

Town of Milo  
Special Meeting\*  
March 27, 2017

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

Others Present: Patricia L. Christensen, Town Clerk  
Lance Yonge, Highway Superintendent  
Bob Brechko, Board of Elections  
Robert Fox EFPRSolutions  
Tina DeNirgo EFPRSolutions  
Shelby Bennett, EFPRSolutions  
Valerie Brechko  
Mildred Phillips-Espana

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

Democratic Commissioner, Robert Brechko presented information regarding earlier and upcoming elections. Mr. Brechko discussed the political calendar.

Robert Fox, CPA presented a summary of the 2016 annual update document to be submitted to the Comptroller's Office.

### **Public Comment**

none

Introduced by: Councilperson Hallings  
Seconded by: Councilperson Harris

That the minutes of February 21, 2017 regular meeting and March 9, 2017 special meeting be approved as written.

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

Noes: none

### **Committee Reports**

**Highway**-Chairperson Hallings – going well, the highway crew has started construction of the storage barn

**Personnel**-Chairperson Spanneut- meeting was held on March 14<sup>th</sup>. Continuation of reviewing the existing Town of Milo personnel policies. Continuing the review of the table of contents.

**Zoning**-Chairperson Spanneut – monthly meeting was held on March 22<sup>nd</sup>. Discussions pertained to the Building Construction & Fire Prevention Law, and the annual fire inspections.

**Assessor**-Chairperson Sorensen- the 2017 final tax file is due April 10<sup>th</sup>. May 1<sup>st</sup> the tentative roll will be available. Tax exemption removal letters have been mailed.

**Building & Grounds**- Councilperson Harris – as previously reported the storage building is being constructed. Information has been received for the rebate program for the replacement of fluorescent bulbs for the Town Hall. Town Clerk Patricia Christensen will obtain quotes from electricians for replacement.

**Water & Sewer**-Councilperson Harris- monthly meeting was held on March 22, 2017. The bi-annual inspection from NYSDOH is scheduled for April 26, 2017 at the Himrod Water Plant. 5 E-one grinder pumps have been purchased.

**Agricultural**-Chairperson Hallings- the annual meeting was held on March 13, 2017. Minutes on file.

**Insurance**- Chairperson Hallings- none

**KWIC**- Supervisor Church – the letter of support for the invasive species rapid response and control grant was submitted to KWIC for the grant application to DEC.

## **Board Action**

### **Resolution**

Introduced by: Councilperson

Seconded by: Councilperson

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

Noes: none

### **Resolution 18-17**

#### **Larson Design Group Hosting Agreement**

Introduced by: Councilperson Spanneut

Seconded by: Councilperson Sorensen

**WHEREAS**, Larson Design Group has created a web application for GIS Asset Management Tool for the Town of Milo, and

**WHEREAS**, the GIS Asset Management Tool is a web based application requiring a hosting environment for geospatial data, web services and GIS web applications,

#### **NOW, THEREFORE BE IT**

**RESOLVED**, that Supervisor Church is authorized to sign the hosting agreement with Larson Design Group for service period 3/1/2017 – 2/28/2018 at a cost of \$0.

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

Noes: none

### **Resolution 19-17**

#### **Inter-Municipal Agreement – YC Emergency and Mutual Aid**

Introduced by: Councilperson Spanneut

Seconded by: Councilperson Harris

**WHEREAS**, pursuant to Federal and State law the provider and the requester are allowed to enter into mutual aid agreements to assist in times of emergency, and

**WHEREAS**, Yates County submitted an inter-municipal agreement for mutual aid during emergency and disaster events,

#### **NOW THEREFORE BE IT**

**RESOLVED**, that Supervisor Church is authorized to sign inter-municipal agreement with Yates County for a term of five (5) years.

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

Noes: none

### **Resolution 20-17**

#### **Shared Services Agreement-NYSDOT**

Introduced by: Councilperson Hallings

Seconded by: Councilperson Sorensen

**WHEREAS**, Pursuant to Section 99-R of the General Municipal Law, the State and the Municipality wish to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and Municipal roads and highways, and

**WHEREAS**, the NYSDOT submitted a shared services agreement for shared services,

#### **NOW THEREFORE BE IT**

**RESOLVED**, that Supervisor Church is authorized to sign shared services agreement with NYSDOT for a term of two (2) years.

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

Noes: none

## **RESOLUTION 21-17**

### **Budget Adjustments**

Introduced by: Councilperson Sorensen

Seconded by: Councilperson Harris

**WHEREAS**, Robert Fox, CPA with EFPR Solutions has presented budget transfers for the year ending 2016,

### **NOW THEREFORE BE IT**

**RESOLVED**, that the attached budget transferred is approved by the Town Board of the Town of Milo.

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

Noes: none

## **RESOLUTION # 22- 17**

CALLING FOR A PUBLIC HEARING

ON A PROPOSED LOCAL LAW FOR REPEALING THE PRESENT

SUBDIVISION LAWS & REPLACING THE SAME WITH NEW SUBDIVISION LAWS

Mr. Dale Hallings, offered the following Resolution and moved its adoption:

WHEREAS, a proposed Local Law that would repeal, in its entirety, Chapter 120 "Subdivision Chapter of the Code of the Town of Milo" and replace simultaneously with new subdivision laws to be in Chapter 295, has previously been determined by this Town Board to be in FINAL FORM, pursuant to Resolution #05-2017, which was enacted on January 17, 2017, and

WHEREAS, pursuant to said Resolution #05-2017, this proposed Local Law was referred to the Yates County Planning Board for their Report and Recommendations, and

