

Town of Milo
Regular Meeting
September 21, 2015

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

Excused: Arden Sorensen, Councilperson

Others Present: Patricia L. Christensen, Town Clerk
Philip Strong, Highway Superintendent
Valerie Brechko
Bill Laffin
Earle Gleason
Mark Morris
Lance Yonge

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 inquired of the design of the logo to be adopted.

Valerie Brechko inquired if the logo would be on the Town's website. Supervisor Church stated most likely.

Introduced by: Councilperson Spanneut

Seconded by: Councilperson Harris

That the minutes of August 8, 2015 special meeting and August 17, 2015 regular meeting be approved as written.

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

Noes: none

Committee Reports

Highway-Chairperson Hallings – the 2007 Dodge Dakota received a high bid of \$5,400.00 at the Auction International, Scrape material sold at the Finger Lakes Produce Auction netted \$2108.00 for the Town. Oil and stoning is completed, a pipe was replaced on Eaves Road

Personnel-Chairperson Spanneut- agenda item

Zoning-Chairperson Spanneut –The Legislative Advisory Committee recommends to the Town Board to proceed with the proposed zoning law. The proposed zoning law will be posted on the

Town's website and defining the changes. The proposed soliciting and peddlers law is being developed.

Assessor-Chairperson Sorensen- none

Water & Sewer-Councilperson Harris- committee met on September 16th. Minutes on file

Agricultural-Chairperson Hallings- none

Insurance- Chairperson Hallings- received a quote for the automobile and liability insurance increasing the deductible to \$10,000. The decision was made to continue the insurance with the high deductible. Health insurance policies were reviewed. The decision was made to continue the current health insurance policy.

Board Action

Resolution 46-15

Justice Grant

Councilperson Hallings offered the following Resolution and moved its adoption:

WHEREAS, the Chief Administrative Judge has made Justice Court Assistance Grants available to all Towns and Village Justices for the Justice Court Assistance Program and

WHEREAS, the Town Hall electrical utilities are supplied by Penn Yan Municipal, and

WHEREAS, the personnel safety is a concern for town employees and the public in the event of a power outage

WHEREAS the Town Board of the Town of Milo believes, the Justice Department, Town Employees and public would benefit from a backup utility supply,(generator) and

NOW THEREFORE BE IT RESOLVED that the Town of Milo Supervisor is hereby authorized to sign and submit said application to the State of New York Unified Court System concerning the grant application available through the Justice Court Assistance Program

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

Ayes: Church, Hallings, Harris, Spanneut

Noes: none

Abstentions: none

This Resolution was thereupon adopted _____

Patricia L. Christensen
Town Clerk
Town of Milo

September 21, 2015

S E A L

**NYS Unified Court System-Audit
Resolution 47-15**

Introduced by: Councilperson Harris
Seconded by: Councilperson Hallings

WHEREAS, the Unified Court System requires the Town of Milo Court records be audited, and

WHEREAS, the 2014 annual audit has been completed by Eldredge, Fox and Perrotti, LLP,

NOW, THEREFORE BE IT RESOLVED, that the Town Clerk of the Town of Milo is directed to send the completed audit to the New York State Unified Court System, and

ALSO, BE IT RESOLVED, that the Town Clerk is directed to send copy of said resolution to the NYS Unified Court System.

Duly put to a vote as follows:

AYES: Church, Hallings, Harris, Spanneut

NOES: none

ABSTENTIONS: none

This Resolution was thereupon adopted September 21, 2015

S E A L

Patricia L. Christensen
Town Clerk
Town of Milo

**Resolution 48-15
Special Meeting**

Introduced by: Councilperson Hallings

Seconded by: Councilperson Harris

Pending the availability of the Town's accountants, to schedule a special meeting for October 14, 2015 at 4:00 PM, to conduct work on the 2016 budget.

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

Noes: none

**Resolution 49-15
Town Logo**

Introduced by: Councilperson Hallings
Seconded by: Councilperson Harris

To adopt the Town of Milo logo as presented.

