

## **TOWN BOARD MEETING**

June 13, 2013

7:00 p.m.

Present: Robert Multer, Supervisor  
Allan Button, Town Councilman  
Wayne Dunton, Town Councilman  
Peter Gerbic, Town Councilman  
Daniel Paddock, Town Councilman (Attended only briefly)

Also Present: Tom Reifsteck, Highway Superintendent  
Dawn Kane, Code Enforcement Officer  
Pat Grimaldi, Assessor  
Marty DeVinney, Planning Board Chair

Recording Secretary: Kathy Pelton

### **Minutes**

Supervisor Multer requested a motion to approve the minutes from May 9, 2013 and June 1, 2013. After a brief discussion, Councilman Gerbic made the motion to approve the minutes and Councilman Dunton seconded the motion.

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

### **PRESENTATION – Finger Lakes Land Trust**

Elizabeth Newbold of the Finger Lakes Land Trust, an Ithaca based not-for-profit reviewed the Reed Tract Acquisition with the Town Board members (see attached.) All documents concerning the Reed Tract Acquisition have been executed and the Trust is now the legal owner of the property. They will work to find funding for improvements to the property.

### **PUBLIC HEARING**

Supervisor Multer opened the Public Hearing for the follow proposed Local Laws:

**Best Value Purchase:** A local law authorizing the Town to award purchase contracts and contracts for services subject to competitive bidding on the basis of either lowest responsible bidder or "best value" as define in § 163 of the New York State Finance Law.

**Tax Cap Override:** A local law to override the tax levy limit established in General Municipal Law §3-C.

### **HIGHWAY SUPERINTENDENT – Tom Reifsteck**

1. The Department has been busy with summer work, including mowing and ditching.
2. The trucks are back now, however the paint is bubbling on one. The vendor will put sealer on in an effort to repair. The other truck required additional work to clean out the inside (as it was not cleaned to a satisfactory level.)

**ASSESSOR – Pat Grimaldi**

1. The appointment of the Assessor will expire in September (the appointment lasts for a term of six years.) After a brief discussion, Councilman Button made the motion to appoint Patrick Grimaldi to a new term of six years (to expire on September 30, 2019); Councilman Paddock seconded the motion.

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

2. The Board of Assessment Review met at the end of May. The Board heard three cases and in the end, reduced one of the assessments.

3. The County used to cover the costs associated with the software used to provide pictorial views for Real Property however; funding has been reduced so the County must ask the Towns to share in the cost. The County will cover 60% and is asking the Towns to cover 40%. For Middlesex, this will translate to a cost of approximately \$1,400 per year.

**CODE ENFORCEMENT – Dawn Kane**

1. There has been a lot of building permit requests over the last month.

2. There was a failure on Widmer Road (a private road that covers territory in the Town of Middlesex and the Town of Italy). The failure was a culvert in the Town of Italy; however it has impacted building on a property located in the Town of Middlesex. All parties are working together to resolve. The Code Enforcement Officer will monitor (and she noted that the Finger Lakes Land Trust own a portion of this road.) In the meantime, the Fonzi building project has been stopped until the road is repaired.

**ROBESON STORE**

1. There was a major clean out by the previous renter. Work to finding a suitable water source continues.

**VINE VALLEY BEACH**

1. The beach is now open on a limited basis.

**PLANNING BOARD**

1. The Planning Board and others in the Town have been named in a suit recently filed by Andrew Komarek.

2. The Planning Board would like to have Attorneys Wendy Marsh and Alaine Espenscheid review the Steep Slope Law and make their recommendations. After a brief discussion, Councilman Paddock made the motion to approve the expenditure which is not to exceed \$500 and Councilman Dunton seconded the motion.

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

3. The term of John Gilbert, a member of the Planning Board is up; he would like to be appointed to a new term (to expire 1/8/2018). After a brief discussion, Councilman Gerbic made the motion to appoint Mr. Gilbert and Councilman Dunton seconded the motion.

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

**WATER DISTRICT**

1. The District still needs to get approximately 15 more respondents as part of the grant funding application.

**SUPERVISOR’S REPORT – Robert Multer**

- 1. Supervisor Multer distributed Financial Statements through May 31, 2013.
- 2. The development of the Town of Middlesex website continues.
- 3. The Town will need to set a special meeting to open bids for Phase I and Phase II of the Town Barns repairs and renovations.

**NEW BUSINESS**

1. Discussion included the need to look at several trees in the Town that require attention; in addition, bushes at the Vine Valley Beach need to be trimmed back and mulch needs to be spread at the triangle area and also around the Town Hall. We will request that Liddiard’s Tree Service attend to all three concerns.

2. Several Fire Districts would like to contribute to the upkeep of the PA system so that expenses will be shared by a total of seven entities. Approval is required by the Town of Middlesex (as the Town is the owner). After a brief discussion Councilman Dunton made the Motion to approve the addition of the Fire Districts and Councilman Gerbic seconded the motion.

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

3. There is concern about the safety of the swing set at the park (it is very old and continues to rust and disintegrate). It was agreed that it should come down and the Board will explore options for replacing it.

4. Articles for the 2013 Newsletter are due to the Town Clerk no later than the end of June.

**CLOSE PUBLIC HEARING – BEST VALUE PURCHASE**

With no comments from those in attendance, Supervisor Multer closed the Public Hearing to consider a local law authorizing the Town to award purchase contracts and contracts for services subject to competitive bidding on the basis of either lowest responsible bidder or “best value” as define in § 163 of the New York State Finance Law.

After review and a brief discussion, Councilman Dunton made the motion to adopt Local Law #2 of 2013 and Councilman Gerbic seconded the motion. Following discussion thereon, the following roll call vote was taken and recorded:

Councilperson Button	AYE
Councilman Dunton	AYE
Councilperson Gerbic	AYE
Councilman Paddock	AYE
Supervisor Multer	AYE

The Motion to adopt the Law was duly passed.

**CLOSE PUBLIC HEARING – TAX CAP OVERRIDE**

With no comments from those in attendance, Supervisor Multer closed the Public Hearing to consider a local law to override the tax levy limit established in General Municipal Law §3-C. After review and a brief discussion, Councilman Button made the motion to adopt Local Law #3 of 2013 and Councilman Paddock seconded the motion. Following discussion thereon, the following roll call vote was taken and recorded:

Councilperson Button	AYE
Councilman Dunton	AYE
Councilperson Gerbic	AYE
Councilman Paddock	AYE
Supervisor Multer	AYE

The Motion to adopt the Law was duly passed.

**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: 1122 to 1150	\$ 11,318.31
Highway Fund:	Vouchers No: 2094 to 2118	\$ 12,010.46
Water District:	Vouchers No. 3022 to 3024	\$ 397.18

**EXECUTIVE SESSION**

Councilman Dunton made the motion to enter into Executive Session to discuss a Contractual issue. Councilman Button seconded the Motion.  
\*All in favor; none opposed – Motion carried.

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

Meeting adjourned at 8:30 p.m.