

REGULAR MEETING, TOWN OF RANDOLPH, August 13, 2025

A regular meeting of the Town Board of the Town of Randolph, County of Cattaraugus and the State of New York was held at the Municipal Building, 72 Main Street, Randolph, NY on the 13th day of August 2025.

PRESENT:	Dale Senn	-----Supervisor
	John Hale	-----Council Member
	Bob Learn	-----Council Member
	Loni Nagle	-----Council Member
	Tim Beach	-----Council Member
	Gretchen Hind	-----Clerk
	Cody Uhl	-----Superintendent of Highways
	Bridget Marshall	-----Attorney

ABSENT:

OTHERS PRESENT: Jason Beaver -Water Dept; Harry Uhl & Pat Lienhart

Harry Uhl opened the meeting with a prayer.

PUBLIC HEARING – WATER PROJECT

Notice of the Public Hearing was published in the Post-Journal on August 1, 2025. The Supervisor stated that the Public Hearing on the proposed improvements to the Town of Randolph Water District within the Town, pursuant to Article 12, Section 202-B of the Town Law, was now open and asked if there was any interested person who desired to be heard.

The following persons appeared in favor of the proposed improvements to the Town of Randolph Water District within the Town: NO ONE PRESENT

The following persons appeared in opposition to the proposed improvements to the Town of Randolph Water District within the Town: NO ONE PRESENT

The Town Clerk reported that the following pertinent written communications had been received: NO COMMUNICATION RECEIVED

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing on the proposed improvements to the Town of Randolph Water District within the Town closed.

PUBLIC HEARING – SEWER PROJECT

Notice of the Public Hearing was published in the Post-Journal on July 29, 2025. The Supervisor stated that the Public Hearing for the purpose of hearing public comments on the Town of Randolph's current Community Development Block Grant (CDBG)project: 964PR101-23,Wastewater Treatment Plant Improvements Project was now open and asked if there was any interested person who desired to be heard.

The following persons appeared in favor of the Town of Randolph's current Community Development Block Grant (CDBG)project: 964PR101-23,Wastewater Treatment Plant Improvements Project: NO ONE PRESENT

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The following persons appeared in opposition to the Town of Randolph's current Community Development Block Grant (CDBG) project: 964PR101-23, Wastewater Treatment Plant Improvements Project: NO ONE PRESENT

The Town Clerk reported that the following pertinent written communications had been received: NO COMMUNICATION RECEIVED

The Supervisor inquired as to whether there were any other persons present who wished to be heard. With no one present to be heard, whereupon the Supervisor declared the public hearing closed.

REGULAR MEETING

Supervisor Senn called the meeting to order with the Pledge of Allegiance.

RESOLUTION 85-2025

MEETING MINUTES

On a motion of Councilmember Beach, seconded by Councilmember Hale, the following resolution was

ADOPTED	Ayes	5	Senn, Hale, Learn, Nagle, Beach
	Nays	0	

Resolved that the Board approves the meeting minutes from July 9, 2025 as submitted.

PUBLIC PARTICIPATION:

REPORT OF TOWN OFFICIALS

TOWN JUSTICE

No Report

CODE ENFORCEMENT

4 permits issued in July 2025 for \$225.

RACDC - NO REPORT

Monthly Report of the Supervisor - The July 2025 Financial Report was submitted to the Board from BLB.

CLERK

Clerk Hind submitted the monthly report for July 2025 to the Board. The local shares were Town-\$495.00; Supervisor - \$105.97.

SUPERINTENDENT OF HIGHWAYS - Highway Superintendent Uhl provided the July 2025 report.

WATER/SEWER

Jason Beaver presented the monthly activity report to the Board. The start-up of the Sewer Plant did not go well. All leaks found in the Leak Study in the Randolph portion have been repaired. The repairs are saving approximately 100,000 gallons per day. VOS program with EJP

will be resumed again. It had been previously approved by the Board but not utilized. The program will assist employees in tracking inventory needs.

