

Supervisor Mark Illig called the regular meeting of the Pulteney Town Board to order at 7:00 PM on Wednesday, September 14, 2022, at the Pulteney Town Hall with the Pledge of Allegiance.

Roll call: Supervisor Mark Illig; Councilman Richard Rees; Councilman Kathleen Burns; Councilman Tammy Tones; Councilman Elizabeth White; Highway Superintendent Terry Gibson; Attorney Jennifer Galvan; Bookkeeper Rebecca Welch; and Town Clerk Erica Button. (It is noted in the minutes that Clerk Giambra was recently married hence the updated name change).

Bill Weber took a moment to reflect and speak of the recent passing of Lovette Craig and Jim Pizura.

Bill first met Lovette around 1988 when he was first Town Supervisor. Her grandfather, Harry Cole, was Town Supervisor in the 1920's and 1950's. Bill and Lovette would have various property discussions and became good friends. She lived with her long-time partner Fred Richardson on CR 78 then moving to Cross St. with the rest of the "Cole Clan".

Jim Pizura, Bill met in the mid 1970's when he used to visit with the Letourneau boys on Stone Point. Pizura Vineyards are a supplier of grapes to Bully Hill and Bill always admired the labels stating so. Jim was a neighbor to Bill's sons' property, and they would have discussions about several issues, including Tobey Road, where Jim lived. Jim will be buried in the Wagener Cemetery next to Wagener Gully and close to home.

They both will be fondly remembered and sadly missed by many!

Councilman Rees made motion seconded by Councilman Burns to accept the minutes of the August 10, 2022, regular Board meeting. All in favor. Carried.

Councilman White made motion seconded by Councilman Tones to pay General Bills in the amount of \$4,845.67 being vouchers No. 22-175 to No. 22-193. Roll call vote: Councilman White, yes; Councilman Tones, yes; Councilman Burns, yes; Councilman Rees, yes; Supervisor Illig, yes. Carried. Supervisor Illig commented vouchers are routine.

Councilman Burns made motion seconded by Councilman Tones to pay Highway Bills in the amount of \$166,859.95 being vouchers No. 22-151 to No. 22-173. Roll call vote: Councilman White, yes; Councilman Tones, yes; Councilman Burns, yes; Councilman Rees, yes; Supervisor Illig, yes. Carried. Supervisor Illig reported the main expense being for the 1 ½ paving project that will be reimbursed through CHIPS funding. We are expecting to be receiving an installment of CHIPS anytime now this month.

Councilman White made motion seconded by Councilman Rees to pay Water District #1 Bills in the amount of \$17,849.45 being vouchers No. 22-83 to No. 22-93. Roll call vote: Councilman White, yes; Councilman Tones, yes; Councilman Burns, yes; Councilman Rees, yes; Supervisor Illig, yes. Carried. The main expense being to the Village of Penn Yan for the contractual payment for cost of water.

The balance sheets and profit & loss reports were provided to the Board for review. Supervisor Illig reported we are currently tight in the Highway Account until we receive the CHIPS reimbursement otherwise, we are in great fiscal shape going into the end of the year.

There are no transfers needed at this time.

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

Municipal Services Manager Welch commented the Dept. has been busy as usual. He has been taking several State approved online classes when able, in addition to, compiling necessary Zoning Law changes for 2022. He mentioned to the Planning Board at their recent meeting, to review the Zoning Law and email any proposed changes/additions to Clerk Button or himself, so we can draft all necessary changes at once, especially since the process of revising a Local Law is quite extensive.

Regarding the Water report, Supervisor Illig mentioned all went well with cleaning the Mill Street tank. The Dept. is still trying to track down approx. 17 owners that their meters need replaced with the correct cap of gallons rather than cubic meters. We are still working with the company that sent the incorrect meters. We will send our expenses due to the error and they will be reimbursing us with materials.

For the Assessor's report, Supervisor Illig asked Attorney Galvan where things stand regarding the small claims Court cases pending against the Town? She stated the Judge reserved decision on both cases that she is aware of and will touch base with Assessor Oliver.

