

The regular meeting of the Prattsburgh Town Board was called to order on September 16th, 2024, at 6:30 P.M. at the Ingleside Christian Church, Ingleside, 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

MINUTES

On a motion made by Councilmember Einwachter, seconded by Councilmember Scheid, the August 19th, 2024, Meeting 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 Einwachter, seconded by Councilmember Peck, the September 2024 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 #9 to be paid as presented. The total amount to be paid on ABSTRACT #9 is \$98,359.03.(Voucher#340-384)

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

APPROPRIATIONS

On a motion made by Councilmember Einwachter, seconded by Councilmember Scheid, the board approved the September 2025 appropriations.

Councilmember Einwachter- Aye
Councilmember Peck-Aye

Councilmember Payne-Aye
Councilmember Scheid-Aye
Supervisor Wordingham-Aye

HIGHWAY

Since our last scheduled meeting we have:

- Spent most of the month working on flood damage. Which included cleaning pipes for two weeks, and grading in washes on the road shoulders. And filling in ditches that were washed out from the storm.
- We are still working on grading our dirt roads, we are about a month behind because of the interruption from the storm. Plus we lost the use of our grader for over a week due to breakdowns.
- Our excavator finally got back to our shop after being gone since March from repairing the swing bearing, only to have DEF troubles, which required the machine to be hauled to Mansfield cat by the county under shared services to make repairs. The machine was delivered back to us on 9/11/24 We have helped both bath and the town of Pulteney this month under shared service with oil and stoning for bath. And hauling gravel for Pulteney.
- We started our final round of mowing for the year.
- Al and I have been working on placement of a new overhead door for the barn on 75. Three quotes were requested from Lewis door, overhead door, and martins. Only martins responded after three weeks.
- Al and I have started checking prices for a new grader. And we are getting quotes for tires, for the trucks for this fall, when we switch back to winter treads.

Repairs and maintenance

T-103 complete service and grease, and two back tires. We had two blow out on the way back from Spallina's
G-112 new shifter control and sensors. With three more sensors coming

R-118 complete service, grease

L-113 complete service and grease, and a primer housing

E-115 new def sensor which had to be programmed at cat

T-304 new clutch spring, two coolant lines, and new air tank Service, and grease York rake, flat tire

T-021 grease and service

Now that we have our excavator back I have several pipes to install.

And three pipes need to be dug up and cleaned out because of the flooding.

I'd like to thank everyone for being patient. We are getting some of the damage repaired. And mixing in our regular work at the same time. It's slow but we will get there.

WATER

Fred and I finished installing all meters

I have finished the data entry for our Lead Service Line Inventory. We are very close to being done and sending it to NYS DOH and the EPA.

I took our 2024 Iron and Manganese Water sample to the Wayland Lab

I took our 2024 Nitrate Samples to the Wayland Lab

I took our 2024 Disinfection Byproducts Sample to the Wayland Lab

I sent in our August Water Report to the DOH

I took our September Coli/Ecoli Sample to the Wayland Lab

We fixed a water leak and replaced 200 ft of service line

UDIG

Tickets – 40

Mark outs – 1

Emergency – 1

CODE

Permits apps - 11

Appearance Tickets-0

Renewals- 2

Building inspections- 18

Septic Inspections – 0

C of O/C of C –1

Compliance inspections -4

Compliance orders – 0

Phone Calls – 98

Incidents – 0

Plan/Permit app. Reviews. Paperwork, Worked on code files, Meetings with attorney

SUPERVISOR

8/14/24 We received a grant to replace water meters, meter pits, new software, and other related parts for the water department a couple of months ago. To date Chris Underhill has replaced 200 meters out of the roughly 268. The meter for the Empire building has been installed.

8/26/24 I have been spending a fair amount of time rounding up numbers to prepare for the 2025 budget.

8/27/24 We received notification from the Union that the Highway Department has accepted our offer on their contract. Even though it took a few weeks the negotiating went smoothly and respectfully. The contract is good for three years.

9/3/24 Jeanette, Angela, John Perry and I met with the town's insurance agent this morning to review, modify, and make additions to our policy. As everything else we will be looking at a nine percent increase for 2025.

9/9/24 Since the hearing with the state regarding the Main Street project we have been calling and emailing in an effort to get a couple of questions answered. The transcript that the state sent had a couple of statements that are vague. Prattsburgh's contact at the state finally called Chris and me today. The D.O.S. reviewed the transcript and found that the verbiage was in fact vague. After our discussion he was going to contact the applicant to explain the transcript. We will be discussing this at the September meeting.

9/11/24 I continue to gather data for the 2025 budget, that I hope to have completed in the next couple of weeks.

9/12/24 John Perry and I met with the John Deere sales representative today. It is clear that with the repair costs we are incurring to keep the highway equipment operational we have to change the way we acquire equipment. We are looking at purchasing and trading in after five years or various lease programs. In either case leasing with a buyout or buy and replacing after five years has to be the goal.

