

The regular meeting of the Prattsburgh Town Board was called to order on August 15th, 2022 at 6:30 P.M. at the Prattsburgh Town Hall, Prattsburgh, NY. Supervisor Wordingham led the Pledge of Allegiance.

PRESENT:

Albert Wordingham Supervisor
Angela Einwachter Councilwoman
Elizabeth Peck Councilwoman
Janette Payne Councilwoman
Pete Scheid Councilman
Edward Brockman Legal Counsel
Kim Sobolewski Town Clerk

PUBLIC HEARING- (WATER POLICY)

A motion was made by Councilman Scheid and seconded by Councilwoman Payne and duly carried, the hearing was open at 6:30 P.M. On a motion made by Councilman Scheid and seconded by Councilwoman Einwachter and with all board members in favor and with all persons desiring to be heard having been heard, the hearing was closed at 6:35 P.M.

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

PUBLIC HEARING- (ARPA FUNDS)

A motion was made by Councilwoman Einwachter and seconded by Councilman Scheid and duly carried, the hearing was open at 6:35 P.M. On a motion made by Councilman Scheid and seconded by Councilwoman Peck and with all board members in favor and with all persons desiring to be heard having been heard, the hearing was closed at 6:40 P.M.

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

GUEST SPEAKER

Shaylin Rumsey pitched her idea about a community center and her plans moving forward.
Allison Robbie from Larson Design spoke to the Board regarding the PER for the Water Department.

MINUTES

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the July 18th, 2022 Minutes were accepted as presented.

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

FINANCIAL REPORT

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the August 2022 financial report was accepted as presented by Supervisor Wordingham.

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

AUDIT OF BILLS

On a motion made by Councilwoman Einwachter, seconded by Councilwoman Peck, the board approved payment of the following bills on ABSTRACT #8 to be paid as presented. The total amount to be paid on ABSTRACT #8 is \$45510.01. (Voucher#323-358)

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

APPROPRIATIONS

On a motion made by Councilman Scheid, seconded by Councilwoman Payne, the August 2022 appropriations accepted as presented.

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

HIGHWAY

Since our last meeting we have rolled Italy Valley Road and Ringrose Rd several times, and then coated both with dust oil. Installed two new driveway pipes, changed 2 cross pipes, ditched part of lions hollow and Tuttle Road and cut up 7 fallen trees, cut down five dead trees and brush patched potholes cold patch some more trouble spots motor on both Barnes. FEMA paperwork is 90% done, we went around and took finish photographs, hauled in 304 ton modified stone swept oil and stoned roads grated Rosie hill Alice St, Nagle Road, Wraight Road, and Walker Road. Clean storm drains on Academy Ave, fixed two road aprons, worked on some road signs. Regular repairs and maintenance: S-121 new front B rings, T-200 pinion seal, two rear axles, and front brakes, T-103 air ride suspension arm, E-115 replaced hydraulic line, R-118 leaking tire.

CODE/WATER

Permits- 14
Appearance Tickets- 0
Renewals- 0
Building Inspections- 22
Septic Inspections- 2
UFPO- 31
C of O/C- 1
Compliance Inspections- 2
Code Complaint- 2

Compliance Orders- 0

Remarks- I have been working on organizing and digitizing 124 permits to start closing some out

I have been working on organizing old septic drawings

I have answered or returned 35 calls and emails

7/22 Started working on Main St curb boxes to free up and exercise them

7/26 Met with the Town Attorney about updating the Water District Policy

7/28 Met with Supervisor Wordingham and Fred about new meter purchases

8/1 Met with Markus from Ti Sales about new meters

8/9 Met with Jason Bellis & Allison Robbie from Larson about the Preliminary Engineering Report for the water system

8/15 Took August water sample to the lab in Wayland

I located and marked out 3 UFPOs

I have been getting things ready for our DOH Annual Water Inspection on Aug. 23

I have been preparing for my Certification Interview with the DOH on Aug. 23

SUPERVISOR

7/19/22 Angela and I had a discussion with Kathy Spencer from LaBella (engineering firm) regarding the contract to represent us through the Terra-Gen windfarm project.