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

Noes: none

**Resolution 50-15
Larson Design-Telecommunications Tower**

Introduced by: Councilperson Spanneut
Seconded by: Councilperson Hallings

Authorizing Supervisor Church to sign agreement with Larson Design for consulting work for the proposed telecommunications tower.

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

Noes: none

**Resolution 51-15
Indemnification Agreement-Village of Penn Yan**

Introduced by: Councilperson Hallings
Seconded by: Councilperson Harris

Authorizing Supervisor Church to sign indemnification agreement with the Village of Penn Yan.

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

Noes: none

RESOLUTION 52-15

**ACCEPTING FOR DEDICATION WATER MAIN IMPROVEMENTS
KEUKA VIEW ESTATES SUBDIVISION**

being all of the members of the town board.

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

WHEREAS, a previous Application by Floyd D. Lane and Lane & Lane Partners (hereinafter Lanes) pertaining to a Major Subdivision of three existing lots of record into ten new proposed lots on Old Bath Road and an adjoining lot on Route 54-East Lake Road, which are more specifically known as Tax Map Identification Numbers 61.65-1-3.111, 61.65-1-10.1, and 61.57-1-12.1, has been made, and

WHEREAS, on October 9, 2012 Preliminary Plat Approval was given by the Town of Milo Planning, and

WHEREAS, at a meeting of the Planning Board of the Town of Milo on November 13, 2012, Lanes' Application for Final Plat Approval (Two Stage Approval process) was approved subject to certain conditions, including the condition that the Applicant was to obtain approval from the NYS Department of Health and the Town Board of the Town of Milo as it pertains to connecting to the existing public sewer system and water system operated by the Town of Milo, and that the Applicant was to employ a professional engineer licensed in the State of New York to certify that the private road conforms to the applicable regulations of the Code of the Town of Milo and the New York State Uniform Fire Prevention and Building Code, and that the Applicant was to submit an agreement by each future property owner that he/she will provide the maintenance and repair of the private road shown on the plat (i.e. Keuka Estates Road), and

WHEREAS, a water main and appurtenances has been constructed by Lanes and "As Built Plans" are to be prepared by Lanes' engineer, reviewed by the Town of Milo's engineer, and copies of said plans will be delivered to the Town of Milo, and

WHEREAS, the New York State Department of Health (hereinafter NYSDOH) has determined that the water main has been constructed in accordance with plans approved by

NYSDOH, and may be used for the distribution of water as part of the Town of Milo water system, and

WHEREAS, Lanes have delivered to the Town of Milo a Bill of Sale for the water main improvements and appurtenances within Keuka View Estates subdivision.

NOW, THEREFORE BE IT

RESOLVED & ORDERED, that the Town of Milo does hereby accept the Bill of Sale for the water main and appurtenances that have been installed by the Lanes within Keuka View Estates subdivision, the purpose of said Bill of Sale being to transfer ownership of said water main and appurtenances from the Lanes to the Town of Milo, and it is further

RESOLVED & ORDERED, that the Lanes have also delivered to the Town of Milo the CORRECTION KEUKA VIEW ESTATES ROAD DECLARATION & DEED RESTRICTIONS, which document shall be recorded at the Yates County Clerk's Office, and it is further

RESOLVED & ORDERED, that upon receipt and approval by the Town Milo's engineers of the "As Built Plans" in regard to the installation of the water main and appurtenances and, the issuance by the New York State Department of Environmental Conservation of a Notice of Termination (NOT) or an alternative statement acceptable to the Town of Milo's engineers, then this Dedication process from the Lanes to the Town of Milo shall be complete and the Lanes shall be authorized to apply for building permits and to also apply for sewer connections and water connections for the buildable lots within said Keuka View Estates subdivision subject to the regulations within the Code of the Town of Milo.

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

AYES: Church, Hallings, Harris, Spanneut

NOES: none

ABSTENTIONS: none

This Resolution was thereupon adopted.

