

The regular meeting of the Prattsburgh Town Board was called to order on September 19th, 2022 at 6:30 P.M. at the Ingleside Church Ingleside, 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 (RESTORE NY GRANT)

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

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

RESTORE NY GRANT

A motion was made by Councilwoman Einwachter and 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

COUNTY OF STEUBEN

Resolution No. 33 -2022

In Support of Application for Restore New York Communities Initiative Grant

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

Resolution:

WHEREAS, the Town Board of the Town of Prattsburgh has agreed to be the grant applicant for proposed rehabilitation of premises owned by 20 Portsmouth LLC on Main Street in the Town of Prattsburgh, Steuben County, New York; and WHEREAS, certain certifications with respect to the project site are required with respect to the grant application.

Now Therefore, Be It Resolved That

1. The Town Board of the Town of Prattsburgh certifies that the proposed project is consistent with the revitalization and rehabilitation goals of the Town of Prattsburgh.
2. Upon information and belief the proposed financing for the rehabilitation project is appropriate and sufficient.

3. The project facilitates effective and efficient use of existing and future public resources so as to promote economic development and preservation of community resources.
4. The project will develop and enhance a facility that will attract, create and sustain employment in the vicinity of the project.
5. The Town Board of the Town of Prattsburgh hereby indicates its intent to seek "Lead Agency" status for SEQR review required by and related to this project.

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 19th day of September, 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 20th day of September, 2022.
(SEAL)

Kim Sobolewski, Town Clerk
Town of Prattsburgh

GUEST SPEAKER

Allison Robbie and Brad Sick from Larson Design spoke to the board regarding PER and the changes being made. Chris Costanza spoke with the Board regarding the Main Street Grant.

MINUTES

On a motion made by Councilman Scheid, seconded by Councilwoman Peck, the August 15th, 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 Peck, seconded by Councilman Scheid, the September 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 Payne, the board approved payment of the following bills on ABSTRACT #9 to be paid as presented. The total amount to be paid on ABSTRACT #9 is \$127,896.37. (Voucher#359-402)

Councilwoman Einwachter- Aye
Councilwoman Peck-Aye

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

APPROPRIATIONS

On a motion made by Councilwoman Peck, seconded by Councilwoman Einwachter, the September 2022 appropriations were accepted as presented by Supervisor Wordingham.

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

HIGHWAY

Since our last meeting we have graded Butts Road and Lions Hollow Rd, put gravel lift on Lions Hollow Rd, swept Williams Rd, Town Line Rd, Maple Ave, Lewis hill, and Ringrose road, and Italy valley Rd we applied two layers of base coat one top layer of stone to Ringrose Road and Italy valley Rd, started the final round of mowing, changed one sluice pipe on seasonal road, on seasonal butts Rd pulled shoulders, on Rosie hill & Presler Road and cut brush, we had several trees that came down clean street gutters on Howe Street and Porter Street, had a meeting with the Army Corp of Engineers about Waldo Road, had a meeting with FEMA and a meeting over road use agreement for the wind towers. FEMA paperwork is 95% done working on 2023 budget checking for prices for new Sander for pick up.

Repairs and Maintenance

T-105 oil change service and replaced rear spring U bolt

CM-140 rebill rockshaft

TR-117 new brake lines

TR-119 universal shaft brush hog frail mower new spleen bearings side plate

T-104 prep paint body frame and rims

T-200 T-301 T-O21 and T-305 are all inspected

T304 new bed chains front and rear sprockets gears new gear shaft and back new wire harness rebuilt and welded plate steel on tailgate welded strap steel to cover rust holes and body

E 115 waiting for parts

T100 started moving controls over for the radio Sander

CODE/WATER

Permits- 5

Appearance Tickets- 0

Renewals- 3

Building Inspections- 26

Septic Inspections- 3

UFPO- 26

C of O/C- 12 (10 C of C and 2 C of O)

Compliance Inspections- 1

Code Complaint- 1

Compliance Orders- 0

Remarks- I started inspecting old permits to get closed out

I have worked on getting local area Code Officer Salaries

I have been working on the 2023 budget

Met with an area Code Officer about splitting up code and water

Answered or returned 42 calls and emails about code related issues

8/16 Took Iron and Manganese, Total Trihalomethanes, Haloacetic Acids and Nitrate samples to Wayland Lab
8/17-8/22 Prepared for DOH water license interview and DOH annual inspection
8/23 I had my interview with Mike Bailey from the DOH for my license
8/23 We had our annual water inspection from the DOH
8/26 We had an alarm at the pump house from 12:30 am till 3:30 am
8/30-9/2 Flushed hydrants
9/2 I sent in our Monthly Water Report to the DOH
9/8 New meters were delivered
9/13 Fred and I met with Tom Becker from the USDA for a water loan inspection
9/13 Fred and I started inspecting valve boxes to be pumped out
9/15 Worked on getting local area water rates and water operator salaries
I have been working on the 2023 budget
I have marked out 3 UDIGs
I have put down topsoil and grass seed in a couple previous dig sites

