

Town of Middlesex

Regular Meeting

December, 12 2024

Present: David Adam, Supervisor  
Leon Button, Council Member (late arrival 7:42 PM)  
Austin Liddiard, Council Member  
Paul Mitchell, Council Member  
Stephanie Betts, Council Member

Also Present: Patrick Grimaldi , Tax Assessor  
Amberle Kelly, Historian  
Patrick Killen, Yates County Legislature  
Dawn Kane, Code Enforcement Officer  
Bruce St. Lawrence- Town Engineer  
Josh Burnett, Highway Superintendent

Townspeople:  
Diane Cerrone, Steve Cerrone

Recording: Rebecca Moore, Town Clerk

### **Call to Order/Pledge**

Supervisor Adam called the meeting to order at 7:01 PM at the Town Hall, 1216 State Route 245, Middlesex NY. He led the Pledge of Allegiance.

## **Open Public Comments 7:02 PM:**

### **Update on Boat Creek Flood Restoration Project proposal**

DEC is looking for specific site plans or a scaled blueprint showing property ownership of all the affected by creek. Also showing areas of creek to be accessed during its restoration and where any excess sediment will be placed. An engineer will be required. Next steps will be a meeting with an Excavation company to walk the creek and provide ideas for restoration.

## **Close public comments 7:09 PM**

Request to approve November, 14 2024 board meeting minutes was approved by Council Member Mitchell and Council Member Betts seconded approval, all in favor

## **Town Clerk – Rebecca Moore**

Passed out Nov Town Clerk monthly report

Passed out updated 2024 resolutions list

Free seminar 12/13 @ 1000 **'The nuts and Bolts of Tax Collection: A Primer for Collecting Officers'**.

Town clerk will not be able to attend live due to daytime job, however, a recording of the seminar will be available.

## **Revenue 11/01 – 11/30**

- 1 dog license renewal and already paid.
  - Mailed Dec renewal notices for 12831 exp.
- 16 Death certificate certified copies

## **Board meeting Minutes**

- See completed 2024 resolution list
- Nov minutes emailed to board members prior to town meeting for pre-review
- Asset list hasn't been updated since 2022. Please review and advise if there is known newer equipment that should be added?

## **Budget update**

- Budget is confirmed received and 2025 budget process is closed. Next step is to receive tax warrant from the county.
  - Budget is posted in two different places in the Town Hall and also on the website in an official compacity.
- Once warrant is received, the Town Clerk is to stuff all envelopes. Supervisor Adam would like to include an insert. However, per the tax bill insert regulations, the board will need to adopt a resolution to include inserts in the tax bill that addresses the amount of the tax due (which would be the inserts received from the county, a summary of the adopted budget and an explanation of how the town computed the tax rate).

**Tax Assessor- Patrick Grimaldi**

Drafting communication for the new assessments going out in March 2025

**Highway/Buildings/Grounds- Josh Burnett**

- Hauled crushed run into stock pile last Thursday and back to full staff
- 2 trucks broke chains on same day – both replaced and back to running
- Cold patch cross culvert on SLR and patch pot holes
- Helped Gorham with shoulders
- Fixed water leak on church street
- Finished cleaning up 245 with 2 loads of top soil
- 10 days for snow and ice maintenance
- Plows fully dressed for snow season
- Next few weeks will be doing ditching and snow fence up
- State wants to borrow tractor

**Code Enforcement Officer- Dawn Kane**

**Beach**

Dock is out and in good shape. Minor maintenance to fix over winter and all winterized. In addition paperwork submitted to allocation grant for \$5570.00

**Planning board**

Santeck was to be the engineer – but notified that they have resigned because they are no longer doing small municipalities – going to need an engineer

- Solar moratorium will meet in Jan for recommendation and will connect with Jeff Graff
- 6600 sq ft home was denied due to placement of home on the slope. They have asked the

**Zba**

not fully busy

**Library**

Dawn is chair for the library for 6 months – will set up new bookkeeping and TIN to be separate from the Town. Looking for estimate of cost to pay back for bookkeeping from the Town of Middlesex for monthly bookkeeping to avoid hiring someone separate

**Zoning board**

looking for advertising to fill the slots and asking Rebecca Parshall to stay for a few months until replacement found

**Water District Superintendent – Allen Williams**

Nothing to report

**Historian - Amberle Kelly**

- Upcoming Sat @ 1130 to noon at the cemetery for the Wreath Across America ceremony with a moment of silence
- Grave stones back at town barn- still doing research and where they should be going
- Annual meeting on 1/5 pot luck lunch at 1300 with presentation for program moving forward
- Murial 4/5 Middlesex valley school 11-1300 five murals completed with grant will be on display
- NYGB – still working with to digitize NY project – green light go

**Yates county legislature - Patrick Killen**

- Highway dept all set and full occupancy – pleased with building – training room is really nice and there are trainings scheduled
- Animal control services sent out agreements on plowing should be all out and set
- Still looking into the parking lot issue across from town hall (not owned by town hall) waiting for agreement on ground radar testing – ownership isn't clear even with going back to the 1800's due to how many times it changed hands and without clear defined property lines.
- Veterans site – lots of activities for vets
- Rate per thousand is down for taxes for the county – but assessments are higher due to funds allocated out of their control: EX Medicaid or Medicare etc.
  - Sales taxes are down from 21 million to about 17 to 18 million

