

Town of Milo
Regular Meeting
November 21, 2016

Members Present: Leslie Church, Supervisor
Dale Hallings, Councilperson
James Harris, Councilperson
Arden Sorensen, Councilperson
Gene Spanneut, Councilperson

Others Present: Patricia L. Christensen, Town Clerk
William Laffin

Supervisor Church opened the meeting with the pledge of allegiance at 7:00 PM at the Town of Milo Hall, 137 Main Street, Penn Yan, NY.

Public Comment

Bill Laffin commented on an article in the Finger Lakes Times newspaper stating the Humane Society has declared that one of two “horrible hundred” puppy mills is located in Penn Yan.

Introduced by: Councilperson Sorensen
Seconded by: Councilperson Hallings

That the minutes of October 17, 2016 regular meeting and November 2, 2016 special meeting be approved as written.

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen, Spanneut
Noes: none

Committee Reports

Highway-Chairperson Hallings – the 2016 Ford 550 Dump Truck with 9' plow has been delivered, some minor issues with the truck have been addressed

Personnel-Chairperson Spanneut - Supervisor Church reported that herself and Town Clerk Patricia Christensen attended a school sponsored by NYS. Association of Towns entitled Personnel Management.

Zoning-Chairperson Spanneut – the regular monthly meeting was cancelled. The proposed subdivision law has been reviewed by the Town Attorney and his recommendations are being implemented in the law.

Assessor-Chairperson Sorensen- approximately 400 Star renewal applications have been mailed.

Water & Sewer-Councilperson Harris- the regular monthly meeting was held on November 16th
The water conservation advisory has been lifted in Himrod Water. The sewer wet well

rehabilitation has been completed. Inter-municipal agreements with the Village of Dresden and the Town of Jerusalem are being drafted by Town Attorney Robert Foster. Numerous water leaks have been repaired in the last month.

Agricultural-Chairperson Hallings- nothing to report

Insurance- Chairperson Hallings- nothing to report

KWIC/KLOC- Supervisor Church advised the next meeting is November 28, 2016 at 7:00 at the Town of Wayne.

Board Action

Resolution 64-16

Authorizing Attorney to Institute Action

Mr. Gene Spanneut offered the following Resolution and moved its adoption:

WHEREAS, the Town of Milo did, on November 20, 2006, pursuant to Local Law No. 5, 2006, adopt legislation providing for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code, and

WHEREAS, the aforesaid legislation, in regard to enforcement of the New York State Uniform Fire Prevention and Building Code, provides for procedures for the Town of Milo to enforce any alleged violation(s), and

WHEREAS, Anthony Validzic, the Code Enforcement Officer of the Town of Milo, has brought to the attention of the Town Board of said Town that **F. Emmitt Fox III** has stored wood debris, metal drums, garbage and rubbish on the subject premises (that have been observed by said Anthony Validzic, while off of said subject premises), and there may in fact be other violations of the New York State Uniform Fire Prevention and Building Code, which will be the subject of a subsequent request for an Administrative Search Warrant. Said violations remain unabated at **3541 Hall Road, Himrod**, which is more specifically known as **Tax Map Identification Numbers 88.75-1-16**. Such violations are not in compliance with the New York State Uniform Fire Prevention and Building Code; and

NOW THEREFORE, BE IT RESOLVED by the Town Board of the Town of Milo, Yates County, New York as follows:

RESOLVED, the Town Board of the Town of Milo hereby authorizes and directs Robert C. Foster, as attorney for the Town of Milo, to institute any and all legal proceedings necessary against **F. Emmitt Fox III** who is the owner of real property located at **3541 Hall Road, Himrod**, which is more specifically known as **Tax Map Identification Numbers 88.75-1-16**, in order to enforce said New York State Uniform Fire Prevention and Building Code, in regard to the alleged violations, set forth hereinabove.

Seconded by Mr. Dale Hallings and duly put to a vote which resulted as follows:

AYES: Church, Hallings, Harris, Sorensen, Spanneut

NOES: none

ABSTENTIONS: none

The Resolution was thereupon declared adopted.

DATED: November 21, 2016

Patricia L. Christensen

Patricia L. Christensen
Town Clerk
Town of Milo

S E A L

**Resolution 65-16
Change Order #1-Larson Design**

WHEREAS, the Town of Milo signed a contract with Larson Design Group for engineering service for the rehabilitation of the sewer wet well, and

WHEREAS, said contract did not include the administration of project,

NOW, THEREFORE BE IT RESOLVED,

THAT, Supervisor Church is authorized to sign Design Change Order #1 for the construction administration in the amount of \$3,000.00

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen, Spanneut

Noes: none

**Resolution 66-16
Replacement Windows**

Introduced by: Councilperson Harris

Seconded by: Councilperson Hallings

WHEREAS, the windows at the Town Hall, Town Clerk's office are single pane,

NOW THEREFORE BE IT RESOLVED,

THAT Marbles Glass is authorized to replace three (3) single pane windows in the Town Clerk's office at a cost of \$3,800.

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen

Noes: Spanneut

New Business

Supervisor Church informed the board that Yates County Soil and Water received a grant to inventory and document culverts in the Town of Milo. Town of Milo will contribute \$2,500.

Supervisor Church attended a county wide supervisor's quarterly meeting. The next meeting will be February 8, 2017.

Supervisor Church and Highway Superintendent Lance Yonge attended an emergency management meeting provide by Yates County Emergency Management.

Outstanding Business

The bid package for Milo Water #3 improvements are available. The bid opening is scheduled for December 7th at 2:00 PM. Larson Design has reported that 6-7 companies have inquired of the project.

The highway crew assisted Yates County Soil and Water in repairs on the Outlet Trail, due to the 2014 flooding,

Monthly Reports-reviewed

Introduced by: Councilperson Spanneut

Seconded by: Councilperson Harris

To pay abstracts as presented in the following amounts:

General A:	\$	19,601.22
General B:	\$	3,911.07
Highway DA:	\$	96,865.39
Highway DB:	\$	24,177.64
SS-Sewer	\$	12,479.56
SW-Water	\$	2,557.77
TA-Trust & Agency	\$	1,031.00

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen, Spanneut

Noes: None

Abstentions: none

Public Comment

None

Introduced by: Supervisor Church
Seconded by: Councilperson Harris

To enter into executive session for discussions relating to proposed, pending or current litigation and to include, Town Clerk Patricia Christensen.

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen, Spanneut

Noes: None

Abstentions: none

The board entered into executive session at 7:40 PM.

Introduced by: Councilperson Spanneut
Seconded by: Councilperson Harris

To reconvene to regular session.

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen, Spanneut

Noes: None

Abstentions: none

The board reconvened at 8:25 PM.

There being no further business to come before the Town Board of the Town of Milo, a **Motion** was made by Councilperson Spanneut to adjourn, seconded by Councilperson Hallings

Motion Carried: Ayes: Church, Hallings, Harris, Sorensen, Spanneut

Noes: none

Abstentions: none

Meeting adjourned at 8:25 PM.

Respectfully submitted,

Patricia L. Christensen
Town Clerk