



## **Minutes**

**Town of Cairo**  
**Town Board Meeting @ 6:00 pm**  
**Location: Town Hall Meeting Room**

**September 12, 2016**

The Town Board of the Town of Cairo met for a Town Board meeting on Monday, September 12, 2016 at the Town Hall, Main Street, Cairo, New York.

Supervisor Dan Benoit called the meeting to order at 6:00 PM and then asked the attendees to Pledge Allegiance to the Flag. The following Board Members were in attendance: Councilperson Joyce and Councilperson Warner. Councilperson Cords and Councilperson Ostrander were absent.

The Public Hearing was opened for a Local Law Authorizing Participation in a Community Choice Aggregation Program relative to town-wide electric supply.

**Resolution No. 183 -16** "Close Public Hearing on Local Law No. 4 – Authorizing Participation in a Community Choice Aggregation Program" offered by Councilperson Warner and seconded by Councilperson Joyce:

Be it resolved, the Town Board does hereby close the public hearing at 7:15 PM for Local Law No. 4 - Authorizing Participation in a Community Choice Aggregation Program.

All members in favor – motion carried.

**Resolution No. 184 -16** "Adopt Local Law No. 4 – Authorizing Participation in a Community Choice Aggregation Program" offered by Councilperson Warner and seconded by Councilperson Joyce:

Be it resolved, the Town Board does hereby adopt Local Law No. 4 – Authorizing Participation in a Community Choice Aggregation Program and authorizing Good Energy to move forward.

All members in favor – motion carried.

A motion to approve the minutes of August 1, 2016 was made by Supervisor Benoit and seconded by Councilperson Joyce.

**Resolution No. 185 -16** “Accept Sewer Penalties” offered by Councilperson Joyce and seconded by Councilperson Warner:

**WHEREAS**, it is necessary for the Sewer Penalties be authorized by the Town Board and documented in the minutes; therefore, be it

**RESOLVED**, that the Town Board does hereby accept the Sewer Penalties from the Sewer Administrator in the amount of \$2646.38 dated September 8, 2016.

All members in favor – motion carried.

**Resolution No. 186 -16** “Accept Water Penalties” offered by Councilperson Warner and seconded by Councilperson Joyce:

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

**RESOLVED**, that the Town Board does hereby accept the Water Penalties from the Water Administrator in the amount of \$1136.04 dated August 11, 2016.

All members in favor – motion carried.

**Resolution No. 187 -16** “Sewer Billing & Sewer Penalty Adjustment” offered by Councilperson Joyce and seconded by Councilperson Warner:

**WHEREAS**, it is necessary for the Sewer billing adjustment and Sewer Penalty adjustment to be authorized by the Town Board and documented in the minutes; therefore, be it

**RESOLVED**, that the Town Board accepts the adjustment to the Sewer bill dated February 2, 2016, and May 4, 2016 for \$64.00 and Sewer penalty of \$12.80 dated March 3, 2016 and June 14, 2016 to be credited to Account Number 0690, in the amount of \$153.60 which was erroneously posted.

All members in favor – motion carried.

**Resolution No. 188 -16** “Accept EDU Billing” offered by Councilperson Joyce and seconded by Councilperson Warner:

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

**RESOLVED**, that the Town Board does hereby accept the EDU Billing from the Sewer Administrator in the amount of \$57,842.00 dated September 6, 2016.

All members in favor – motion carried.

**Resolution No. 189 -16** “Accept Sewer Penalties” offered by Councilperson Warner and seconded by Councilperson Joyce:

**WHEREAS**, it is necessary for the Sewer Penalties be authorized by the Town Board and documented in the minutes; therefore, be it

**RESOLVED**, that the Town Board does hereby accept the Sewer Penalties from the Sewer Administrator in the amount of \$2646.38 dated September 8, 2016.

All members in favor – motion carried.

**Resolution No. 190 -16** “Approval for Zoning to Purchase GIS Software” offered by Councilperson Joyce and seconded by Councilperson Warner:

**WHEREAS**, The Town of Cairo Zoning Enforcement Officer is requesting an approval to purchase a Town of Cairo GIS Mapping Software System, data and training session from Don Meltz at Planning and GIS for a purchase price of \$950.00, therefore;

**BE IT RESOLVED**, that the Town Board of the Town of Cairo does here by approve the purchase of a Town of Cairo GIS Mapping Software System, data and training session from Don Meltz in the amount of \$950.00.

All members in favor – motion carried.

**Resolution No. 191 -16** “Police Officer Resignation” offered by Councilperson Warner and seconded by Councilperson Joyce:

**WHEREAS**, The Town of Cairo received a letter of resignation from Police Officer Kevin Haverly dated August 31, 2016; therefore be it

**RESOLVED**, the Town Board does hereby accept the resignation of Officer Haverly effective August 31, 2016.

All members in favor – motion carried.