7/21/22 Jeanette and I attended a NYGFOA seminar in Batavia that discussed the rules for spending and reporting the ARPA funds that the town applied for and received.

7/25/22 I have been working for the last couple of weeks with Kathy Spencer (LaBella) on a contract for LaBella to represent Prattsburgh regarding the Terra-Gen project.

7/26/22 We signed a contract with LaBella Engineering to review and comment to the board as the Terra-Gen project moves forward. They will be requesting and reviewing updated documentation on local laws, environmental studies, Host Community Agreement, Road Use Agreement, etc. We have money in escrow provided by Terra-Gen to fund this effort.

7/26/22 The environmental review for the Main Street Grant has been completed and submitted for review to OCR (Office Community Renewal). If they give the thumbs up Chris Costanza will be able to start the renovation of his property using the funds from the grant.

7/28/22 Leonard Carruthers (Steuben Foods) dropped of the paper work from the D.E.C. giving the milk plant site a clean bill of health.

8/1/22 Chris Underhill and I met with Marcus Anten (Ti Sales). Ti Sales represents a line of products manufactured by Neptune that support water districts. Our current supplier (Badger) no longer supports our meters or software, so we have to make a transition to another system.

8/8/22 Chris Underhill and I met to discuss which manufacturer to purchase the new software and water meters. We have decided to go with Neptune for a number of reasons. First, Neptune designs and manufactures all of their products in the U.S. Second, Neptune warranties their product for twenty years unlike our current supplier who no longer supports our system after only ten years. Third, Naples chose Neptune and they are very satisfied with the product and service. Naples and Prattsburgh can partner if either of us need a part or help in resolving a problem. We were able to negotiate the best price from Neptune.

8/9/22 I met with Jason Bellis and Allison Robbie (Larson Engineering) to discuss the Engineering Reports for the water department and the waste water project. They presented a quote for the P.E.R. (Preliminary Engineering Report) for the wastewater project. The P.E.R. for the water department will be presented at the August town board meeting.

8/10/22 Russ Kopylczak has completed the concrete, railing, and deck repairs to the town hall.

TAX CAP

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the Board approved starting the process for local law for tax cap override.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye
Supervisor Wordingham-Aye

PUBLIC HEARING

On a motion made by Councilman Scheid, seconded by Councilwoman Einwachter, the following was approved:

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

TOWN OF PRATTSBURGH

Resolution No.29-2022

Scheduling Public Hearing on Proposed Amendment of Water Rent Rates and Associated Fees for the Prattsburgh Water District

Motion by Councilperson Scheid, seconded by Councilperson Einwachter to adopt the following resolution:

WHEREAS, the Town Board of the Town of Prattsburgh has adopted a Local Law enacting the Water District Policy, which Local Law provides that the Town Board shall by Resolution adopted, subject to public hearing, set the water rent rates and associated fees for the Water District; and

WHEREAS, the Town Board proposes changes in the water rent rates and the associated fees for the Prattsburgh Water District; and

WHEREAS, the Town board will address any related SEQR issues.

NOW THEREFORE, BE IT RESOLVED, THAT

1. The Town Board designates itself as "Lead Agency" for SEQRA issues related hereto, determines that there will be no detrimental environmental impacts resulting therefrom, therefore declares this to be a "Type II" action and accordingly no environmental review will be undertaken.
2. A Public Hearing on the proposed amendment of water rent rates and associated fees for the Prattsburgh Water District is hereby scheduled for October 17, 2022 at 6:30 p.m.
3. Town legal counsel is directed to provide the requisite notices for such public hearing, including the proposed water rent rates and associated fees.