WHEREAS, the Yates County Planning Board, pursuant to a Decision made on February 23, 2017, gave its Approval to this proposed Local Law to repeal the present subdivision laws of

the Town of Milo in its entirety and replace said subdivision laws simultaneously with new subdivision laws for the Town of Milo, and

WHEREAS, a public hearing on this proposed legislation is required before it may be enacted,

NOW, THEREFORE BE IT

RESOLVED & ORDERED, by the Town Board of the Town of Milo, Yates County, New York that a public hearing will be held, during a Regular Meeting, by the Town Board of the Town of Milo at the Town of Milo Town Office, 137 Main Street, Penn Yan, New York on April 17, 2017 at 7:00 p.m. or soon thereafter, to consider this proposed legislation, and it is further

RESOLVED & ORDERED, that during said hearing the environmental significance of this proposed legislation will be reviewed by the Town of Milo incident to and as part of said hearing, and it is further

RESOLVED & ORDERED, that the Town Clerk be and she hereby is authorized to forward to the official newspaper of the town, a Notice of Public Hearing, and it is further

RESOLVED & ORDERED, that the Town Clerk be and she hereby is directed to post a Notice of said hearing and a copy of the proposed Local Law on the Town of Milo signboard and take any and all necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Milo for its consideration, and it is further

RESOLVED & ORDERED, that the Town Clerk be and she hereby is authorized to provide all other notices, if any, as required by law for the adoption of this Local Law.

Seconded by Mr. Arden Sorensen, and duly put to a vote as follows:

AYES: Church, Hallings, Harris, Sorensen, Spanneut

NOES: none

ABSTENTIONS: none

This Resolution was thereupon adopted.

DATED: March 27, 2017

Patricia L. Christensen

Patricia L. Christensen

Town Clerk  
Town of Milo

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Milo LL \_\_, 2017 (subdivision)  
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**RESOLUTION # 23 - 2017**  
INTRODUCING A LOCAL LAW DISALLOWING  
SOLAR AND WIND TAX EXEMPTION  
AND CALLING FOR A PUBLIC HEARING

Mr. Dale Hallings, offered the following Resolution and moved its adoption:

WHEREAS, a proposed Local Law in regard to disallowing the exemption(s) provided for in Section 487 of the Real Property Tax Law of the State of New York with respect to solar energy systems or wind energy systems or farm waste energy systems, and

WHEREAS, said proposed Local Law would also provide that no exemption under the provisions of said Real Property Tax Law shall be applicable to town taxes with respect to any solar energy systems or wind energy systems or farm waste energy systems constructed in the Town of Milo, has been presented to the Town Board of the Town of Milo, and

WHEREAS, the Town Board of the Town of Milo deems it in the best interests of the Town of Milo to proceed in accordance with the Code of the Town of Milo and the Laws of the State of New York in adopting said Local Law, and

WHEREAS, the Town Board of the Town of Milo has determined that this proposed Local Law is now in its Final Form, and

WHEREAS, a public hearing on this proposed Local Law is required before it may be enacted.

NOW, THEREFORE BE IT

RESOLVED & ORDERED, by the Town Board of the Town of Milo, Yates County, New York that a public hearing will be held by the Town Board of the Town of Milo at the Town of Milo Town Office, 137 Main Street, Penn Yan, New York at 7:15 p.m. or soon thereafter on April 17, 2017 during its regular meeting, to consider this proposed legislation, and it is further

RESOLVED & ORDERED, that the Town Clerk be, and she hereby is, authorized to forward to the official newspaper of the town, a Notice of Public Hearing, and it is further

RESOLVED & ORDERED, that the Town Clerk be, and she hereby is, directed to post a Notice of said hearing and a copy of the proposed Local Law on the Town of Milo signboard and take any and all necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Milo for its consideration, and it is further

RESOLVED & ORDERED, that the Town Clerk be, and she hereby is, authorized to provide all other notices, if any, as required by law for the adoption of this Local Law.

Seconded by Mr. James Harris, and duly put to a vote as follows:

AYES: Church, Hallings, Harris, Sorensen, Spanneut

NOES: none

ABSTENTIONS: none

This Resolution was thereupon adopted.

DATED: March 27, 2017

Christensen

Patricia L. Christensen

Patricia L.

Town Clerk  
Town of Milo

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## **New Business**

Supervisor Church discussed communications received from the Association of Towns and the Town Clerk's Association regarding Governor Cuomo's countywide shared services property tax savings plan. The Town Board supports the Town Supervisor and Town Clerk to submit letters of opposition to our State Representatives.

The land use leadership alliance training for a sustainable Keuka Lake is scheduled for April 27<sup>th</sup> 5:00 – 8:00 pm.

Supervisor Church discussed Yates Transit Service available in Yates County.

The semiannual wholesale water customers meeting is scheduled for Thursday, April 27<sup>th</sup> at the Village of Penn Yan.

## **Outstanding Business**

Councilperson Harris inquired if the town had received information regarding the ownership of Lerch Road. Mr. Harris was advised not at this time.

## **Monthly Reports-reviewed**

Introduced by: Councilperson Harris

Seconded by: Councilperson Spanneut

To pay abstracts as presented in the following amounts:

General A:	\$	16,825.84
General B:	\$	3,791.59
Highway DA:	\$	4,928.96
Highway DB:	\$	5,040.17
SS-Sewer	\$	19,547.37
SW-Water	\$	15,195.52
TA-Trust & Agency	\$	147.10

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

Noes: None

Abstentions: none

## **Public Comment**



Valerie Brechko addressed the board complementing the board for being proactive with sending letters to the Town's state representatives.

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

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

\*The regular meeting scheduled for March 20, 2017 was cancelled. Regular monthly business was conducted at Special Meeting.