

# **Minutes**

**Town of Cairo  
Town Board Meeting @ 7:00 pm  
Location: Town Hall Meeting Room**

**November 7, 2016**

The Town Board of the Town of Cairo met for a Town Board meeting on Monday, November 7, 2016 at the Town Hall Main Street, Cairo, New York.

Supervisor Dan Benoit called the meeting to order at 7:10PM and then asked the attendees to Pledge Allegiance to the Flag. Supervisor Benoit asked that everyone remain standing for a moment of silence for the Town of Cairo retired police chief Floyd Hempstead. The following Board Members were in attendance: Councilperson Joyce, Councilperson Cords and Councilperson Warner. Councilperson Ostrander was absent.

Supervisor Benoit opened the public hearing on the proposed “Town of Cairo 420-b Taxation Authorization Law” Supervisor Benoit read the law and asked if there were any questions. A few questions arose from residents looking for examples of this law and is the Town Board able to tweak the law. No further questions.

Councilperson Cords made a motion to close public hearing at 7:25 PM and Councilperson Warner seconded the motion.

All members in favor – motion carried.

Supervisor Benoit opened the public hearing on the proposed “2017 Budget” Supervisor Benoit spoke about budget appropriations and the tax cap. Supervisor Benoit stated the Town Board is looking to raise the budget between 2.7% - 3.7%. In prior years the town has been under the tax cap but has depleted the fund balance to balance the budget. Supervisor Benoit asked if there were any questions and one resident questioned employee raises and another resident asked about the County budget. Supervisor Benoit stated there will be a special meeting on November 16, 2016 at 7:00 pm to vote on local law to override the tax cap law and to adopt the 2017 Budget.

Councilperson Joyce made a motion to close the hearing at 7:45pm and Councilperson Warner seconded the motion.

All members in favor – motion carried.

A representative from Cypress Creek, John Regan gave a presentation on solar farms. Mr. Regan is looking for a solar ordinance for the Town of Cairo.

Alan Tavenner from Delaware Engineering gave an update on water project. He stated there were many leaks in the system. Supervisor Benoit asked Mr. Tavenner to draw up a resolution for the next meeting.

A motion to approve the minutes of October 3, 2016, October 13, 2016 and October 26, 2016 was made by Councilperson Cords and seconded by Councilperson Joyce.

All members in favor – motion carried.

**Resolution No. 215 -2016** “Building and Code Enforcement Training & Travel” offered by Councilperson Joyce and seconded by Councilperson Warner:

WHEREAS, the code enforcement officer and the building inspector request to attend a training at the New York State Capital District Building Officials Conference on October 24, 25, 26, 2016: therefore;

BE IT RESOLVED, that the Town Board of the Town of Cairo hereby approves attendance by the code enforcement office and the building inspector at the New York State Capital District Building Officials conference on October 24, 25, 26, 2016. Travel and compensation will comply with the handbook policy and be disbursed accordingly.

All members in favor – motion carried.

**Resolution No. 216 - 2016** “ Building and Code Enforcement Training & Travel” offered by Councilperson Warner and seconded by Supervisor Benoit:

WHEREAS, the code enforcement officer and the building inspector request to attend a training at the New York State Capital District Building Officials Conference on November 2, 3, 2016; therefore;

BE IT RESOLVED, that the Town Board of the Town of Cairo hereby approves attendance by the Code Enforcement Officer and the Building Inspector at the 10<sup>th</sup> Annual Last Chance for Hours Conference on November 2, 3, 2016. Travel and compensation will comply with the handbook policy and be disbursed accordingly.

All members in favor – motion carried.

**Resolution No. 217 - 2016** “Bond Resolution Authorizing Issuance of Bond Anticipation Note of Town of Cairo, Greene County, New York in the Amount of

\$100,000.00 (one hundred thousand) Dollars” offered by Councilperson Warner and seconded by Councilperson Cords:

WHEREAS, the Town Board of the Town of CAIRO, New York by the following Resolution duly adopted on the 18<sup>th</sup> day of October, in the year 2016 authorized the Town to purchase a new 2016 Mercedes Benz Sprinter Mirage Ambulance in accordance with a formal bid process completed by the Town in 2016:

NOW, THEREFORE, BE IT RESOLVED:

SECTION I: The specific object or purpose for which obligations are to be issued pursuant to this resolution is to finance the purchase of said ambulance.