CERTIFICATION OF CLERK

STATE OF NEW YORK)

COUNTY OF STEUBEN)

I, Kim Sobolewski, Clerk for the Town of Prattsburgh, County of Steuben and State of New York, do hereby certify that the before mentioned RESOLUTION 29 -2022 was adopted at the meeting of the Town Board of the Town of Prattsburgh held on August 15, 2022, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

Dated: August 15, 2022

Kim Sobolewski–Town Clerk
Town of Prattsburgh

ARPA

On a motion made by Councilman Scheid, seconded by Councilwoman Peck, the following was approved:

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye

Supervisor Wordingham-Aye

TOWN OF PRATTSBURGH, NEW YORK

RESOLUTION 30 - 2022

CONSIDERATIONS FOR USE OF ARPA (AMERICAN RESCUE PLAN ACT) FUNDS RECEIVED UNDER COVID 19

WHEREAS, the American Rescue Plan Act ("ARPA") of 2021, HR 319, otherwise known as the COVID-19 Stimulus Package or America Rescue Plan, was published L #117-2 on March 11, 2021. The plan provided \$1.9 trillion dollars of economic stimulus to speed up the country's economic recovery and health effects of the COVID_19 pandemic. This package builds upon many of the measures of the CARES ACT from March 2020 and in the Consolidated Appropriations Act of 2021.

WHEREAS, each municipality in the United States was provided an opportunity to receive funds related to COVID-19 recovery upon completion and submittal of said request by July 9, 2021. The Town of Prattsburgh opted to receive said funds under the definition of a NEU (Non Entitlement Unit), defined by section 603 (g)(5) of the Social Security Act, as added by Section 9901 of the American Rescue Plan Act of 2021, with NEU defined as a local government that serves a population of 50,000 or less. The ARPA funds are distributed in two increments. \$99,746.31 was the initial payment received in the summer of 2021, a subsequent summer 2021 payment of \$407.24 and a final payment of \$100,153.54 is anticipated for receipt in the spring of 2022, for a total of \$200,307.09. The Town of Prattsburgh has signed for compliance for Assurances of Compliance with Civil Rights Requirements as per Title VI of the Civil Rights Act of 1964. The agreement for said funds recognizes the criteria on the use of these funds which are outlined in the United States Department of Treasury final documents released April 1, 2022. All ARPA funds must be obligated by December 31, 2024 with full spending by December 31, 2026. A Federal Audit upon conclusion is anticipated.

WHEREAS, the Town Board of the Town of Prattsburgh has duly scheduled, noticed and held a Public Hearing on August 15, 2022 at the Town Hall to engage the community in potential projects which may be eligible for said funds under the Final Rule Regulations of the US Department of Treasury.

WHEREAS, the Town Board heard public comment on the issue as well as comments from Town Board members.

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Prattsburgh will consider such comments in determining the application of the ARPA Funds for approved uses of such funds.

MOTION was made by Councilperson Scheid, seconded by Councilperson Peck, and voted as follows

Yes Einwachter, Peck, Payne, Scheid, Wordingham

No

CERTIFICATION OF CLERK

State of New York}

County of Steuben}

Town of Prattsburgh}

I, Kim Sobolewski, Clerk for the Town of Prattsburgh, County of Steuben and State of New York, do hereby certify that the before mentioned RESOLUTION 30 2022 was adopted at the regular meeting the Town of Prattsburgh Town Board held on August

15, 2022, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

Dated: August 16, 2022

Kim Sobolewski – Town Clerk

Town of Prattsburgh

NEPTUNE

On a motion made by Councilman Scheid, seconded by Councilwoman Peck, the Board approved the purchase of the Neptune Water System.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

DRIVEWAY REPAIR

On a motion made by Councilman Scheid, seconded by Councilwoman Einwachter, the following was approved:

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

Town of Prattsburgh
Resolution No. 31-2022

Consent for Repair of Town Hall Driveway
Motion by Councilperson Einwachter, seconded by
Councilperson Scheid to adopt the following resolution:

WHEREAS, the Town of Prattsburgh owns and maintains property upon which is located the Prattsburgh Town Hall for its municipal government operations, that property including a paved driveway and parking area for use of Town employees and the public; and

WHEREAS, the paved driveway and parking area are in need of repairs and top coating, as well as marking of parking spaces upon completion of the repairs and top coating; and

WHEREAS, it is the intent of the Town Board to employ funds for this project received as part of the American Rescue Plan Act (ARPA) distributions to the Town of Prattsburgh; and

