

**Town of Middlesex  
Regular Meeting  
August 10, 2023**

Present: David Adam, Supervisor  
Stephanie Betts, Council Member  
Austin Liddiard, Council Member  
Paul Mitchell, Council Member

Absent: Leon Button, Council Member

Also Present: Josh Burnett, Highway Superintendent  
Patrick Grimaldi, Assessor  
Dawn Kane, Code Officer  
Dan Robeson, Historian/Heritage Group

Recording Secretary: Lynnette Miller, Clerk

**Pledge/Call to Order**

Following the Pledge of Allegiance, Supervisor Adam called the regular meeting of the Town Board of the Town of Middlesex to order at 7:00 p.m. at the Town Hall, 1216 State Route 245, Middlesex.

**Public Comments**

Contractor Steve Kula asked for clarification of how to get a driveway culvert pipe installed. He would like to install the pipe for his customer as soon as possible. He expressed concern over the current process. Supervisor Adam responded that he would look into it.

**Approval of Minutes**

Supervisor Adam asked if there were additions or corrections to the minutes of the July 13, 2023, regular meeting. There were none. A motion to approve the minutes was made by Council Member Liddiard, seconded by Council Member Mitchell.

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

There was no discussion regarding the minutes of the Special Meeting of the Board held July 31, 2023. A motion to approved the minutes of the meeting was made by Council Member Mitchell, seconded by Council Member Liddiard.

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

\***UPDATE/CORRECTION** – Clerk Miller referenced the minutes from the July 13, 2023, regular meeting stating that Resolution #43-23 Special Meeting of the Town Board of the Town of Middlesex reported the meeting to be held on July 20, 2023. The newspaper informed Clerk Miller on July 14, 2023, that they would be unable to print the public notice within the timeframe allowed under municipal law. The meeting date was changed to July 31, 2023.

**Assessor – Patrick Grimaldi**

- Yates County is expected to increase the low-income tax exemption. Assessor Grimaldi suggests that the Town of Middlesex follow suit.

#### **Highway – Josh Burnett**

- Reprofilng was done on Loomis Road. Sealing is scheduled for the end of August.
- There were 2 water main breaks back-to-back on Route 245 near Gray Rd.
- Yates County had millings left from summer paving jobs that get offered to the towns – up to 10 loads per town. Superintendent Burnett was able to obtain these to be used for road shoulders.
- Ditching was done on West Avenue.
- Bare Hill Road was prepped for stone & oil in a couple weeks.
- Driveway pipes were installed on Spike Road.
- General roadside maintenance continues – mowing and branch trimming.
- The preparation for Clean Up Day on August 12<sup>th</sup> is all set.
- Tracey Equipment has diagnosed the roller as needing a new motor. The used roller was purchased about 18 months ago from George & Swede in Pavilion. Superintendent Burnett is waiting for an estimate. Supervisor Adam asked about the timeframe for repair. Josh expects that repairs will not be made soon. In-the-mean-time, the Town has borrowed rollers from Yates County, Town of Potter and Town of Gorham. This will get us through the year. Repair will be done on the roller at a later date to be ready for next season.

#### **Code Enforcement – Dawn Kane**

- **Vine Valley Beach** – Repair/repositioning was done to the dock by ACS. The DOH inspection was held. No violations were reported. The lifeguards are doing well. Recreation Director Kane would like the Board to approve Oliva Hill as a lifeguard for the remainder of the 2023 season. The lifeguards report that the beach furniture is a welcome addition.
- **Code Office** – a preconstruction meeting was held regarding the cell tower. The current timeframe shows the tower up and running in January. There remain two stop work orders on South Lake Road. Both have issues outside of permitting that are being addressed. Four new builds are nearing completion. There are currently 4 applications in process for new homes.
- **Planning Board** - A special meeting will be held to review zoning laws. Council Member Betts asked if there will be a comparable done to surrounding town's zoning. Dawn explained with an affirmative. The Planning Board had 5 applications this month.
- **ZBA** – 2 applications to review in August.

#### **Town Clerk – Lynnette Miller**

- The Board was given a copy of the town clerk's monthly report.
- A new copier has been ordered from Toshiba under the municipal contract with Yates County. It is the equivalent model to the current copier – black & white, scanner, fax. The cost is \$1,000 less than paid for the current model which was purchased used in 2008.
- Clerk Miller reports there have been several calls regarding Clean Up Days. Everyone has been complimentary that there are 2 days – one held in the spring, one in the late summer.

#### **Water District – no report**

#### **Historian/Heritage Group – Dan Robeson**

- Citizens Appreciation Day on August 6<sup>th</sup> was well attended. Dan thanked the Middlesex Hose Company. Supervisor Adam thanked Dan and the Heritage Group members for their work putting this together to honor local residents.

- Seneca Heritage Day will be held Saturday, September 2<sup>nd</sup> from 2:00-4:00 p.m. at Overackers School House. The program will include Retired Ganondagan Director Peter Jemison, Bill Crouse and the Allegany River Dancers.
- The Heritage Group meets at the Town Hall on Wednesday morning. We are in need of more active members to join us.

**Bicentennial Celebration** – Paul Mitchell

- At the meeting on Wednesday the program was confirmed for the celebration that includes the communities of Rushville, Potter and Middlesex on August 26<sup>th</sup>. The noon parade line-up is set. The fire departments are handling traffic control. All food, music and activities are free.
- The Penn Yan parade and activities are taking place this Saturday, August 12<sup>th</sup>.

