

The Regular Meeting of the Prattsburgh Town Board was called to order on April 17th, 2023, 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 Councilmember
Elizabeth Peck Councilmember
Janette Payne Councilmember
Pete Scheid Councilmember
Edward Brockman Legal Counsel
Kim Sobolewski Town Clerk

PUBLIC HEARING- (OPTING OUT OF REAL PROPERTY ENERGY SYSTEM TAX ASSESSMENT EXEPTION)

A motion was made by Councilmember Einwachter and seconded by Councilmember Scheid and duly carried, the hearing was open at 6:35 P.M. On a motion made by Councilmember Einwachter and seconded by Councilmember Payne 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.

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

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

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

TOWN OF PRATTSBURGH

Resolution No. 9 -2023

Adoption of the Local Law Providing That the Town of Prattsburgh Opt Out of the Real Property Energy System Tax Assessment Exemption pursuant to RPTL Section 487.

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

WHEREAS, a proposed Local Law has been drafted and circulated to the Town Board with respect to this matter; and

WHEREAS, the Town Board has previously dealt with SEQRA issues; and

WHEREAS, a public hearing was held before the Town Board on said proposed Local Law on April 17, 2023.

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 17th day of April, 2023, 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

18th day of April, 2023.

(SEAL)

Kim Sobolewski, Clerk

Town of Prattsburgh

GUEST SPEAKER

Connie Terry came to speak about problems and noise at 10771 Ct Route 7, Chris and Ed will check it out.

HIGHWAY

Calvin Smith will be retiring in June, Supervisor Wordingham suggested not to replace him on a trial basis and if it does not work out the town will be given back another guy in 2025. The purpose of not replacing Calvin is to move 60 thousand to the highway equipment fund to make it 150 thousand instead of 90 thousand.

MINUTES

On a motion made by Councilmember Einwachter, seconded by Councilmember Peck, the March 20th, 2023, Minutes were accepted as presented.

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

FINANCIAL REPORT

On a motion made by Councilmember Peck, seconded by Councilmember Einwachter, the April 2023 financial report was accepted as presented by Supervisor Wordingham.

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

AUDIT OF BILLS

On a motion made by Councilmember Einwachter, seconded by Councilmember Scheid, 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 \$133,263.62 (Voucher#134-179)

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

HIGHWAY

Broom mowed 5 whole days and finished for the year, taken down and stored the snow fence, scrapped old steam pipes for two days for \$5380, patched potholes, filled washes after storm, hauled gravel and bank run from Kula 1944.61 ton, changed all small truck tires back to summer treads, attended 8 hours of Osha classes, took plow and wings off the grader and put scaffire teeth on, storm on 3/25 to 4/1 caused a lot of trees down, sluice pipes were plugged and we spent two days cleaning up the damage and filling washes, borrowed Empires bucket truck and trimmed or cut trees on

hill Hotchkins Cayward Hill, Flaherty Road, and Hotchkis Road, we changed out six driveway sluices from metal to plastic, changed two cross pipes and installed a new cross pipe, straightened out the ditch by Kenny Daggett's house, removed all the tree stumps, put 5 loads of bank run along the ditch to hold the road and we are cleaning the ditches. Currently Supervisor Wordingham and I are trying to resolve the roller issue. I have met with the Chemung supply about putting up guardrails and raising the guardrail on Blodgett Rd. Drain tile should be delivered this week and we can start tiling Hotchkins Road. On April 27th we will be making cold patch, May 15th we will be grinding Block School Road.

Repairs:

Bucket truck leak in coolant line

YR-122 two new rims

E-115 hydraulic line

T-304 Brake control air valve

T- 203 Welded fuel tank

CODE/WATER

Permits- 2

Appearance Tickets- 0

Renewals- 1

Building Inspections- 12

Septic Inspections- 0

UFPO- 27 5 - Mark outs

C of O/C- 0

Compliance Inspections- 5

Code Complaint- 2

Compliance Orders- 1

Remarks- I got called to a chimney fire on Cook School Rd on 3/20 at 3:30 am for an inspection.

3/21 - I had a compliance inspection on Cook School Rd

4/4 - I got called to a Structure Fire on Howe St at 5:00 pm for a structure inspection

4/6 - I had a compliance inspection on Howe St

I have answered or returned 52 call and emails about code related issues

Water

3/21 – I finished up reading meters

3/23 – I looked at a couple customers water issues

3/25- 3/30 - I set the hydrant meter for bulk use

3/29 – I had to replace a bad shut off and curb box at a residence with a water leak

3/30 – Fred and I started installing meters

4/3 – I sent in March's water report to the DOH

4/5 – I went to OSHA training with the highway guys

4/10 - I took April's Ecoli/Coli sample to the Wayland Lab

4/12 – I helped Tim get the tractor ready for summer use

4/17 – We have installed 32 meters so far

SUPERVISOR

3/22/23 Ed Brockman and I had a meeting with Chris and Amanda Costanza regarding the Main Street and Restore New York Grants. The discussion was focused on a plan that protects the town for administrating the grants. A number of ideas are being considered. We are planning on another meeting next week.

