

**REGULAR VILLAGE BOARD MEETING**  
**April 7, 2025**  
**7:00 PM**

The Regular Meeting of the Board of Trustees for the Village of Painted Post was called to order by Mayor Foster 7:00 PM.

**PRESENT:** Mayor Foster, Deputy Mayor Manning, Trustee Elsey, Trustee Lecher, Trustee Yama, OIC Copp, Fire Chief Button, DPW Superintendent Smith and Clerk Names.

**ABSENT:** None

**MINUTES:** of the March 10, 2025 meetings were approved with a motion made by Trustee Elsey, seconded by Trustee Lecher and carried

**POLICE REPORT:** March report submitted by OIC Copp as follows:

Traffic Arrests: Total of 0

0 Radar, 0 Moving Violations, 0 DWI Violations, 0 Suspensions/Revocations, 0 All Other.

Complaints: Total of 39

1 Felony, 3 Misdemeanors, 1 Violations, 9 Vehicle & Traffic, 3 CPPMS, 0 Animal, 2 Domestic, 0 Local Law Violation, 0 Stolen Property Cases, 3 Found Property Cases, 15 Miscellaneous, 0 Syringes and 0 Pause Investigations.

Assistance/Services Rendered: Total of 60

28 Citizen/Motorist, 2 AMR., 2 PP Fire Dept., 2 E.I.D. Alarms, 0 Missing Persons, 0 Open Door, 1 Mental Health Transports, 3 Check the Welfare, 4 Vacation Property Checks, 13 Steuben Co. Sheriff, 4 NY State Police, 1 Corning Police, 0 Other Agencies, 0 DA Office, 0 Dept. of Pubic/Works, 0 US Government, 0 Other agencies.

Parking Tickets: Total of: 0

0 for 12am to 6am Parking Enforcement, 0 Other.

Cases Adopted/Closed: Total of – 7

1 Felony, 3 Misdemeanors, 0 Drug Interdiction, 1 Violations, 2 Mental Health, 0 Warrant/FOA.

Accidents: Total of 1 - 0 Personal Injury, 1 Property Damage, 0 Other.

Total Calls for Service: 107

5N01 MILEAGE: 619 Miles

5N02 MILEAGE: 321 Miles

Worked several hours on upcoming county wide records management system.  
Officer Swan assisted with BOCES class. One BOCES student started a ride along.

**FIRE DEPT.  
REPORT:**

March submitted by Fire Chief Button as follows:

Total number of calls for the month was 17

0 False Alarms, 2 MVA/Rescues, 3 Service Calls, 0 Vehicle Fires, 0 Searches, 0 Chimney Fires, 0 Structure Fires, 0 Grass/Brush/Wood Fires, 0 Hazardous Conditions, 0 Vehicles Leaking Gas, 0 Hazmat, 0 Storm/Flooding, 3 C.O./Fire Alarm Activation, 7 Mutual Aid Fire, 0 Mutual Aid MVA, 2 Mutual Aid AMR

Total in Service Hours: 433.5

Average Fire Fighters Per Call: 17

Training Certifications: 0

In Service Hours to Date: 1,336.50

Total Number of Calls to date for the Year – 62

No major repairs to the Fire equipment and no reported injuries.

Chief 2800 –J. Button responded to 94% of the calls for the month.

Chief 2801 –L. Smith responded to 94% of the calls for the month.

Chief 2802 –D. Smith responded to 76% of the calls for the month.

Fuel Usage: Gas – 90.3 gallons Diesel – 72.5 gallons

Department monthly training consisted of mandatory OSHA safety training.

Department performed monthly apparatus and equipment checks.

Department held its annual fire department banquet.

Annual fire extinguisher inspection completed

**DPW REPORT:** March 2025 report submitted by Superintendent Smith as follows:

**Water Treatment and Distribution System**

Water levels at wells are at: **Well # 2 – 43’, Well # 3 – 28’ & Well # 4 – 44’** of water above the pump.

Water service at 340 E. High St, 244 E. High and 149 Fairview turned off as requested by owner.

Water service @ 577 W. High turned off. Leak on owner’s side.

Crew completed leak survey throughout the Village of Riverside.

Crew read water meters for the third quarter

Crew performed water system operations for the Village of Riverside.

