

TOWN OF CAIRO GENERAL/REGULAR MEETING AGENDA

April 25, 2012 @ 4PM Location: Town Hall, Cairo

Call to Order Pledge of Allegiance

Attendance

Presentations

- Project Hope: Phil Jackson-Project Leader & Maria Papadopoulos

Comments/Announcements

- Gail Walker-Earth Day Cleanup Coordinator
- Kathy Jurgens-20 Years of Recognized Membership in the NY Rural Water Association

Approval of Minutes: April 11, 2012

Reports

- Supervisor
 - o March 2012 Financial Report
- Highway Superintendent
- Library
- Assessor
- Water & Sewer
- Police Department
- Planning Board
- Other Department(s)

Appointments & Resolutions

Unfinished Business

- Employee Handbook
- Forest Management
- Fee Schedule

New Business

- Ambulance Bids
- Little League Fields
- Water Management Contract
- Board of Elections Letter 4/13/12
- Request from Carol Spohler 4/17/12
- Request from The Greene County Council on the Arts 4 14 12
- Unsafe Buildings

Adjournment



Minutes

Town of Cairo Town Board Work Session

April 11, 2012

The Town Board of the Town of Cairo met for a work session meeting on Wednesday, April 11, 2012 at the Town Hall, Main Street, Cairo, New York.

Supervisor Ted Banta called the meeting to order at 3:00 PM and then asked the attendees to Pledge Allegiance to the Flag. Board members present: Councilperson Ostrander, Councilperson Suttmeier, and Councilperson Joyce. Councilperson Puorro was absent.

Judge Miller requested ten more hours per week for clerk two due to the state mandates and additional paperwork involved. After giving his presentation, the board agreed to raise clerk two's hours.

The board then started reviewing the proposed zoning law. Supervisor Banta asked that the board set separate meetings just for zoning. All members were in favor. Supervisor Banta will arrange the meetings.

Building department stated they did a follow up visit to a Main Street residence. Discussion followed regarding the unsafe building law. Rich Hilgendorff asked the board that while they are working on the fee schedule, to consider charging a fee for cell towers.

Robert Hempstead, Highway Superintendent gave a power point presentation which included purchasing policies, renovations, scrapping and culvert maintenance program. Then Superintendent Hempstead went into parks, buildings, and grounds power point showing all the renovations in the park.

Let the record show Councilperson Puorro entered the meeting at 4:40pm.

Councilperson Joyce made a motion to approve the minutes dated March 28, 2012, Councilperson Ostrander seconded the motion.

All members in favor – motion carried.

Gerry Buckley from Cairo Hose Company reported that there were 60 calls this year and the company is looking to purchase a rescue truck. Drill day was discussed and the erection of the tower for the drill teams. The fire company is looking for the town to pay the \$200.00 that Litchko construction is charging for the setting of the posts.

Supervisor Banta reported that Linda Kuever phoned the appointed members of the ethics board. Don Gibson offered to chair the board. Supervisor Banta will send formal letters, and ask the chair to set the meetings.

The board discussed the Fourth of July celebration. Councilperson Joyce will look into music for the day. The Chamber of Commerce requested \$250.00 for music during the antique car show in the park.

Reay Mahler, ambulance administrator reported that there has been inquires for ambulance bid packets.

Elizabeth Brinckerhoff of the Cairo Town Park Committee requested \$8,700.00 for three pieces of playground equipment.

Resolution No. 96 -12 "Elizabeth Brinckerhoff to purchase playground equipment" offered by Councilperson Puorro and seconded by Councilperson Ostrander.

BE IT RESOLVED, that the Town Board does hereby permit Elizabeth Brinckerhoff to purchase playground equipment, not to exceed \$8,700.00

All members in favor – motion carried.

Resolution No. 97 -12 "Authorizing Supervisor to Sign the Contract for Firework Display on July 4, 2012" Offered by Councilperson Suttmeier and seconded by Councilperson Puorro:

BE IT RESOLVED, that the Town Board does hereby authorize the Town Supervisor for the Town of Cairo, Ted Banta to sign the Contract for firework display with Misbehaven Fireworks Corp for the Town Park of Cairo for July 4, 2012 in the amount of \$4,000.00

All members in favor – motion carried.

Resolution No. 98 -12 "Authorizing Supervisor to Sign the Inter-Municipal Agreement with the Town of Catskill" offered by Councilperson Ostrander and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Town Supervisor for the Town of Cairo, Ted Banta to sign the Inter-Municipal Agreement with the Town of Catskill for Emergency Aid and Assistance as outlined in the agreement.

All members in favor – motion carried.

Resolution No. 99 -12 "Revoke Duplicate Resolution 71-12" offered by Councilperson Joyce and seconded by Councilperson Puorro:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby revoke the duplicate resolution 71-12 in the Town Board of Cairo minutes dated February 22, 2012. Resolution 69-12 effectively.

Revoked: Resolution 71-12 "Authorization for the Highway Department to Rent an Excavator" offered by Councilperson Puorro and seconded by Councilperson Joyce:

Be it resolved, that the Town Board of the Town of Cairo does hereby permit the Highway Department to rent an excavator 36,000 lbs or larger for one month.

Effective Remains: Resolution 69-12 Authorization for the Highway Department to Rent an Excavator" offered by Councilperson Puorro and seconded by Councilperson Joyce:

Be it resolved, that the Town Board of the Town of Cairo does hereby permit the Highway Department to rent an excavator 36,000 lbs or larger for one month.

All members in favor – motion carried.

Resolution No. 100 -12 "Authorization for the Highway Superintendent to Purchase a Plasma Cutter" offered by Councilperson Ostrander and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Highway Superintendent to purchase a plasma cutter not to exceed \$3,000.00.

All members in favor – motion carried.

Resolution No. 101-12 "Amend Court Clerk 2 from 20 Hours Per Week to 30 Hours Per Week" offered by Councilperson Suttmeier and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby amend Court Clerk 2 from 20 hours per week to 30 hours per week.

All members in favor – motion carried.

Resolution No. 102 -12 "Authorization for Highway Department to Surplus Out of Service Park Dump Truck, Crown Victoria, and Ford Taurus" offered by Councilperson Ostrander and seconded by Councilperson Puorro:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Highway Superintendent to surplus out the Out of Service Park Dump Truck, Crown Victoria, and Ford Taurus which is at the Highway Department.

All members in favor – motion carried.

Resolution No. 103 -12 "Authorization for the Highway Superintendent to Make Purchases up to \$5,000.00 Without Town Board Approval" offered by Councilperson Puorro and seconded by Councilperson Ostrander:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Highway Superintendent to make purchases up to \$5,000.00 without Town Board Approval till December 31, 2012.

All members in favor – motion carried.

Discussion followed regarding procurement policy. Councilperson Puorro will research and report back to the board.

Resolution No. 104 -12 "Board to Move into Executive Session" offered by Councilperson Suttmeier and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby move into Executive Session at 6:12 PM to discuss medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation within the Town of Cairo.

All members in favor – motion carried.

Resolution No. 105 -12 "Board to exit Executive Session" offered by Councilperson Ostrander and seconded by Councilperson Puorro:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby exit Executive Session at 6:35 PM.

All members in favor – motion carried.

Let the record show Councilperson Suttmeier excused himself from the meeting at 6:35PM.

A motion was made by Councilperson Ostrander and seconded by Councilperson Joyce to adjourn the meeting at 7:00PM.

