

The Regular Meeting of the Prattsburgh Town Board was called to order on October 17th, 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 RENT RATES)

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 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 6:35 P.M.

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

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 39 - 2022

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

Setting Water Rent Rates and Associated Fees for the Prattsburgh Water District

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

WHEREAS, a public hearing was duly held on the proposed rates and fees; and

WHEREAS, SEQR issues have previously been addressed.

Now Therefore, be it Resolved that:

Pursuant to the Town of Prattsburgh Water District Policy - Local Law of 2022, Town Law of the State of New York Section 198.3(d) and other applicable statutes and regulations, the Town Board of the Town of Prattsburgh, the governing body of the Prattsburgh Water District, does hereby establish and set forth the following water rent rates and associated fees for the Prattsburgh Water District.

The proposed rates and charges are as follows:

Water Rent Rates and Associated Fees

1. Water Usage:

- a. minimum charge for 0-1,000 cubic feet of water: \$ 60.00
- b. for each 1,000 cubic feet or part thereof over the minimum of 1,000 cubic feet of water: \$70.00
- c. annual water use charge: Prattsburgh Fire Department: \$185.00
- d. maximum charge to churches: \$ 60.00

- 2. Discontinuance and restoration (reconnecting) Fee:
 - a. Discontinuance or shutoff of water service for any reason: \$45.00
 - b. Restoration or reconnecting water service: \$45.00
- 3. Debt Reduction Fee - All real property tax map parcels within the Prattsburgh Water District which have a Prattsburgh Water District water main either passing through the parcel or adjacent thereto in a public right of way or private right of way shall be subject to a quarterly fee of: \$40.00
- 4. New water main connections – The customer is required to contact the Town Water District Office. The charge will be TBD determined by the Water District Superintendent or designee.

5. Other service:
 Any problems within the customer’s home or business, other than the water meter, as well as any problems with the customer’s water lateral line, except the curb box, must be performed by a private contractor. Any work on the lateral line requires approval by Water District personnel.

6. All charges will be collected through the Town’s Water District.

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

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 39 2022 was adopted at a meeting the Town Board held on October 17, 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: October 18, 2022
 Kim Sobolewski – Town Clerk

PUBLIC HEARING- (TAX CAP)

A motion was made by Councilman Scheid and seconded by Councilwoman Peck and duly carried, the hearing was open at 6:35 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 6:40 P.M.

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

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.40 -2022

Adoption of a Local Law Authorizing a Real Property Tax Levy In Excess of the Limit Established By General Municipal Law Section 3- c.

Motion by Councilperson Scheid, seconded by Councilperson Einwachter 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 October 17, 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, 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 October, 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 18th day of October, 2022.

(SEAL)

Kim Sobolewski, Town Clerk

Town of Prattsburgh

PUBLIC HEARING- (CEMETERY RATES)

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 Councilman Scheid and seconded by Councilwoman Payne and with all board members in favor and with all persons desiring to be heard having been heard, the hearing was closed at 6:45 P.M.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

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 41 - 2022

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

Adoption of Cemetery Rates

WHEREAS, the Town Board of the Town of Prattsburgh is the entity which owns and operates several cemeteries in the Town; and WHEREAS, rates for various cemetery uses are set by the Town Board which rates require adjustment from time to time by the Town Board; and

WHEREAS, a public hearing was duly held on the proposed rates and fees.

Now Therefore, be it Resolved that:

The following rates are set with respect to Town Cemeteries effective November 1, 2022:

The proposed rates and charges are as follows:

1. Purchase of a cemetery lot: \$350.00
2. Opening a cemetery lot for a casket interment: 450.00
3. Opening a cemetery lot for a cremains interment: 200.00
4. Cost for a marker stone footer shall be set by the Town based upon the stone size and current rates:

(Only the Town designated contractor may install the footer)

All costs related to the interments must be paid prior to interment.

