

The Regular Town Board Meeting was held November 10th, 2021 in the Benton Town Hall Conference Room, 1000 Route 14A, Penn Yan, New York 14527.

Board Present: Supervisor John E. Prendergast
 Councilmen Richard Harper, Deputy
 Brian Murphy
 Glenn Quackenbush
 Alan Tomion

Also Present: Jayson Hoover – Highway/Water, Eleanor Parker – Historian, Bobbi Wolfe – Town Clerk.

Public Present: Steve Stork, Holly Brown, Edward Tomion, Terry Button.

Supervisor Prendergast opened the meeting at 7:00 P.M. with the Pledge of Allegiance.

Approval of Minutes:

Motion was made by Brian Murphy, seconded by Glenn Quackenbush to approve the October 13th, 2021 meeting minutes with one correction. Motion was carried.

Motion was made by Glenn Quackenbush, seconded by Brian Murphy to approve the minutes from the Budget Meeting 10/20/21 with one correction. Motion was carried.

Open Public Hearings at 7:00 P.M. Tax Cap, 2022 Budget, Bellona, Benton, Penn Yan and West Lake Road Fire Contracts.

Guest Speaker – Steve Stork: Explained the town’s coverage for 2022, 2021 cost was \$26,194.64, 2022 \$27,042.91 increased by \$848.27. The board would like the bookkeeper added to the commercial crime bond. Steve believed she had already been added but will check on it. Steve was also requested to check on the cost of options for cyber security.

Old Business:

Previous minutes requesting letters be sent to Yates County Highway regarding speed control at several different locations has not been done yet. Jayson Hoover stated that Yates County Highway had placed blinking solar lights at the intersection of Havens Corners and Pre-Emption Roads.

Water District # 1 (North) which includes 10 additional units at approximately 1000’ to the Town of Geneva Line will be installed next summer. We will be setting up a meeting with Mary Chappell for financial advise.

Water District # 5:

Has been approved. Next steps will be with the engineer. (the Estoppel Notice was advertised 10/27/21, Clerk Wolfe is waiting for the affidavit to provide a certified copy the Harris-Beach.

Water District # 6:

Jeremy Delyser (CPL) explained in his email the process for approval from the National USDA office for funding. The town will need their approval prior to moving forward. Jeremy also explained that we will need letters from Penn Yan, Town’s of Geneva and Seneca stating that water supply is available. Also, we need to get a sense of residents in this proposed district of their desire for public water.

New Business:

Animal Control Agreement with Yates County has been signed and returned.

NYS AG & Market reports for Dog Control Officer and Municipal Shelter, both rated “Satisfactory”.

Empire Pipeline Community Benefit Fund received in the amount of \$42,489.92.

Water Relevy for 2021: Totaling \$9313.96, was down from approximately \$11K last year.

Yates County Property Development-Communication Tower Installation meeting at Yates County Legislature chambers 11/15/21 @ 5:00 PM. These will be county issued permits.

Water District:

WD # 3 – Resident, Dorothy Bill of 44 Pre-Emption Road had a flooded basement due to a hydrant leak. She had her furnace repaired, Jayson is asking if the town should offer to pay for the repairs. Jayson will contact Don Irwin (plumber) about the charges.

Close Public Hearing:

Motion was made by Richard Harper, seconded by Brian Murphy to close the public hearing at 8:10 P.M. Motion was carried.

Empire Access:

Benton office was switched from Spectrum to Empire 11/10/21. Dick Harper will contact Spectrum to end their service.

Highway:

Jayson reported that the electric line on the town hall has been replaced: The footer for the town barn expansion will begin soon with the block being added once the footer is installed. He also reported that approximately 20% of the bolts in the water districts has been replaced.

Historian:

Eleanor reported she had taken pictures of the house being moved from Bills Road to Earls Hill Road. Rabies clinic held at the Benton Fire Dept. served 103. – November 19th will be another fish dinner at the fire house.

Resolutions:

#32-2021: Motion was made by Glenn Quackenbush, seconded by Richard Harper to approve the adoption of Local Law No. 2 of 2021 to override the tax levy limit established in General Municipal Law 3-c. Motion was carried.

#33-2021: Motion was made by Brian Murphy, seconded by Glenn Quackenbush to authorize the Town Board of the Town of Benton to adopt a budget for the fiscal year 2022 on behalf of the special districts and/or fire protection districts set forth in the scheduled attached hereto and made a part hereof that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law 3-c. Motion was carried.

#34-2021: Motion was made by Glenn Quackenbush, seconded by Brian Murphy to approve the rate of \$4.14/1000 for the 2022 Budget. Motion was duly put to a vote: AYES: Prendergast, Tomion, Murphy, Quackenbush. NOES: Harper. Motion was carried.

#35-2021: Motion was made by Glenn Quackenbush, seconded by Richard Harper to approve the Bellona Volunteer Fire Department 2022 contract in the amount of \$58,968.00. Motion was carried.

#36-2021: Motion was made by Brian Murphy, seconded by Richard Harper to approve the Benton Volunteer Fire Departments 2022 contract in the amount of \$139,515.00. Motion was carried.

#37-2021: Motion was made by Richard Harper, seconded by Glenn Quackenbush to approve the West Lake Road Fire Association 2022 contract in the amount of \$26,500.00. Motion was carried.

#38-2021: Motion was made by Brian Murphy, seconded by Richard Harper to approve the Penn Yan Volunteer Fire Department 2022 contract in the amount of \$37,334.00. Motion was carried.

#39-2021: Motion was made by Brian Murphy, seconded by Richard Harper to approve the “Standard Work Day” for the bookkeeper – section 315.4 of the NY Codes, Rules and Regulations (Retirement) at (6) Hours Per Day – Monday, Tuesday, Wednesday & Thursday. 8:00 AM – 2:00 PM with term ending 12/31/21. Receipt of records of activities was received. 18.78 days per month to be reported to the NYS Retirement Center. Motion was carried.

#40-2021: Motion was made by Brian Murphy, seconded by Alan Tomion to approve Budget Modifications. (Attached to the Minutes). Motion was carried.

#41-2021: Motion was made by Richard Harper, seconded by Glenn Quackenbush to approve the WD # 5 CPL (Clark-Patterson-Lee) contract in the amount of \$109,345.00. Motion was carried.

Monthly Abstract of Vouchers & Monthly Reports:

Motion was made by Brian Murphy, seconded by Richard Harper to approve the following: General (A) Claims 197-216 Totaling \$9671.60, General (B) Claims 30-32 Totaling \$386.23, Highway (DA) Claims 70-75 Totaling \$1597.54, Highway (DB) Claims 222-226 Totaling \$22,362.69, SW1- Claims 39-42 Totaling \$757.44, SW2- Claims 79-89 Totaling \$1757.94, SW3- Claims 36-41 Totaling \$1033.34. Town Clerk, Highway, Water, Zoning and Supervisor reports. Motion was carried.

Adjournment:

Motion was made by Alan Tomion, seconded by Richard Harper to adjourn the meeting at 8:45 P.M. Motion was carried.

Bobbi Wolfe
Benton Town Clerk, RMC
Dated: November 16, 2021

ADOPTED: December 8, 2021