SUPERVISOR

8/16/22 Ed Brockman, Angela E., John P., Ben B., and I met with Jennifer Vaughn LaBella) this morning to discuss the road use agreement, Community Host Agreement and the Pilot being offered by Terra-Gen. There are many concerns in each area that need to be addressed. We have decided to address the issues in three separate letters to Terra-Gen, Terra-Gen's attorney, and the attorney for O.R.E.S. (turbine siting agency for the state of New York). These letters will go out in the next couple of weeks prior to Terra-Gen making their formal submission.
8/17/22 I just received the third quote to repair the Town Hall parking lot which we will be able to do using the ARPA funds we received.
8/19/22 All of the town supervisors that are involved with the Terra-Gen project met with Jamie Johnson at the IDA. We were hoping to receive updated information on the status of the project. Unfortunately, the I.D.A. has not heard anything from Kevin Sheen or Terra-Gen in months. The towns have not had a formal update since April. At that meeting Terra-Gen stated they would be submitting their project plan in June. To date there has been no submission.
8/23/22 Jeanette U., John P., and I had a meeting with Sprague Insurance to update the cost to insure, the buildings, equipment, and liability for the upcoming year. We will be getting another bid to ensure the town is getting the best coverage for the money.
8/24/22 Jeanette and I met with Steve Peck from the Ryan Insurance Agency to get a second quote for the town's insurance for 2023. We dealt with this company a number of years ago.
8/26/22 I attended a webinar for Public Surplus, a nationwide organization that helps municipalities sell their used equipment. The buyer pays all the fees (10%). It needs a closer look but might be a good alternative.
8/29/22 The town of Prattsburgh owes Kim Sobolewski, Angela Einwachter, and Tia Lynk a sincere thank you for reviving the Prattsburgh Summer Festival. Now the challenge they face is improving a flawless event next year.
8/31/22 John Perry and I met a property owner on Davis Road that is having water problems when there is a heavy rain. John offered a solution and also explained to the owner that the problem was out of the Town's right of way
9/2/22 I met with a representative from Everlast Concrete Coatings to get a quote on coating the concrete at the town hall. If we don't do the maintenance soon, we will incur more cost in repairing or replacing sections of the ramp and stairs.
9/8/22 Angela, Ed, and I had a conference call with Chris Costanza this morning to discuss the Restore New York grant that Chris wants the town to secure for additional financial aid in completing the Main Street project. This is in addition to the grant we already have. We will be discussing this at our town board meeting on September 19th in Ingleside.
9/8/22 Scott Burg (FEMA), John Perry, and I met to discuss the status of the claim from hurricane Fred that John has been working on since the beginning of the year. We have received \$14,397.17 for debris removal and will be receiving over \$39,000 more for equipment, materials, labor and another smaller amount for administrative costs.
9/8/22 I called Steve Orcutt (Steuben County Public Works) to check on the status of the annual DEC report for the Cohocton, Prattsburgh landfill. He assured me that the report was complete and submitted. We are still waiting for a draft partnership agreement from the county for consideration.

9/13/22 I met with Jim Kennard this morning to talk about tree removal in the cemeteries. There are approximately 7-9 trees that need to be removed in the Prattsburgh and Ingleside cemeteries. Jim is going to put a quote together for the board to review.

9/14/22 Chris and I met with Zak DeVoe to discuss the possibility of him taking on the part time position of Code Officer. Zak has all the necessary paperwork and a lot of experience. We had a very productive meeting and hopefully we can come up with a plan that works for Zak and the town.

BUDGET MEETINGS

On a motion made by Councilman Scheid, seconded by Councilwoman Einwachter and duly carried, the budget meetings for 2022 are set for September 29th, 2022, October 3rd, 2022, and October 6th, 2022 at 6:30 P.M.

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

TAX CAP OVERRIDE

A motion was made by Councilman Scheid and 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. 34 -2022

Proposed Local Law to Establish New York State Tax Cap Override For Fiscal Year 2023

Motion by Councilperson Scheid, seconded by

Councilperson Peck to adopt the following resolution:

WHEREAS, New York State has mandated a two (2%) percent tax cap for municipal budgets; and

WHEREAS, the Town of Prattsburgh does not anticipate exceeding the tax cap; and

WHEREAS, the New York State Tax Cap Law is complex to follow and includes significant penalties if all rules are not followed; and

WHEREAS, an override of the tax cap appears appropriate for the Town of Prattsburgh under the circumstances; and

WHEREAS, a proposed Local Law has been distributed to the Town Board; and

WHEREAS, the Town Board intends to act as "Lead Agency" with respect to SEQRA issues related to this action.