CERTIFICATION OF CLERK

STATE OF NEW YORK)

COUNTY OF STEUBEN)

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 41 2022 was adopted at a meeting the Town Board held on October 17, 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: October 18, 2022

Kim Sobolewski – Town Clerk

PUBLIC HEARING- (2023 BUDGET)

A motion was made by Councilwoman Einwachter and seconded by Councilwoman Payne and duly carried, the hearing was open at 6:45 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 adjourned at 6:50 P.M.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

MINUTES

On a motion made by Councilman Scheid, seconded by Councilwoman Einwachter, the September 19th, 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 Councilwoman Peck, the October 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 Payne, the board approved payment of the following bills on ABSTRACT #10 to be paid as presented. The total amount to be paid on ABSTRACT #10 is \$68,722.94. (Voucher#403-443)

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

APPROPRIATIONS

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the October 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 changed three sluice pipes on Alice Rd, Everett Rd, and Lewis Rd we have been mowing roadsides and hauled in 95 tons of sand and 50 ton of crusher run to patch potholes. We finished grading and now have started spot grading hills and bad spots gravel lifted a section on McMichael Road and Tuttle Rd. Sealed cracks on Fairgrounds Road, Town streets, and clean ditches on Wright Road, Everett Rd, Burke Road, and Fisher Rd. Finish light install & room covered the outside with Tyvek. Have had four downed trees that we cut on Walker Rd and Ellis Rd. Fixed McConnell Ave and bad section of Cook School Rd. All plow frames are on we are slowly putting things away and getting ready for snow.

T104 -painted frame, box, and rims

T501 – Painted box, rims, and got ready to sell

CODE/WATER

Permits- 3

Appearance Tickets- 0

Renewals- 0

Building Inspections- 8

Septic Inspections- 0

UFPO- 22

C of O/C- 2- C of O

Compliance Inspections- 0

Code Complaint- 1

Compliance Orders- 0

Remarks- I have been working on closing out old permits

I have talked with 2 area Code Officers about getting a new Code Officer

I answered or returned 53 calls and emails about code related issues

9/20 Took September water sample to the Wayland Lab

9/21 Started looking at project prints for issues in the system

9/22 Fred and I attended water class in Hammondsport

9/23 Filled in pot holes at the pump house driveway

9/26-9/27 Read water meters

9/29 Fred and I checked valve boxes to get pumped out before winter

9/30 Weedeated around fire hydrants

10/3 Weedeated at the pump house and reservoir

10/5 Started working on Main St water issues

10/7 Met with Jason and Allison from Larson about system issues

10/11 Started working on inventory

10/13 Had Superior Septic pump out valve boxes

10/13 Received my Water License

10/17 Took October water sample to Wayland Lab

Replaced 3 water meters and one radio read

SUPERVISOR

9/20/22 Allison Robbie, Brad Sick (Larson Engineering), and J.C. Smith (IDA) attended our monthly meeting in Ingleside.

Allison answered questions regarding the PER (preliminary engineering report). Brad being the group's financial guru made suggestions on how to secure grants for the project. J.C. spoke in a bit more detail about the agencies to approach for aid. There will be a meeting in greater depth in the near future.

9/22/22 I spoke with Todd Housel (Deputy Commissioner for the county) to get the county's cost projections for gas and diesel for 2023.

9/22/22 Chris Underhill and I had a meeting regarding the 2023 budget and the need to hire a part time Code Officer.
9/23/22 Jeanette Underhill, John Perry, Angela E., Ed B., and I had a meeting with LaBella to discuss the upcoming filing of Terra-Gen. We should be receiving the documents in the next couple of days.
9/27/22 Chris Underhill and I met with Dave Marang (Sherwin-Williams Representative) to get a second opinion on the protective coatings for all the concrete surfaces at the town hall. Dave will be providing a contractor list.
9/29/22 Mike Hanna (our county legislator) and I met today to discuss a number of issues including the Prattsburgh Cohocton Landfill, the water project, and sewer project. He said that the revenue sharing agreement for the landfill was in the final stages and we would be seeing it shortly.
9/30/22 Angela E., Beth P., Russ K., and I met in the park this morning to develop a plan with specific lighting, electrical outlets and overall dimensions for contractors to quote.
10/3/22 J.C. Smith and I met this morning to discuss the work that needed to be completed in the next quarter to move forward with the RECAP Grant for the water district. Catherine Rees of RECAP will guide us through this effort which includes a salary analysis.
10/4/22 Ed Brockman, Pete Scheid, and I worked on the Restore New York Grant for Chris Costanza. The document has to be submitted this week.
10/5/22 We received a check from Terra-Gen today to fund the escrow account for legal and engineering costs that the town will incur if the turbine project moves forward.
10/5/22 I met a sales representative from Vertex Corporation. He will help us identify the proper lights and related equipment for the park.
10/6/22 Angela set up a meeting with Martin Electric to give us another option for the electric work in the park.
10/7/22 Ed and I met to discuss hiring Knauf-Shaw to submit the application for Local Agency Account Funds (LAAF) from the state to ensure that siting, construction, and operation of the Terra-Gen project are in compliance with local laws and regulations. The cost for this legal help will be paid by LAAF funds.
10/11/22 I met with Tom Becker from the USDA to complete paperwork on the town's compliance on handicap and minority laws as well as the loan and grant programs that are available to the town. We currently have a grant from USDA for the sewer project.

