

Town of Milo
Regular Meeting
October 19, 2015

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
Earle Gleason
Valerie Brechko
Mark Morris
Rob Schwarting
Marsha Devine

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

Mark Morris inquired when the Town's budget workshop would be conducted. Mr. Morris was advised that the date would be decided later in the meeting.

Introduced by: Councilperson Harris
Seconded by: Councilperson Sorensen

That the minutes of September 21 regular meeting and October 13, 2015 special meeting be approved as written.

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

Noes: none

Committee Reports

Highway-Chairperson Hallings – Highway Superintendent Lance Yonge reported that an excavator will be rented to repair the washed out bank on East Lake Road. A gabion wall will be installed. Highway Superintendent Yonge contacted DEC regarding the status of the submitted permit for the replacement of the culvert on Plum Point Road. Superintendent Yonge was advised by DEC that the permit is transit through the channels.

Personnel-Chairperson Spanneut - none

Zoning-Chairperson Spanneut – the regular monthly meeting of the zoning committee was held on October 14. Minutes are on file.

Building & Grounds – Chairperson Harris – the carpet in the Town Hall was shampooed, pest control was applied at the Town Hall, and the employee bathroom is near complication

Assessor-Chairperson Sorensen- exemption applications will be mailed in 3-4 weeks.

Water & Sewer-Councilperson Harris- the regular monthly meeting of the water and sewer committee was canceled. The level indicator at the Himrod Water plant has been replaced.

Agricultural-Chairperson Hallings- none

Insurance- Chairperson Hallings- none

KWIC – Supervisor Church – was not able to attend last month’s meeting

Board Action

Resolution 57-10

Snow and Ice Agreement

Introduced by: Councilperson Harris

Seconded by: Councilperson Spanneut

Authorizing the 2015-2016 snow and ice removal at the Town Hall to AJ’s Mowing at a cost of \$60.00 for plowing and/or salt application

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

Noes: none

Resolution 58-15

Introduced by: Councilperson Sorensen

Seconded by: Councilperson Hallings

Authorizing Supervisor Church to sign codification services with General Code for \$9,000.00.

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

Noes: none

Resolution 59-15

2015-2016 Snow & Ice Agreement with Yates County

Introduced by: Councilperson Hallings

Seconded by: Councilperson Harris

Authorizing Supervisor Church to sign 2015-2016 Snow and Ice agreement with Yates County.

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

Noes: none

Resolution 60-15
INTRODUCING A LOCAL LAW CONCERNING
ADOPTION OF A NEW ZONING LAW

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

WHEREAS, the Town of Milo adopted an ordinance entitled "The Town of Milo Zoning Ordinance" on November 1, 1974, which zoning laws were codified in 1997 as Chapter 140 of the Code of the Town of Milo, and

WHEREAS, the Town Board through its Zoning Law Committees and with professional assistance has prepared new Zoning Laws for the Town of Milo, which would replace in their entirety the present Zoning Laws in effect in the Town of Milo, and

WHEREAS, the Town Board of the Town of Milo has determined that this proposed new Zoning Law, which is being introduced, as a proposed Local Law is now in its FINAL FORM, and

WHEREAS, the Town of Milo has determined that this proposed local law, as it effects land use, is subject to review under the New York State Environmental Quality Review Act (SEQR), and

WHEREAS, the Town Board hereby affirms that it is an Involved Agency in accordance with the provisions of the New York State Environmental Quality Review Act (SEQR), 6 NYCRR Part 617, and

WHEREAS, the Town Board, as the Project sponsor/Applicant, with professional assistance, has prepared "Part 1 – Project Information" of the Full Environmental

Assessment Form (FEAF) dated October 19, 2015, pursuant to the New York State Environmental Quality Review Act (SEQR) which finds that the proposed action is a Type 1 Action which does not involve a federal agency but does include other Involved Agencies, and

WHEREAS, there is on file at the office of the Town of Milo Clerk, 137 Main Street, Penn Yan, New York the completed Part 1 of the Full Environmental Assessment Form (FEAF), which is available for public examination during normal office hours, and

WHEREAS, the Town Board is of the opinion that it should become Lead Agency because any potential impacts from this project would be primarily of local significance to the Town of Milo, and the Town of Milo does wish to conduct a Coordinated Review of the proposed action in accordance with the provisions of the New York State Environmental Quality Review Act (SEQR), 6 NYCRR Part 617.