NOW THEREFORE, BE IT RESOLVED, THAT

1. The Town Board of Town of Prattsburgh hereby determines that it is in the best interests of the residents and property owners of the Town of Prattsburgh to override the tax cap as provided in the General Municipal Law to ensure that the Town is not in violation of the tax cap law embodied in §3-c of the General Municipal Law for the year of 2022.

2. The Town Board designates itself as "Lead Agency" for SEQRA issues related hereto, determines that there will be no environmental impacts resulting therefrom, therefore declares this to be a "Type II" action and accordingly no environmental review will be undertaken.

3. That a public hearing on the proposed Local Law is hereby scheduled for October 17, 2022, at 7:00 p.m. at the Town Hall and that notice thereof be made by legal counsel.

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 34-2022 was adopted at the meeting of the Town Board of the Town of Prattsburgh held on September 19, 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: 09/20/2022

Kim Sobolewski–Town Clerk
Town of Prattsburgh

WATER POLICY

A motion was made by Councilwoman Einwachter and 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. 35 -2022

Local Law to Adopt the Water Policy for the Town of Prattsburgh Water District.

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

WHEREAS, the Town Board previously dealt with SEQRA matters related to this action; and

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

WHEREAS, the Town Board has received a copy of the proposed Local Law more than seven (7) days prior hereto.

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 19th day of September, 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 20th day of September, 2022.

(SEAL)

Kim Sobolewski, Town Clerk
Town of Prattsburgh

ELECTRICAL WORK

A motion was made by Councilman Scheid and 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.36-2022

Authorizing Electrical Work for Town Highway Barn

Motion by Councilperson Scheid, seconded by

Councilperson Peck to adopt the following resolution:

WHEREAS, the Town of Prattsburgh owns and maintains a building on County Road 75 for use by the Town Highway Department; and

WHEREAS, a part of the electrical system in that building requires repair work; and

WHEREAS, proposals have been obtained for repair of the electrical system in said Highway Department Barn; and

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

WHEREAS, the Town Board previously held a public hearing to receive comments on use of the ARPA funds; 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 designates Keeler Services as the lowest responsible proposal for the subject electrical repair work.

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. 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.

5. The Town Board authorizes and directs the Town Supervisor to enter into a contract with Keeler Services for the electrical repair work at the County Route 75 Highway Department Barn pursuant to the terms of that firms proposal dated September 1, 2022.

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 36 2022 was adopted at the regular meeting the Town of Prattsburgh Town Board held on September 19, 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: September 20, 2022

Kim Sobolewski – Town Clerk
Town of Prattsburgh

SIDEWALKS

A motion was made by Councilman Scheid and 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. 37-2022

Authorizing Sealing of Town Hall Sidewalks

Motion by Councilperson Scheid, seconded by

Councilperson Peck to adopt the following resolution:

WHEREAS, the Town of Prattsburgh owns and maintains a building for use as a Town Hall and Town Court; and

WHEREAS, the sidewalks at the Town Hall require sealing in order to prevent deterioration; and

WHEREAS, proposals have been sought for such sealing; and

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

WHEREAS, the Town Board previously held a public hearing to receive comment on use of the ARPA funds; 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 designates Everlast Coatings as the best value for the sidewalk sealant due to the nature of the sealant.

3. It is determined that this project is a permitted use of ARPA Funds, under the regulations promulgated for implementation of the ARPA.

4. It is the determination of the Town Board that the cost of the subject project be paid from the ARPA funds presently held by the Town.

5. The Town Board authorizes and directs the Town Supervisor to enter into a contract with Everlast Coatings for the sidewalk sealing at the Town Hall pursuant to the terms of that firm's proposal dated September 2, 2022.

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 37 2022 was adopted at the regular meeting the Town of Prattsburgh Town Board held on September 19, 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: September 20, 2022

Kim Sobolewski – Town Clerk

Town of Prattsburgh

DECK RAILINGS

On a motion made by Councilwoman Einwachter, seconded by Councilman Scheid and duly carried, the Town Hall deck railing will be sanded and painted by Dan Raymond at the cost of \$1075.00.

Councilwoman Einwachter- Aye

Councilwoman Peck-Aye

Councilwoman Payne-Aye

Councilman Scheid-Aye

Supervisor Wordingham-Aye

VAULT WORK

On a motion made by Councilman Scheid, seconded by Councilwoman Einwachter and duly carried, Tim and Chris will repair the ceiling of the vault, supplies will cost \$721.00.

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 8:35 P.M.

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

Respectfully submitted,
Kim Sobolewski, Town Clerk