

The regular meeting of the Prattsburgh Town Board was called to order on April 18<sup>th</sup>, 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-(LAND USE)**

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 Councilwoman Peck and seconded by Councilman Scheid 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

**PUBLIC HEARING- (UNIFORM CODE)**

A motion was made by Councilman Scheid and seconded by Councilwoman Peck and duly carried, the hearing was open at 6:40 P.M. On a motion made by Councilwoman Einwachter and seconded by Councilman Scheid and with all board members in favor and with all persons desiring to be heard having been heard, the hearing was closed at 6:50 P.M.

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

**GUEST SPEAKER**

Jamie Johnson from Steuben County IDA was here to speak on PILOT programs and 485B.  
Jennifer Vaughn from LaBella spoke to the Board regarding the Prattsburgh Wind Project.

**MINUTES**

On a motion made by Councilwoman Einwachter, seconded by Councilwoman Paine, the March 21<sup>st</sup>, 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 Councilman Scheid, seconded by Councilwoman Einwachter, the April 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 Councilman Scheid, seconded by Councilwoman Peck, the board approved payment of the following bills on ABSTRACT #4 to be paid as presented. The total amount to be paid on ABSTRACT #4 is \$129,119.95. (Voucher#143-185)

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

### **HIGHWAY**

Since our last scheduled meeting we have:

Plowed and sanded four times

Patched pot holes

Swept the town streets including the town hall parking lot

Put away snow fence for the year

Spent a week cutting brush and trees on Hotchkin Road

Cleaned and widened some of the ditches on Hotchkin Road

Cleaned up downed trees after three high wind events

Painted all plows and wings

Swapped the grader back over to summer equipment

All attended OSHA and sexual harassment training on April 6th

Spent five days laying tile into Italy valley road

We had a salt delivery

Tim Hubbard delivered stone for the tile job

Chris and I have swapped time helping each other with projects that needed to be done

We have a week's worth of time revamping the sign room in the barn on 75

Calvin has spent a week working on all the plows. Tightening pins and wear spots associated with plowing.

We have been gathering parts to do an overhaul of truck 304 entire bed chain and gears.

I am still working with FEMA for monetary reimbursement from august. We are starting to change sluice pipes, and will start grading roads as soon as the weather permits. Thanks

Submitted respectfully,  
John Perry

### **GRAVEL BIDS**

The 2022 gravel bids will be split between S.J. Kula and ST Coots. S.J.Kula was awarded the screened #4 delivered to the jobsite for \$13.45 per ton and bank run delivered to the jobsite for \$12.90 per ton. ST Coots was awarded FOB screened #4 at \$7.00 per ton and bank run at \$6.25 per ton. ST Coots was also awarded screened #4 delivered to the stockpile for \$12.35 per ton and bank run delivered to the stockpile for \$11.60 per ton.

### **CODE/WATER**

Code

Permits- 9

Appearance Tickets- 0

Renewals- 1

Building Inspections- 16

Septic Inspections- 0

UFPO- 67  
C of O/C- 12  
Compliance Inspections- 2  
Code Complaint- 1  
Compliance Orders- 0  
Remarks- Answered and Returned 53 calls for code related issues

03/21/2022 – 03/22/2022 Finished reading Meters  
03/22/2022 Found substantial water leak at Chapel St. residence  
03/24/2022 Found water leak at County Rte. 74 residence  
03/25/2022 Found major water leak at Dollar General  
03/29/2022 Turned on Howe St to Fairgrounds Main  
03/28/2022 – 03/29/2022 worked on Water System Upgrade list  
04/01/2022 sent in monthly water report to DOH  
04/04/2022 turned on Reservoir to State Rte. 53 main  
04/06/2022 Attended 8hr OSHA refresher course in Hammondspport  
04/07/2022 Met with Al, James Smith, Jason Bellis and Fred about Preliminary Engineering Report  
04/11/2022 cleaned up backwash pit at the pump house  
Worked on Annual Water Quality Report  
Changed 3 frost plates on meters and changed 1 meter  
No apparent substantial leaks in the system at this time

#### **SUPERVISOR**

3/21/22 I sent a letter to Marjorie Burns (State Assembly) outlining our funding needs for state funding possibly through SAM Program (State and Municipal Facilities and Capital Program). We need to secure a grant from the state to add to the Federal Grant money we have secured. Primarily because we can use a maximum of 75% towards a project from Federal Grants.