SECTION II: The maximum amount to be financed \$100,000 (One Hundred Thousand Dollars) and the plan of financing such cost is as follows: \$107,000 (One Hundred and Thousand Dollars) is to be provided by the issuance of an installment bond in the amount of \$100,000 (One Hundred Thousand Dollars) pursuant to this resolution.

SECTION III: The following determinations are hereby made:

- (a) The period of probable usefulness of such ambulance is determined to be 10 (Ten) years.
- (b) The subdivision of paragraph (a) of Section 11.00 of the Local Finance Law which is applicable in the circumstances of subdivision "29".
- (c) The proposed maturity of the obligations authorized by this resolution will not be in excess of 5 (five) years.
- (d) The purpose constitutes a Type II action as defined in the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which are determined under SEQRA not to have a significant impact on the environment.

SECTION IV: The Town of Cairo shall issue its bond in the amount of \$100,000 (One Hundred Thousand Dollars) to finance such cost in accordance with the financial plan set forth above. Such bond shall be dated approximately as of the 28<sup>th</sup> day of November 2016 and the power to fix and determine the exact date of such bond is hereby delegated to the Town Supervisor.

SECTION V: Said bond shall obligate the Town to pay to the registered owner the principal sum of \$100,000 (One Hundred Thousand Dollars) in installments of \$34,523.33, 34,126.66, and 33,730.00, respectively on the 28<sup>th</sup> day of November 2017, 2018 and 2019 respectively, including interest, the rate of 1.19% per annum, annually from the date of the bond until it matures at Greene County Commercial Bank.

SECTION VI: This Board expressly reserves the power on any interest payment date prior to maturity to call in and redeem said bond by payment of all interest due to that date plus the remaining unpaid balance of the principal.

SECTION VII: When said bond shall have been duly sold, the same shall be delivered by the Town of CAIRO Town Clerk to the purchaser upon payment to it of the purchase price including accrued interest, and the receipt of the Town of CAIRO shall be a full acquittance to said purchaser who shall not be obligated to see to the application of the purchase money.

SECTION VIII: The faith and credit of said Town of CAIRO are hereby pledged to the payment of the principal of said bond and interest thereon when due. An amount sufficient to pay the principal and interest on said bond as the same becomes due each year shall be included in the annual budget of such Town of CAIRO for the year, and the said bond shall not be renewed.

SECTION IX. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made prior to or after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION X. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION XI. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Town Clerk is hereby authorized to affix the corporate seal of the Town to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION XII: The validity of the bond herein authorized may be contested only if (1) such obligation is authorized for an object or purpose for which the Town of CAIRO is not authorized to expend money, or (2) the provisions of law which should be complied with at the

date of the publication of this resolution or summary thereof, are not substantially compiled with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such issuance or (3) such obligations are authorized in violation of the provisions of the Constitution.

SECTION XIV: Pursuant to the provisions of the Tax Reform Act of 1986, this Board expressly represents that the Town will not issue more than ten million dollars of tax exempt obligations in any calendar year and directs that a copy of this Resolution be furnished to the bond purchaser.

SECTION XV: This resolution shall take effect immediately.

I HEREBY CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF THE RESOLUTION WHICH WAS DULY ADOPTED AT A MEETING OF THE TOWN BOARD OF THE TOWN OF CAIRO, NEW YORK ON NOVEMBER 7, 2016.

