca Parshall as chairperson of the Zoning Board of Appeals for the Town of Middlesex.

Resolution #19-21

**South Lake Rd Rehabilitation Bid – Ramsey Constructors Inc.**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

RESOLVED, to authorize Supervisor Dunton to sign the contract accepting the bid submitted by Ramsey Constructors Inc. for the South Lake Road Rehabilitation project in the amount of \$338,197.80.

Resolution #20-21

**Audit of Claims**

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

ADOPTED      Ayes    5            Dunton, Adam, Button, Gerbic, Grant  
                     Nays    0

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

General Fund	Vouchers No:	17-44	\$ 18,654.82
Highway Fund	Vouchers No:	20-42	\$ 58,519.97
Water District	Vouchers No:	5-7	\$ 537.84
Trust & Agency	Vouchers No:	1-2	\$ 146.87

Resolution #21-21 - **TABLED**

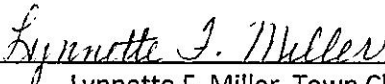
**On-Site Waste Water Law-Set Public Hearing**

The date for a public hearing regarding the On-Site Waste Water Law is tabled until the April meeting in order to give the Planning Board more time to review the proposed law.

**Additional Item –**

- Highway Superintendent Todd Conaway entered the meeting at 7:30. Todd clarified that one bid is for the truck, the other is for the body. He will have more prices for the next Board meeting.

With no further business, on a motion by Councilman Gerbic, seconded by Councilman Grant, the meeting was adjourned at 7:45 p.m.

  
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Lynnette F. Miller, Town Clerk