WATER FORGIVNESS

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the Board approved water bill leniency for 2 Porter Street and 19 Chapel Street.

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

KNAUF SHAW LAAF

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 No.42 -2022

Ratification and Affirmation of Supervisor's Execution of Agreement
Motion by Councilperson Einwachter, seconded by Councilperson Scheid to adopt the following resolution:

WHEREAS, a filing of an application for a wind energy facility has been made by Prattsburgh Wind, LLC, a functionary of Terra-Gen LLC, proposing eight (8) wind turbines in the Town of Prattsburgh along with support towers; and
WHEREAS, legal assistance for the Town from a firm specializing representing municipalities in renewable energy facility projects would be beneficial; and

WHEREAS, the firm of Knauf Shaw LLP from Rochester has offered their services, the legal fees for which would be paid through Local Agency Funds being applied for as part of the Executive Law Section 94-c procedure; and
WHEREAS, a proposed engagement letter was received from the Knauf Shaw LLP firm outlining the parameters of their representation; and

WHEREAS, it appears that time is of the essence with respect to the 94-c application process; and

WHEREAS, the Supervisor has executed the Knauf Shaw LLP engagement letter in order to expeditiously engage their services.

NOW THEREFORE BE IT RESOLVED, THAT

The Town Board of the Town of Prattsburgh finds that time was of the essence in the engagement of Knauf Shaw LLP and the execution of the engagement letter for said legal services by the Town Supervisor is hereby ratified, affirmed and retroactively approved.

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 42 -2022 was adopted at the meeting of the Town Board of the Town of Prattsburgh held on October 17, 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: October 17, 2022

Kim Sobolewski – Town Clerk

Town of Prattsburgh

WINTER FEST

On a motion made by Councilman Scheid, seconded by Councilwoman Payne, the request for use of the park to place Christmas trees for Winter Fest was approved.

Councilwoman Einwachter- abstained

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

WATER RELEVY

On a motion made by Councilwoman Einwachter, 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. 43 -2022

Relevy of Past Due Water Bills

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

WHEREAS, the Town of Prattsburgh contains a Water District for a particular area of the Town; and

WHEREAS, the Town Board of the Town of Prattsburgh administers that Water District; and

WHEREAS, the Town generates bills to the municipal water customers in the Water District for the purpose of paying for the costs of operating the Water District; and

WHEREAS, certain of the bills to water customers remain unpaid although due demand for payment has been made.

NOW THEREFORE BE IT RESOLVED, THAT

The water bills that are past due and remain unpaid be forwarded to Steuben County with a request that those delinquent water bills be added to the 2023 Town and County tax bills for the real property parcels to which the municipal water was provided and to which the unpaid water bills respectively pertain.

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 43 2022 was adopted at the regular meeting the Town of Prattsburgh Town Board held on October 17, 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: October18, 2022

Kim Sobolewski – Town Clerk
Town of Prattsburgh

SURPLUS

On a motion made by Councilwoman Peck, seconded by Councilwoman Einwachter, the Board approved to sell the 2013 Ford F250 Highway pickup truck with western plow that was determined surplus equipment.

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

CUB SCOUTS

On a motion made by Councilwoman Peck, seconded by Councilman Scheid, the Board approved Cub Scouts to do community service in the Cemetery picking up sticks and debris.

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

HALLOWEEN

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid, the Board approved Trick or Treating on Monday October 31st at 6:00-8:00P.M.

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, Regular meeting was adjourned at 8:06 P.M.

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

Respectfully submitted,
Kim Sobolewski, Town Clerk