Respectfully submitted,

Debra Sommer Deputy Cairo Town Clerk



TOWN OF CAIRO

SUPERVISOR'S REPORT

April 25, 2012 @ 7PM

Location: Town Hall of Cairo, Town Library

Notification of Meeting:

- Town Clerk's Board
- Front & Rear doors of Town Hall; Meeting Room Door
- Outdoor Bulletin Board
- Post Office Bulletin Board
- Town Website
- Midhudson Cablevision PSA
- Radio Ad 98.5
- PSA Great American

Committee Work:

Meet with your respective departments & committees, evaluate, set & improve standards & performance and report monthly at the Work Sessions

- Parks, Buildings, & Grounds: Banta & Ostrander
- Insurance: Joyce & Suttmeier
- Police: Puorro & Ostrander
- Ambulance: Suttmeier & Banta
 - Greene County EMS: Joyce
- Highway: Puorro & Banta
- Building Dept: Ostrander & Puorro
- Assessor: Banta & Suttmeier
- Planning Board: Joyce & Puorro
- Library: Banta & Ostrander
- Water & Sewer: O'Connor & Joyce
- Court: Banta & Ostrander

Economic Development:

- Eastern Gateway(Rt 23 to Mountain Ave): Banta & Joyce
- Historic Hamlet(Mountain Ave to Fountain): Banta & Suttmeier
- Western Gateway(Fountain to Rt 23): Puorro & Ostrander

Zoning:

Next Zoning Draft Review 4/30/12 @ 5pm

Website:

- Additional Info to: Tax Collector page, Staff/Personnel Page, Board of Ethics Review Page, etc

o Tax Bills can be accessed via the Town's website with a link on the Tax Collector's page

Work Session on 5/9:

- To be accomplished:
 - o Clothing Bins on Main Street
 - o Reservoir
 - Residential & Commercial Tax Incentives

Ethics Board:

- Last steps:
 - o Members notified via phone; letter will be sent
 - o Appoint Chairperson Donald Gibson Sr
 - o Respond to the State inquiry

July 4th:

- Rides and entertainment offered by Osborn with a contribution of up to \$1,000
- Charity soft ball game between the Fire Dept & Police Dept at approximately 4pm
 - Charities to be selected & communicated to the Town
- Music?
- Fireworks in the evening

Town Property Forest Management:

- Dan Joyce and Robert Hempstead with meet with Cornell Cooperative Extension

Employee Meetings Held to date:

- February 3, 2012
- March 9, 2012
- April 13, 2012

Ribbon Cutting Ceremony for Library:

- Schedule for 6/30/12 at 10am

Memorial Day Parade:

- May 28, 2012
 - o Town Board will march/ride

Unsafe Buildings:

- Main St
- Others

Animal Control Contract:

- Need to address as per regulations

Contract with J. Myers Water Services, Inc:

- This I will submit to you in Executive Session

Letters/Correspondence:

- Thank you Letter to Gail Walker
- Letter to Greene County Probation Dept
- Letter to Supervisor Leggio
- Request from Greene County Council of the Arts
- Board of Elections Letter dated 4/13/12
 - See attached letter
 - o Do we want to discuss using the new Cairo Library as a polling site?
- Thank you to Lisa Heintz
- Kathy Jurgens Recognized by NY Rural Water Association



TOWN OF CAIRO BUILDING & CODE ENFORCEMENT

MONTHLY REPORT

March 27, 2012 - April 23, 2012

- (11) Building Permits
- (32) Inspections performed on current project and or violations
- (1) Certificate of Occupancy
- (6) Certificate of Compliance
- (26) Complaints:
- (17) Property Maintenance Complaints / (09) Building Complaints / (3) Complaints pending in Court

Report to Town-April 2012

The Library staff is weeding items and getting rid of stuff in the storage, etc. If you know of anyone who listens to books on cassettes please let them know we will be withdrawing ours. Most are in pretty good shape. Some have been taken to the Fireman's Home in Hudson and we received a nice thank you letter. Also, some went to the VA Hospital. We will also have some large print books. Any suggestions let the library staff know.

The Library has ordered the software for the new computers through Tech Soup. If we purchased it through a vendor it would cost \$2,600, however, the library was able to get 13 licenses through Tech Soup for \$325 for a total savings of \$2,275

The Library has Jason the Bug Guy lined up to do a program in August to wind up the Summer Reading Program. There will be an Ice Cream Sundae party for the kick-off on July 1.

Stewart's grant (\$500) is for programming.

B of G grant (\$500) is towards tree of knowledge to be constructed in the new facility.

NYSERDA rebate: \$4,670 is for selected energy efficiency improvements.

The Town needs to pass a resolution regarding the following change orders: The architects have been in contact with Greg from CDE Electric to provide proposals for two additional scopes of work.

The first scope of work is the additional power and data outlets throughout the building to accommodate additional technology items that were developed with Carson. CDE has provided a proposal for a Change Order to their contract in the amount of \$3,546.92 for these additional outlets.

The second scope is to provide the data wiring throughout the entire building as described in the IT Narrative. CDE has provided a proposal for a Change Order to their contract in the amount of \$27,730.55.

CDE has provided a third proposal to install concealed LED strip lights for the display cabinets located in the Conference Room and Community Meeting Room. CDE has provided a proposal for a Change Order to their contract in the amount of \$2,074.66.

TOWN OF CAIRO BOARD MEETING		
ASSESSOR'S MONTHLY REPORT		
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April 25, 2012		
DUCINITION 40 has a few few manuals of Augil		·
BUSINESS: 10 transfers for month of April		
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NEW BUSINESS:		•
CLOSING Janice Hull		

Sole Assessor

Town of Cairo Ambulance Service

PO Box 728 512 Main Street Cairo, NY 12413 518-622-2357

Monthly Report April 25, 2012

Total	Calls for March 57	
Total	Transported Calls	.40
Total	Non-transported calls	.17

Total Amount Billed____ \$ TBD

Miscellaneous items:

- 1. Bid specifications have been sent to 4 vendors, opening scheduled for tonight.
- 2. 74-1 sent to Lacy Ford, due to not starting. Problem repaired and covered under warranty.
- 3. Docking station for 74-1 not charging again. Contacted company, needs to be returned under warranty for second time.

Town Board Meeting – April 25, 2012

Submitted by Kathy Jurgens – Administrator

Water -

A number of seasonal water customers have been turned on since our last Board meeting. Resolution submitted for April 1st water billing. It has been brought to my attention that a request was made to have a water line to the new ball field at the Town Park. I would strongly suggest to the Board that this request be denied. With our current water situation, there is no need to have another water line in the park. The Water District cannot afford to do this, especially to supply water to a ball field. Water could be pumped from the creek for watering purposes.

Also, it is my understanding that the Town does not have use of the bathrooms at the Pop Warner building. This building is on Town property. All utilities for the building are paid for by the Town. The bathrooms in the building should be made available for the general public when needed.

Sewer – Central Hudson will be installing a pole in the vicinity of Cumberland Farms for the new sewer pump station. They are awaiting our approval as to location of utility lines in the area. Work is continuing on the force main on Grove Street and also at the treatment plant.

Joe Myers will have his report for the WWP under a separate sheet.

TOWN OF CAIRO SEWER DISTRICT

PO BOX 728* CAIRO, NEW YORK 12413

518-622-0052 (for TTY users – Dial 711)

Re: Sewer Dept. Monthly Report for March	2012	2
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The following report covers facility operations of the wastewater treatment plant (WWTP) and collection system servicing the Town of Cairo Sewer District.

WWTP:

Flow, monthly average:

March

E 50,000 gpd

Bio-solids

March

36,000gals. WWTP Sludge

Compliance:

We met compliance for the month of March.

Comments:

The new filters went on-line on 7/22/09 and are performing well. Working with Delaware Engineering on up-grade topics for WWTP. Contractors are gearing up for Spring construction season. Spring cleaning cause for large volume of sludge hauled this month.

Pump Stations:

All pump stations working.

Septic Tanks:

No call-outs.

Please call me with any concerns or questions.

Joe Myers WWTP Chief Operator

Cairo Police Department Town Hall P.O. Box 728 Cairo, New York 12413

Phone Fax	s (518)-622-2324 (518)-622-8418			e-mail <u>cairopd@mhcable.com</u> Cell (518) –965-1180
From:	Chief Christopher J. Spra Town of Cairo Police De	_		April 23 rd , 2012
To:	Ted Banta, Supervisor Town Board Members		٠,	
Re;	Report of Activities – M	onth of Mai	rch 2012	2 / April 2012
(A)			169 1001 687 2091 30	
(B)	Criminal Incidents Non-Criminal Unclassified Dog / Animal Complaint Code Violations	:s	67 59 6 11 4 Cod	e Violations Pending Court Action
	Total C	Complaints	132	
(C)	Accident Investigations		7	Total

Issued

With 12 Charges

Traffic Summons issued

13

9

39

(D)

(E)

(F)