3/22/22 I set up a meeting with Jason Bellis to discuss the water and sewer projects on April 6th at 9:00 A.M.

3/24/22 I met with J.C. Smith to discuss the process to secure grants from the state.

3/29/22 With documentation from Pete Scheid I met with Lydia to discuss the timeline of the Main Street Project.

3/30/22 Jamie Johnson will attend our April 18th meeting to address the board on the rules of Pilot programs and 485B. It turns out that a number of years ago all schools, towns, and villages were given the opportunity to offer 485B and if they didn't opt out (which Prattsburgh didn't) it was available to new or existing businesses. This is great news!

4/4/22 This Thursday (4/7/22) Chris and I have a meeting with J.C. Smith and Jason Bellis to discuss the water project and sewer. Catherine Rees (RECAP Solutions) and I are going to schedule a meeting later this month regarding the salary analysis to enable the town to receive financial assistance in the water district.

4/7/22 Chris, J.C. Smith, Jason Bellis and I met today to discuss both the water and sewer projects. With respect to the water project Chris provided a list of problem areas, upgrades and instruments that would benefit the entire Water District. The timeline going forward is that Jason Bellis (Larson Design Group) will put together a PER (Preliminary Engineering Report) for the board to review. At that time, we will have an idea of the specific water district areas involved so that we can carry out a salary analysis for financial assistance. After the loss of Air-Flow and the bank the scope of the Sewer District has to be rethought. There is homework to be done then we will meet again to share our findings.

4/8/22 Chris Costanza stopped in the office to inform me that he had contacted REDEC (small business financing organization that Jamie Johnson recommended) about financing and found out that he could receive a better rate than he currently has. He is working on the restaurant building so that Lydia can open soon.

4/13/22 I met with Brian Wagner to understand the future needs Empire would be looking to the town to provide for continued growth. Even though Empire has alleviated some of their sewage problems they are still committed to being part of the future Sewer District. We also talked about Statute 485-b that Prattsburgh can now offer to assist Empire with future growth. We should all congratulate Brian and his family on the very difficult decision to sell the family business.

**WATER BILL FORGIVENESS**

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the Board approved leniency for Kenneth Reagan and Thomas McCann, both of which had leaks and have now been repaired.

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

**\*WIND ENERGY FACILITIES LAW**

On a motion made by Councilwoman 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. 20 -2022

Consideration of Amendment of the “Wind Energy Facilities Law” of the Town of Prattsburgh.

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

WHEREAS, the Town Board of the Town of Prattsburgh previously adopted a Local Law entitled the “Wind Energy Facilities Law”; and

WHEREAS, that Local Law contains various regulations applicable to installation, construction and operation of wind energy turbine towers; and

WHEREAS, the Town Board of the Town of Prattsburgh is considering amendment of that Local Law with respect to tower setback, extending the utilization of a project monitor for the life of the project, requiring the application to depict exact location of all tower sites, as well as such other amendments as the Town Bard deems appropriate; and

WHEREAS, the Town Board intends to address SEQRA issues related to the proposed adoption of a Local Law amending the “Wind Energy Facilities Law”.

Now Therefore, Be It RESOLVED THAT,

1. The Town Board of the Town of Prattsburgh hereby establishes itself as “Lead Agency” for the SEQA review of the proposed amendment of the “Wind Energy Facilities Law”, determines that such action should be a “Type 1” action and therefore a Full Environmental Assessment Form (FEAF) shall be prepared.

2. Legal Counsel is requested to draft a proposed Local Law with respect thereto and further prepare a Part I to a Full Environmental Assessment Form (FEAF) for use in completing Parts 2 and 3 of such FEAF

CERTIFICATION OF CLERK

STATE OF NEW YORK)

COUNTY OF STEUBEN)

TOWN OF PRATTSBURGH)

I, Kim Sobolewski, Town Clerk for the Town of Prattsburgh, County of Steuben and State of New York, do hereby certify that the before mentioned RESOLUTION 20 - 2022 was adopted at the regular meeting the Town Board of the Town of Prattsburgh held on April 18, 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: April 19, 2022

---

Kim Sobolewski, Town Clerk

**ENTRANCE PAINTING**

On a motion made by Councilman Scheid, seconded by Councilwoman Peck, the Board approved Dan Raymond to paint the front entrance of the Prattsburgh Town Hall at the cost of labor of approximately \$400.00 plus the cost of supplies.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

