



Minutes

Town of Cairo

Town Board Meeting @ 7:00pm

Location: Town Hall Meeting Room

January 8, 2018

The Town Board of the Town of Cairo met for a Town Board Meeting on Monday, January 8, 2018 at the Town Hall, Main Street, Cairo, New York.

Supervisor Benoit called the meeting to order at 7:05pm and asked the attendees to Pledge Allegiance to the Flag with all board members present.

Supervisor Benoit opened the health board meeting and Councilperson Watts recused himself and left the meeting room. Supervisor Benoit read a prepared statement in support of finding that the Watts pig farm does not constitute a public health risk.

Resolution No. 2018-39 "Watts Pig Farm Not a Public Health Concern" offered by Supervisor Benoit and seconded by Mary Jo Cords:

WHEREAS, the Town of Cairo Health Board is in receipt of a letter from the New York State Department of Health advising of a nuisance complaint against the Watts Pig Farm and directing an investigation into the matter; and

WHEREAS, the Town of Cairo Health Board has conducted a review of the complaint and determined that the matter is limited in scope to a potential private nuisance that does not have the potential of adversely affecting the health, safety or wellbeing of the general public; now therefore

BE IT RESOLVED, the Town of Cairo Health Board hereby closes the investigation into this matter with no further action to be taken.

Supervisor Benoit called for a roll call vote.

Supervisor Benoit	Aye
Councilperson Cords	Aye
Councilperson Joyce	Nay
Councilperson Warner	Nay
Councilperson Watts	Recused

Motion defeated.

Resolution No. 2018-39a “Watts Pig Farm Not a Public Health Concern” offered by Supervisor Benoit and seconded by Councilperson Cords:

WHEREAS, the Town of Cairo Health Board is in receipt of a letter from the New York State Department of Health advising of a nuisance complaint against the Watts Pig Farm and directing an investigation into the matter; and

WHEREAS, the New York State Department of Agriculture and Markets has conducted an investigation of the Watts Pig Farm operation as part of a sound agricultural practices investigation; and

WHEREAS, the investigation included an examination of potential ground water contamination, surface water contamination, and airborne contaminants, and

WHEREAS, investigation determined that there was no evidence of any ground or surface water contamination, and

WHEREAS, the investigation cited expert literature and studies that indicate any concentrated airborne contaminants present in enclosed animal feeding operations are sufficiently diluted when they exit the enclosed area so that they do not present any danger to the public health, safety or welfare, and

WHEREAS, the Watts Pig Farm operation is conducted entirely outdoors where airborne contaminants are not concentrated and are already diluted outdoors in the first instance, now therefore

BE IT RESOLVED, the Town of Cairo Health Board finds that the New York State Department of Agriculture and Markets sound agricultural practices investigation sufficiently addresses all public health concerns regarding the operation of the Watts Pig Farm and hereby

adopts those findings and finds the Watts Pig Farm operation does not adversely affect public health.

Supervisor Benoit called for a roll call vote.

Supervisor Benoit	Aye
Councilperson Cords	Aye
Councilperson Joyce	Nay
Councilperson Warner	Nay
Councilperson Watts	Recused

Motion Defeated.

Councilperson Warner read a prepared statement with regards to potential human health risks of Hydrogen Sulfide and Ammonia toxins.

Resolution No 2018-39b “**Public Health Issue – Pig Farm**” offered by Councilperson Warner and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Health board of the Town of Cairo hereby accepts the recommendation of the health assessments on Mr. Jason Watts pig farm conducted by Dr. Robert Schneider while appointed as the Cairo Town Health Officer in regards to the potential serious health risks that come from gases produced by manure (hydrogen sulfide, etc...), animal dander, dusts and particles that can cause and exacerbate health conditions to the public.

BE IT FURTHER RESOLVED, that the Town Health board of the town of Cairo hereby accepts a 300 foot setback of the pig pens and pigs from the property line as adequate mitigation of a potential serious public health risk in this instance due to the size of his agricultural operation.

This resolution will allow Mr. Watts to continue his pig farming operation and would mitigate the potential health hazard that research proves is present in swine farming.

Supervisor Benoit called for a roll call vote.

Supervisor Benoit	Nay
Councilperson Cords	Nay
Councilperson Joyce	Aye
Councilperson Warner	Aye
Councilperson Watts	Recused

Motion defeated.