Parking Summons

Vehicle & Traffic

Arrests



TOWN OF CAIRO FEE SCHEDULE

Final Revision Submitted April 25, 2012 Adopted April 25, 2012

GENERAL FEES:	
Copies(No charge for Town Laws or Comp. Plan & Minutes	\$.25 per page
Curb Cut/Driveway Upgrade (Escrow established by the highway)	
Dept. to cover engineering, inspection, repairs, & replacement	\$100
Return Check Fee	\$30
Billboard Permit Fee	\$50 per year
Beer Permit (applies to Town Property & Not for profit is excluded)	\$100
Junk Yard/Salvage	\$300 per year
Acra Community Center Use (Non Profit are excluded from use fees)	\$50 clean up fee & \$50 deposit for use
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BUILDING DEPARTMENT FEES:	
Residential Building Permit	\$.20 per sq ft; \$30 minimum fee
Commercial Building Permit	\$.30 per sq ft; \$100 minimum fee
Renewal of Residential Permit	\$30
Renewal of Commercial Permit	\$100
Residential Demolition Permit	\$50
Commercial Demolition Permit	\$100
Demolition Permits waived if in conjunction with a building permit	
Residential Accessory Buildings & Additions to Accessory Buildings	\$.20 sf
- Garages, decks, sheds, etc.	
Commercial Accessory Buildings & Additions to Accessory Buildings	\$.30 sf
Residential Alterations & Repair (as follows):	
- Alterations Level I (as defined in NYS DOS): this would include	\$50
roofing, siding, replacement of windows & doors with no	
reconfiguration of space or extension of existing systems	
- Alterations Level II (as defined in NYS DOS): reconfiguration of	\$50 plus \$.20 per sq ft of reconfigured
space, addition or elimination of any door or window, reconfiguration	space
of any space, or the installment of any additional equipment	
Commercial Alterations & Repair (as follows):	
- Alterations Level I: roofing, siding, replacement windows & doors	\$100
with no reconfiguration of space or extension of existing systems	
- Alterations II: reconfiguration of space, addition or elimination of any	\$100 plus \$.15 per sq ft of reconfigured
door or window, reconfiguration of any space, or the installation of	space
any additional equipment	
Residential Pools Above Ground	\$30
Residential Pools In Ground	\$50
Commercial Pool Permit	\$100
Fence (when building permit required)	\$.50 per linear foot

C of O Search & copies of Documentation	\$100
Residential Septic Permit	\$60
- Repair of Septic (Tank or Leach Field)	\$30
Commercial Septic Permits	\$125
- Replacement of Septic or Leach Field	\$60
Woodstove or Fireplace Installation	\$30
Fire Inspections	\$100
Change of Use Permits	\$100
Communication or Broadcast Towers (as follows):	
- Special Use Permits for Communication or Broadcast Towers (with	\$3,000 Application Fee
co-location)	\$1,500 Approval Fee
- Special Use Permits for Communication or Broadcast Towers	\$5,000 Application Fee
(without co-location/new tower)	\$2,500 Approval Fee
- Recertification Fees for Communication and Broadcast Towers	\$1,500 With Co-location
	\$2,500 Without Co-location
- Site Plan Review for Communication of Broadcast Towers (with co-	\$1,000 Application Fee
location)	\$500 Approval Fee
- Site Plan Review for Communication of Broadcast Towers (without	\$2,500 Application Fee
co-location)	\$1,000 Approval Fee



Greene County Board of Elections

411 Main Street, Suite 437 Catskill, New York 12414

Brent E. Bogardus Commissioner (R)

Thomas Burke Commissioner (D) April 13, 2012

Mr. Ted Banta, Supervisor Cairo Town Board PO Box 278 Cairo, NY 12413

Dear Supervisor Banta and Board Members,

We have recently received inquiries from some Cairo residents regarding the possibility of using the new Cairo Library as a polling site for Primaries and the General Elections.

If you and your board are willing to entertain this idea, we would be glad to meet with you at your convenience to discuss this matter.

Please feel free to contact us with any questions.

Sincerely,

Thomas J. Burke

Chowas J Bulls

Commissioner of Elections

Brent E. Bogardus

Commissioner of Elections



P.O. Box 20 South Cairo, New York 12482 April 17, 2012

Cairo Town Board, Main Street Cairo, New York 12413

Dear Members of the Board.

It is again this time of year. CAIRO MARKET DAYS is gearing up for the 31st year of this fundraiser for the Cairo Chamber. In the past you have helped us out with garbage containers for the front lawn where we hold this event and also barriers that we use in the parking lot for dividing off some Vendors spaces.

We start on Wednesday, June 27th and continue until Wednesday, August 29th. I would appreciate the above to be placed there on Monday June 25th so that everything will be in place when we start.

Your support in the past years has been a big help to us and I hope I can depend on you this year as well.

Respectfully,

Carol Spohler

Chairman for 21 years

Torol Spaker



Greene Arts

Mr. Ted Banta, Supervisor

Greene County Council on the Arts

398 Main Street Catskill, NY 12414 518.943.3400 qcca@greenarts.org

April 14, 2012

Dear Mr. Banta,

Town of Cairo PO Box 728 Cairo, NY 12413

The Greene County Council on the Arts proudly announced the return of Sprouts! And, on behalf of the hundreds of Greene County children who will benefit from Sprouts this summer, we are asking support in the amount of \$350 from the Town of Cairo. We know we can count on your generosity. Sprouts will be offered at the following locations: Windham, Coxsackie, Cairo, Greenville, Hunter and Catskill.

Sprouts continues to be the only program in Greene County offering free, professionally taught arts workshops to all children ages 3 through 7. With the challenges and problems facing our children, they'll need to think creatively, to change, remake, and rewrite obstacles into opportunities. Sprouts encourages children to invent, persevere, and enjoy success through experimentation, problem-solving, and setting goals. Please help us continue to bring the gifts of self-expression and creativity to Greene County's children.

Sprouts engages talented, professional artists who understand the importance of positive early learning. Parents register for either music and art or theater and dance; children work with the same two artist/teachers every week. Each 45 minute workshop is limited to 15 children, allowing for lots of individual attention. Children enjoy a healthy snack between workshops. Our wonderful teen volunteers serve as role models, and many of our former Sprouts kids, as well as their parents, help out. Sprouts involves many age groups in the community.

Thank you so much for your generosity. Thank you also for considering our request of \$350 to help us reach our goal for Sprouts in 2012. Please remember, *any* donation will help Sprouts! Please call Ruth @ 634.2289 if you have any questions.

Most Gratefully,

Ruth Leonard, Sprouts Director

cc: Kay Stamer, Executive Director

Cairo Police Department Memorandum

To:

All Council 82 Members, Local 2766

From:

P.O. Clevenstine

Date:

April 20, 2012

Subject:

Charity Fund Raiser

Members,

The Town Supervisor is requesting our support in a charity event which will take place during this year's 4th of July Celebration at Angelo Canna Town Park. The members of the board have requested we participate in a charity softball game in which the members of the Town of Cairo Police Department will compete against a combined team from The Cairo and Round Top Volunteer Fire Departments. The purpose of the game is not only to raise money for a good cause, but to enhance community relations, and let the people of our town know that our department is there for them. Each Team will play for a charity of their choice. Due to the fact that we are "grossly" out numbered, we will solicit help from family members and other agencies as well. While we understand not everyone can play in the game or attend due to conflicting work schedules, we encourage everyone to get involved. Charity suggestions must be in by 4/28/12. We will announce our selected charity by May 5th, 2012. After a charity has been selected, we will ask for members, family, and friends to solicit pledges to be donated to that charity. I would ask each member to leave their shirt size in my mailbox, as there will be shirts made commemorating this event. Should any of your family members wish to participate or volunteer their services please provide their sizes as well. Anyone wishing to participate in the game, or volunteer their services in any way, please contact Chief Sprague or myself. We look forward to hearing from each of you!



THOMAS P. DINAPOLI STATE COMPTROLLER

STATE OF NEW YORK OFFICE OF THE STATE COMPTROLLER

110 STATE STREET ALBANY, NEW YORK 12236 STEVEN HANCOX
DEPUTY COMPTROLLER
DIVISION OF LOCAL GOVERNMENT
AND SCHOOL ACCOUNTABILITY
Tel: (518) 474-4037 Fax: (518) 486-6479

Updated April 2011 (Originally Issued November 2010)

To:

Chief Fiscal Officers

From:

Division of Local Government and School Accountability

Subject:

Fund Balance Reporting and Governmental Fund Type Definitions

Please give copies of this bulletin to others who may need this information.

Purpose of Bulletin

The purpose of this bulletin is to explain the new GAAP (generally accepted accounting principles) reporting requirements for fund balance and special revenue funds, and the effects these reporting requirements will have on the Annual Update Document (AUD) filed by municipalities and the ST-3 filed by school districts.

Note: The changes in reporting requirements detailed in this bulletin do not require changes in local governments' budgeting and accounting.

Summary

The Governmental Accounting Standards Board (GASB) issued GASB Statement Number 54 (Statement 54), Fund Balance Reporting and Governmental Fund Type Definitions in February 2009. Statement 54 abandons the reserved and unreserved classifications of fund balance and replaces them with five new classifications: nonspendable, restricted, committed, assigned and unassigned. In addition, Statement 54 updates the definitions of governmental fund types, with the most significant changes related to special revenue funds. These changes were made to bring greater clarity and consistency to fund balance reporting, resulting in an improvement in the usefulness of fund balance information. The requirements of Statement 54 are effective for financial statements for periods ending June 30, 2011.

