

**Town of Middlesex  
Regular Meeting  
October 14, 2021**

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

**Absent:** James Grant, Councilman  
Todd Conaway, Highway Superintendent  
Dan Robeson, Historian/Heritage Group

**Also Present:** Dawn Kane, Code Enforcement Officer  
Patrick Grimaldi, Assessor  
Sabra Dunton, Budget Clerk

**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.

**Public Hearing**

Supervisor Dunton opened the floor to comments from the public regarding the Tax Cap Override. He stated that the public hearing would remain open throughout tonight's meeting for questions and/or comments. This is a proposed budget, not finalized to date. In the event that the Town's budget for 2022 exceeds the tax cap, a law must be adopted.

**Approval of Minutes**

Supervisor Dunton explained to the Board members and those present that the clerk had a computer issue this past month that has delayed the preparation of the September minutes. The laptop computer was updated and returned today. The September and October minutes will be available for review before the November Board meeting.

**Assessor – Pat Grimaldi**

- Exemption notices will be sent out in the next few weeks.
- Supervisor Dunton mentioned computers as an item on tonight's agenda that appears in several categories. The Town is in need of four desktop computers; assessor, town clerk, bookkeeper/payroll clerk & supervisor. It is being proposed that the town clerk's computer be replaced before tax season begins, also a computer for the bookkeeper/payroll clerk. The other two can wait until early in 2022. Supervisor Dunton asked Clerk Miller to inform the Board of her experience with SCI Computers in Penn Yan. A discussion ensued.

### **Highway/Buildings/Grounds**

- In the absence of Highway Superintendent Conaway, Supervisor Dunton reported that a purchase offer is being submitted on a new roller. The CHIPS money was received, which will cover the cost. This is the same roller discussed at the August and September meetings.

### **Code Enforcement Officer – Dawn Kane**

- At the beach, the buoys and ropes will hopefully be taken out this coming weekend.
- The Vine Valley Store is planning to be open until the end of October.
- Dawn is waiting to hear from ACS Docks for a quote to remove the dock at the beach.
- Planning Board, ZBA & Code Office Clerk Lynn Lersch will be leaving at the end of the year. An advertisement will be placed in the Daily Messenger for her replacement commensurate with experience. Lynn has agreed to stay on to train her successor.
- A meeting will be planned for November to include Supervisor Dunton, Bruce St. Lawrence and Town Attorney Rob Brenner to discuss preliminary information on the proposed heavy haul permit.
- The Planning Board will have some openings. Along with their monthly meeting, the members of the Planning Board will be meeting to speak with potential new members.
- ZBA has been meeting monthly.
- The bathhouse will remain open for a few weeks, weather permitting.

### **Planning Board – no report**

### **ZBA – no report**

### **Water District – no report**

### **Historian/Heritage Group – no report**

### **Library**

- Supervisor Dunton explained that this is a new agenda item for the Town Board meeting. The Town's reading center is now becoming a municipal library.
- A list of Library Board members was provided to Board members to include: Joylette Aaron, Mary Lou Charland, Robert Harper, Dawn Kane and Rebecca Parshall. Sabra Dunton will act as liaison between the Library Board and the Town Board. See resolution.
- Beth Garlock was introduced as the Town's new librarian as of January 1, 2022. The library will be open a minimum of 20 hours per week with hours to be determined by the Library Board and the Town Librarian. A discussion ensued clarifying the designation as a municipal library in addition to how the library budget is handled. There is a line item in the Town's budget called Library Fund where the library money will be handled. See resolution.

### **Legislator's Report -- Ed Bronson**

- The County sales tax revenue has increased along with the County occupancy tax over last year.
- Budget workshops for the Legislature will be held in October for 2022.
- FEMA is declaring parts of Yates County a disaster area from rain received in August.
- A resolution was passed for contracts with towns for snow and ice removal. Supervisor Dunton confirmed that the contract with the County for the Town of Middlesex was received.

### Legislator's Report (cont'd)

- A resolution was passed to have The Water Street Pharmacy offer rapid Covid tests.
- A resolution was passed for an Opioid Settlement which will be spread over 18 years. The dollar amount is unknown at this time as negotiated with the Attorney General.
- There has been an increase in car/deer accidents and two County Sheriff Deputy's cars have been hit by a deer.
- The East Sherman Hollow bridge project is near completion and should be open soon.
- Homelessness is becoming an issue for the County's Social Services Department. More of the motel and hotels do not want to take people in due to NYS regulations.
- Early voting will take place October 23-31, 2021. Legislator Bronson advised voters to turn their ballot over to see the propositions on the back.

