

TOWN BOARD MEETING

August 9, 2012

7:00 p.m.

Present: Robert Multer, Supervisor
Allan Button, Town Councilman
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, Chairman – Zoning Board of Appeals
Marty DeVinney, Chairman – Planning Board

Recording Secretary: Kathy Pelton

Minutes

Supervisor Multer requested a motion to approve the minutes from July 12, 2012. 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

Supervisor Multer opened the Public Hearing to consider the extension of a local law which provides for a nine (9) month moratorium for the entire Town of Middlesex to begin when the Supplemental Generic Environmental Impact Statement (SGEIS) relating to the extraction of natural gas by the process of high-volume hydraulic fracturing now under review by the New York State Department of Environmental Conservation is finalized. If adopted, the Moratorium will be extended for an additional six (6) months beginning September 27, 2012 through March 27, 2013.

HIGHWAY SUPERINTENDENT – Tom Reifsteck

1. The department has completed the initial work on Bare Hill Road. The weather has been favorable for completing the project (with new top on the road) this year instead of in 2013, so the goal will be to complete the road repair project in 2012.
2. The Department is ready for Clean Up Days.
3. Lu Engineers will be coming in mid-August to review the work required on South Lake Road near the Fisher property.

ROBESON STORE

- 1 The work on the store is nearly complete. The final invoice is expected in the near future.
2. See attachment for detail on water system for the Robeson Store. Preliminarily, as a first step an exploratory dive is required. After review of the attached information and a brief discussion, Councilman Paddock made the motion to approve the cost of an Exploratory Dive (not to exceed \$500.00) and Councilman Dunton seconded the motion.

*All in favor; none opposed – Motion carried.

BEACH – Dawn Kane

1. Two weeks of swim lessons were held this year; a total of 21 kids participated (the program operated at capacity.)
2. Yates County came down to do their yearly review of the beach and the review went very well.

CODE ENFORCEMENT – Dawn Kane

1. The department has been very busy over the past month with four ZBA hearings, two Use Permits and ten Site Plan Reviews.
2. Work on several buildings, decks and a zip line were begun without a building permit. Stop orders were issued and in some cases had to be torn down as the work was not to code.

STATE HOME ON SO. VINE VALLEY ROAD

The New York State run IRA on So. Vine Valley Road will be opening again soon. There will be six disabled individuals living in the home. All are suitable for our community; none are registered sex offenders. The goal of our State Representatives was to have no sex offenders living in the home and that goal has been met.

PLANNING BOARD – Marty DeVinney

1. The Board is reviewing what has been rewritten (restructured) by the lawyer who has been working with the Planning Board on the Law. It is hoped that the document will be finalized during the next Planning Board meeting and then will be ready to forward to the Town Board for review.
2. The application for a building on Wdmer Road was initially approved through Site Plan Review. However, ultimately the permit was denied because the plans must change (the wall was too expensive.) The applicant has decided to put off the project for a while.

SUPERVISOR'S REPORT – Robert Multer

Budget request forms for the 2013 budget have been distributed. We are in the second year of the so called 2% tax cap. The tax cap is really not a 2% cap since there is an exception for the increased amount of new construction assessed value as well as an exception for any increase in state retirement cost above 2%. We were able to keep the tax increase to 2% for 2012 budget by continuing to maintain an austerity budget and closely monitoring expenditures.

We have received the final rates for the 2013 retirement bill. The estimated 2013 bill shows an increase of \$8,850 which is under 2% and therefore is not exempt and reduces the amount of overall increase allowed under the cap. The allowable tax increase for the General and Highway budget combined is a total of \$20,227. If the State allows the same growth factor for this year, that will raise the total increase allowed to \$22,755. If you deduct the retirement increase, the balance to cover expected increases in Highway fuel and road material costs and well as announced potential increases in health insurance costs is \$13,905.

Therefore, the Supervisor requested a Resolution to hold a Public Hearing to consider a local law to override the tax levy limit established in General Municipal Law §3-C. After a brief discussion, Councilman Gerbic made the motion to hold a public hearing on September 13, 2012 and Councilman Dunton seconded the motion.

*All in favor; none opposed – Motion Carried.

NEW BUSINESS

1. The Town Board reviewed the estimate submitted by J.L Vasile Construction to provide and install two rows of avalanche bar on either side of the roof. After a brief discussion, the Board decided to get two more estimates before proceeding with any work.

2. Appreciation Days went well. Terri Smith took a fall and had to have surgery so she was unable to attend.

3. A new location is needed to tie horses at the at the Town Park.

CLOSE PUBLIC HEARING

After a brief discussion and comments from the public, Supervisor Multer closed the public hearing to consider an extension of the 9 (nine) month moratorium relating to the extraction of natural gas by the process of high-volume hydraulic fracturing and requested a motion to adopt the Local Law. Councilman Button made the motion to adopt the law and Councilman Paddock seconded the motion.

Roll Call Vote: Councilman Button Aye
Councilman Dunton Aye
Councilman Gerbic Aye
Councilman Paddock Aye
Supervisor Multer Aye

The Motion to Adopt Local Law Number Two of 2012 for the Town of Middlesex was duly adopted.

BILLS AUDITED

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

General Fund:	Vouchers No:	1141 to 1156	\$ 3,550.46
Highway Fund:	Vouchers No:	2167 to 2179	\$ 230,131.27
Water District:	Vouchers No.	3028 to 3032	\$ 793.09

Councilman Button made the motion to adjourn and Councilman Paddock seconded the motion.

*All in favor; none opposed – Motion carried. Meeting adjourned at 8:00 p.m.