Article 3 of the General Municipal Law (GML) requires local governments to file an annual financial report with the Office of the State Comptroller (OSC). This reporting is accomplished by local governments through filing of the AUD, and school districts by filing the ST-3. OSC will make the necessary adjustments to the balance sheets for the fund level statements of the

AUD and ST-3 to align statutory reporting requirements under GML with GAAP at the fund level.

This bulletin provides an overview of the changes to the financial reporting requirements dictated by Statement 54 and how those changes are being implemented in the AUD and ST-3. This includes a narrative description of the changes to fund balance classification and their effect on New York's local governments, as well as a crosswalk (see Appendix A) from previous AUD and ST-3 balance sheet reporting to future balance sheet reporting. Also included is a discussion of the effects of Statement 54 on special revenue fund reporting in New York State. Lastly, this bulletin discusses the policy decisions that must be made, and the associated note disclosures required by the Statement.

Fund Balance

Statement 54 requires local governments to focus on the constraints imposed upon resources when reporting fund balance in governmental funds. The new fund balance classifications will indicate the level of constraints placed upon how resources can be spent and identify the sources of those constraints.

Constraints are broken down into five different classifications: nonspendable, restricted, committed, assigned, and unassigned. The classifications serve to inform readers of the financial statements of the extent to which the government is bound to honor constraints on the specific purposes for which resources in a fund can be spent.

Fund Balance Classifications

Nonspendable – consists of assets that are inherently nonspendable in the current period either because of their form or because they must be maintained intact, including prepaid items, inventories, long-term portions of loans receivable, financial assets held for resale, and principal of endowments.

<u>Restricted</u> – consists of amounts that are subject to externally enforceable legal purpose restrictions imposed by creditors, grantors, contributors, or laws and regulations of other governments; or through constitutional provisions or enabling legislation.

<u>Committed</u> – consists of amounts that are subject to a purpose constraint imposed by a formal action of the government's highest level of decision-making authority before the end of the fiscal year, and that require the same level of formal action to remove the constraint.

Assigned – consists of amounts that are subject to a purpose constraint that represents an intended use established by the government's highest level of decision-making authority, or by their designated body or official. The purpose of the assignment must be narrower than the purpose of the general fund, and in funds other than the general fund, assigned fund balance represents the residual amount of fund balance.

<u>Unassigned</u> – represents the residual classification for the government's general fund, and could report a surplus or deficit. In funds other than the general fund, the unassigned classification should be used only to report a deficit balance resulting from overspending for specific purposes for which amounts had been restricted, committed, or assigned.

Fund Balance Classification in New York State

Various State statutes allow most local governments to establish reserve funds for various purposes, e.g., capital, repair, debt, workers' compensation. These statutes regulate the establishment, funding and use of these reserves, but generally don't require local governments to establish or fund them. Because the State regulates the establishment, funding and use of these reserves, generally, reserves will be classified as restricted fund balance on financial statement balance sheets. Reserve funds that authorize transfers to other reserve funds as stated in the controlling statute (which may require board action and/or voter approval) will still always be classified as restricted, because even though the purpose for the restriction may change, the level of constraint on spending does not.

Reserves that allow for transfers back to the originating operating fund should be classified as assigned fund balance, **but only after** an action or determination has been made by the governing board that the reserve is no longer needed for the purpose for which the reserve fund was established, and **only** for the portion that is returnable to the operating fund.

Governments are not required to report all five classifications of fund balance. OSC believes that in most cases, local governments in New York will not have committed fund balance to report. If the governing body has not delegated the authority to assign amounts to be used for specific purposes to another body or official, in most instances, OSC believes that formal actions by governing boards (resolutions, ordinances, and local laws) constitute a similar level of constraint of resources, and these formal actions will result in an assignment of resources.

Some local governments may have a distinctive structure that provides for a clear distinction between formal actions, which may allow the local government to report both a commitment and an assignment of resources.

If the highest level of decision-making authority is permitted to delegate its authority to constrain resources reported in fund balance to a subordinate body or official, then the resources constrained by that body or official must be reported as assigned fund balance.

Appendix A illustrates how current fund balance account codes should be classified for Statement 54 implementation and how the codes will appear on the AUD and ST-3, beginning with local governments whose fiscal year ends June 30, 2011.

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In some circumstances, a local government may have a level of decision-making with higher authority than a governing board. These circumstances and actions that result in reporting of committed and assigned fund balance should be disclosed in the notes to the financial statements.

Statutory Fund Balance Limitations

Counties, Cities, Towns, Villages, and Fire Districts – Chapter 528 of the Laws of 2000 gives local governments the authority to carry over a "reasonable amount" of unappropriated unreserved fund balance from one year to the next. Since Statement 54 eliminates the unappropriated unreserved fund balance terminology, local governments should apply the "reasonable amount" calculation to the unrestricted portion of fund balance (defined as the total of the committed, assigned, and unassigned fund balance classifications), consistent with the "reasonable amount" statutes.

School Districts – Real Property Tax Law §1318 limits the amount of unexpended surplus funds a school district can retain to no more than 4 percent of the next year's budgetary appropriations. Funds properly retained under other sections of law (i.e., reserve funds established pursuant to Education Law or GML) are excluded from the 4 percent limitation. In the context of previous fund balance reporting, an unexpended surplus was interpreted to be synonymous with unappropriated unreserved fund balance. Under Statement 54 fund balance classifications, the 4 percent limitation would be interpreted to be applied to unrestricted fund balance (i.e., the total of the committed, assigned, and unassigned classifications), minus appropriated fund balance, amounts reserved for insurance recovery, amounts reserved for tax reduction, and encumbrances included in committed and assigned fund balance.³

Other Fund Balance Changes

Note Disclosures – the following information related to reporting fund balances should be disclosed in the notes to the financial statements:

- The government's highest level of decision-making authority and the formal action required to establish a commitment of fund balance (if applicable), and the processes through which commitments are imposed.
- If designated, the body or official authorized to assign amounts to a specific purpose, the
 policy that established that authorization, and the processes through which assignments
 are imposed.
- The order in which amounts are deemed to have been spent. Local government
 accounting policies should determine whether restricted, committed, assigned, or
 unassigned amounts are considered to have been spent first when resources that are
 available from multiple constraint levels are spent; the default policy is that resources are
 first spent from the highest constraint level available.
- Significant encumbrances by major funds and non-major funds in the aggregate, with required disclosure about other significant commitments.

² See OSC accounting bulletin, *Budgeting and Fund Balance Legislation*, from July 2001 at www.osc.state.ny.us/localgov/pubs/releases/budfund.htm.

³ Appropriated fund balance is classified as assigned, but must be excluded from the 4 percent calculation because it is not being retained and is already being used to reduce the tax levy for the subsequent fiscal year. Encumbrances classified as committed or assigned and amounts reserved for insurance recovery and tax reduction have been excluded from the calculation for consistency, because they are not considered surplus funds and were previously excluded.

- If fund balance classifications are displayed in the aggregate on the face of the financial statements (items do not have to be presented for each specific purpose of nonspendable, restriction, commitment, or assignment), amounts for the two nonspendable classifications (not in spendable form and legally required to remain intact) and specific purposes for the other fund balance classifications must be disclosed in the notes.
- A minimum fund balance policy, if formally adopted.

<u>Encumbrances</u> – **accounting** for encumbrances will continue, but only significant encumbrances should be disclosed in the notes in conjunction with disclosures of other significant commitments. If resources have already been restricted or committed for encumbrances, the encumbered amounts will be included with restricted or committed resources. If resources have not already been restricted or committed, amounts encumbered should be considered assigned for the purpose of the expected expenditure, because the outstanding purchase orders are evidence of the government's intent to spend the resources. Encumbered amounts for specific purposes for which resources have been restricted, committed, or assigned should not be displayed separately within those classifications.

Special Revenue Funds

Statement 54 refines the definition of what constitutes a special revenue fund. As such, it may lead to fewer special revenue funds being reported in financial statements. Note: The change in special revenue fund reporting requirements detailed in Statement 54 does not require changes in the way a local government budgets and internally accounts for special revenue funds.

Traditionally, special revenue funds were reported in instances where there was a specific spending purpose, but not necessarily a specific revenue source. Statement 54 clarifies that both conditions must exist; a special revenue fund should be reported only if there are "proceeds of specific revenue sources that are restricted or committed to expenditure for specified purposes," and the specific revenue sources continue to make up a substantial portion of the inflows reported in the fund. Other resources, such as investment earnings and transfers, may also be reported in the fund.