SEWER EXAM – PAYNE

After a brief discussion, Jason Beaver was directed to urge Brett Payne to sign-up for and take his Sewer Exam for certification.

SAMPLE HILL One burial and one footer poured.

COMMUNICATIONS – Senator Borrello – Floodplain mapping

OLD BUSINESS

Bi-Centennial – Meetings are held the 3rd Wednesday of each month at 6:30.

Municipal Building Trim: Cody Uhl still needs to remove the old boards from the outside of the building. He provided samples of materials that could be utilized.

NEW BUSINESS

RESOLUTION 86-2025

SEWER PROJECT: PAY APP #2 – GERWITZ

On a motion of Councilperson Beach seconded by Councilperson Hale, the following resolution was

ADOPTED	Ayes	5	Hale, Beach, Nagle, Learn, Senn
	Nays	0	

Resolved that the Town authorizes payment of Pay App #2 in the amount of \$163,469.21 to Gerwitz for the Electrical Contract on the Sewer Project.

RESOLUTION 87-2025

RESOLUTION AUTHORIZING IMPROVEMENTS TO THE TOWN OF RANDOLPH WATER DISTRICT PURSUANT TO SECTION 202-b OF THE TOWN LAW

On a motion of Councilperson Beach seconded by Councilperson Nagle,

WHEREAS, the Town Board of the Town of Randolph (the “Town”), has caused to be prepared a map and plan, including an estimate of cost, pursuant to Section 202-b of the Town Law, in connection with the proposed improvements to the Town of Randolph Water District (the “District”), consisting generally of the replacement of various sections of water main, locating and developing an additional groundwater source, and booster pump station improvements; and

WHEREAS, said map and plan was prepared by Square Engineering, D.P.C., and has been filed in the office of the Town Clerk, where it is available for public inspection; and

WHEREAS, the maximum estimated cost of the Improvements is \$7,133,000, and it is proposed that the cost thereof shall be financed through grants, loans, or by the issuance of serial bonds and/or bond anticipation notes of the Town in an amount not to exceed \$7,133,000, with such cost to be assessed against the properties within the district which are especially benefited thereby, as determined by the Town Board; and

WHEREAS, the Town Board duly adopted a resolution calling a public hearing on the proposed improvements, which was held on August 13, 2025, at 7:30 PM at 72 Main Street, Randolph, New York 14772 and due notice of said hearing was published and posted as required by law; and

WHEREAS, the Town Board has given due consideration to the evidence presented at such public hearing and finds the improvements to be in the public interest.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Randolph, as follows:

1. The Town Board hereby determines the proposed improvements are in the public interest and authorizes the proposed improvements to the Town of Randolph Water District as described in the map and plan prepared by Square Engineering, D.P.C., at a maximum estimated cost of \$7,133,000, pursuant to Section 202-b of the Town Law.
2. The method of financing shall be through grants, loans, or by the issuance of serial bonds and/or bond anticipation notes of the Town in an aggregate principal amount not to exceed \$7,133,000.
3. The costs of said improvements shall be assessed against the properties within the District which are especially benefited, as determined by the Town Board.
4. This resolution is adopted subject to a permissive referendum, as provided in Article 7 of the Town Law.

The question of the adoption of the foregoing resolution was duly put to vote, and upon roll call, the vote was as follows:

Dale Senn, Supervisor – Aye
Robert Learn, Councilman – Aye
John Hale, Councilman – Aye
Loni Nagle, Councilman – Aye
Tim Beach, Councilman – Aye

RESOLUTION 88-2025

BOND RESOLUTION DATED AUGUST 13, 2025 OF THE TOWN BOARD OF THE TOWN OF RANDOLPH, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE WATER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE TOWN, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

On a motion of Councilperson Beach seconded by Councilperson Hale,

WHEREAS, the Town of Randolph Water District is a water district of the Town of Randolph, New York, duly established by the Town Board pursuant to the Town Law, and, pursuant to a resolution adopted on August 13, 2025, the Town has duly authorized additional facilities therein pursuant to §202-b of the Town Law; and