3/23/23 Angela and I met with Michael Plain (distributor for the park lighting fixtures) to confirm that the layout and fixtures we have picked out are best suited to our requirements in the park.

3/24/23 Angela and I met with Jamie Rumsey (Pelham Electrical) to finalize the park electrical work. We are now waiting for a delivery date for the park light assemblies and concrete bases. Pelham can start in approximately two weeks.

3/27/23 Chris Underhill and I met with Kory Bay to update him on the wastewater project. I ask Kory his feeling on the school's system and the proposed system connecting to form one system in the district. Kory is in favor of working together and will bring the idea to the school board.

3/29/23 Pete, Ed Brockman, and I met with Chris Costanza to further discuss the Main Street project with regard to the start date and responsibilities of both Chris and the town. The meeting was positive. Along with sharing his vision of what the finished product will look like, Chris gave Pete and me a tour of his property.

4/3/23 John Perry and I have had numerous discussions regarding the town's roller. Our roller is in need of repairs that could exceed its value given the age. We are continuing to meet with distributors regarding pricing. It appears at this time that it makes more sense to lease a unit given the fact we only need a roller for a few months of the year.

4/5/23 I spoke with Lynn Dinehart regarding the sewer district and the church property. I have a meeting with them on the 18th at 6:00 P.M.

4/6/23 I met with the Highway Department to discuss the challenges they face regarding their budget, equipment purchases, and manpower. We had a very productive meeting which I hope to have every 3-4 months. It was a pleasure to have a meeting with a group of such positive thinking people.

4/11/23 The Planning Board and I did a walk through the Air-Flow Buildings in the village. The buildings need plenty of repair, but they are priced to sell. With the exception of the main building the other three are in pretty good shape and would be good candidates for storage. The main building which needs much repair does offer ample floor space and electric service perfect for manufacturing, assembly, or storage.

GRAVEL BID

On a motion made by Councilmember Einwachter, seconded by Councilmember Payne, the Board accepted the bid from Steve Kula: item #4 \$11.50 per ton, R.O.B \$9.25 per ton, delivered to stockpile add \$6.50 per ton, delivered to job site add 7.00 per ton. Kula's bid was the only bid submitted.

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

MEMORIAL DAY

On a motion made by Councilmember Einwachter, seconded by Councilmember Payne, the Board approved the American Legion use of the Town Park for Memorial Day Ceremonies and display of kids' artwork.

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

NATURAL GAS BIDS

On a motion made by Councilmember Scheid, seconded by Councilmember Peck, with all Board members in favor we will enter into agreement with Wayne Finger Lakes Boces natural gas bid.

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

CAPITAL RESERVE

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

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye

Councilmember Scheid-Aye
Supervisor Wordingham-Aye

Town of Prattsburgh
Resolution No. 10 -2023

Creation of Capital Reserve Fund For Town of 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, a municipal corporation, has created and manages the Town of Prattsburgh Water District which provides potable water to residents and property owners of a portion of the Town of Prattsburgh; and WHEREAS, the Town Board intends to ratify and affirm the previous establishment of a Capital Reserve Fund for costs of

infrastructure for the Water District; and

WHEREAS, the Town Board of the Town of Prattsburgh intends to address SEQRA matters with respect hereto.

Now therefore, be it resolved that

1. The Town Board of the Town of Prattsburgh hereby establishes itself as "Lead Agency" for SEQRA purposes with respect to this action, determines that there will be no negative impact on the environment as a result of this action, and therefore finds this to be a Type II action and accordingly no SEQRA review will be undertaken.
2. Pursuant to Section 6-c of the General Municipal Law, as amended, the previous efforts for the establishment of a capital reserve fund to be known as the "Town of Prattsburgh Water District Capital Reserve Fund" are ratified and affirmed, now confirming the creation of said Capital Reserve Fund. The purpose of this Capital Reserve Fund is to accumulate moneys to finance the cost of improvements to infrastructure, of the Water District. Expenditures from this Capital Reserve Fund shall be limited to improvements and acquisitions which have a "Period of Probable Usefulness" of at least five (5) years pursuant to the provisions of the Local Finance Law of the State of New York.
3. The Town Supervisor is hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Town Supervisor may invest the money from such Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the investment policies of the Town of Prattsburgh. Any interest earned or capital gains made on the moneys so deposited or invested shall accrue to and become part of such Reserve Fund. The Town Supervisor shall account for the Reserve Fund in a manner which maintains the separate identity of the cash and investments of the Reserve Fund. Deposits shall be made only from funds derived from the existence of the Town of Prattsburgh Water District.
4. Except as otherwise provided by section 6-c of the General Municipal Law, expenditures from this Reserve Fund shall be made only for the purpose for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without the approval of the Town Board of the Town of Prattsburgh and without such additional actions or proceedings as may be required by Section 6-c of the General Municipal Law, including a permissive referendum as prescribed by said Section 6-c. Expenditures shall only be made for purposes directly related to the Town of Prattsburgh Water District.