NOW, THEREFORE BE IT

RESOLVED, that the Town Board deems it in the best interests of the Town of Milo to proceed in accordance with the Code of the Town of Milo and laws of the State of New York to consider enactment of this proposed legislation as a local law, and it is further

RESOLVED, that pursuant to Section 239-m of the General Municipal Law and Section 140-48, (A) of the Code of the Town of Milo this proposed local law shall be referred to the Yates County Planning Board and the Town of Milo Planning Board, respectively, for their respective Reports and Recommendations, and be it further

RESOLVED, that the Town Board of the Town of Milo hereby states its interest and intent in being Lead Agency and shall notify the other possible Involved Agencies of its intent for the purpose of conducting a Coordinated Review in accordance with the provisions of the New York

State Quality Review Act (SEQR), 6 NYCRR Part 617, and it is further

RESOLVED, that the Town Clerk of the Town of Milo is hereby authorized and directed to forward copies of this Resolution and Part 1 of the Full Environmental Assessment Form (FEAF) which has been completed for the proposed local law to the following Involved Agencies or individuals:

David Granzin, Chairperson	Kay Williamson, Chairperson
Yates County Planning Board	Town of Milo Planning Board
417 Liberty Street	137 Main Street
Penn Yan, New York 14527	Penn Yan, New York 14527

notifying them that a Lead Agency must be agreed upon within thirty (30) calendar days of the date that said copies are mailed to them, and further advising said Involved Agencies that it is the position of the Town Board of the Town of Milo that it be the Lead Agency for this project.

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

AYES: Church, Hallings, Harris, Sorensen, Spanneut

NOES: none

ABSTENTIONS: none

This Resolution was thereupon adopted.

DATED: October 19, 2015

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

S E A L

Muni Milo fld
Milo LL , 2015 (new zon law)
1a (Milo) Res ref MPB & YCPB & SEQR

New Business

None

Outstanding Business

Supervisor Church reported:

- The adopted logo is on the Town's website
- Spoke with Village of Penn Yan Public Work's Director, Brent Bodine and MUB Member Dan Banach regarding disposal of yard and lawn debris at a neutral site. The Village of Penn Yan is willing for Town of Milo employee's to disposal of debris at a village site, but is reluctant to open up the village site to residents due to the potential of misuse and misconduct.
- The public hearings for the 2016 budget, 2016 fire contracts, and special assessment tax roll is scheduled for November 4, 2015 at 6:00 PM.

Monthly Reports-reviewed

Introduced by: Councilperson Harris
Seconded by: Councilperson Spanneut

To pay abstracts as presented in the following amounts:

General A:	\$	18,969.13
General B:	\$	2,405.74
Highway DA:	\$	11,510.40
Highway DB:	\$	23,889.48
SS-Sewer	\$	12,988.18
SW-Water	\$	5,802.71

TA-Trust & Agency \$ 917.70

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

Noes: None

Abstentions: none

Public Comment

Mark Morris inquired if the Town would receive fewer variances after the new zoning law is adopted. Mr. Morris was advised that is a possibility.

Robert Schwarting inquired if the Town of Milo land located in the vicinity of the proposed Hilton Hotel and the Top of Lake Restaurant was annexed into the Village of Penn Yan. Mr. Schwarting was advised of the annexing procedure and at this time the Town of Milo has not received a petition for said annexation.

Introduced by: Councilperson Spanneut

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, Lance Yonge.

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

Noes: None

Abstentions: none

The board entered into executive session at 7:35 PM.

Introduced by: Councilperson Hallings

Seconded by: Councilperson Spanneut

To reconvene to regular session.

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

Noes: None

Abstentions: none

The board reconvened at 8:00 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 Spanneut.

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

Noes: none

Abstentions: none

Meeting adjourned at 8:00 PM.

Respectfully submitted,

Patricia L. Christensen
Town Clerk