**Sanitary Sewer Treatment and Collection System**

Crew completed monthly jet cleaning of problem areas of the sanitary sewer collection system.

Crew jet cleaned sanitary sewers throughout the Village.

Crew continued sludge pressing operations at the WWTP.

Covid-19 sampling for the state continues at the WWTP.

Construction of the disinfection project at the WWTP continues.

Annual RPZ testing completed at the WWTP.  
Crew assisted Corning DPW with cleaning and videotaping sanitary sewer system on upper Fairview  
Two employees continue WWTP Operator training under the NYS Rural Water apprenticeship program.

### **Village Streets and Walkways**

Crew filled pot holes throughout the Village of Painted Post and Riverside.  
Crew cleaned catch basins throughout the village.  
Crew salted walkways on one occasion throughout the Village of Painted Post and Riverside.

### **Buildings and Grounds**

Crew hauled weekly trash from Village facilities.  
Crew began weekly brush and leaf pickup.  
Crew began brush hogging village property.  
Crew performed weekly equipment safety checks.  
Crew completed lighting replacement project at Craig Park Pavilion. (Grant Project).  
Annual RPZ testing completed at the Village Hall..  
Crew continued construction of changing room area at DPW Garage.  
Crew resumed monthly playground equipment inspections.  
Crew swept streets on several occasions.

### **Equipment Maintenance**

Performed maintenance and repairs on DPW, FD and PD equipment.  
Serviced, repaired and cleaned equipment.  
Repaired and adjusted walkway salt spreader.

### **Village Cemeteries**

Two burials for the month.  
Water turned off at both cemeteries.

### **Village DPW**

Crew completed confined space training held at the Village Hall (3 day class)  
Crew continues additional services for the Village of Riverside.  
Submitted annual NYSDOT Highway work permit application for the Village of Painted Post and Riverside.  
Annual fire extinguisher inspection completed at the DPW, Village Hall, Water & Sewer Department

### **FINANCIAL/**

**BUDGET REPORT:** No Changes

**CLERKS REORT:** All accounting for March 2025 is current and balanced to date. Monthly reports for all accounts have been reconciled with the bank statement and have been provided to the mayor, board members and department heads.

Mayor Foster and I worked on the budget numbers throughout the month. One budget workshop was held on Tuesday, March 25th at 4:30 pm. A public hearing was scheduled for April 7, 2025 at 6:30pm to present the budget and tax cap override to the public before the regular board meeting at 7:00pm.

I attended the March planning board meeting.

Both the NYS and Federal tax reports for the 1<sup>st</sup> quarter of 2025 were completed and submitted as well as the 1<sup>st</sup> quarter PERMA-WC report and the 1<sup>st</sup> quarter US Census Bureau report.

The yearly handicap hanger report was completed and filed.

I completed and submitted the “Pre-budget Constitutional Tax Limit” report.

The 1<sup>st</sup> quarter water/sewer bills have been downloaded and are currently being reviewed.

Multiple tax searches for properties sold or selling in the Village were completed.

Multiple legal notices were submitted for our budget workshop, change in planning board meeting date, and Estoppel Notice for the Aerial/Quint fire truck.

## PLANNING BOARD

### REPORT:

**Members Present:** Vickie Button, Thomas Chapman, Travis Gasa, Scott Swimley, Hannah Waschezyn, Christine Adamo (alternate)

**Public Present:** James Gensel (Fagan Engineers), Liv Lovejoy and Brian Toy (STC Planning), Anne Names (Clerk), Britany Elsey (Liaison to Planning Board)

I. CALL TO ORDER: 5:15 PM

II. INTRODUCTION:

a. Introduced meeting, members, and objective(s) as needed

III. PUBLIC COMMENT (3 min. default limit): none

IV. MINUTES: MOTION to approve minutes from 01/08/2025 made by Vickie Button, seconded by Scott Swimley, and vote carried.

V. NEW BUSINESS:

a. **West Water Street Project update** presented by James Gensel of Fagan Engineers. Liv Lovejoy of STC reviewed the Full Environmental Assessment Form (EAF) Part 1 with the Planning Board.

i. **Concept Plan Accepted:** MOTION to accept concept plan as presented by Fagan Engineers made by Hannah Waschezyn, seconded by Scott Swimley, discussion: none further, vote: carried unanimously.