Funds that are legally mandated to be kept separately (e.g., town highway, county road, county road machinery, town special districts, and sewer funds) will continue to be reported as special revenue funds.

Funds that may be reported as special revenue funds currently, such as city and village water funds, may only continue to be reported as special revenue funds with implementation of Statement 54 if the substantial revenue sources are restricted or committed to the purpose of the fund. In order to substantiate the use of a special revenue fund for these types of local government purposes, there must be an understanding with ratepayers that money collected would be used for the fund's operations as stated in a charter, local law, or other document in

^{4 &}quot;Substantial portion" is not defined in the Statement, but 20 percent of expected inflows has become a commonly used threshold.

effect when the fund was initially created; a history of funds being used for the fund's operations is not enough.

For all major special revenue funds reported, local governments will need to disclose the purpose of the fund and the revenues and other resources reported in the funds in the notes to the financial statements.

As stated earlier, Statement 54 does not require local governments to discontinue budgeting and/or accounting for special revenue funds. Those funds that do not meet the Statement 54 definition of a special revenue fund should be bundled into the general fund (or another special revenue fund with a similar purpose that does meet the new definition, so long as the specific revenues would constitute a substantial portion of the inflows of the total reported fund) for AUD and financial reporting purposes.

Appendix B illustrates how commonly reported special revenue funds should be reported on financial statements and on the AUD and ST-3, beginning with local governments whose fiscal year ends on June 30, 2011.

Additional Information

If you have questions pertaining to the reporting requirements for fund balance and special revenue funds described in this bulletin, please contact the State Comptroller's regional office that serves your local government. A listing of regional offices is enclosed.

Appendix A - Fund Balance Classification

These account codes should be reported on the AUD and ST-3, beginning with local governments whose fiscal year ends June 30, 2011.

Fund Balance Item	Current Account Code	Current Classification	GASB 54 Classification	New Account Code
NONSPENDABLE FUND BAL	ANCE			M. CONTEN
Prepaid Items/Expenses	n/a	Unreserved	Nonspendable	806 Not in Spendable Form
Reserve for Inventory	845	Reserved	Nonspendable	CONTRACTOR OF THE STATE OF THE
Long-term portion of loans/notes receivable	n/a	Unreserved	Nonspendable	806 Not in Spendable Form 806 Not in Spendable Form
Non-financial assets held for resale	n/a	Unreserved	Nonspendable	806 Not in Spendable Form
Principal of an endowment	n/a	Reserved	Nonspendable	807 Must Remain Intact
Capital of a revolving fund	n/a	Unreserved	Nonspendable	807 Must Remain Intact
RESTRICTED FUND BALANC	CE .		renspendable	507 Must Remain Intact
Workers' Compensation Reserve	814	Reserved	Restricted	no change
Unemployment Insurance Reserve	815	Reserved	Restricted	no change
Retirement Contribution Reserve	827	Reserved	Restricted	no change
Reserve for Employee Benefits	830	Reserved	Restricted	no change
Reserve for Snow and Ice Removal/ Road Repairs	835	Reserved	Restricted	no change
Reserve for Property Loss	861	Reserved	Restricted	no change
Reserve for Liability Claims	862	Reserved	Restricted	no change
Insurance Reserve	863	Reserved	Restricted	no change
Reserve for Tax Certiorari	864	Reserved	Restricted	no change
Reserve for Employee Benefit Accrued Liability	867	Reserved	Restricted	no change
General Reserve	870	Reserved	Restricted	no change
Reserve for Excess Dog Control Revenues	872	Reserved	Restricted	no change
Reserve for Taxes Raised Outside of Tax Limit Reserve for Judgments and	874	Reserved	Restricted	no change
Claims	876	Reserved	Restricted	no change
Capital Reserve	878	Reserved	Restricted	no change
Reserve for Tax Stabilization	880	Reserved	Restricted	no change
Reserve for Repairs	882	Reserved	Restricted	no change
Reserve for Debt (Mandatory Reserve)	884	Reserved	Restricted	no change
Reserve for Solid Waste Management Facility	898	Reserved	Restricted	no change

Fund Balance Item	Current Account Code	Current Classification	GASB 54 Classification	New Account Code
Miscellaneous Reserve	889	Reserved	n/a	Deleted
Airport Amortization Fund		Reserved	Restricted	899 Other Restricted Fund Balance
Airport Development Fund Electric Utility Depreciation		Reserved	Restricted	899 Other Restricted Fund Balance
Uncollected Taxes in a City		Reserved	Restricted	899 Other Restricted Fund Balance
School District Reserve		Reserved	Restricted	899 Other Restricted Fund Balance
All other restricted fund balance				899 Other Restricted Fund Balance
UNRESTRICTED FUND BALA	ANCE			
Fund Balance Unreserved Portion	909	Unreserved	Unrestricted	912, name changed to Unrestricte Fund Balance
COMMITTED FUND BALANC	CE			
All committed fund balance			_	913 Committed Fund Balance
ASSIGNED FUND BALANCE				
Fund Balance Unreserved Appropriated	910	Unreserved	Assigned	914, name changed to Assigned Appropriated Fund Balance
Miscellaneous Reserve	889	Reserved	n/a	Deleted
Career Education Instructional Equipment Fund		Reserved	Assigned	915 Assigned Unappropriated Fund Balance
Reserve for Highway Capital Projects	879	Reserved	Assigned	915 Assigned Unappropriated Fund Balance
Reserve for Insurance Recovery	887	Reserved	Assigned	915 Assigned Unappropriated Fund Balance
All other assigned fund balance				915 Assigned Unappropriated Fund Balance
UNASSIGNED FUND BALANC	Œ			
Reserve for Tax Reduction (school districts only)	891	Reserved	Unassigned	916 Reserve for Tax Reduction
All other unassigned fund balance				917 Unassigned Fund Balance
OTHER DELETED CODES				
Reserve for Encumbrances	821	Reserved	n/a	deleted for reporting purposes only, may still be used for accounting purposes
Reserve for Tax and Revenue Anticipation Notes	881	Reserved	n/a	Deleted
Reserve for Excellence in Teaching	902	Reserved	n/a	Deleted
Fund Balance Unreserved, Part Local Government Fund Balance Unreserved	905	Unreserved	n/a	Deleted
Inappropriated	911	Unreserved	n/a	Deleted

Appendix B - Special Revenue Funds

These commonly reported special revenue funds should be considered for reporting on financial statements and on the AUD and ST-3, beginning with local governments whose fiscal year ends June 30, 2011.

Fund	Fund Code	Report as Special Revenue Fund After GASB 54?
Town Outside Village	В	yes - legally mandated
School Store	В	no - fund code deleted
School Food Service	C	yes - legally mandated
Housing Authority	СВ	depends
Special Grant	CD	yes - legally mandated
Refuse	CL	depends
Miscellaneous	CM	depends
Health Related Facility	CN	depends
Parking	CP	depends
Recreation	CR	depends
Transportation	CT	depends
Urban Renewal	CU	depends
County Road	D	yes - legally mandated
Highway-Town Wide	DA	yes - legally mandated
Highway-Part Town	DB	yes - legally mandated
Road Machinery	DM	yes - legally mandated
Special Aid	F	yes - legally mandated
Water	FX	depends
Sewer	G	yes - legally mandated
Public Library	L	yes - legally mandated
Workers Compensation	S	yes - legally mandated
SPECIAL DISTRICTS		
Drainage	SD	yes - legally mandated
Fire Protection	SF	yes - legally mandated
Lighting	SL	yes - legally mandated
Miscellaneous	SM	yes - legally mandated
Park	SP	yes - legally mandated
Refuse	SR	yes - legally mandated
Sewer	SS	yes - legally mandated
Parking	ST	yes - legally mandated
Water	SW	yes - legally mandated

⁵ For all funds reported, revenue sources and specified purposes must be disclosed in the notes. For all funds reported that are not legally mandated, specific restricted or committed revenues should be the foundation of the fund and represent a substantial portion (at least 20%) of the expected inflows of the fund.



NEW YORK RURAL WATER ASSOCIATION

PO BOX 487, CLAVERACK, NEW YORK 12513 OFFICE 518-828-3155 FAX 518-828-0582 WEBSITE ADDRESS www.nyruralwater.org





Matt Thorp President Maybrook, NY

John O'Connell National Director/ Vice President Weedsport, NY

Brian Romeiser Secretary/Treasurer Manchester, NY

Florence Braunius

Director

Speculator, NY
Steven Freeman

Director Boonville, NY

Jerry Barron Director Holland, NY

Jim Heiser Associate Delegate Lamont Engineers



March 14, 2012

Cairo Water District Kathy Jurgens PO Box 728 Cairo, NY 12413-

Dear Member:

The New York Rural Water Association will be honoring our ten, fifteen, twenty, twenty-five and thirty year members at our upcoming 33rd Annual Technical Conference and Exhibition, in Verona.