WHEREAS, the Town, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder (“SEQRA”), has completed its environmental review and, on July 9, 2025, has duly adopted a negative declaration and has

determined that the implementation of the unlisted action as proposed will not result in any significant adverse environmental impacts; now therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF RANDOLPH, NEW YORK (hereinafter referred to as the "Town"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Town of Randolph shall undertake certain capital improvements consisting of the acquisition and construction of water system improvements for the Town of Randolph Water District, duly authorized pursuant to Section 202-b of the Town Law, to include, without limitation, the replacement of existing water main, locating and developing a new groundwater source, improvements to existing booster pump stations, and other minor improvements, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and district use (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$7,133,000 of the Town are hereby authorized to be issued to finance said purpose, and bond anticipation notes in anticipation thereof (and renewals thereof) of the Town are hereby authorized to be issued to finance said purpose.

Section 2. The estimated maximum aggregate cost to the Town of Randolph of said purpose, which may include preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$7,133,000, and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide all of such maximum cost by issuance of bonds or bond anticipation notes as herein authorized, to be offset and reduced dollar for dollar by the amount of grants received, if any.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 1 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Town and all the taxable real property in the Town is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes.

Section 5. It is hereby determined and declared that the Town reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the

issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, including without limitation, the authority to determine whether to accept bids electronically to the extent allowed by the Local Finance Law, and the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, is hereby delegated to the Town Supervisor, the Town's chief fiscal officer. The Town Supervisor and the Town Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Town of Randolph.

Section 7. The faith and credit of the Town of Randolph, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. Such bonds and notes shall be payable from a levy on real property in such district benefitted or user charges therefor, in the manner provided by law, but if not paid from such source, all the taxable real property in the Town is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to applicable statutory limitations, if any, sufficient to pay the principal of and interest on said bonds and notes. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8. This resolution, or a summary hereof, shall be published in full by the Town Clerk of the Town of Randolph together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Town, in the manner prescribed by law. The validity of said bonds or of any bond anticipation notes issued in anticipation of the sale of said bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall take effect immediately upon its adoption.

The motion having been duly seconded, it was adopted and the following votes were cast:

Dale Senn, Supervisor – Aye
Robert Learn, Councilman – Aye
John Hale, Councilman – Aye
Loni Nagle, Councilman – Aye
Tim Beach, Councilman – Aye

RESOLUTION 89-2025

**RESOLUTION AUTHORIZING SUBMISSION OF A WATER INFRASTRUCTURE
IMPROVEMENT ACT (WIIA) GRANT APPLICATION AND ENVIRONMENTAL FACILITIES
CORPORATION (EFC) STATE REVOLVING FUNDS (SRF) FINANCING APPLICATION**

On a motion of Councilperson Beach seconded by Councilperson Learn

WHEREAS, the Town of Randolph intends to apply for a New York State (NYS) Water Infrastructure Improvement Act (WIIA) Grant and for New York State Environmental Facilities Corporation (NYSEFC) State Revolving Funds for a Town of Randolph Water District Improvements Project, and

WHEREAS, the application submissions require approval from the Town Board.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Randolph authorizes the submission of a NYS WIIA Grant application and a NYSEFC State Revolving Fund application for the for a Town of Randolph Water District Improvements Project; and

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized to submit the applications on behalf of the Town, and to execute any agreements, instruments or other documents in connection with the Town's application or acceptance of any such grants and/or the funding thereof; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote, and upon roll call, the vote was as follows:

Dale Senn, Supervisor – Aye
Robert Learn, Councilman – Aye
John Hale, Councilman – Aye
Loni Nagle, Councilman –Aye
Tim Beach, Councilman –Aye

The foregoing resolution was thereupon declared duly adopted.