- ii. **Classified Action:** MOTION to classify the West Water Street Industrial Site as a Type 1 action made by Hannah Waschezyn, seconded by Scott Swimley, discussion: none further, vote: carried unanimously.
- iii. The Planning Board acknowledged the requirement for a **Coordinated Review** with the Village Board of Trustees, Village DPW, Steuben County Planning Department, Steuben County IDA, ARC, NYSDEC, NYSDOH, and NYSDOT.
- iv. **Declared Lead Agency:** MOTION to establish the Village of Painted Post Planning Board as the Lead Agency for the SEQR Process for the West Water Street Industrial Site Project made by Vickie Button, seconded by Hannah Waschezyn, discussion: none further, vote: carried unanimously.
- v. The Planning Board **reviewed and completed EAF Part 2.**
- vi. **Declaration:** MOTION to issue a positive declaration of environmental significance for the West Water Street Industrial Site Project made by Vickie Button, seconded by Scott Swimley, discussion: none further, vote: carried unanimously.
- vii. **Next:** await coordinated review and go over scoping with Fagan Engineers.

VI. CLOSING: a. State next anticipated meeting date (Wednesday, April 2)

ADJOURNMENT: MOTION to adjourn the meeting at 7:00 PM made by Hannah Waschezyn, seconded by Vickie Button, discussion: none, vote: carried unanimously.

### **Old Business:**

A budget workshop was held on Tuesday, March 25, 2025 at 4:30pm. Mayor Foster, Deputy Mayor Manning, Trustee Lecher, Trustee Elsey, Trustee Yama, Superintendent Smith and Clerk Names were in attendance along with two members of the fire department. Information that was also discussed was the override of the 2% tax levy. The workshop ended at 6:00 pm.

### **NEW BUSINESS**

1. Cathy Halm asked the Village Board of Trustees for permission to begin the Painted Post Farmer's Market on Saturday, May 24, 2025.

Motion was approved by Deputy Mayor Manning, 2nd by Trustee Elsey.

Carried:   5   Ayes                        0   Nays

2. The Village Board of Trustees to passed Local Law #1, 2025 to override the 2% tax levy limit.

Village of Painted Post, County of Steuben

A local law to override the tax levy limit established in General Municipal Law §3-c

#### Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Painted Post to adopt a budget for the fiscal year commencing 2025 that required a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

## Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

## Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Painted Post, County of Steuben, is hereby authorized to adopt a budget for the fiscal year commencing 2025 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

## Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

## Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

The Village Board to adopt Local Law #1-2025:

Mayor Foster	<u>  X  </u>	
Deputy Mayor Manning	<u>  X  </u>	Trustee Lecher <u>  X  </u>
Trustee Elsey	<u>  X  </u>	Trustee Yama <u>  X  </u>

3. Village Board of Trustees passed the 2025– 2026 village budget. The tax levy will be \$1,814,899 resulting in an approximately tax rate of 14.344252 per \$1,000.

Motion made by: Trustee Elsey and seconded by Trustee Yama.

All in favor   5     0   Against and Carried

4. Village Board adopted a Resolution allowing the Clerk-Treasurer to add any unpaid water/sewer bills as a re-levy on the 2025-2026 Village Taxes. There are approximately 42 bills that will be re-levied for an approximate total of \$ 18,457.75.

I, Deputy Mayor Manning, move the adoption for the re-levy of unpaid water/sewer bills and any property clean-up charges on the 2025-2026 Village Taxes.

All in favor \_5\_\_ \_0\_\_ Against and Carried

5. Resolution from Wayne-Finger Lakes BOCES to participate in the upcoming Cooperative Natural Gas Bid for the period of October 1, 2025 through September 30, 2026 This resolution to be approved, signed and returned along with the participant information form.

Motion to approve was made by Trustee Lecher, seconded by Trustee Elsey

All in favor \_5\_\_ \_0\_\_ Against and Carried

6. Village Board of Trustees approved the Annual Election Results for the Painted Post Fire Department Officers / Chiefs.

Motion to approve was made by Deputy Mayor Manning and seconded by Trustee Yama.