Your system has been a member of the New York Rural Water Association for 20 years and we would like to recognize you at this event. There will be a sign posted throughout the conference, which lists these honored members. We are very proud to have the support of these members.

On behalf of the Staff and Board of Directors of the New York Rural Water Association, we thank you for your continued support to the Association. Enclosed you will find your certificate.

Sincerely,

Cheryl Kearns
Cheryl Kearns
Member Services

Encl. certificate



512 Main St., PO Box 728 Cairo, NY 12413

Town Supervisor	(518) 622-2060
Town Clerk	(518) 622-3120
Bookkeeper	(518) 622-3366
Tax Collector	(518) 622-9218
Building Dept.	(518) 622-9894
Water & Sewer	(518) 622-0052
Tax Assessor	(518) 622-8545
Court Clerk	(518) 622-3388
Cairo Police	(518) 622-2324
Ambulance Billing	(518) 622-2786
Highway Department	t (518) 622-9515

April 24, 2012

Carol Spohler PO Box 20 South Cairo, NY 12482

Dear Carol:

I received your request for assistance, garbage containers, and barriers for the Cairo Market Days this summer and will present same request to the Town Board on 4/25/12 for their consent. Once I receive their consent, I will submit the enclosed Work Requisition Form to Robert Hempstead and Debi Sommer to fulfill your work request.

If you have any questions, don't hesitate to contact Debi or Robert at 622-9515 or myself at the number or email stated above. Robert's email is highwaysuper@townofcairo.com and Debi's email is highwaydeputy@townofcairo.com.

Let me take this opportunity to thank you very kindly for your dedication to the Cairo Market Days as you approach your 31st year. Moreover, thank you for your service, commitment, and devotion to Cairo.

Best regards,



512 Main St., PO Box 728 Cairo, NY 12413

Town Supervisor	(518) 622-2060
Town Clerk	(518) 622-3120
Bookkeeper	(518) 622-3366
Tax Collector	(518) 622-9218
Building Dept.	(518) 622-9894
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Tax Assessor	(518) 622-8545
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Ambulance Billing	(518) 622-2786
Highway Department	(518) 622-9515

April 24, 2012

Greene County Probation Department Director Alan Frisbee 411 Main Street Suite 310 Catskill, NY 12414

Dear Mr. Frisbee:

I received your letter dated April 4, 2012 regarding the Community Service Program for offenders. The Town of Cairo would like to participate in the Greene County Community Service Program for offenders and thank you for the opportunity. Please advise us as to the next step in the process. Please contact me or my clerk, Linda Kuever as points of contact. Linda's email is supervisorclerk@townofcairo.com and her phone is 518-622-2060.

We look forward to a successful and useful Community Service Program with your Department.

Best regards,



512 Main St., PO Box 728 Cairo, NY 12413

Town Supervisor	(518) 622-2060
Town Clerk	(518) 622-3120
Bookkeeper	(518) 622-3366
Tax Collector	(518) 622-9218
Building Dept.	(518) 622-9894
Water & Sewer	(518) 622-0052
Tax Assessor	(518) 622-8545
Court Clerk	(518) 622-3388
Cairo Police	(518) 622-2324
Ambulance Billing	(518) 622-2786
Highway Department	t (518) 622-9515

April 20, 2012

The Bank of Greene County Charitable Foundation 302 Main Street Catskill, NY 12414

Dear Mr. Gibson:

On behalf of the Town Board of Cairo, the Town of Cairo, and the Town Park users I sincerely and respectfully thank you for your generous support and donation in the amount of \$3,400 for basketball backboards and poles. Because of your generous donation, the youth and adults of our community will be able to enjoy basketball at the Town Park in a special way with fine equipment.

Once again, thank you for your generous donation and continued support for the Town of Cairo.

Best regards,



512 Main St., PO Box 728 Cairo, NY 12413

Town Supervisor	(518) 622-2060
Town Clerk	(518) 622-3120
Bookkeeper	(518) 622-3366
Tax Collector	(518) 622-9218
Building Dept.	(518) 622-9894
Water & Sewer	(518) 622-0052
Tax Assessor	(518) 622-8545
Court Clerk	(518) 622-3388
Cairo Police	(518) 622-2324
Ambulance Billing	(518) 622-2786
Highway Departmen	t (518) 622-9515

April 24, 2012

Town of Catskill Supervisor Leggio 439 Main Street Catskill, NY 12414

Dear Supervisor Leggio:

I received the Inter-municipal Agreement for the Town of Catskill and the Town of Cairo. On 4/11/12, the Town Board of Cairo resolved to authorize me to sign the agreement-Resolution No. 98-12:

<u>Resolution No. 98-12</u> "Authorizing Supervisor to Sign the Inter-Municipal Agreement with the Town of Catskill" offered by Councilperson Ostrander and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Town Supervisor for the Town of Cairo, Ted Banta to sign the Inter-Municipal Agreement with the Town of Catskill for Emergency Aid and Assistance as outlined in the agreement.

All members in favor – motion carried.

Enclosed you will find a fully executed agreement. We retained one copy as you provided two partially executed agreements. Thank you for putting this forth. In the unfortunate circumstance that we have to apply this agreement, we will look forward to working in cooperation with the Town of Catskill.

Best regards,



512 Main St., PO Box 728 Cairo, NY 12413

Town Supervisor	(518) 622-2060
Town Clerk	(518) 622-3120
Bookkeeper	(518) 622-3366
Tax Collector	(518) 622-9218
Building Dept.	(518) 622-9894
Water & Sewer	(518) 622-0052
Tax Assessor	(518) 622-8545
Court Clerk	(518) 622-3388
Cairo Police	(518) 622-2324
Ambulance Billing	(518) 622-2786
Highway Department	(518) 622-9515

April 25, 2012

Gail Walker 9 Glenwood Townhouse Round Top, NY 12473

Dear Ms. Walker:

On behalf of the Town Board of Cairo and the Town of Cairo, I sincerely and gratefully thank you for your commendable service to the Town coordinating the most recent Earth Day Cleanup in Round Top on April 21st with more than 70 volunteers-such as the Boy Scouts, the Girl Scouts, 4H groups, High School Students, the Interact Group, and more. Furthermore, I commend the volunteers who earnestly spent their Saturday to make this event a resounding success.

Your direction and service is a testament to the Town of Cairo. Once again, thank you for your service and commitment to our Town.

Best regards,



512 Main St., PO Box 728 Cairo, NY 12413

Town Supervisor	(518) 622-2060
Town Clerk	(518) 622-3120
Bookkeeper	(518) 622-3366
Tax Collector	(518) 622-9218
Building Dept.	(518) 622-9894
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Cairo Police	(518) 622-2324
Ambulance Billing	(518) 622-2786
Highway Department	(518) 622-9515

www.townofcairo.com supervisor@townofcairo.com

April 25, 2012

Lisa Heintz Communications Coordinator Rip Van Winkle Tobacco Free Action lisaheintz@columbiahealthnet.org

Dear Lisa:

On behalf of the Town Board of Cairo and the Town of Cairo, I would like to thank you and the Rip Van Winkle Tobacco Free Action Organization for providing the Smoke-Free signage for the Town Park of Cairo. Thank you for contributing to the health and well-being of our community.

Best regards,

Ted Banta Supervisor

April 25, 2012

RESC)LUT	ION	NO.		
VE2(JLU I.	$1\mathbf{O}\mathbf{N}$	110.		

"Accepting Water Billings" Dated April 2, 2012

Councilpersonadoption:	offered the follow	wing resolu	ion and moved	1 its
WHEREAS, it is necessary for the V documented in the minutes; therefore	_	nthorized by	the Town Boa	ard and
RESOLVED, that the Town Board of presented from the Water Administr		_		_
SECONDED BY COUNCIL	PERSON			
COUNCILPERSON JOYCE		AYE	NAY	
COUNCILPERSON OSTRA	NDER	AYE	NAY	
COUNCILPERSON PUORR	O	AYE	NAY	
COUNCILPERSON SUTTM	EIER	AYE	NAY	
SUPERVISOR BANTA		AYE	NAY	
AYE NAY ABSENT	CARRIED	DEFEAT	ED	

April 25, 2012

RESOLUTION NO.	

"Authorization for Binghamton University to Drill (Cores at the Fossil
Site at the Highway Department'	•

Councilperson	offered the following	resolution and	d moved its
adoption:			

BE IT RESOLVED, that the Town Board of the Town of Cairo authorizes Binghamton University to drill 6 cores, up to 2 meters deep and 2.5 to 4 inches in diameter at the Fossil Site at the Highway Department-Town Property.