DATED: September 21, 2015

Patricia L. Christensen
Town Clerk
Town of Milo

S E A L

Muni Milo
Keuka View
Reso Dedicat

RESOLUTION NO. 53 -15
Spring Water Intermunicipal-E-One repairs

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

WHEREAS, pursuant to Article 5-G of the General Municipal Law, the Town of Milo is authorized to enter into intermunicipal agreements for repair work to be done by the Town of Milo on the property of another municipality, and

WHEREAS, the Town of Milo does have employees who are certified to repair E-One grinder pumps, and

WHEREAS, the Town of Springwater has contacted the Town of Milo about repairing, refurbishing, and replacing parts, if necessary, for grinder pumps owned by the Town of Springwater, and

WHEREAS, employees of the Town of Milo have prepared a schedule of fees for services to be provided by the Town of Milo, for repairing, refurbishing, and replacing parts, if necessary, on grinder pumps, which schedule has been reviewed and approved by the appropriate town committee.

NOW, THEREFORE BE IT

RESOLVED & ORDERED, the Supervisor of the Town of Milo, on behalf of the Town of Milo, is hereby authorized to enter into an Intermunicipal Agreement with the Town of Springwater to repair, refurbish, or replace parts, if necessary, on E-One grinder pumps owned

by the Town Springwater that are delivered to the Town of Milo for said services.

Seconded by Mr. Gene Spanneut and duly put to a vote with the following

results:

AYES: Church, Hallings, Harris, Spanneut

NOES: none

ABSTENTIONS: none

This Resolution was thereupon adopted.

DATED: September 21, 2015

Patricia L. Christensen

Patricia L. Christensen
Town Clerk
Town of Milo

S E A L

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Milo 2015
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**Resolution 54-15
Resignation Highway Superintendent Philip Strong**

Introduced by: Supervisor Church
Seconded by: Councilperson Spanneut

With great gratitude for the hard work, devotion and superior job of Highway Superintendent, Philip Strong the Town Board accepts the resignation of Highway Superintendent, Philip Strong, effective October 1, 2015.

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

Noes: none

Resolution 55-15
Appointment Lance Yonge, Highway Superintendent

Introduced by: Councilperson Harris
Seconded by: Councilperson Hallings

To appoint Lance Yonge, Town of Milo Highway Superintendent effective October 1, 2015 to fulfill the unexpired term of 1/1/2014-12/31/2017 at an annual pay rate of \$53,060.00

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

Noes: none

New Business

Supervisor Church advised the board the tentative budget should be available to the board members by September 30th.

Supervisor Church advised the board she will be including a KWIC monthly report with the committee reports.

A general discussion was held regarding KWIC's policy and procedures and the mission of KWIC.

Supervisor Church advised the board that she will be attending the Seneca Watershed Intermunicipal Organization (Seneca IO) previously designated as SLAP-5.

Outstanding Business

The proposed zoning law in its final form is available on the Town of Milo website.

Supervisor Church contacted Village of Penn Yan Director of Public Works, Brent Bodine regarding an update on the joint endeavor for disposal of yard and lawn debris. Mr. Bodine will follow up with Penn Yan Municipal Board.

The DEC is requesting more information regarding the permit for the bridge replacement on Plum Point Road.

Monthly Reports-reviewed

Introduced by: Councilperson
Seconded by: Councilperson

To pay abstracts as presented in the following amounts:

General A: \$ 46,756.72

General B:	\$	906.19
Highway DA:	\$	2,327.84
Highway DB:	\$	5,296.69
SS-Sewer	\$	32,621.70
SW-Water	\$	29,835.38
TA-Trust & Agency	\$	1,307.77

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

Noes: None

Abstentions: none

Public Comment

Bill Laffin addressed the board concerning Supervisor Church's comments regarding KWIC.

Valerie Brechko inquired of the employee's health insurance policy.

Earle Gleason asked for clarity of Highway Superintendent, Lance Yonge's term and election timeframe.

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

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

Noes: none

Abstentions: none

Meeting adjourned at 7:55 PM.

Respectfully submitted,

Patricia L. Christensen
Town Clerk