Highway Superintendent Gibson reported the paving project is done. As mentioned earlier, the 1 ½ miles consisted of paving parts of Gibson Hill, Brown Road, and Cross Street. They have the millings from the Firehouse screened and stored at the Town Barn. The millings will be used on the roads. The Dept. has been repairing the roof on the Town Barn as they have been having leaks. They are doing fall mowing and installed the park benches in the Community Garden that were approved to be ordered last meeting. The Board thanked the Dept. for installing.

Attorney Galvan relayed after receiving a legal article from Clerk Button and reviewing, it has been made aware that the Town will need to be in compliance with the Dept of State Town Code Enforcement Model within our Town Zoning Law. Atty. Galvan compared our current Zoning Law with the legal Model the State adopted in 2020 and there are updates and additions that will need to be made. She is hoping to make the proposed changes and provide to the Planning Board for their review at their October 10th meeting. To be in compliance, the Town is expected to update their Town Code by December 31, 2022. We will do our best to meet this timeline, however, want to ensure all necessary changes are appropriate and complete. After the Planning Board review, they will need to make a recommendation to the Town Board, the Town Board review the proposed revised Zoning Law and schedule a public hearing. If approved, Clerk Button can send the adopted Local Law to the NY Secretary of State to file.

There was a Planning Board meeting held this past Monday, September 12th with 1 sub-division application that was reviewed and scheduled for a public hearing on October 10th 7pm. There was a special use permit public hearing scheduled, however the applicant rescinded the application.

There is not a Zoning Board of Appeals meeting scheduled for September.

Under old business, after the July meeting, Supervisor Illig contacted Bill Dineen to advise him the Board approved his appointment as chair of a short-term rental committee. Bill has assembled a team of Matt Roseler, Amanda Marino, and Carol McGill (with 2 out of the 3 owning short-term rentals). The committee met a few weeks ago and are scheduled to meet again soon. At the Planning Board meeting this past

Monday, Bill reported the desire to make a recommendation, or at least a status check, to the Town Board of plans in moving forward. Supervisor Illig noted their timeline is ambitious, however the individuals on the committee are responsible and will do well working together to bridge the gap between both sides of the short-term rental industry. Stay tuned.

Continuing under old business, Supervisor Illig commented there remains a vacancy for an Alternate on the Zoning Board of Appeals. He is in hopes of making a recommendation at the October Board meeting.

Supervisor Illig reported he, Councilman Rees, the Highway Dept, and our Teamsters union business agent met recently to discuss a new agreement as the current union contract expires 12/31/22. Supervisor Illig presented the Town's proposal which was close from the start of what the union representative was offering. Both sides agreed on a 4% pay increase and 3% inflation bonus calculated from their 2022 earnings; 1.5% to be paid first payroll of January 1, 2023, and 1.5% to be paid the pay period of July 1, 2023. The Dept asked for the additional holiday of June 19th which the union denied. Teamsters also offers disability insurance which the agent will send their options. There is a pay rate adjustment that was noted for 1 of the Dept employees. Mostly due to the 1-year inflation bonus, the Dept and union agreed upon a 1-year contract. The union will send a copy of the proposed contract and we will have Attorney Galvan review for adoption at the October Board meeting. Supervisor Illig reiterated what a great working relationship we have with the Highway Dept. as well as the Teamsters union. He also thanked Councilman Rees for joining in on the meeting discussions.

