

The Regular Town Board Meeting was held December 11, 2024 in the Benton Town Hall Conference Room, 1000 Route 14A, Penn Yan, NY 14527.

Board Present: Supervisor John E Prendergast
 Councilmen Glenn Quackenbush
 Thomas Davie
 Alan Tomion – Absent
 Richard Harper – Absent

Also Present: Bobbi Wolfe – Town Clerk, Jayson Hoover – Highway/Water, Thomas Fulkrod – Zoning/Watershed, Amber Bryan– Acting Assessor.

No public present:

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

Approval of Minutes:

Motion was made by Glenn Quackenbush, seconded by Thomas Davis to approve the minutes from the November 13th, 2024 meeting as presented. Motion was carried.

Executive Session:

Motion was made by Thomas Davie, seconded by Glenn Quackenbush to enter into Executive Session Under Public Officers Law Article 7, Section 105, Paragraph (f). Medical, financial credit or employment history of a particular person including Amber Bryan at 7:08 P.M. Motion was carried

Motion was made by Glenn Quackenbush, seconded by Thomas Davie to enter back into the Regular Meeting at 7:20 P.M. Motion was carried.

Motion was made by Glenn Quackenbush, seconded by Thomas Davie to increase the salary for Amber Bryant-Acting Assessor from \$28,000.00 + 3% \$840.00 + \$5000.00 = \$33,840.00 as her certification will possibly be completed in the next few months. (This will begin January 1, 2025) Motion was carried.

Old Business:

NYSDOT- Response on Havens Corners request for a lower speed limit. After a field review and investigation was conducted , it was determined that a speed limit of fifty (50) miles per hour is appropriate. This will be filed in Albany, after the notice of order has been filed, approved and returned to this office. Notification will be received when new speed signs can be posting on Havens Corners Rd.

Short Term Rental: Resolution #34-2024:

NYSEG meeting was held November 21st, 2024 @ 2:30 P.M.. Benton committee was Glenn Quackenbush Thomas Davie. This project to possibly serve residents natural gas on Route 14A has been tabled until next spring.

Sales Tax Sharing: At this time the sales tax sharing will be approximately half of the amount approved in 2024. We have not received anything stating exactly what the Town of Benton will receive.

CINTAS – Rug Delivery: Tom Fulkrod reported that we haven't received new rugs in 2-3 months. Clerk Wolfe did contact Cintas about the matter, Nicole, representative for Cintas stated that she would take care of this. We will keep trace of each delivery from now on.

Highway/Water:

Jayson informed the board that he had conversation with Steve Vaughan (Acting Highway Supt) for the Town of Potter. They are interested in purchasing our 2013 Mack. Steve explained that their town board meeting was also 12/11/24 and he would get the boards approval to purchase this truck. Jayson explained that there is a leak in the fuel tank that would cost approximately \$1500 to repair, so he is asking to reduce the cost of the Mack to \$48,500.00.

*Motion was made by Glenn Quackenbush, seconded by Thomas Davie to declare the 2013 Mack as surplus equipment and to sell it to the Town of Potter for \$48,500.00. Motion was carried.

Jayson also presented to the town board: instead of paying out overtime to the highway employees in the winter. Calculate into comp time and capping at 40 Hours. The town board stated to try it for one year. Also to check with Kerry Brennan (Yates County Personnel) and the Association of Towns to see if this is legal.

Hunting in the Benton Pit: Havens Corners Road: Jayson Hoover found in the minutes 11/19/2003 stating that there is no hunting allowed in the pit. Jayson stated that the highway employees do take stone out of the pit along with storing stone. Also Benton residents are allowed to bring brush/leaves to the pit. Jayson is requesting that only highway employees be allowed to hunt in the pit. The board decided to table this request until a full board is in attendance.

Jayson also reported that the new Mack should be delivered next week 12/16/24.

Zoning:

Tom Fulkrod that 220 permits have been issued so far this year. Solar projects: Adam & Meredith no longer work for the solar company. Tom and Bobbi have been emailing copies of the Host Agreement and the Decommissioning Agreement to the new employees.

Tom also reported that everything for the Justice and Zoning has been moved into the new vault.

Water District # 7:

Jayson Hoover, Bobbi Wolfe and John Prendergast attended a meeting with Thomas Becker of USDA Rural Development and Jeremy DeLyser of CPL Engineers At this time this district only qualifies for a loan of \$750K and no grant. Municipal Solutions will begin the process of looking for other grant options. Discussion was also held on the possibility of the Benton highway employees doing a self install. Jayson will be meeting with Jeremy DeLyser to discuss how much this would save the district. This information needs to be presented to the residents of WD # 7, so they are aware of the most recent information.

Resolution #31-2024 - Appointments

Bobbi Wolfe-Water Clerk	1/1/25-12/31/25
Jayson Hoover-Water Operator	1/1/25-12/31/25
Casey Frankish – Water/Highway	1/1/25-12/31/25
Crystal Tomion PB Chairman	1/1/25-12/31/25
Matt Perry – Planning Board	1/1/25-12/31/29
Michael Peacock-Sec ZBA & PB	1/1/25-12/31/25
Jeff Eckert – PB (Replace Tom)	1/1/25-12/31/25
Dwight James – Chairman – ZBA	1/1/25-12/31/25
Dwight James – ZBA	1/1/25-12/31/29
Charles Franks – ZBA Alternate	1/1/25-12/31/25
Holly Bedient-Bookkeeper/Budget Off	1/1/25-12/31/25
Historian- Stephanie Olsen	1/1/25-12/31/25
Health Officer – TBD	1/1/25-12/31/28
Jeffrey Graff, Attorney	1/1/25-12/31/25

Motion was made by Glenn Quackenbush, seconded by Thomas Davie to approve Resolutions #31-2024.
Motion was carried

Resolution #32-2024:

Finger Lakes Times – Official Newspaper
Community Bank N.A., Lyons National Bank and NYCLASS as depositories.
Clark-Patterson Lee as Town Engineer
Municipal Solutions – As Financial Advisor

Highway Superintendent: Authorized to purchase equipment, tools and implements during the year without prior approval from the town board in the amount not to exceed \$1000.00.