**TREE PLAINTING**

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the Board approved Rusty Howe to plant a tree in the park in memory of his brother, planting will be held off until electrical work is complete.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

**\*LAND USE LAW**

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

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

TOWN OF PRATTSBURGH

Resolution 21- 2022

Adoption of Local Law Amending the Land Use Administration Law of the Town of Prattsburgh

Motion by Councilperson Einwachter, seconded by

Councilperson Scheid to adopt the following resolution:

WHEREAS, the Town Board of the Town of Prattsburgh has previously designated itself as Lead Agency for this Action, determined this to be an "Unlisted" Action and prepared a Short Environmental Assessment Form (SEAF); and

WHEREAS, a proposed Local Law has been prepared and previously circulated to the Town Board; and WHEREAS, a public hearing was held before the Town Board on the proposed Local Law on April 18, 2022.

Now Therefore, Be It RESOLVED THAT,

1. The Town Board of the Town of Prattsburgh adopts said proposed Local Law.

2. The Town Clerk is directed, through the Town's legal counsel, to file such Local Law with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such Local Law together with such other acts that are customarily associated with the adoption and implementation of a Local Law, including the entry thereof in the minutes of the Town Board Meeting.

TOWN CLERK'S CERTIFICATION

STATE OF NEW YORK)

COUNTY OF STEUBEN) SS:

I, the undersigned, Clerk of the Town of Prattsburgh, Steuben County, New York, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted at a meeting of the Town Board of the Town of Prattsburgh, duly called and held on the 18th day of April, 2022, at which a quorum was present and participated in throughout, said Resolution having been unanimously passed, and that the same has not been in any way rescinded or annulled but is still in full force and effect and is duly entered in the minutes of said meeting.

IN WITNESS WHEREOF I have hereunto set my hand and the seal of the said Town the 19th day of April, 2022.

(SEAL)

---

Kim Sobolewski, Town Clerk  
TOWN OF PRATTSBURGH

**\*UNIFORM CODE**

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

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

TOWN OF PRATTSBURGH

Resolution No. 22 -2022

Adoption of Local Law Amending the "Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code" of the Town of Prattsburgh.

Motion by Councilperson Peck, seconded by Councilperson Payne to adopt the

Following resolution:

WHEREAS, the Town Board previously dealt with SEQR issues related hereto and accordingly no environmental review will be undertaken and

WHEREAS, a public hearing was held before the Town Board on the proposed Local Law on April 18, 2022;

WHEREAS, the Town Board members have received the final draft of the proposed Local Law in excess of ten (10) days prior to the adoption hereof.

Now therefore, be it resolved that:

1. The Town Board of the Town of Prattsburgh adopts said proposed Local Law.
2. The Town Clerk is directed, through the Town's legal counsel, to file such Local Law with the Secretary of State of the State of New York and provide for the requisite publication and posting of the Notice of Adoption of such Local Law together with such other acts that are customarily associated with the adoption and implementation of a Local Law, including the entry thereof in the minutes of the Town Board Meeting.

TOWN CLERK'S CERTIFICATION

STATE OF NEW YORK)

COUNTY OF STEUBEN) SS:

I, the undersigned, Town Clerk of the Town of Prattsburgh, Steuben County, New York, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted at a meeting of the Town Board of the Town of Prattsburgh, duly held on the 18th day of April, 2022, at which a quorum was present and participated in throughout, said Resolution having been passed, and that the same has not been in any way rescinded or annulled but is still in full force and effect and is duly entered in the minutes of said meeting.

IN WITNESS WHEREOF I have hereunto set my hand and the seal of the said

Town the 19th day of April, 2022.

(SEAL)

---

Kim Sobolewski, Town Clerk

Town of Prattsburgh

**SPECIAL MEETING**

On a motion made by Councilwoman Einwachter, seconded by Councilwoman Peck, the board set a Special Meeting for May 4<sup>th</sup>, 2022 at 6:30 P.M concerning LaBella and Wind Law FEFA amendment.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

**ADJOURNMENT**

On a motion made by Councilman Scheid, seconded by Councilwoman Peck and duly carried, the meeting was adjourned at 8:20 P.M.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

Respectfully submitted,  
Kim Sobolewski, Town Clerk