RESOLUTION 90-2025

CATTARAUGUS COUNTY CONTRACT ASSESSING SERVICES

On a motion of Councilperson Beach seconded by Councilperson Hale, the following resolution was

ADOPTED Ayes 5 Senn, Hale, Learn, Nagle, Beach
 Nays 0

Resolved that the town authorizes Supervisor Senn to sign the contract for Assessing Services through Cattaraugus County.

RESOLUTION 91-2025

SCHEDULE PUBLIC HEARING: AMENDED COMPREHENSIVE PLAN

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On a motion of Councilperson Beach seconded by Councilperson Learn, the following resolution was

ADOPTED	Ayes	5	Senn, Hale, Learn, Nagle, Beach
	Nays	0	

Resolved that the town schedule a public hearing September 10, 2025, at 7:30 P.M., for the purpose of conducting a public hearing on the proposed amendments to the Town of Randolph Comprehensive Plan.

SAMPLE HILL CEMETERY LOT PURCHASE REQUEST TABLED

SOLAR PROJECT:

NED-New Energy Solar 7, LLC is pursuing a solar project to include approximately 40 acres located on Sarver Road. Legal and engineering firms are needed to act as overseers of the Developers Plans. The Developer is responsible to pay for all associated fees. The project is stated to be 5Mega Watts.

RESOLUTION 92-2025

WENDELL

On a motion of Councilperson Beach seconded by Councilperson Hale, the following resolution was

ADOPTED	Ayes	5	Senn, Hale, Learn, Nagle, Beach
	Nays	0	

Resolved that the Board authorizes Supervisor Senn to sign the agreement with Wendell for engineering services associated with the Sarver Road Solar project. All associated fees are the responsibility of the Developer, NED-New Energy Solar 7, LLC.

RESOLUTION 93-2025

SEACHRIST

On a motion of Councilperson Nagle seconded by Councilperson Hale, the following resolution was

ADOPTED	Ayes	5	Senn, Hale, Learn, Nagle, Beach
	Nays	0	

Resolved that the Board authorizes Supervisor Senn to sign the agreement with Seachrist for legal services associated with the Sarver Road Solar project. All associated fees are the responsibility of the Developer, NED-New Energy Solar 7, LLC.

RESOLUTION 94-2025

BLB ENGAGEMENT LETTER

On a motion of Councilperson Beach seconded by Councilperson Nagle, the following resolution was

ADOPTED	Ayes	5	Senn, Hale, Learn, Nagle, Beach
	Nays	0	

Resolved that the town authorizes Supervisor Senn to sign the engagement letter with BLB for accounting/bookkeeping services for 2025.

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RESOLUTION 95-2025

CATTARAUGUS COUNTY CONTRACT SHARED SERVICES – HIGHWAY

On a motion of Councilperson Beach seconded by Councilperson Hale, the following resolution was

ADOPTED Ayes 5 Senn, Hale, Learn, Nagle, Beach
 Nays 0

Resolved that the town authorizes Supervisor Senn to sign the contract for Shared Highway Services with Cattaraugus County.

SURPLUS BRICKS

Superintendent Uhl is authorized to sell used surplus bricks for \$.50 per brick.

WEEDEN PARK PLAYGROUND

Superintendent Uhl is to get a cost breakdown on the playground design submitted.

RESOLUTION 96-2025

AUDIT OF BILLS

On a motion of Councilman Learn, seconded by Councilmember Hale, the following resolution was

ADOPTED Ayes 5 Senn, Hale, Learn, Nagle, Beach
 Nays 0

ABSTRACT #8:

General Fund	No. 189-216	\$14,327.99
Street Lighting District		1855.98
Refuse District		0
Fire District		0
Snow Removal		0
Highway Fund	No. 135-154	53,894.00
Sewer CAPITAL PROJECT	No. 21-24	174,203.15
Sewer Fund	No. 71-77	3,232.86
Water Fund	No. 89-104	84,989.29

With no further business, on a motion from Councilperson Nagle, seconded by Councilman Hale the meeting was adjourned at 8:42PM. Carried unanimously.

Gretchen Hind, RMC/CMC, Town Clerk