WINTER FEST

On a motion made by Councilmember Einwachter, seconded by Councilmember Peck, the Board approved use of the Prattsburgh Town Park for Winterfest on December 6th and 7th.

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

FERRIS MOWER

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.18 -2024

Approval of ARPA Funds for Purchase of Lawn Tractor For Mowing of Town Properties

Motion by Councilperson Einwachter, seconded by Councilperson Scheid to adopt the following resolution:
WHEREAS, the Town owns various properties which require lawn mowing during the growing season each year; and
WHEREAS, the Town presently owns a 2018 commercial grade Ferris lawn tractor for the purposes of grass mowing; and
WHEREAS, that Ferris lawn tractor reached the end of its life expectancy without major repairs and/or breakdown several years ago due to the volume of use thereof, and
WHEREAS, the Town has been very satisfied with the dependability and quality of that Ferris Lawn Tractor relative to the price thereof and the cost of maintenance and repairs thereof; and
WHEREAS, replacement of that lawn tractor was delayed due to the impact of the so called Covid-19 pandemic; and
WHEREAS, ARPA funds are available for the purchase of a replacement for the existing Ferris lawn tractor.
NOW THEREFORE BE IT RESOLVED, THAT

1. The Town Board of the Town of Prattsburgh determines that replacement of the lawn tractor by another Ferris commercial grade lawn tractor will be the best value due to the dependability and quality of the Ferris lawn tractor and the offer of a \$7500.00 trade in value for the currently owned Ferris lawn tractor.
2. The Town Board approves the use of ARPA funds for the procurement of a Ferris commercial grade lawn tractor for a net price not to exceed \$8,000.00 after the credit for the trade in value for the currently owned Ferris law tractor.
3. The Town Supervisor is authorized and directed, on behalf of the Town Board of the Town of Prattsburgh, to purchase a new Ferris commercial grade lawn tractor at the lowest cost available, to reduce the price of that purchase by use of the currently owned Ferris lawn tractor as a "trade in" pursuant to the terms hereof and to utilize Town ARPA funds for such purchase, 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 2024 was adopted at the meeting of the Town Board of the Town of Prattsburgh held on September 16, 2024, 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 17, 2024

Kim Sobolewski – Town Clerk

Town of Prattsburgh

#19STANDARD WORK DAY

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

Received Date

**Standard Work Day and
Reporting Resolution for
Elected and Appointed Officials**

Employer Location Code

3 0 5 3 2

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A

(Rev.12/23)

BE IT RESOLVED, that the Town of Prattsburgh / 30532 hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
Appointed Officials:									
Christopher Whipple			Code Officer	01-01-24/ 12-31-24	6	15.66	<input type="checkbox"/>	Bi-weekly	<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>
							<input type="checkbox"/>		<input type="checkbox"/>

I, Kimberly Sobolewski, secretary/clerk of the governing board of the Town of Prattsburgh, of the State of New York,
(Name of Secretary or Clerk) (Circle one) (Name of Employer)

do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 16 day of Sept, 2024 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Prattsburgh on this 17 day of Sept, 2024,
(Name of Employer)

Kimberly Sobolewski
(Signature of Secretary or Clerk)

Affidavit of Posting: I, Kimberly Sobolewski being duly sworn, deposes and says that the posting of the Resolution began on Sept 17, 2024 and continued for at least 30 days. That the Resolution was available to the public on the:
(Name of Secretary or Clerk) (Date)

- Employer's website at: _____
- Official sign board at: 19 North Main St, Prattsburgh, NY 14873
- Main entrance Secretary or Clerk's office at: _____

Page 1 of 1 (for additional rows, attach a RS 2417-B form.)

(seal)

BUDGET MEETING

On a motion made by Councilmember Einwachter, seconded by Councilmember Peck, the Board approved a budget meeting set for September 30th, 2024 at 6:30P.M.

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

TRICK-OR-TREATING

On a motion made by Councilmember Peck, seconded by Councilmember Scheid, the Board approved Trick or Treating on October 30th, 2024, from 6:00-8:00 P.M.

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

OVERHEAD DOOR

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-Aye

Town of Prattsburgh
Resolution No.20 -2024

Approval of ARPA Funds for Purchase and Installation of an Overhead Door For Town Highway Barn
Motion by Councilperson Scheid, seconded by Councilperson Peck to adopt the following resolution:
WHEREAS, the Town is considering installation of an overhead door on its County Rte. 75 highway barn; and
WHEREAS, although several RFP's were requested only one was received, that from Martin's Door Service LLC of Geneva, NY; and
WHEREAS, previously acquisition of such a door was delayed due to the so called Covid-19 pandemic; and
WHEREAS, ARPA funds are available for that purpose.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Town Board of the Town of Prattsburgh approves the use of ARPA funds for the purchase and installation of a 14' x 13' overhead garage door for a price not to exceed \$10,000.00 from Martin's Door Service LLC, subject to terms and conditions approved by the Town Supervisor and Town Legal Counsel.
2. The Town Supervisor is authorized and directed, on behalf of the Town Board of the Town of Prattsburgh, to expend ARPA funds for such purchase 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 2024 was adopted at the meeting of the Town Board of the Town of Prattsburgh held on September 16, 2024, 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 17, 2024

Kim Sobolewski – Town Clerk
Town of Prattsburgh

2% TAX CAP

On a motion made by Councilmember Scheid, seconded by Councilmember Peck, the Board approved: (Public Hearing set for October 14th, 2024.)