**David Adam, Supervisor**

IAS – justice accounting will be getting ready

Medical Insurance – moving forward and 16<sup>th</sup> @ 1300 with all employees so the updated ins is communicated out

Banking – reminder that we are waiting for an update on the past bank we used. Currently we use Community Bank – large ACH was deposited into Middlesex Vermont account vs the Middlesex NY account by the bank. Community mailed a note that there is about \$5k discrepancies and they withdrew from the account and it put payroll into danger. The resolution was drawn out and frustration continued longer than it should have. Bank manager asked Supervisor if Town of Middlesex Vermont had an account at Community vs having solutions. Suggesting to open a new bank account at a different bank for HRA, taxes and reserve funds

Local Law establishing a second moratorium on solar farms

**STEPS:**

- Send local law to County Planning Board for its review and recommendation
  - Town Clerk sent an email to Andrew, County Planning Board with Supervisor Adam cc'd

- Send local Law to the Town Planning Board **and** Zoning Board of Appeals
  - Town Clerk sent an email to Dawn for Town Planning Board members list for their notification and has the current list for the BAR
- Town Board needs to pass the Resolution authorizing scheduling of Public hearing
- After resolution passes, Town Clerk posts the Notice of Public hearing on the Town signboard and publishes in the Town's official newspaper at least 10 days prior.
- Town Clerk distributes draft of the proposed Local Law to Town Board members at least 7 days (including Sundays before final adoption personally)
- After Town Board holds public hearing, and after recommendations are received from the County Planning Board, the Town Planning Board and Zoning Board of Appeals, local law can be adopted by passing a Resolution Authorizing Adoption
- Once Local Law is adopted, Town Clerk returns one original certified copy of the resolution authorizing adoption so Jeff Graff can file the Law with the Secretary of State

**Town Engineer -Bruce St. Lawrence**

South Lake Road update – the 25 ft bank is now being asked for guardrails to avoid future liability issues to the Town.

Per Bruce – residence raising flags that the safety is a concern – 2008 survey referenced study that they called critical safety issues – two issues were about the road not having proper signage and embankment. The recommendation, according to guideline, flexibility for clear zone and need of guard rail and it is recommended that guide rail NOT be required due to roadway being low speed and no history or anyone leaving the roadway. For areas with immediate need, road way linear's can be installed. Bruce recommends instead of installing guiderails, which would be on average between \$700-\$800 thousand dollars for the needed less than 40 ft, linears are \$25.00 per unit and very effective. Asking for County officials to review what's been done in the past and advise their further recommendation vs installing guardrails. 25 miles per hour on that road is considered speeding, therefore, speed rates do not require the guiderails. The reason they would put in guiderails it is only due to embankment issues. There isn't any of that in this section so Bruce is going to discuss with Scott and review Jeff Graff email to ensure compliance with this recommendation from Bruce.

FEMA – 1400 today – have application for getting reimbursed finished. Equipment rates are \$92,780.00 category C – Category A is for debris removal on West Ave \$ Category Z is management of Bruce time from contracts to completion. Fed gov pays 75% and state pays 25% -looking like full recovery.

**Open for public comments 8:44 PM**

Hearing none

**Close public comments** 8:44 PM

**Motions:**

Audit of Claims for December, 2025 adopted by Council Member Betts – seconded by Council Member Liddiard, the following motion was adopted:

ADOPTED: Ayes 5 Adam, Liddiard, Button, Mitchell, Betts

Nays 0

Opening three bank accounts with Lyons National Bank for the following: Highway reserve fund, Medical Insurance HRA and Tax Collector adopted by Council Member Betts – seconded by Council Member Button, the following motion was adopted:

ADOPTED: Ayes 5 Adam, Liddiard, Button, Mitchell, Betts

Nays 0

Accepting resignation for Diana for cleaning Town Hall adopted by Council Member Liddiard – seconded by Council Member Button, the following motion was adopted:

ADOPTED: Ayes 5 Adam, Liddiard, Button, Mitchell, Betts

Nays 0

**RESOLUTIONS:**

Resolution # 89- 24

**Establishing a Highway Department Capital Reserve Fund from Attorney Graff**

On a resolution by Council Member Liddiard – seconded by Council Member Button, the following resolution was adopted:

ADOPTED: Ayes 5 Adam, Liddiard, Button, Mitchell, Betts

Nays 0

Resolution # 90- 24

**Resolution authorizing scheduling of Public hearing for proposed local law entitled “A local Law Establishing a Second Moratorium on Solar Collection Systems and Solar Farms” from Attorney Graff**

On a resolution by Council Member Liddiard – seconded by Council Member Button, the following resolution was adopted:

ADOPTED: Ayes 5 Adam, Liddiard, Button, Mitchell, Betts

Nays 0

Resolution # 91-24

**Making Lyons National Bank (LNB) an official depository**

On a resolution by Council Member Liddiard – seconded by Council Member Betts, the following resolution was adopted:

ADOPTED: Ayes 5 Adam, Liddiard, Button, Mitchell, Betts

Nays 0

**Adjourn**

With no further business to discuss, a motion was made by Council Member Betts – seconded by Council Member Liddiard, with all in favor to adjourn the regular meeting of the Town Board of the Town of Middlesex at 9:17 PM.