Resolution No. 2018-39c “Refer Watts Pig Farm Health Department Complaint Back to the State Health Department for Further Action or guidance” offered by Councilperson Cords and seconded by Councilperson Warner:

WHEREAS, the Town of Cairo Health Board is in receipt of a letter from the New York State Department of Health advising of a nuisance complaint against the Watts Pig Farm and directing an investigation into the matter; and

WHEREAS, the Town Board of the Town of Cairo has been designated to act as the Town Health board; and

WHEREAS, two members of the Town Health Board believe and have voted that no public health nuisance exists that would warrant further investigation; and

WHEREAS, Jason Watts, the fifth member of the Town Health Board and a party to this action has recused himself from the matter; and

WHEREAS, the Town of Cairo Health board finds itself deadlocked and unable to move forward towards a resolution of this matter; now therefore

BE IT RESOLVED, the Town of Cairo Health Board does authorize the Town Supervisor to inform the New York State Department of Health of its deadlocked situation and request the Health Department take over the investigation of the complaint or take other such action or provide other such guidance as it deems appropriate.

Supervisor Benoit called for a roll call vote.

Supervisor Benoit	Aye
Councilperson Cords	Aye
Councilperson Joyce	Aye
Councilperson Warner	Aye
Councilperson Watts	Recused

Motion carried.

Councilperson Watts re-enters meeting room.

PUBLIC HEARING REDUCING THE NUMBER OF MEMBERS OF THE TOWN PLANNING BOARD

Supervisor Benoit opened the public hearing and read the proposed law to reduce the number of members of the Town Planning Board.

There were multiple complaints about reducing planning board. Residents want to see diversity on the planning board. They also want to see open positions advertised and interviewed by the planning board members as they have done in the past.

Supervisor Benoit stated he wants consistency with the five member zoning board and it is a cost savings.

Councilperson Warner made a motion and Supervisor Benoit seconded the motion to close the public hearing. All members were in favor – motion carried.

Councilperson Watts made a motion to table the vote on the planning board reduction until February 5, 2018 meeting, Councilperson Cords seconded the motion.

All members in favor – motion carried.

Department reports were reviewed.

Department liaisons were established.

Robert Flores from Delaware Engineering gave an update on new well sites and the costs associated with each project. He also stated that the water meters are ordered and should be here any day now.

Resolution No. 2018-33a “Appoint and Set Salary of Parks, Buildings, and Grounds employee John Orso” offered by Councilperson Joyce and seconded by Councilperson Warner:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby appoint Parks, Buildings and Grounds Employee John Orso and set his salary as follows:

John Orso continues in his appointment as Laborer – Part Time assigned to the Parks, Buildings and Grounds Department at a rate of \$11.65 per hour not to exceed 32 hours per week.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

Resolution #2018-40 “Grade C Water Operator Class” offered by Councilperson Cords and seconded by Councilperson Watts:

WHEREAS, Morrisville State College is sponsoring a Grade “C” Water Operator’s Certification Course on February 12-15, 2018; and

WHEREAS, John Orso needs to complete the operator’s certification course to assist in the Water Plant Operation; therefore be it

RESOLVED, the Town Board does hereby authorize John Orso to attend the schooling in Morrisville, NY to become a Grade "C" licensed water plant operator; and be it further

RESOLVED, that all expenses will be paid according to the travel policy.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

RESOLUTION NO.2018-41 "Accept EDU Billing" offered by Councilperson Warner and seconded by Councilperson Joyce:

WHEREAS, it is necessary for the EDU Billing be authorized by the Town Board and documented in the minutes; therefore, be it

RESOLVED, that the Town Board does hereby accept the EDU Billing from the Sewer Administrator in the amount of \$66,700.00 dated December 5, 2017.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

RESOLUTION NO.2018-42 "Accept WATER Billing" offered by Councilperson Warner and seconded by Councilperson Cords:

WHEREAS, it is necessary for the Water Billing be authorized by the Town Board and documented in the minutes; therefore, be it

RESOLVED, that the Town Board does hereby accept the Water Billing from the Water Administrator in the amount of \$44,576.36 dated January 4, 2018.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

Resolution #2018-43 "Award Soccer Field Project to BP Excavation" offered by Councilperson Joyce and seconded by Councilperson Cords:

WHEREAS, the Town of Cairo Town Board put out to bid the Soccer Field Project improvements at the Town Park and received 9 bids from the following candidates;

BP Excavation	\$89,900.00
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Justin Hilgendorff	\$184,500.00
Holbrook Services	\$153,000.00
Casey Hubbell	\$117,500.00
Maggio and Sons	\$198,740.00
Fastrac	\$228,500.00
LCS Landscapes	\$127,900.00
Sport Tech	\$164,500.00
Keller & Sons	\$121,500.00

WHEREAS, the Project Manager, Roberto Flores, P.E. of Delaware Engineering has reviewed the bids and makes the recommendation of selecting BP Excavation for the soccer field project; therefore

BE IT RESOLVED, the Town Board of the Town of Cairo does hereby award the Soccer Field Project to BP Excavation in the amount of \$89,900.00.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

RESOLUTION NO.2018-44 “Authorization to Purchase 2018 Ford Police Utility Vehicle AWD” offered by Councilperson Warner and seconded by Councilperson Joyce:

WHEREAS, the amount of \$14,555.00 is in the 2018 Police Budget for lease payments for police vehicles; and

WHEREAS, a 2018 Police Utility Interceptor AWD can be purchased on NYS contract PC66676 for the price of \$40,812.89 including options; therefore be it;

RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Town Police Department to purchase 2018 Police Utility Interceptor AWD at NYS Contract Pricing from Beyer Ford; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Town Supervisor to sign a (3) year lease/purchase contract for the same.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

RESOLUTION NO.2018-45 “Approve New Library Board Member” offered by Councilperson Cords and seconded by Councilperson Warner:

WHEREAS, the Cairo Public Library has a vacancy on the Library board needing to be filled; be it therefore,

RESOLVED, that the Town Board of the Town of Cairo does hereby approve the appointment of Mary Kames to a term 5 years beginning January 1, 2018 to December 31, 2023.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

RESOLUTION NO.2018-46 “Budget Amendments and Payment of Bills on Abstract #101” offered by Councilperson Cords and seconded by Councilperson Joyce:

WHEREAS, town law requires that no fund or appropriation account may be overdrawn; and

WHEREAS, payment of bills should be properly authorized and documented in the minutes; therefore be it

RESOLVED, the Town Board does hereby authorize that Abstract #101, consisting of 2017 Vouchers #101931 through #101967 in the amount of \$50,885.31 and 2018 Vouchers #101968 through #102006 in the amount of \$140,358.39 is approved for payment.

The total amount to be paid from the:

General Fund -	\$56,237.27	Hydrant -	\$7,500.00
Highway Fund -	\$22,751.64	Sewer Fund -	\$7,540.33
Special Fire -	\$92,006.74	Water Fund -	\$693.39
Street Lighting -	\$4,514.33	Trust & Agency -	

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

RESOLUTION NO.2018-47 “Receipt of Monthly Supervisor’s Report” offered by Councilperson Warner and seconded by Councilperson Warner:

WHEREAS, it has been recommended by the NYS Comptroller’s Office in the Town of Cairo Report of Examination 2008M-175, that the Supervisor should present a Monthly Report to the Town Board members consisting of cash receipts, cash disbursements, and a budget versus actual report for expenses and revenues, and it be documented in the minutes; therefore;

BE IT RESOLVED, that the Town Board Members accept the monthly Supervisor’s Report for December 2017.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

Supervisor Benoit stated that they will have Suwara public hearing on February 5, 2018 at 7:00pm and there will also be another public hearing to amend zoning law.

Councilperson Watts brought up the discussion about streaming meetings. He believes the public has the right to know what is going on and he will look into this matter.

Resolution No.2018-48 “Board to Move into Executive Session” offered by Supervisor Benoit and seconded Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby move into Executive Session at 9:00 PM to discuss possible litigation.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

Resolution No 2018-49 “Board to exit Executive Session” offered by Councilperson Watts and seconded by Supervisor Benoit:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby exit Executive Session at 9:50 PM.

Supervisor Benoit – Aye, Councilperson Cords – Aye, Councilperson Joyce – Aye, Councilperson Warner – Aye, Councilperson Watts – Aye. Motion carried.

Supervisor Benoit made a motion to adjourn at 9:51pm and Councilperson Watts seconded the motion.

Respectfully submitted,

Debra Sommer

First Deputy Town Clerk