Water Operator: Authorized to purchase equipment, tools, and implements during the year without prior approval from the town board in the amount not to exceed \$1000.00 per water district.

Town Clerk and Bookkeeper shall be and hereby authorized to pay the following claims prior to town monthly audit: Retirement, Utilities, Postage, Hospitalization, town approved payroll, payments and any invoices that are due prior to the date of the board meeting.

Regular Board Meetings for 2025:

Town Board	Seconded Wednesday of each month @ 7:00 P.M.
Zoning Board of Appeals	First Tuesday of each month (Upon Request) @ 7:00 P.M.
Planning Board	Fourth Tuesday of each month @ 7:00 P.M.

Mileage Rate for 2025:

Federal for 2025 will be \$.67/Mile (We are at \$.66/Mile) Approve the IRS rate when advertised. \$.67-\$.70.

Motion was made by Glenn Quackenbush, seconded by Thomas Davie to approve Resolution # 32-2024:
Motion was carried.

Resolutions #33-2024:

Water Fees – 2025:

WD # 1	\$110.00/6000 Gallons	\$8.00/1000	Over the 6000 Gallons
WD # 2	\$130.00/6000 Gallons	\$8.00/1000	Over the 6000 Gallons
WD # 3	\$100.00/6000 Gallons	\$8.00/1000	Over the 6000 Gallons
WD #4	\$100.00/6000 Gallons	\$8.00/1000	Over the 6000 Gallons

Relevy Fee \$100.00 Per Meter will be charged as of October 31 for each unpaid account as an administrative charge.

Water – Service Size:

1”	1 Unit
2”	4 Units
4”	6 Units
6”	8 Units
8”	10 Units

New Service

In Existing District

1”	Service	\$2400.00	\$1200.00
1 ½”	Service	\$3200.00	\$1600.00
2”	Service	\$4000.00	\$2000.00
4”	Service	\$4800.00	\$2400.00
6”	Service	\$5600.00	\$2800.00
8”	Service	\$6400.00	\$3200.00

Installation of a new water service of a distance of 150’ or a crawl space requiring a meter pit hook up fees as follows:

New Service

In Existing District

1” Service	\$2800.00	\$1400.00
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*** Meter Pits – 1” Service to be supplied by the town. Any larger service such as:

1 ½” and 2” will be paid by the homeowner. This installation will be by town specifications and be supervised by the water department.

*** The cost of any service being pushed under the road will be the responsibility of the homeowner.

*** The town does not have the equipment for this and has to sub-contract out with supervision of the water department.

Water Hook Up Fees if curb stop and or meter pit are existing:

2-10 Years After Completion of the Water District - \$500.00

10 Plus Years After Completion of the Water District - \$1000.00

Shut off Fee remains at \$25.00 – No fee to turn water back on.

Note: An account will only be deactivated if the water operator turns the water off

Motion was made by Thomas Davie, seconded by Glenn Quackenbush to approve Resolutions # 33-2024. Motion was carried.

Resolution # 34-2024:

Approve setting up a Public Hearing for LL # 1 of 2025 “Short Term Rental” for 1/8/2025 @ 7:00 P.M.

(Town Board needs to decide if they want a stand alone section in General Code or in the Zoning)

If stand alone, will push the public hearing to February.

Motion was made by Glenn Quackenbush, seconded by Thomas Davie to approve the “Stand Alone”

Local Law # 1 “Short Term Rental”. Motion was carried.

Clerk Wolfe will forward to attorney Graff to make the legal changes.

Resolution # 35-2024:

Motion was made by Glenn Quackenbush, seconded by Thomas David to approve the contract with Municipal Solutions: Limited Disclosure-Material Event Notice-Full Disclosure , filings on MSRB & EMMA. Motion was carried.

Monthly Abstract of Vouchers and Reports:

Motion was made by Thomas Davie, seconded by Glenn Quackenbush to approve the following:

General (A) Claims 215-237 Totaling \$15,792.69, General (B) Claims 36-40 Totaling \$1879.04, Highway (DA) Claims 76-84 \$5431.21, Highway (DB) Claim 234 totaling \$331.96, SW1- Claims 50-54 Totaling \$1684.50, SW2 Claims 103-115 Totaling \$13,941.45, SW3 Claims 54-59 Totaling \$1684.73, SW4 Claims 16-17 Totaling \$598.90. Town Clerk, Supervisor, Water, Zoning reports. Motion was carried.

Adjournment:

Motion was made by Glenn Quackenbush, seconded by Thomas Davie to adjourn the meeting at 8:40 P.M. Motion was carried.

Dated: December 12, 2024

Bobbi Wolfe

Benton Town Clerk, RMC

ADOPTED: January 8th, 2025