### Public Comments - none

### Town Clerk – Lynnette Miller

- The town clerk's monthly report was given to Board members.
- The two computers referred to on the agenda were previously discussed earlier in tonight's meeting.

### Supervisor's Report – Wayne Dunton

- Town Hall Rain Gutters/Down Spouts – Highway Superintendent Conaway met with Art Rilands from the Village of Rushville. In Todd's absence this evening, Supervisor Dunton does not know the outcome. Art was not in agreement with the conclusions made by Superior Plumbing. He thinks they have called for a stakeout but needs more information. This item is on hold.
- The location has been determined for the high-speed internet station (10'X 12') at the old mill site on Water Street. Supervisor Dunton has a contract to be signed this evening. The Town Hall will receive free internet service. The Town has agreed to snowplow the location. See the resolution below.
- **At 7:38 p.m. Supervisor Dunton asked for comments or questions regarding the Tax Cap Override. There were none. The Public Hearing was closed.**
- Village of Rushville/Town of Middlesex Water Rate Change Evaluation – The Town has come to an agreement with Rushville. A letter was sent with the last water bill notifying residents of a rate increase. Supervisor Dunton and Water Clerk Sabra Dunton explained the details.
- Supervisor Dunton gave the Board members copies of the monthly report.

**Resolutions**

**Resolution #42-21**

**Appoint Library Board of Directors**

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

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

Resolved to appoint the following as members of the Board of Directors for the Town of Middlesex Municipal Library; Joylette Aaron, Mary Lou Charland, Robert Harper, Dawn Kane, Rebecca Parshall. Sabra Dunton to act as liaison between the Library Board and the Town Board of the Town of Middlesex.

**Resolution #43-21**

**Appoint Library Director**

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

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

Resolved to appoint Beth Garlock to the part-time position of Library Director to commence January 1, 2022.

**Resolution #44-21**

**Middlesex Valley Ambulance Service 2022 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 authorize Supervisor Dunton to sign the 2022 Contract Agreement with the Middlesex Valley Ambulance Service.

**Resolution #45-21**

**Memorandum of Understanding Agreement: Yates County & Town of Middlesex – County Equipment Shelter on Certain Town Property**

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 authorize Supervisor Dunton to sign the contract with Yates County to construct an equipment shelter related to the broadband network and located on property owned by the Town of Middlesex at 5565 Water Street in the Town of Middlesex, tax map parcel #22.67-1-14.

Resolution #46-21

**2022 Preliminary Budget Proposal – Set Public Hearing**

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

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

Resolved to authorize a Public Hearing on the 2022 Budget to be held on Tuesday, October 28, 2021 at 6:00 p.m. at the Town Hall, 1216 Route 245, Middlesex.

Resolution #47-21

**Public Hearing on the Proposed On-Site Waste Water Law**

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

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

Resolved to hold a Public Hearing on Thursday, November 11, 2021 at 7:00 p.m. to hear comments/concerns from residents regarding the adoption of the On-Site Waste Water Law.

Resolution #48-21

**Public Hearing – Local Law to Update the Definition of a Pole Barn**

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

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

Resolved to hold a Public Hearing on Thursday, November 11, 2021 at 7:00 p.m. to hear comments/concerns from residents regarding the proposed update Definition of a Pole Barn in the Zoning Laws of the Town of Middlesex.

Resolution #49-21

**Reappoint Board of Assessment Review Member**

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 reappoint David Barnet to serve a 5-year term on the Board of Assessment Review effective October 1, 2021, expiring September 30, 2026.

Resolution #50-21

**Authorization to Declare the Old Roller as Surplus**

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

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

Resolved to declare the old roller as surplus in order to be sold.

Resolution #51-21

**Monthly Report/Line- Item Transfers**

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

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

Resolved to accept the Supervisor's Monthly Report and the Line-Item Transfers for October 2021.

Resolution #52-21

**Audit of Claims**


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

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

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

General Fund	Vouchers No: 246-272	\$ 17,333.44
Highway Fund	Vouchers No: 186-205	\$ 25,122.87
Water District	Vouchers No: 45-48	\$ 28,337.06
Trust & Agency	Vouchers No: 5	\$ 5,204.68

With no further business, on a motion by Councilman Gerbic, seconded by Councilwoman Adam, the meeting was adjourned at 7:55 p.m.

  
Lynnette F. Miller, Town Clerk