All in favor \_5\_\_ \_0\_\_ Against and Carried

7. The Village Board of Trustees voted on the Loan Resolution for the 2025 Aerial Fire Truck (Quint) in the amount of \$1,518,000.

	<u>AYE</u>	<u>NAY</u>
Ralph Foster, Mayor	X	
Robert Manning, Deputy Mayor	X	
Britany Elsey, Trustee	X	
Robert Lecher, Trustee	X	
Venu Yama, Trustee	X	

8. The Village Board adopted the following BOND for the Rescue/Pumper

**BOND RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF PAINTED POST, STEUBEN COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING THE ACQUISITION OF ONE FIRE-FIGHTING VEHICLE; STATING THE MAXIMUM ESTIMATED COST THEREOF IS \$985,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF UP TO \$985,000 IN SERIAL BONDS OF THE VILLAGE TO FINANCE ALL OR A PORTION OF SAID APPROPRIATION**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

	<u>AYE</u>	<u>NAY</u>
Ralph Foster, Mayor	X	
Robert Manning, Deputy Mayor	X	
Britany Elsey, Trustee	X	
Robert Lecher, Trustee	X	
Venu Yama, Trustee	X	

9. The Village Board approved “Contractor’s Application for Payment #10” to Vacri Construction in the amount of \$82,303.32 and to Hunt Engineers in the amount of \$1,303.54 for work done on the WWTP Disinfection Improvements.

Motion to approve was made by: Trustee Yama, 2<sup>nd</sup> by Trustee Elsey

All in favor \_\_5\_\_ Ayes      \_\_0\_\_ Nays

10. Village Board of Trustee approved the new firefighter membership for Jennifer Mullen.

Motion was approved by Trustee Yama and seconded by Trustee Lecher

All in favor \_\_5\_\_      \_\_0\_ Against      and      Carried

#### SUSPEND ORDER OF BUSINESS:

Motion made by Trustee Elsey, 2<sup>nd</sup> by Trustee Lecher and carried by all.

#### PUBLIC OMMENTS:

Emily Nortrup of 582 W. High St. asked if we knew of anyone who was looking at transloading facility. Superintendent Smith states that rail road personnel were doing some repairs.

#### RESUME ORDER OF BUSINESS:

Motion made by Deputy Mayor Manning and 2<sup>nd</sup> by Trustee Yama and carried.

#### TRUSTEE COMMENTS:

Trustee Yama thanked Fire, Police and DPW for the work that they do and also commented on the “right on red” sign being removed on the corner of N. Hamilton and W High (415). He commented on the lighting project and also thanked the Clerk and Mayor for all of the work they have done on the trucks for the fire department. He also stated that he would be talking with local banks to see if we could get a better interest rate than what we are currently receiving.

Trustee Elsey state that she appreciated Trustee Yama’s insight that he shared and questions that he asked during the budget workshop and she stated how impressed she



was with the number of calls the department has responded to and firefighters per call. Lastly, she commented on the Painted Post food pantry and said that everyone should see how what the do and how many people use their services.

Trustee Lecher thanked Sandy Franklin for his comments and stated that next year will be challenging with all of the increase that we are facing.

Deputy Mayor Manning thanked the Fire, Police and DPW departments for what they do and asked when road at the Charles St. and W High Street intersection would be fixed. Superintendent Smith state as soon as the blacktop plants open.

**AUTHORIZATION:** to pay audited bills for the Village on a motion made by Deputy Mayor Manning and seconded by Trustee Lecher and passed.

	<u>Abstract #13 (Mar)</u>	<u>Voucher No.</u>	<u>Abstract #14 (April)</u>	<u>Voucher #</u>
General Fund:	\$ 6,159.83	480 – 483	\$ 29,769.13	484 - 522
Water Fund:	\$ 121.20	212	\$ 7,370.00	213 - 234
Sewer Fund:	<u>\$ 118.50</u>	212	<u>\$ 12,564.90</u>	214 - 233
<b>TOTALS:</b>	<b>\$ 6,399.53</b>		<b>\$49,704.03</b>	

**GRAND TOTAL: \$ 56,103.56**

A motion to adjourn was made by Trustee Elsey and seconded by Deputy Mayor Manning at 7:35 pm and carried.

Respectfully submitted by Anne Names, Clerk-Treasurer