**Legislator's Report** – no report

**Supervisor's Report** – David Adam

- **Special Project** – South Lake Road Drainage project was awarded to Ramsey Constructors, Inc., Lakeville, New York. There will be a preconstruction meeting in the next couple weeks. The project is expected to start after Labor Day. Bruce St. Lawrence will keep residents informed through email of road closings.
- **South Lake Road Rehabilitation Design Phase 3** – Supervisor Adam gave the Board members a copy of the Lu Engineers proposal to perform professional design services for the phase 3 improvements on South Lake Road. The cost is \$16,500 to provide engineering services as described. He asked the Board members to review this for discussion at a later time.
- **Amended Water System Project** - Supervisor Adam read the SEQR Resolution declaring the Town of Middlesex as the lead agency. See resolutions below. AL/SB
- **Town Board Work Sessions** – Supervisor Adam informed the Board that there will be a budget workshop scheduled for the end of August.
- **Solar Moratorium** – Supervisor Adam stated that the Town Attorney Jeff Graff has been contacted regarding the solar farm moratorium. The moratorium remains in the planning stages by the Town Board. Supervisor Adam introduced Resident David Barnet who was in attendance expressing interest in submitting an application for solar on behalf of the Rochester Folk Art Guild located at 1445 Upper Hill Road, Middlesex. Also, in attendance representing The Rochester Folk Art Guild was Paul Schliffer and Kerry Lipp. The Guild applied for and has been notified they are the recipient of a grant through the NYS Council on the Arts to install solar. Mr. Lipp, of Lipp Electric and Solar, presented the Board with a handout of the specifications they are proposing. Details were given. Mr. Schliffer expressed gratitude for the grant and asked the Board to be mindful of their timeframe. Supervisor Adam emphasized that the Town Board is not the body to approve or deny their project, yet the Board is willing to listen since they are currently in the planning stages of a solar farm moratorium.

**Public Comments** – none

**Resolutions**

Resolution #46-23

**Clean Up Days – Extra Help**

On a motion by Council Member Liddiard, seconded by Council Member Mitchell, the following resolution was

ADOPTED      Ayes    4      Adam, Betts, Liddiard, Mitchell  
                 Nays    0  
                 Absent 1      Button

RESOLVED to approved hiring Paul Lee, Carson Soles and Robert Quayle on August 12, 2023 to help with Clean Up Day.

Resolution #47-23

**Community Service Credit – Daniel Nemitz**

On a motion by Council Member Betts, seconded by Council Member Mitchell, the following resolution was

ADOPTED      Ayes    4      Adam, Betts, Liddiard, Mitchell  
                 Nays    0  
                 Absent 1      Button

RESOLVED to approved Daniel Nemitz to work on August 12, 2023 at Clean Up Day for community service credit.

Resolution #48-23

**Amended Water System Improvement Project – SEQR – Declaring the Intent to be Lead Agency**

On a motion by Council Member Liddiard, seconded by Council Member Betts, the following resolution was

ADOPTED      Ayes    4      Adam, Betts, Liddiard, Mitchell  
                 Nays    0  
                 Absent 1      Button

RESOLVED that the Town Board of the Town of Middlesex does hereby declare its intent to be designated as the lead agency for the Amended Action and directs the Town Supervisor to sign and date the Full EAF Part 1.

Resolution #49-23

**Audit of Claims**

On a motion by Council Member Liddiard, seconded by Council Member Betts, the following resolution was

ADOPTED      Ayes    4      Adam, Betts, Liddiard, Mitchell  
                 Nays    0  
                 Absent 1      Button

RESOLVED that the invoices contained in the August 2023 Abstract have been reviewed by the Town Board and are authorized for payment in the following amounts:

General Fund	Vouchers No. 169-189	\$ 7,582.36
Highway Fund	Vouchers No. 135-155	\$50,408.17
Water District	Vouchers No. 22-25	\$ 1,783.89
Library	Vouchers No. 21-22	\$ 501.02

**Executive Session**

The Board entered executive session at 7:45 p.m. for the purpose of discussing personnel. A motion was made by Council Member Betts, seconded by Council Member Liddiard.

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

### Meeting Reconvened

On a motion by Council Member Mitchell, seconded by Council Member Liddiard, the regular meeting of the Middlesex Town Board reconvened at 8:23 p.m.

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

The following items were discussed:

- On a motion by Council Member Betts, seconded by Council Member Liddiard, Olivia Hill was approved as a lifeguard for the 2023 season pending civil service approval at a rate of \$14.20/hr.  
\*All if favor; none opposed. Motion carried.
- Following a brief discussion, Supervisor Adam stated that a budget workshop will be held on August 26, 2023 at 7:00 a.m. at the Town Hall.
- There was a discussion regarding the South Lake Road bid package and financing.
- Regarding the solar farm moratorium, Supervisor Adam suggested to Code Officer Kane that the Planning Board set the ground rules for the moratorium. Supervisor Adam and Council Member Mitchell will write up the criteria, then contact Jeff Graff to draft.

### Adjourn

With no further business, a motion was made by Council Member Mitchell, seconded by Council Member Liddiard to adjourn the regular meeting of the Town Board of the Town of Middlesex at 8:55 p.m.

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

  
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Lynnette F. Miller, Town Clerk