

Supervisor Mark Illig called the regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, October 9, 2019, at the Pulteney Town Hall with the Pledge of Allegiance.

Present were: Supervisor Mark Illig; Councilman Richard Musso; Councilman Michael Yastremski; Councilman Mark Goodwin; Councilman Kathleen Burns; Highway Superintendent Terry Gibson; Attorney Mark Schlechter; Bookkeeper Rebecca (Kirch) Welch; and Town Clerk Erica Giambra.

Bill Weber took a moment of reflection to speak of the passing of Bob Magee and Myra Sherman. Bill did not know Bob; however, he spoke with Junior Gibson who reported Bob was born in Pulteney, raised in Prattsburgh and Bath where he graduated from Haverling High School. He served in the U.S. Air Force and passed at the age of 90. Bill had only met Myra once or twice, mostly knowing her husband Jim, who had served on the Pulteney Planning Board. When living in Pulteney, they had a house just past Stone Road. Myra passed of an acute brain aneurysm at the age of 73. They both will be fondly remembered and sadly missed.

Councilman Musso made motion seconded by Councilman Burns to accept the minutes of the September 11, 2019 regular Board meeting. All in favor. Carried.

Councilman Goodwin made motion seconded by Councilman Musso to pay General Bills in the amount of \$7,226.33 being vouchers No. 19-179 to No. 19-183 and No. 19-184 to No. 19-204. Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried. Supervisor Illig stated vouchers were overall routine this month in the General Account.

Councilman Yastremski made motion seconded by Councilman Burns to pay Highway Bills in the amount of \$99,076.23 being vouchers No. 19-170 to No. 19-171 and No. 19-172 to No. 19-193. Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried. Supervisor Illig pointed out voucher 19-171 to the Town of Erwin in the amount of \$45,000.00 is for a back-up truck that was approved months ago. As reported last month, the Town of Erwin had received their new truck in turn we could now purchase their used. We had previously sold 3 of our older trucks to make up for the purchase of this one.

Councilman Burns made motion seconded by Councilman Goodwin to pay Water District #1 Bills in the amount of \$9,238.14 being vouchers No. 19-106 to No. 19-109 and No. 19-110 to No. 19-121. Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried. Vouchers are overall routine, including vouchers for meter replacements and emergency repairs.

Balance sheets and profit & loss reports were available to view. There are no transfers for this month. As Supervisor Illig has pointed out previously, there is a primary concern with the General fund balance mainly due to the tax cap calculation error in which \$23,132.00 needed to be transferred into a tax cap reserve account. Next month, the Board will need to approve a transfer from the Water Account into the General Account that will get transferred back in January.

The Highway, Water Department, Municipal Services, DCO, Historian, and Justice reports were all available to review.

As a reminder, Clerk Giambra mentioned don't forget to get out and vote November 5th. The General Elections will take place at the new Pulteney library from 6:00AM to 9:00PM.

As seen in his report, Municipal Services Manager Welch commented the Dept. is busy as usual. He stated he will be out of the office the week of the 21st for his annual State courses in Montour Falls.

The Water Dept. continues to be very busy with repairs and meter replacements.

Highway Supt. Gibson reported the Dept. has been busy mowing roadsides, hauling gravel for next year's projects, and are almost finished with fall grading. As mentioned earlier, he went to the Town of Erwin to pick up the newly purchased truck which will be in service this week. Lastly, the County assisted the Dept. with laying down shoulder on Briglin Road.

For the Supervisor report, Supervisor Illig commented Keuka Lake Outlet Compact (KLOC) recently held a special meeting on September 30th at the request of the Penn Yan Dept. of Public Works and the NYS Dept. of Health. The press release was provided to the Board and public. The Penn Yan Water Plant has been monitoring the toxicity of the lake due to the presence this summer of harmful algae blooms. No microcystin toxins have been detected in Penn Yan's finished treated water, however to protect the public health and optimize treatment at the plant, the Penn Yan Water Plant Operators have asked KLOC to authorize a modified drawdown of Keuka Lake for 2019. Typically, under normal conditions the drawdown of the lake to its winter level would begin on November 1st. By authorizing this drawdown and opening the gate, this will allow for an increase in outlet flow reducing any level of toxins into the intake valve. This is one action that is being taken to assist with the harmful algae bloom situation. KLOC expects this situation will be resolved allowing for normal 2020 lake levels.

Attorney Schlechter reported after his Town Attorney appointment, the Town provided him with 2 small claim litigation cases that have since been settled. There is one Article 7 Supreme Court case that is still pending. He has met with Assessor Oliver and the next Court date is scheduled for November. Further updates to follow.

There is not a Planning Board meeting scheduled for the 14th as no complete applications have been received and the date falls on Columbus Day holiday. There will be a Planning Board meeting in November, however it will not be on the 11th (the typical 2nd Monday of month). Stay tuned for the rescheduled date. Supervisor Illig plans to attend the next Planning Board meeting and is inviting Attorney Schlechter to attend to discuss special use permits and possibly amending to standardize hours of operations. There is a Zoning Board of Appeals meeting scheduled with 1 hearing for October 15th.