SECO	NDED BY	COUNCILPE	RSON		
COLIN	CII PERSO	ON JOYCE		AYE	NAY
		ON OSTRAND	ER	AYE	NAY
COUN	CILPERSO	ON PUORRO		AYE	NAY
COUN	CILPERSO	ON SUTTMEII	E R	AYE	NAY
SUPER	RVISOR BA	ANTA		AYE	NAY
4 7 7 7 7	37.477	A D GENTE	CARRIER	DEEDE A M	ED
AYE	NAY	ABSENT	CARRIED	DEFEAT	ED

April 25, 2012

RESOLUTION NO

"Authorization for Highway Superintendent Robert F. Hempstead	l to
Enter the Bowery Creek to Remove Debris"	

Ditter to	ne bowery creek to	Remove De	71 15	
Councilpersonadoption:	offered the fol	lowing resolut	ion and moved	its
BE IT RESOLVED, that the Highway Superintendent Ro Bowery Creek over properti Extension.	bert F. Hempstead to lea	ve his right of	way and to ent	
SECONDED BY CO	UNCILPERSON			
COUNCILPERSON	JOYCE	AYE	NAY	
COUNCILPERSON	OSTRANDER	AYE	NAY	
COUNCILPERSON	PUORRO	AYE	NAY	
COUNCILPERSON	SUTTMEIER	AYE	NAY	
SUPERVISOR BAN'	ΓΑ	AYE	NAY	
AYE NAY	ABSENTCARRIED _	DEFEATI	ED	

April 25, 2012

RESOLUTION NO.____

"Adopt GASB Statement Number 54"

Councilpersonoffere adoption:	ed the following reso	lution and moved its
WHEREAS, the Governmental Accounting Statement Number 54, Fund Balance Report and		
WHEREAS, Statement 54 abandons the resubalance and replaces them with five new claronmitted, assigned and unassigned; and		
WHEREAS, Statement 54 updates the defin significant changes related to special revenue	<u> </u>	tal fund types, with
WHEREAS, these changes will bring greater reporting, resulting in an improvement in the therefore be it	•	•
RESOLVED, the Town Board of the Town of the NYS Office of the State Comptroller, effective with the filing of the financial state with the Office of the State Comptroller.	GASB 54 and will f	follow the requirements
SECONDED BY COUNCILPERSON		
COUNCILPERSON JOYCE	AYE	NAY
COUNCILPERSON OSTRANDER	AYE	NAY
COUNCILPERSON PUORRO	AYE	
COUNCILPERSON SUTTMEIER	AYE	
SUPERVISOR BANTA	AYE	NAY
AYE NAY ABSENT	CARRIED	DEFEATED

April 25, 2012

RESOLUTION NO.

"Mazone Plumbing & Heating Inc Change Order #1"

Councilperson offered the following resolution and moved its adoption: WHEREAS, there was an approved contract in the amount of \$229,679.00 between the Cairo Town Board, Cairo Public Library and contractor Mazone Plumbing & Heating, Inc for the Contract for Mechanical Work of the new library; and WHEREAS, the contractor will provide and install an additional 67 gallons of glycol liquid in the geothermal system piping to increase the proportion for 18% to 30% glycol in the system; and WHEREAS, the Cairo Public Library requested this change to the work to be completed with an additional amount due of \$1,389.00; therefore be it RESOLVED, that contract change order no.1 for Mazone Plumbing & Heating Inc be approved in the amount of \$1,389.00 for a total contract price of \$231,068.00. SECONDED BY COUNCILPERSON_____ COUNCILPERSON JOYCE AYE NAY

AYE ____ NAY___ ABSENT ___ CARRIED ____DEFEATED ____

AYE

AYE

AYE

AYE

NAY

NAY

NAY

NAY

COUNCILPERSON OSTRANDER

COUNCILPERSON SUTTMEIER

COUNCILPERSON PUORRO

SUPERVISOR BANTA

April 25, 2012

RESOLUTION NO.

"CDE Electric Inc Change Order #2"

Councilpersonadoption:	_offered the following	ing resolution	on and moved its
WHEREAS, there was an approved of Cairo Town Board, Cairo Public Lib for Electrical Work of the new library	orary and contractor		
WHEREAS, the contractor will prov four built-in custom display cabinets provide CAT6 wiring throughout the	; provide and install	-	
WHEREAS, the Cairo Public Library with an additional amount due of \$33	-	_	ork to be completed
RESOLVED, that contract change order no.2 for CDE Electric, Inc be approved in the amount of \$33,352.13 for a total contract price of \$232,092.52.			
SECONDED BY COUNCILPERSO	N	_	
COUNCILPERSON JOYCE		AYE	NAY
COUNCILPERSON OSTRAN	NDER	AYE	NAY
COUNCILPERSON PUORRO)	AYE	NAY
COUNCILPERSON SUTTMI	EIER	AYE	NAY
SUPERVISOR BANTA		AYE	NAY
AYE NAY ABSEN	T CARRIED _	DEFEAT	TED

April 25, 2012

"Advertise for Bids for Seasonal Maintenance of Town Owned Cemeteries"

Councilpersonadoption:	offered the foll	owing resolut	ion and moved its
BE IT RESOLVED, that the Tadvertisement for cleanup, mo Cairo. Duties to be performed September 2012 to keep cemer	wing, and trimming of a minimum of five tim	cemeteries ow es during the	ened by the Town of
SECONDED BY COU	NCILPERSON		
COUNCILPERSON JO	YCE	AYE	NAY
COUNCILPERSON OS	STRANDER	AYE	NAY
COUNCILPERSON PU	JORRO	AYE	NAY
COUNCILPERSON SU	JTTMEIER	AYE	NAY
SUPERVISOR BANTA	Λ	AYE	NAY
AYE NAY AE	SSENTCARRIED _	DEFEATE	ED

April 25, 2012

RESOLUTION NO.	
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"Adopt Revised Town of Cairo Fee Schedule 2012"

Councilpersonadoption:	offered the follow	ing resolutio	n and moved its
BE IT RESOLVED, that the Town B Revised Fee Schedule dated April 25 implemented on April 26, 2012.			
SECONDED BY COUNCILP	ERSON		
COUNCILPERSON JOYCE		AYE	NAY
COUNCILPERSON OSTRAN	DER	AYE	NAY
COUNCILPERSON PUORRO)	AYE	NAY
COUNCILPERSON SUTTME	EIER	AYE	NAY
SUPERVISOR BANTA		AYE	NAY
AYE NAY ABSENT _	CARRIED	_ DEFEATED)

April 25, 2012

|--|

"Appoint Board of Ethics Review Chairperson"

Councilperson_adoption:	_offered the follow:	ing resolution	n and moved its
BE IT RESOLVED, that the Town B Donald Gibson Sr. as Chairperson to a volunteer position.			
SECONDED BY COUNCILP	ERSON		
COUNCILPERSON JOYCE		AYE	NAY
COUNCILPERSON OSTRAN	IDER	AYE	NAY
COUNCILPERSON PUORRO)	AYE	NAY
COUNCILPERSON SUTTME		AYE	NAY
SUPERVISOR BANTA		AYE	NAY
AYE NAY ABSENT _	CARRIED	_ DEFEATED	

April 25, 2012 RESOLUTION NO. _____

"Budget Amendments and Payment of Bills on Abstract #308"

Councilpersonoffered the following resolution and moved its				d its adopti	on:	
WHEREAS,	, town law requires t	hat no fund or ap	ppropriation account	t may be ov	⁄erdrawn; a	nd
WHEREAS,	, payment of bills sho	ould be properly	authorized and doc	umented in	the minute	s; therefore be it
RESOLVED), the Town Board de	oes hereby autho	rize the following b	oudget ame	ndments:	
From To	A-1220.4 A-1220.2	Supervisor - C Supervisor - E		-504.50 +504.50		
From	A-1355.4	Assessor - Con		-796.07		
То	A-1355.2	Assessor - Equ	npment	+796.07		
From To	A-1620.4 A-1620.2	Buildings - Co Buildings - Eq		-853.17 +853.17		
From To	A-1990.4 A-6410.4	Contingent Publicity – Contractual		-367.50 +367.50		
From To	A-5010.136 A-8760.136	Persl Services Emerg. Disaste	– Highway er–Persl Serv Hwy	-365.40 +365.40		
From To	SS-8120.4 SS-8110.4	Sewers – Cont Sewers – Adm		-71.96 +71.96		
	rther RESOLVED, the 385 through #1500 in					consisting of 2012
The total am General Fund Highway Fu Cap. Library Cap. Sewer I Hydrant Fun	nd - \$27,310.01 Fund - \$30,710.52 Fund - \$11,703.03		Street Lighting - Sewer Fund - Water Fund - Trust & Agency	\$4,9 \$8	993.62 877.27 01.85	
COU COU COU	ONDED BY COUNINCILPERSON JOY INCILPERSON OST INCILPERSON PUO INCILPERSON SUT ERVISOR BANTA	CE FRANDER DRRO FTMEIER	AYE AYE AYE AYE AYE	NAY NAY NAY NAY	<i>(</i> <i>(</i>	