CLERK OF THE TOWN OF CAIRO

THE resolution having received at least a two-thirds vote of the members of the Town Board of the Town of CAIRO was declared by the Supervisor to be duly adopted by the following votes:

	AYE	NAY	ABSENT
SUPERVISOR BENOIT	X		
COUNCILPERSON CORDS	X		
COUNCILMAN JOYCE	X		
COUNCILMAN OSTRANDER			X
COUNCILMAN WARNER	X		

**Resolution No. 218 - 2016** “Authorization for Assessor to attend One Day Class for Certification Continuing Education Credit” offered by Councilperson Joyce and seconded by Councilperson Cords:

WHEREAS, the Town of Cairo, therefore; authorize Janice Hull, Assessor to attend one day class November 3, 2016 at Columbia=Greene Community College for NYS Certification Continuing Education Credit.

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize Janice Hull to attend the one day class for continuing education credits as required by New York State.

BE IT FURTHER RESOLVED, mileage and toll expenses to be reimbursed according to the Town of Cairo Travel Policy.

All members in favor – motion carried.

**Resolution No. 219 - 2016** “Review and Approval of 2017 – 2019 Greene County Youth Fair Agreement/Contract” offered by Councilperson Cords and seconded by Councilperson Joyce:

WHEREAS, The Town of Cairo has reviewed the proposed agreement from the Greene County Agricultural Society and the Town of Cairo for hosting of the Greene County You Fair for years 2017 – 2019, therefore;

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby resolve to approve the proposed agreement/contract between the Greene County Agricultural Society and the Town of Cairo for hosting of the Greene County Youth Fair for years 2017 – 2019 with proposed contract rider pertaining to the assessment of Town Park user fees in an amount yet to be determined.

All members in favor – motion carried.

**Resolution No. 220 - 2016** “Agreement for Advanced Life Support (Paramedic) Services” offered by Councilperson Joyce and seconded by Councilperson Cords:

WHEREAS, the GCEMS, Inc. is the designated Advanced Life Support (Paramedic) Services provider in Greene County (hereinafter “ALS”), and

WHEREAS, municipalities within Greene County may participate in the ALS Program through agreements requiring financial contribution, and

WHEREAS, the GCEMS, Inc. has accepted an offer by the Municipality to participate in the ALS Programs, therefore:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby authorize the Town Supervisor to sign the 2017 contract in the amount of \$55,756.00.

All members in favor – motion carried.

**Resolution No. 221 - 2016** “Authorization for Highway Superintendent to Surplus Equipment” offered by Councilperson Warner and seconded by Councilperson Cords:

RESOLVED, the Town Board does hereby authorize Highway Superintendent to surplus out 1992 Ford VIN#1FTHF36M7NNB17906.

All members in favor – motion carried.

**Resolution No. 222- 2016** “Amend 2016 Budget to Reflect Receipt of D.A.R.E/ monies and Expense of Supplies Purchased” offered by Councilperson Warner and seconded by Councilperson Cords:

WHEREAS, the town received D.A.R.E. donations for the purchase of supplies for the town sponsored D.A.R.E. Program; and

WHEREAS, it is necessary for accounting purposes to track the expenses and revenues associated with these funds; therefore be it

RESOLVED, the Town Board does hereby authorize the Town Supervisor to amend the expense line item A3120.452 Police – DARE Contractual to reflect the increase in General Fund Appropriations \$1,675.96 and; increase the revenue line item A-2070 Contributions-Private agency-youth to reflect the increase in General Fund Revenue in the amount of \$1,675.96 in the 2016 budget.

All members in favor – motion carried.

**ResolutionNo. 223 - 2016** “Authorization for Ambulance Administrator to Surplus Equipment” offered by Councilperson Cords and seconded by Councilperson Warner:

RESOLVED, the Town Board does hereby authorize Ambulance Administrator to surplus out 2009 Ford Ambulance VIN# 1FDSS34P79DA39200.

All members in favor – motion carried.

**Resolution No. 224 – 2016** “Receipt of Monthly Supervisor’s Report” offered by Councilperson Cords and seconded by Councilperson Joyce:

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, an 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 September 2016.

All members in favor – motion carried.