Under old business, regarding the Ambulance building update, after researching and contacting the County, Clerk Giambra received 8 deeds that pertain to the Ambulance building parcel. She forwarded those deeds to the surveyors, McConnell and Muller. Once the survey maps are received, Planning Board Chairman Gibson can stamp the maps approved and be filed with the County to finalize the subdivision. Since the library has officially moved, Supervisor Illig was going to contact a contractor who has done work for the Town previously to discuss his availability and quote to possibly begin prepping, painting, floor, roof repair, etc. of the old library space.

Regarding the tennis courts, Supervisor Illig wanted to thank Councilman Goodwin for putting us in touch with the line painter. He has finished painting and did a

great job in a timely manner and at a fair price! The final step is the fencing. Supervisor Illig provided the Board with 2 quotes. The first was from Arrow Fence Company, Inc. who has done fencing for our Water District around the tanks and surrounding areas. The quote is for \$13,300.00. The second quote was from Reale Fence, Inc. that has also done work for the Town when the basketball court was first built. This quote was for \$6,805.17. Supervisor Illig made motion seconded by Councilman Burns to accept the quote from Reale Fence, Inc. in the amount of \$6,805.17 sending a check for 50% down and the remainder upon completed project. Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried.

Continuing with old business, last meeting Supervisor Illig reported the Highway Union Contract expires December 31, 2019. He spoke with the Union Representative and a meeting time needs to be scheduled for negotiations. The Highway crew asked to schedule the meeting on a Monday, Wednesday, or Thursday at 3PM. Councilman Goodwin who is assisting in developing the proposal and negotiating stated a Monday or Wednesday at that time would work for him. Supervisor Illig will call the Union Rep tomorrow and confirm a scheduled meeting with that availability.

Under new business, the 2020 Tentative budget was provided to the Board and public at the September meeting to review. Supervisor Illig reiterated a 3% tax increase is proposed. The only change made from the Tentative budget to the Preliminary budget proposed tonight is an increase in snow removal. As Highway Supt. Gibson pointed out last month, salt and sand prices have been and are expecting to continue to rise therefore that amount was increased. Supervisor Illig asked the Board if anyone had any comments or questions regarding any of the Dept's. With nothing heard and no comments from the public, Councilman Yastremski made motion seconded by Councilman Burns to adopt the 2020 Preliminary budget as presented. Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried.

Supervisor Illig made motion seconded by Councilman Goodwin to schedule a public hearing of the 2020 Preliminary budget at the November 13, 2019 Board meeting at 7:30PM and publish as needed. Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried.

Since the Board is proposing a 3% tax increase, the tax cap will be overridden and a Local Law will need to be adopted in November prior to adopting the final budget.

Continuing with new business, as submitted in the past several years, Supervisor Illig made motion seconded by Councilman Musso to adopt the following **Resolution #10: RESOLUTION AUTHORIZING TOWN WATER/SEWER RE-LEVY TO BE PLACED ON 2020 TAX ROLL**

WHEREAS, certain water account customers may be delinquent in paying their quarterly water bills, it may be necessary to have the arrears added to their Town and County tax bills.

NOW THEREFORE BE IT RESOLVED, that the Town of Pulteney hereby authorizes the Steuben County Real Property Tax Office to re-levy the delinquent water charges to

the owner of the property and that the Town of Pulteney will provide the necessary information to the County.

Memo from the County Real Property Tax Service attached hereto.

Roll call vote: Councilman Goodwin, yes; Councilman Musso, yes; Councilman Yastremski, yes; Councilman Burns, yes; Supervisor Illig, yes. Carried.

Supervisor Illig read the following notice to be published, as in previous years, in the Southern Tier Shopper.

PUBLIC NOTICE
TOWN OF PULTENEY RESIDENTS

In order to do an efficient job of plowing snow this winter, there will be **NO PARKING** along the Town Roads or Right-of-Ways in the Town of Pulteney from November 1, 2019 to April 1, 2020.

All vehicles will be towed away at the owner's expense.

Please remember that plowing driveways across roadways is dangerous, as well as against the law. Anyone plowing snow across the roadway will be subject to a violation and may be issued an appearance ticket.

By order of Terry Gibson, Highway Superintendent

Supervisor Illig made motion seconded by Councilman Burns to publish the notice. All in favor. Carried.

Supervisor Illig asked if there were any public comments or concerns at this time. There were questions in regards to the KLOC press release. Is there a plan in place if toxins do get in Penn Yan's treated water system? Will they have a tanker and bottled water for everyone? Supervisor Illig replied it is ultimately Penn Yan's responsibility and yes there is an emergency plan in place. The Penn Yan Water Plant also intends to purchase advanced equipment in detection of toxins over the winter to ensure the situation is resolved.

Supervisor Illig stated there is a need for a brief executive session regarding employee negotiations. All are welcome to stay until after the executive session, however no further business will take place.

Supervisor Illig made motion seconded by Councilman Musso to recess the regular meeting and enter into an executive session. All in favor. Carried.

Supervisor Illig made motion seconded by Councilman Burns to close the executive session and resume the regular meeting. All in favor. Carried.

Supervisor Illig made motion seconded by Councilman Yastremski to adjourn the regular meeting. All in favor. Carried.

Meeting adjourned at 7:46 PM.

Erica Giambra, Town Clerk