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 10- 2023 was adopted at the regular meeting the Town Board of the Town of Prattsburgh held on April 17, 2023, 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 18, 2023

Kim Sobolewski, Town Clerk

WATER METERS

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

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

Town of Prattsburgh
Resolution No. 11-2023

Expenditure from the Town Water District Capital Reserve Fund For The Purchase of Water Meters for the Water District Motion by Councilperson Einwachter, seconded by Councilperson Scheid to adopt the following resolution:

WHEREAS, the Town of Prattsburgh previously established a "Type" Capital Reserve Fund pursuant to GML §6-c entitled "Prattsburgh Water District Reserve Fund"; and

WHEREAS, the Town Board of the Town of Prattsburgh is desirous of acquiring at least fifty (50) replacement water meters for the Water District; and

WHEREAS, under the Local Finance Law (LFL) §11.00. The "period of probable usefulness" (PPU) for said items appears to be more than five (5) years.

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 finds that pursuant to LFL §11.00. The PPU for such water meters exceeds five (5) years, the total cost thereof expected not to exceed \$20,000.00.

3. The Town Board approves the purchase of at least fifty (50) water meters from Ti Sales for a sum not to exceed \$20,000.00 and the Town Supervisor is authorized to expend monies from the "Water District Capital Reserve Fund", Account, in the maximum amount of \$20,000.00, provided that the Town procurement policy is adhered to and such expenditure is subject to audit and payment authorization by the Town Board.

4. This resolution is subject to permissive referendum pursuant to Article 7 of the Town Law and accordingly notice hereof shall be published and posted.

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 11 2023 was adopted at the regular meeting the Town of Prattsburgh Town Board held on April 17, 2023, 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 18, 2023

Kim Sobolewski – Town Clerk

Town of Prattsburgh

ROLLER LEASE AGREEMENT

On a motion made by Councilmember Einwachter, seconded by Councilmember Scheid, with all board members in favor, the motion is contingent on the approval of the Town Highway Supervisor and Town Supervisor to enter an agreement for a roller lease with the best value.

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

LARSON WASTE WATER MANAGEMENT

On a motion made by Councilmember Einwachter, seconded by Councilmember Scheid, with all board members in favor to enter into agreement with Larson Design for the wastewater agreement.

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

PARK ELECTRIC

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

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Ay

Town of Prattsburgh
Resolution No. 12 -2023

Acceptance of Proposals For Replacement of Electric Service in the Town Square Park

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

WHEREAS, the Town of Prattsburgh owns, maintains, controls and utilizes a property known as the Town Square Park in the Town of Prattsburgh; and

WHEREAS, the Town Square Park has electric service and lighting therein which is a requisite for many of the uses of the Town Square Park; and

WHEREAS, the existing electrical service and lighting in the Town Square Park is antiquated and in need of replacement as previously determined by the Town Board; 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 has obtained several proposals for replacement of the electrical service and lighting.

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. It is determined that this repair project is a permitted use of ARPA Funds, under the regulations promulgated for implementation of the ARPA.
3. It is the determination of the Towns Board that the cost of the subject repairs be paid from the ARPA funds presently held by the Town.
4. The Town Board of the Town of Prattsburgh determines, based upon the recommendation of the Town Supervisor and Deputy Town Supervisor, that the acceptance of the following proposals is the best value in terms of cost, type of lighting and type of electrical services to meet the needs of the Town in its various uses of the Town Square Park:
 - A. The acceptance of the proposal by Pelham Electric for the labor, materials excavation, installation and final inspection of the electrical and lighting fixtures for a sum not to exceed 28,000.00 as outlined in the March 27, 2023 proposal from Pelham Electric, excluding final grading and seeding, excluding as well acquisition of lamp posts, lights and lamp post bases, is accepted.
 - B. The acquisition by the Town of four (4) pre-cast concrete light pole bases with integral anchor bolts from Zeiser Wilbert Vault, Inc. per their proposal dated March 29, 2023, for a sum not to exceed \$2,000.00 is accepted.
 - C. The acquisition by the Town of four (4) LED light pole heads, with four (4) light poles, three (3) wall mount lights, one (1) extra light fixture from Crown Electric Supply Company, per their proposal dated March 30, 2023 for a sum not to exceed \$9,500.00 is accepted.
5. That the Town Supervisor is authorized and directed to execute such documents as are necessary to effectuate the acquisition and installation of the above itemized electrical and lighting components at the Town Square Park, as well as the payment therefore, subject to audit 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 12 2023 was adopted at the regular meeting the Town of Prattsburgh Town Board held on April 17, 2023, 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 18, 2023

Kim Sobolewski – Town Clerk
Town of Prattsburgh

WATER FPRGIVENESS

On a motion made by Councilmember Scheid, seconded by Councilmember Peck, with all board members in favor, the board approved leniency to the Historical Society due to a water leak that has been repaired.

Councilmember Einwachter- OBS
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

ADJOURNMENT

On a motion made by Councilmember Einwachter, seconded by Councilmember Payne, and duly carried, the Regular meeting was adjourned at 8:24 P.M.

Councilmember Einwachter- Aye
Councilmember Peck-Aye
Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

Respectfully submitted,
Kim Sobolewski, Town Clerk

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