On the agenda under new business, is the presentation of the 2023 Tentative Town Budget. Supervisor Illig reported a budget workshop was scheduled and held August 31st that went very well. The Board agreed upon a 4% pay increase and 1-year 3% inflation bonus, that was referred to in the proposed union contract. As noted on the cover sheets for the General, Highway, and Water budgets, Supervisor Illig stated he took the Board's input on numbers discussed at the workshop to compile the proposed tentative budget. He asked the Board to take a few minutes to review the changes based on the workshop. Councilman Burns questioned in the General budget the youth program line and the budgeted amounts for equipment vs. contractual expenses? Bookkeeper Welch explained her process in determining. Councilman White questioned how/why we are budgeting less for 2023 for State retirement than this year, when we've already spent over what was budgeted for 2022? Bookkeeper Welch stated we have received the estimated invoice for State retirement, and she has proportioned within the 3 Accounts based on the invoice. The Highway Dept did lose a worker that was on full benefits and the replacement hire is not taking benefits allowing for a budget reduction. It is a tough number to officially calculate being that we pay at the end of each year, for the following year, to receive the discounted rate. Attorney Galvan reported in the General budget, the amount she currently receives (adopted 2022 amount) is incorrect making the 2023 tentative amount incorrect. The tentative amount should be \$11,232.00. Bookkeeper Welch will make the correction and will need to decrease contingency by \$960.00 to correct the error. Councilman Burns asked Supervisor Illig in regard to contingency budget transfers and the amounts we actually have on hand? Supervisor Illig will discuss with Bookkeeper Welch and report on at the October meeting. For the Highway budget, Highway Supt. Gibson noted changes that need to be made that he feels

appropriate. On the Highway cover sheet, the Board had agreed to increase the equipment expense, however Highway Supt. Gibson stated that is a line that can be reduced rather than increased. There was a typo in the line item for contractual expenses for snow removal. Rather than \$30,000.00, \$3,000.00 was accounted for. With correcting the typo and increasing the amount needed, Highway Supt. Gibson stated he needs at least \$35,000.00 budgeted. By reducing the equipment expense and adjusting the retirement will get the Highway budget back on track. The cost of salt, sand, and diesel fuel could be a potential issue and to keep an eye on. Regarding the Water budget cover sheet, Supervisor Illig noted (even with the allotted ARPA funding into the Water Account) the Water fund balance has depleted over the last 3-4 years. We have approx. 425 customers currently with approx. 150-200 that are in the District but haven't hooked up. When the District was developed, a Local Law was passed that when there is a property transfer, the new owners must hookup if in the Water District. Unfortunately, there have not been many property transfers recently. With the declining Water fund balance, the Board has agreed to raise the quarterly rate from \$105.00 to \$110.00. Also, they agreed to eliminate the administrative charge of \$12,500.00 to the Water Dept. to help with the fund balance. There have never been contingency funds in the Water Dept. When there is an emergency repair it is taken out of that specific line item. After continued discussion and with the changes as mentioned, Councilman Rees made motion seconded by Councilman Tones to adopt the 2023 tentative budget as proposed with changes. Roll call vote: Councilman White, yes; Councilman Tones, yes; Councilman Burns, yes; Councilman Rees, yes; Supervisor Illig, yes. Carried. Supervisor Illig stated for the Board to take the adopted tentative budget home, review, and further discussion in October when preparing the 2023 preliminary budget. Supervisor Illig thanked the Board for their cooperation and efforts in forming the 2023 budget. He feels the Town is in the best fiscal shape since he became Supervisor. With the sale of the gravel pit several years ago, allowing the Town to purchase necessary Highway equipment, and now (in addition with the aid of ARPA funding) we are on track to be able to be conservative with the General and Highway fund balances. Fortunately, water rates are being increased only slightly, again without ARPA, would have been a bigger increase.

Lastly, on the agenda, Councilman Burns mentioned that the Auxiliary and Library are in the planning stages of putting together an event on Saturday, October 29th for Halloween festivities, however not a trunk or treat. With that said, Councilman Burns made motion seconded by Councilman White to schedule the Town of Pulteney trick or treat hours on Monday, October 31st from 6-8PM. All in favor. Carried.

Supervisor Illig asked if anyone from the public had any comments/questions? With nothing heard and no need for an executive session, Supervisor Illig made motion seconded by Councilman Burns to adjourn the regular meeting. All in favor. Carried. Meeting adjourned at 8:07 PM.

Erica Button, Town Clerk