AYE ____ NAY___ ABSENT ___ CARRIED ___ DEFEATED ___

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

			CAIRO			¥
	W Huge	Lo	cal Law No	2	of the year 19 ⁹⁰	
A local l	- 	•••••		UNSAFE BUILI	DINGS	
•			(Insert Title)			
Re it ens	acted h	v tł	ie	Town Boar	rd	of the
oc it ca.	ucteu o	,	(Name of	Legislative Body)		
Soumty Sity: X Town Villago:	of`		Cai	ro		as follows:

SEE ATTACHED

L O C A L L A W 2 - 1990

Town of Cairo, New York

Be it enacted by the Town Board of the Town of Cairo as follows:

<u>SECTION 1</u>: <u>PURPOSE</u>:

Unsafe buildings pose a threat to life and property in the Town of Cairo. Buildings and structures may become unsafe by reason of damage by fire, the elements, age or general deterioration. Vacant buildings not property secured at doorways and windows also serve as an attractive nuisance for young children who may be injured therein, as well as point of congregation by vagrants and transients. A dilapidated building may also serve as a place of rodent infestation thereby creating a health menace to the community. It is the purpose of this local law to provide for the safety, health protection and general welfare of persons and property in the Town of Cairo by requiring such unsafe buildings be repaired or demolished and removed.

SECTION 2: TITLE:

This local law shall be known as "UNSAFE BUILDINGS LAW" of the Town of Cairo.

SECTION 3: DEFINITIONS:

"Building" means any building, structure or portion thereof used for residential, business or industrial purpose.

"Building Inspector" means the building inspector of the Town of Cairo or such other person appointed by the Town Board to enforce the provisions of this local law.

SECTION 4: INVESTIGATION and REPORT:

When in his own opinion or upon receipt of information that a building: (1) is or may become dangerous or unsafe to the general public, (2) is open at the doorways and

windows making it accessible to and an object of attraction to minors under eighteen years of age, as well as to vagrants and other trespassers, (3) is or may become a place of rodent infestation, (4) presents any other danager to the health, safety, morals and general welfare of the public or (5) is unfit for the purpose for which it may lawfully be used, the building inspector shall cause or make an inspection thereof and report in writing to the Town Board his findings and recommendations in regard to its repair or demolition and removal.

SECTION 5: TOWN BOARD ORDER:

The Town Board shall thereafter consider such report and by resolution determine, if in its opinion the report so warrants, that such building is unsafe and dangerous and order its repair if the same can be safely repaired or its demolition and removal, and further order that a notice be served upon the persons and in the manner provided herein.

SECTION 6: NOTICE; CONTENTS:

The notice shall contain the following: (1) a description of the premises, (2) a statement of the particulars in which the building is unsafe or dangerous, (3) an order outlining the manner in which the building is to be made safe and secure, or demolished and removed, (4) a statement that the securing or removal of such building shall commence within (30) days of the service of the notice and shall be completed within (60) days thereafter, unless for good cause shown such time shall be extended, (5) a date, time and place for a hearing before the Town Board in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five (5) business days from the date of service of the notice and (6) a statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building, the Town Board is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and to institute a special proceeding to collect the costs of demolition, including legal expenses.

SECTION 7: SERVICE OF NOTICE:

The said notice shall be served (1) by personal service of a copy thereof upon the owner, executor, administrator, agent, lessee, or any person having a vested

or contingent interest in such unsafe building as shown by the records of the receiver of taxes (or tax collector) or of the county clerk; or if no such person can be reasonably found by mailing such owners by registered mail a copy of such notice directed to his last known address as shown by the above records and (2) by personal service of a copy of such notice upon any adult person residing in or occupying said premises if such person can be reasonably found and (3) by securely affixing a copy of such notice upon the unsafe building.

SECTION 8:

A copy of the notice served as provided herein shall be filed in the Office of the County Clerk of the County of Greene.

SECTION 9: REFUSAL TO COMPLY:

In the event of the refusal or neglect of the person so notified to comply with said order of the Town Board and after the hearing, the Town Board shall provide for the demolition and removal of such building or structure either by town employees or by contract. Except in emergency as provided in Section 11 hereof, any contract for demolition and removal of a building in excess of \$5,000.00 shall be awarded through competitive bidding.

SECTION 10: ASSESSMENT OF EXPENSES:

All expenses incurred by the Town in connection with the proceedings to repair and secure or demolish and remove the unsafe building, including the cost of actually removing such building, shall be assessed against the land on which such building is located and shall be levied and collected in the same manner as provided in Article 15 of the Town Law for the levy and collection of a special ad valorem levy.

SECTION 11: EMERGENCY CASES:

Where it reasonably appears that there is present a clear and imminent danger to the life, safety or health of any person or property, unless an unsafe building is immediately repaired and secured or demolished, the Town Board may by resolution authorize the building inspector to immediately cause the repair or demolition of such unsafe building. The expenses of such repair or demolition shall

be a charge against the land on which it is located and shall be assessed, levied and collected as provided in Section 10 hereof.

SECTION 12: EFFECTIVE DATE:

This local law shall take effect immediately upon filing thereof in the office of the Secretary of State.

Approved by:

James F. Keefe,

Supervisor, Town of Cairo

August 15, 1990

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)
I hereby certify that the local law annexed hereto, designated as local law No. of 19 of the (County)(City)(Town)(Village) of was duly passed by the
of the (County)(City)(Town)(Village) of was duly passed by the On 19, in accordance with the applicable provisions of law.
2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)
I hereby certify that the local law annexed hereto, designated as local law No. 3 of 1990 of the (County)(City)(Town)(Village) of Cairo was duly passed by the Town Board on August 8 1990, and was (approved)(not disapproved)(repassed after x
(Name of Legislative Body) on August 8 1990, and was (approved) (not disapproved) (repassed after x
in accordance with the applicable provisions of law.
3. (Final adoption by referendum.) hereby certify that the local law annexed hereto, designated as local law No
the (County)(City)(Town)(Village) of was duly passed by the on 19, and was (approved)(not disapproved)(repassed after [Name of Legislative Body)
(Name of Legislative Body)
(Name of Legislative Body) disapproval) by the on 19 Such local law was
submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on19, in accordance with the applicable provisions of law.
4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referndum.)
I hereby certify that the local law annexed hereto, designated as local law No of 19 of the (County)(City)(Town)(Village) of was duly passed by the on 19, and was (approved)(not disapproved)(repassed after (Name of Legislative Body)
disapproval) by the on 19 Such local law was subject to
permissive referendum and no valid petition requesting such referendum was filed as of
elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairman of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local

laws or ordinances.

5. (City local law concerning Charter revision pro	posed by petition.)
	designated as local law No of 19 having been submitted to referendum pursuant to Home Rule Law, and having received the affirmative vote voting thereon at the (special)(general) election held on
6. (County local law concerning adoption of Char	tar)
I hereby certify that the local law annexed hereto, of the County of the electors at the General Election of November section 33 of the Municipal Home Rule Law, and hereby certification of the Section 33 of the Municipal Home Rule Law, and hereby certification is section 33 of the Municipal Home Rule Law, and hereby certification is section as the section of the section is section.	designated as local law No of 19, State of New York, having been submitted to, pursuant to subdivisions 5 and 7 of naving received the affirmative vote of a majority of the unit and of a majority of the qualified electors of the towns
(If any other authorized form of final adoption ha	s been followed, please provide an appropritate certification.)
₹.	
	ng local law with the original on file in this office and that me whole of such original local law, and was finally adopted te.
	Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body
(Seal)	Date: August 16, 1990
(Certification to be executed by County Attorney, other authorized Attorney of locality.)	Corporation Counsel, Town Attorney, Village Attorney or
COUNTY OF GREENE	·
I, the undersigned, hereby certify that the foregoing proceedings have been had or taken for the enactor	ng local law contains the correct text and that all proper ment of the local law annexed hereto.
	Town Attorney Title
	County Cityxx Of Cairo Town Village
	Date: August 16, 1990