

Town of Milo
Regular Meeting
July 20, 2015

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

Excused: Gene Spanneut, Councilperson

Others Present: Patricia L. Christensen, Town Clerk
Bill Laffin
P. Earle Gleason
Tim Dunn
Mark Morris
Dyke Smith
Rob Schwarting
Patrick Grimaldi, Assessor
Brad Sick, Larson Design Group
John Christensen, Chronicle Express

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.

Supervisor Church opened the public hearing at 7:00 PM for potential funding opportunities for Milo Water District No. 3.

No public concerns were brought before the board.

Public Comments

Bill Laffin asked for clarification regarding board action Item A accessing fees for water and sewer service calls and repairs.

Dyke Smith discussed water drainage issues in the area of 505 East Lake Road.

Rob Schwarting discussed planning for erosion. Mr. Schwarting additionally discussed code enforcement/ordinances for Bed and Breakfast establishments and rentals.

Supervisor Church closed the public hearing at 7:25 PM.

Introduced by: Councilperson Sorensen

Seconded by: Councilperson Hallings

That the minutes of June 15, 2014 regular meeting be accepted as written.

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

Noes: none

Committee Reports

Highway-Chairperson Hallings – 12 miles of road have been oiled and stoned, approximately ½ mile to complete

Personnel-Chairperson Spanneut - Supervisor Church reported continuing development of a flow chart

Zoning-Chairperson Spanneut – Supervisor Church reported that the committee meeting was held on July 15th, report on file

Assessor-Chairperson Sorensen- Yates County Real Property has new personnel processing the reporting of property sales.

Water & Sewer-Councilperson Harris- committee meeting was held on July 15th, report on file

Agricultural-Chairperson Hallings- none

Insurance- Chairperson Hallings- none

Board Action

Resolution 38-15

Water and Sewer Fees

Introduced by: Councilperson Harris

Seconded by: Councilperson Sorensen

WHEREAS, the Milo Sewer District owns and maintains the grinder pumps, and

WHEREAS, the Milo Water Districts owns and maintains, the water meters, and

WHEREAS, Milo Water and Sewer Operators respond to calls regarding operation of said equipment, and

WHEREAS, various operation maintenance calls are due to homeowner's negligence

NOW, THEREFORE BE IT

RESOLVED, that upon the determination of the water and sewer operator that said maintenance call was warranted by the homeowner's negligence, a fee will be assessed to the homeowner, and it is further,

RESOLVED, that a fee of \$150.00 be assessed for a service call for water and sewer, and it is further

RESOLVED, that a fee of \$578.000 be assessed for rebuilding of the grinder pump.

Duly put to a vote as follows:

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

Noes: none

This Resolution was thereupon adopted.

Patricia L. Christensen

Dated: July 20, 2015

Patricia L. Christensen

Town Clerk

Town of Milo

RESOLUTION # 39 – 15
Repeal Resolution 36-15

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

WHEREAS, the Town Board of the Town of Milo on behalf of Town of Milo Water District No. 3 has had its engineers and financial advisor research about obtaining grant money to determine the scope and cost of necessary improvements, and funds available for the public water system in Town of Milo Water District No. 3, and

WHEREAS, at the regular Town of Milo Board meeting on June 15, 2015, the Town Board did, pursuant to Resolution 37-15, decide to schedule a public hearing during the regular Town of Milo Board meeting on July 20, 2015 at 7:00 p.m. or soon thereafter, to consider potential funding opportunities for completion of an engineering study to determine the scope and cost of improvement needed for the Town of Milo Water District No. 3 water system, and

WHEREAS, by Resolution 36-15, the Town Board had, due to an oversight, considered for enactment and did in fact enact a Resolution in regard to expending certain town funds for an engineering study in regard to the proposed improvements to the Town of Milo Water District No. 3, which Resolution should not have been considered until after a hearing was held on the scheduled date of July 20, 2015.

NOW, THEREFORE BE IT

RESOLVED & ORDERED, that the Town Board of the Town of Milo hereby repeals in its entirety Resolution 36-15.

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

AYES: Church, Hallings, Harris, Sorensen

NOES: none

ABSTENTIONS:

This Resolution & Order was thereupon adopted.