WHEREAS, the Town Board intends to address any SEQRA issues related to the action.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Town Board of the Town of Prattsburgh designates itself as “Lead Agency” with respect to SEQR issues related to this action and finds that the action falls under the category of “Replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site...” as set out in 6NYCRR617.5.(c)(2) of the SEQR Regulations and that the action does not exceed any of the thresholds set out in 6NYCRR617.4 of the SEQR Regulations. Therefore, the Town Board declares this to be a “Type II” action and accordingly no SEQR review of this action will be necessitated.
2. The Town Board authorizes the Town Supervisor to solicit proposals for the requisite work on the Town Hall driveway and parking area.
3. It is determined that this repair project is a permitted use of ARPA Funds, under the regulations promulgated for implementation of the ARPA.
4. The Town Supervisor is further authorized to determine the “best value” of proposals for said repairs and to contract with the firm or person offering the “best value” proposal.
5. It is the determination of the Town Board that the cost of the subject repairs be paid from the ARPA funds presently held by the Town.
6. That payment for the stated repairs is subject to the requisite audit and approval by the Town Board.

CERTIFICATION OF CLERK
STATE OF NEW YORK)
COUNTY OF STEUBEN)
TOWN OF PRATTSBURGH)

I, Kim Sobolewski, Clerk for the Town of Prattsburgh, County of Steuben and State of New York, do hereby certify that the before mentioned RESOLUTION 31 2022 was adopted at the regular meeting the Town of Prattsburgh Town Board held on August 15, 2022, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

Dated: August 16, 2022

Kim Sobolewski – Town Clerk
Town of Prattsburgh

WATER DISTRICT

On a motion made by Councilman Scheid, seconded by Councilwoman Peck, the following was approved:

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye
Councilwoman Payne-Aye
Councilman Scheid-Aye
Supervisor Wordingham-Aye

Town of Prattsburgh
Resolution No. 32 -2022

Consent for Procurement of Components for the Town Water District

Motion by Councilperson Scheid, seconded by Councilperson Peck to adopt the following resolution:

WHEREAS, the Town of Prattsburgh owns and operates a Water District for a portion of the Town of Prattsburgh; and

WHEREAS, the Town Board is the entity which operates the Water District; and

WHERE, the Town Board intends to acquire new water meters, water meter bases and computer software for the Water District; and

WHEREAS, it is the intent of the Town Board to employ funds for this project received as part of the American Rescue Plan Act (ARPA) distributions to the Town of Prattsburgh; and

WHEREAS, the Town Board intends to address any SEQRA issues related to the action.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Town Board of the Town of Prattsburgh designates itself as “Lead Agency” with respect to SEQR issues related to this action and finds that the action falls under the category of “Replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site...” as set out in 6NYCRR617.5.(c)(2) of the SEQR Regulations and that the action does not exceed any of the thresholds set out in 6NYCRR617.4 of the SEQR Regulations. Therefore, the Town Board declares this to be a “Type II” action and accordingly no SEQR review of this action will be necessitated.
2. The Town Board authorizes the Town Supervisor to solicit proposals for the requisite procurements.
3. It is determined that this procurement project is a permitted use of ARPA Funds, under the regulations promulgated for implementation of the ARPA.
4. The Town Supervisor is further authorized to determine the “best value” of proposals for said procurement and to contract with the firm or person offering the “best value” proposal.
5. It is the determination of the Town Board that the cost of the subject procurement be paid from the ARPA funds presently held by the Town.
6. That payment for the stated procurement is subject to the requisite audit and approval by the Town Board.

CERTIFICATION OF CLERK

STATE OF NEW YORK)

COUNTY OF STEUBEN)

TOWN OF PRATTSBURGH)

I, Kim Sobolewski, Clerk for the Town of Prattsburgh, County of Steuben and State of New York, do hereby certify that the before mentioned RESOLUTION 32- 2022 was adopted at the regular meeting the Town of Prattsburgh Town Board held on August 15, 2022, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

Dated: August 16, 2022

Kim Sobolewski – Town Clerk
Town of Prattsburgh

ADJOURNMENT

On a motion made by Councilman Scheid, seconded by Councilwoman Einwachter and duly carried, Regular meeting was adjourned at 8:21 P.M.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

Respectfully submitted,
Kim Sobolewski, Town Clerk