**Resolution No. 225 - 2016**

“Budget Amendments and Payment of Bills

on Abstract #322” offered by Councilperson Joyce and seconded by Councilperson Cords:

**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 the following budget amendments:

From	A-1990.4	Contingent	-1,153.57
To	A-1010.4	Legislative-Contractual	+1,153.57
From	A-1410.4	Town Clerk – Contractual	-704.63
To	A-1410.118	Town Clerk – Persl Services	+704.63
From	A-1620.408	Bldgs. RR Ave	-1,736.15
To	A-1620.151	Bldgs. Library – Persl Services	+488.51
To	A-1620.4	Bldgs. – Contractual	+1,247.64
From	A-1680.416	Central Data-Copier	-931.26
To	A-1680.2	Central Data-Equip	+867.15
To	A-1680.417	Central Data-Fax	+64.11
From	A-1990.4	Contingent	-936.10
To	A-1910.4	Unallocated Insurance	+936.10
From	A-3510.15	Animal Control-Persl Services	-638.49
To	A-3510.4	Animal Control-Contractual	+638.49
From	A-7110.4	Parks-Contractual	-7,378.37
To	A-7110.15	Parks-Personal Services	+7,378.37
From		Fund Balance	-67,204.68
To	DA-5112.205	Road Construct – CHIPS	+61,256.97
To	DA-5130.4	Machinery – Contractual	+5,947.71
From		Fund Balance	-380.27
To	SL-5182.447	Street Lighting-Winter Clove	+380.27
From	SW-8310.103	Water Admin – Persl Services	-284.49
To	SW-8310.102	Water Admin – Persl Services	+284.49
From		Fund Balance	-4,186.01
To	SW-8320.4	Source Supply – Contractual	+4,186.01



And be it further **RESOLVED**, the Town Board does hereby authorize that Abstract #322, consisting of 2016 Vouchers #4137 through #4249 in the amount of \$235,960.99 is approved for payment.

The total amount to be paid from the:

General Fund -	\$33,702.74	Hydrant -	\$7,500.00
Highway Fund -	\$152,857.40	Sewer Fund -	\$33,659.32
Special Fire -		Water Fund -	\$3,929.49
Street Lighting -	\$4,292.69	Trust & Agency -	\$19.35

All members in favor – motion carried.

**Resolution No. 226 - 2016**

“Hold Public hearing to Pass Law to Exceed

Tax Cap” offered by Councilperson Warner and seconded by Councilperson Cords:

RESOLVED, The Town Board of the Town of Cairo does hereby approve to hold a public hearing to exceed the tax cap.

BE IT FURTHER RESOLVED, the public hearing will be held on November 16, 2016 at 7:00pm in the Cairo Town Hall.

All members in favor – motion carried.

**Resolution No. 227 - 2016**

“Adopting Local Law known as Town of

Cairo 420-b Taxation Authorization Law” offered by Councilperson Joyce and seconded by Councilperson Warner”

WHEREAS, a public hearing was held to adopt Local Law Town of Cairo 420-b Taxation Authorization Law.

WHEREAS, the Town Board of the Town of Cairo, after public hearing, removed the word historical from the Town of Cairo 420-b Taxation Authorization Law.

RESOLVED, the Town Board of the Town of Cairo does hereby adopt Local Law Town of Cairo 420-b Taxation Authorization Law.

All members in favor – motion carried.

**Resolution No. 228 – 2016**

“Board Moves to Executive Session”

offered by Councilperson Warner and seconded by Councilperson Cords:

The Town Board of the Town of Cairo does hereby move into Executive Session at 9:10pm to discuss residential or commercial issues, 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. 229 – 2016**

“Board to Exit Executive Session” offered

by Supervisor Benoit and seconded by Councilperson Warner;

The Town Board of The Town of Cairo does hereby exit Executive Session at 9:45pm.

A motion was made by Supervisor Benoit and seconded by Councilperson Warner to adjourn the meeting at 9:47pm

Respectfully submitted,

Debra Sommer  
First Deputy Clerk