DATED: July 20, 2015

Patricia L. Christensen
Patricia L. Christensen
Town Clerk
Town of Milo

S E A L

RESOLUTION # 40 – 15
Funding Milo Water #3

Mr. James Harris, offered the following Resolution and moved its adoption:

WHEREAS, Town of Milo Water District No. 3 does need to make substantial improvements to its water lines as the same are not providing sufficient pressure or quantity of water to meet current recommended standards, and

WHEREAS, the NYS Office of Community Renewal's (OCR) Community Development Block Grant Program has announced the availability of funds for the improvement of public infrastructure, including water mains in water districts, and

WHEREAS, the Town Board has been advised by its engineers that it is in the best interests of Town of Milo Water District No. 3 to submit an Application to the NYS Office of Community Renewal, and in conjunction therewith, it will be necessary to complete an engineering study to determine the scope and cost of improvements needed for the Town of Milo Water District No. 3 water system, and

WHEREAS, the Town Board of the Town of Milo did at its regular board meeting on July 20, 2015, pursuant to Resolution 37-15 schedule a public hearing for this date at 7:00 p.m. or soon thereafter, to present current information about potential funding opportunities for competition of an engineering study to determine the scope and cost of improvements needed for the Town of Milo Water District No. 3 water system.

NOW, THEREFORE BE IT.

RESOLVED & ORDERED, that the Town Board of the Town of Milo finds the water system improvement project to be in the best interests of Town of Milo Water District No. 3, and it is further

RESOLVED & ORDERED, that the Milo Town Board directs Larson Design Group prepare the appropriate Community Development Block Grant (CDBG) Application, and it is further

RESOLVED & ORDERED, that the Milo Town Board fully supports the Community Development Block Grant (CDBG) Application and authorizes the Town Supervisor to execute the Application and all related forms and documents, and it is further

RESOLVED & ORDERED, that the Milo Town Board authorizes the expenditure of the lesser of 5% of the cost of the engineering study or \$2,500 from town funds to be used to pay the local share of the project.

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

AYES: Church, Hallings, Harris, Sorensen

NOES: none

ABSTENTIONS: none

This Resolution & Order was thereupon adopted.

DATED: July 20, 2015

Patricia L. Christensen
Patricia L. Christensen
Town Clerk
Town of Milo

S E A L

Resolution 41-15
Deputy Clerk Pay Rate

Introduced by: Councilperson Hallings

Seconded by: Councilperson Harris

To establish the pay rate for the deputy clerk at \$12.50 per hour for 6 months, \$13.50 per hour after the 6 month completion of probation,.

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

Noes: none

**Resolution 42-14
Proposed Zoning Law**

Introduced by: Councilperson Hallings

Seconded by: Councilperson Harris

To proceed with the procedure to adopt proposed zoning law.

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

Noes: none

New Business

None

Old Business

Supervisor Church stated there is ongoing discussions regarding the Town's website.

Supervisor Church stated there is ongoing discussions regarding flooding and erosions concerns in the Willow Grove area.

Councilperson Harris stated a pickup truck has been ordered for the water and sewer department. Committee members reviewed 3 state contracts. The expected delivery of the truck is 16 weeks.

Monthly Reports Reviewed.

Introduced by: Councilperson Harris

Seconded by: Councilperson Hallings

To pay abstracts as presented in the following amounts:

General A:	\$	22,241.74
General B:	\$	779.49
Highway DA:	\$	6,325.89

Highway DB:	\$	2,715.73
SS-Sewer	\$	18,594.35
SW-Water	\$	23,347.48
TA-Trust & Agency	\$	969.75

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

Noes: None

Abstentions: none

Public Comments

P. Earle Gleason inquired if the deputy clerk's position has been filled. Mr. Gleason was advised that interviews are being conducted.

Bill Laffin inquired if the proposed zoning law would be available on the Town's website. Mr. Laffin was advised, that yes it will be available on the website.

Dyke Smith inquired of the time frame for the zoning law to be adopted. Mr. Smith was advised of the time frame of adopting a local law could be 2-4 months.

John Christensen inquired the status of the Plum Point Road Bridge that was closed due to flooding. Mr. Christensen was advised that YC Soil and Water, Larson Design Engineer and bridge manufactures are being consulted.

Introduced by: Supervisor Hallings
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 and Highway Superintendent Phil Strong.

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

Noes: None

Abstentions: none

The board entered into executive session at 8:00 PM.

Introduced by: Councilperson Harris
Seconded by: Councilperson Hallings

To reconvene to regular session.

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

Noes: None

Abstentions: none

The board reconvened at 8:45 PM.

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 Harris

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

Noes: none

Abstentions: none

Meeting adjourned at 8:45 PM.

Respectfully submitted,

Patricia L. Christensen
Town Clerk