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

TOWN OF PRATTSBURGH
Resolution No.21 -2024

Proposed Local Law To Establish New York State Tax Cap Override For Fiscal Year 2025
Motion by Councilperson Scheid, seconded by Councilperson Peck to adopt the following resolution:
WHEREAS, New York State has mandated a tax cap for annual increases of 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 such tax cap is violated; and
WHEREAS, an override of the tax cap is permitted under State Law and 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 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. 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 2025.
3. A proposed Local Law overriding the tax cap pursuant to General Municipal Law Section 3-c has been circulated to the Town Board.
4. That a public hearing on the proposed Local Law is hereby scheduled for October 14, 2024, at 6:30 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 -2024 was adopted at the meeting of the Town Board of the Town of Prattsburgh held on September 16, 2024, 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: 09/17/2024

Kim Sobolewski–Town Clerk
Town of Prattsburgh

SOLAR

On a motion made by Councilmember Einwachter, seconded by Councilmember Payne, the Board approved:

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

Town of Prattsburgh
Resolution No.22 -2024

Proposed Local Law Establishing A Moratorium on Industrial Solar Energy Facilities and Battery Energy Storage Facilities and/or Processing of Applications With Respect Thereto, and Scheduling Public Hearing

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

WHEREAS, there is presently an interest in creating industrial solar energy facilities and battery energy storage facilities in the Town of Prattsburgh; and

WHEREAS, the Town of Prattsburgh has no local law or regulations to regulate such facilities in the Town; and

WHEREAS, the issue has arisen of whether there is a need for regulation of such facilities in the Town; and

WHEREAS, to facilitate the Town’s review of the need for regulations to control industrial solar energy facilities and battery energy storage facilities, the Town Board has completed a proposed draft Local Law establishing a six-month moratorium on the construction, submission and processing of applications for such facilities.

NOW THEREFORE BE IT RESOLVED, THAT

1. The Town Board designates itself as “lead agency” for SEQRA purposes and determines that the enactment of a moratorium on industrial solar energy facilities and battery energy facilities is a Type II action pursuant to 6 NYCRR

§617.5(c) (36) and therefore is not subject to review pursuant to the New York State Environmental Quality Review Act 6 NYCRR §617.

2. The Town Board determines that it is in the best interests of the residents and property owners of the Town of Prattsburgh to consider development and adoption of regulations to control industrial solar energy facilities and battery energy storage facilities within the Town of Prattsburgh and that pending such regulations being developed and adopted a moratorium of six (6) months on construction, acceptance of, consideration of or approval of applications with respect to such facilities be enacted.

3. A public hearing shall be held with respect to this proposed Moratorium Law of 2024 on October 14, 2024 at 6:35 p.m. at the Prattsburgh Town Hall, 19 North Main Street, Prattsburgh, NY. Due notice with respect thereto shall be made by the Town Clerk through the Town legal counsel.

Ayes: Noes:

Certification

I, Kim Sobolewski, the undersigned Clerk of the Town of Prattsburgh, DO HEREBY CERTIFY:

That I have compared the annexed abstract of the minutes of the meeting of the Town Board, held on the 16th day of September, 2024, including the Resolution contained therein, with the original thereof on file in my office, and the same is a true and correct copy of the proceedings of the Town Board and of such Resolution set forth therein and of the whole of said original so far as the same related to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting, that the meeting was in all respects duly held and that, pursuant to Article 7 of the Public Officers Law, said meeting was open to the general public and that notice of the time and place of said meeting was duly given in accordance with such Article 7.

I FURTHER CERTIFY that there was a quorum of the members of the Town Board present throughout said meeting.

I FURTHER CERTIFY that as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or modified.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town this 17th day of September, 2024.

Kim Sobolewski

Town Clerk – Town of Prattsburgh

ADJOURNMENT

On a motion made by Councilmember Peck, seconded by Councilmember Einwachter, and duly carried, the Regular meeting was adjourned at 7:37 P.M.

Councilmember Einwachter- Aye

Councilmember Peck-Aye

Councilmember Payne-Aye

Councilmember Scheid-Aye

Supervisor Wordingham-Aye

Respectfully submitted,
Kim Sobolewski, Town Clerk