

TOWN BOARD MEETING

April 14, 2011

7:00 p.m.

Present: Robert Multer, Supervisor
Wayne Dunton, Town Councilman
Peter Gerbic, Town Councilman
Daniel Paddock, Town Councilman

Also Present: Tom Reifsteck, Highway Superintendent
Dawn Kane, Code Enforcement Officer
Pat Grimaldi, Assessor
Arthur Radin, Zoning Board Chair
Marty DeVinney, Planning Board Chair
Sabra Dunton, Librarian
Bruce St. Lawrence, Project Manager

Recording Secretary: Kathy Pelton

Minutes

Supervisor Multer requested a motion to approve the minutes from March 10, 2011. After a brief discussion, Councilman Dunton made the motion to approve the minutes and Councilman Gerbic seconded the motion.

*All in favor; none opposed – Motion carried.

PUBLIC HEARING – Proposed Private Road Law

Supervisor Multer opened the Public Hearing to hear all interested parties for or against the Town of Middlesex Local Law for the Purpose of Amending the Zoning Law of the Town of Middlesex to permit the development of private roads in the Lake Residential District.

HIGHWAY SUPERINTENDENT – Tom Reifsteck

Work continues to finish up the winter/spring projects and the department has been hauling gravel. The Highway Superintendent has been addressing another problem on South Lake Road with “pipe #3.” The department will need to dig up the road to repair the pipe; he anticipates that the work will be done in the next week or so.

SIDEWALKS – Bruce St. Lawrence

Top soil, seeding and mulch are the only remaining projects to complete. Mr. St. Lawrence will contact the contractor, Tim Lafler to arrange for the work to be completed.

PLANNING BOARD – Marty DeVinney

The Planning Board has obtained a steep slope map from Kevin Olvaney (the map is presently on display in the Town Hall.)

Regarding the status of the proposed Docking and Mooring Law; the Committee will meet in two weeks to review the final draft. All Towns (including Middlesex) will have an opportunity to review and submit their proposed changes, if any.

GUEST SPEAKER – Ron Spike, Yates County Sheriff

Ron Spike, Yates County Sheriff, presented an overview of statistical data for the Town of Middlesex for the calendar year ending December 31, 2010. (See attached.)

PUBLIC COMMENTS – Proposed Local Law for Private Roads

Supervisor Multer opened the floor for public comment regarding the proposed Local Law to amend the Town of Middlesex Zoning Law.

Bob Gunderman, a local resident expressed his concerns, including the possibility of increasing development. Planning Board Chairman Marty DeVinney addressed his concerns. (Please see attached summary.)

Once all parties wishing to speak were heard, Supervisor Multer requested a motion to close the public hearing. After a brief discussion, Councilman Dunton made the motion to close the public hearing and Councilman Gerbic seconded the motion.

*All in favor; none opposed – Motion carried.

Supervisor Multer requested a motion to adopt Local Law #1 of 2011, a Local Law for the Purpose of Amending the Zoning Law of the Town of Middlesex to permit the development of private roads in the Lake Residential District.

After a brief discussion, Councilman Gerbic made the motion to adopt Local Law #1 of 2011 and Councilman Dunton seconded the motion. Roll call Vote:

Ayes: 4 Noes: 0

The Motion to adopt Local Law #1 of 2011, a Local Law for the Purpose of Amending the Zoning Law of the Town of Middlesex to permit the development of private roads in the Lake Residential District was duly passed.

TOWN CLERK – Kathy Pelton

Loretta Henrie, a Planning Board Member has tendered her resignation as she is moving out of the area. The Planning Board has requested that the Town Board extend the term of Bruce St. Lawrence to 2014. After a brief discussion, Councilman Paddock made the motion to extend the term of Bruce St. Lawrence (to end on 01/08/2014) and Councilman Dunton seconded the motion.

*All in favor; none opposed – motion carried.

SUPERVISOR'S REPORT – Bob Multer

The Librarian has submitted her report for 2010. The report is on file in the office of the Town Clerk.

The Middlesex Baptist Church has request use of the Town Park on Saturday, August 13, 2011.

The Town of Middlesex received a bid from Thomas Reifsteck to mow the baseball field during the summer months of 2011. Total amount of bid: \$750.00. After a brief discussion, Councilman Paddock made the motion to accept the bid and Councilman Dunton seconded the motion.

*All in favor; none opposed – motion carried.

The Town of Middlesex received a bid from Liddiard's Tree Experts for Lawn Maintenance during the 2011 season. Total amount of bid: \$6,194.00 (See attached.) After a brief discussion, Councilman Paddock made the motion to accept the bid and Councilman Gerbic seconded the motion.

*All in favor; none opposed – Motion carried.

The Heritage Group will be working with other area groups to provide a number of activities throughout the summer months.

CODE ENFORCEMENT OFFICER – Dawn Kane

Work continues on the McEneaney property. A dumpster is scheduled to arrive on April 30. In addition, the family has a possible buyer for the property. The Code Enforcement Officer did receive approval to bury remains of demolished house.

NEW BUSINESS

Supervisor Multer received a new contract to provide funding to Wood Library. After review of the contract and a brief discussion, Supervisor Multer requested a resolution authorizing him to sign the contract. Councilman Dunton made the motion to authorize Supervisor Multer to sign the contract and Councilman Paddock seconded the motion.

*All in favor; none opposed – Motion carried.

Supervisor Multer received a new contract from David Harrington to provide computer maintenance services to the Town of Middlesex. After review of the contract and a brief discussion, Supervisor Multer requested a resolution authorizing him to sign the contract. Councilman Gerbic made the motion to authorize Supervisor Multer to sign the contract and Councilman Dunton seconded the motion.

*All in favor; none opposed – Motion carried.

The Town Board of the Town of Middlesex has received an application for a special use permit to operate a motor vehicle sales, repair and service business. The application has been through the Planning Board, the Zoning Board of Appeals and the County Planning Board. After a brief discussion, Councilman Paddock offered the following Resolution:

WHEREAS, an application has been made for a special use permit to operate a motor vehicle sales, repair and service business in the Town of Middlesex, and

WHEREAS, pursuant to Section 502.2.7 of the town of Middlesex Zoning Law, approval of the special use permit shall be authorized by the Town Board;

NOW, THEREFORE BE IT RESOLVED that a special meeting of the Town of Middlesex, Town Hall, Middlesex, NY will be held on the 26th day of April, 2011 for a public hearing to consider the application of Justin DeMityr dba 364 Power Sports for a special use permit to operate a motor vehicle sales, repair and service (not body shop) business at 877 NYS Route 364 in the Town of Middlesex, located in Zoning District HB.

Councilman Dunton seconded the motion to adopt the Resolution.

*All in favor; none opposed – Motion to adopt the Resolution was duly passed.

BILLS AUDITED

Councilman Gerbic made the motion to pay the bills and Councilman Paddock seconded the motion. All in favor; none opposed – Motion carried.

General Fund:	Vouchers No:	1065 to 1086	\$ 65,343.79
Highway Fund:	Vouchers No:	2072 to 2095	\$ 49,980.35
Water District:	Vouchers No.	3010 to 3012	\$ 13,376.30

*All in favor; none opposed – Motion carried.

EXECUTIVE SESSION

Councilman Paddock made the motion to enter into Executive Session and Councilman Gerbic seconded the motion.

*All in favor; none opposed – Motion carried.

ADJOURNED

Councilman Dunton made the motion to adjourn and Councilman Gerbic seconded the motion. All in favor; none opposed – Motion carried.

Meeting adjourned at 8:45 p.m.