**Resolution No. 192 -16** “Appointment of Zoning Board of Appeals Clerk” offered by Councilperson Joyce and seconded by Councilperson Warner:

**Whereas**, the Town Board of the Town of Cairo has been requested by the Zoning Board of Appeals to appoint a Zoning Board of Appeals Clerk, therefore;

**BE IT RESOLVED**, that the Town of Cairo does hereby appoint Arlene Maben as Zoning Board of Appeals Clerk beginning September 21, 2016 and ending December 31, 2016.

**BE IT FURTHER RESOLVED**, the Town Board of the Town of Cairo does hereby set the rate of pay for the Zoning Board of Appeals Clerk to be \$10.75 per hour.

All members in favor – motion carried.

**Resolution No. 193 -16** “Amend Budget Expenditures” offered by Councilperson Warner and seconded by Councilperson Joyce:

**WHEREAS**, the Justice Court received 2016 JCAP grant funds for the purchase of prisoner benches; and

**WHEREAS**, grant funds were allocated for installation of the prisoner benches; therefore be it

**RESOLVED**, the Town Board does hereby authorize the Town Supervisor to amend the 2016 budget by decreasing the expense line item A-1620.15 Personal Services Town Hall for the cost of installation of the benches and increasing the expense line item A-1110.401 JCAP Grant Funds Contractual to reflect the allocation in the amount of \$35.52 for (3) hours of employee time.

All members in favor – motion carried.

**Resolution No. 194 -16** “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 Joyce:



**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 A-3120.452 Police – DARE Contractual to reflect the increase in General Fund Appropriations \$1,275.96 and; increase the revenue line item A-2070 Contributions – private agency-youth to reflect the increase in General Fund Revenue in the amount of \$1,275.96 in the 2016 budget.

All members in favor – motion carried.

**Resolution No. 195 -16** “Budget Amendments and Payment of Bills on Abstract #318” offered by Councilperson Warner and seconded by Councilperson Joyce:  
**WHEREAS**, town law requires that no fund or appropriation account may be overdrawn; and  
**WHEREAS**, payment of bills should be properly authorized and documented in the minutes; therefore be it

**RESOLVED**, the Town Board does hereby authorize the following budget amendments:

From	A-1990.4	Contingent	-1,750.00
To	A-1440.4	Engineer-Contractual	+1,750.00
From	A-1990.4	Contingent	-12,463.33
To	A-1620.4	Buildings-Contractual	+12,463.33
From	A-1680.416	Central Data-Copier	-146.53
To	A-1680.2	Central Date-Equip	+146.53
From	A-1990.4	Contingent	-404.67
To	A-1910.4	Unallocated Insurance	+404.67
From	A-1990.4	Contingent	-6,979.00
To	A-6410.4	Publicity	+6,979.00
From	A-7110.4	Parks-Contractual	-1,233.38
To	A-7110.15	Parks-Personal Services	+1,233.38
From		Fund Balance	-9,173.15

To	DA-8760.17	FEMA-Personal Services	+1,349.39
To	DA-8760.4	FEMA-Contractual	+7,823.76
From	DA-9060.8	Med Insurance-Employee Benefits	-222.00
To	DA-9089-802	Drug Testing-Employee Benefits	+222.00
From	SS-8120.4	Sanitary Sewers-Contractual	-4,130.87
To	SS-8760.4	FEMA-Contractual	+4,130.87
From		Fund Balance	-4,518.17
To	SW-8320.4	Source Supply – Contractual	+4,518.17

And be it further **RESOLVED**, the Town Board does hereby authorize that Abstract #318, consisting of 2016 Vouchers #3807 through #3944 in the amount of \$261,072.82 is approved for payment.

The total amount to be paid from the:

General Fund -	\$173,125.48	Hydrant -	
Highway Fund -	\$70,770.43	Sewer Fund -	\$8,345.57
Special Fire -		Water Fund -	\$4,518.17
Street Lighting -	\$4,222.22	Trust & Agency -	\$90.95

All members in favor – motion carried.

**Resolution No. 196 -16** “Receipt of Monthly Supervisor’s Report” offered by Councilperson Warner 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 Board Members consisting of cash receipts, cash disbursements, and a budget versus actual report for expenses and revenues, and it be documented in the minutes; therefore, be it,

**RESOLVED**, that the Town Board Members accept the monthly Supervisor’s Report for July, 2016.

All members in favor – motion carried.

The Town Board discussed the Ambulance Site Plan Proposal Review. They want to get a preliminary bid to get an idea of what the numbers are. Engineer will seek bids and get them to Councilperson Joyce.

Code Enforcement Officer Stacey Sprague went to court and got a judgement against the property owner at 1171 Sandy Plains Road with the garbage and rubbish. The Decision and Order dated July 12, 2016 authorizes the Town to enter the property to remove any garbage or rubbish. CEO Sprague asked the Town to move forward to have stuff removed since more than 30 days has passed.

**Resolution No. 197 -16** “Clean up Property at 1171 Sandy Plains Road” offered by Supervisor Benoit and seconded by Councilperson Warner:

Be it resolved, the Town Board of the Town of Cairo does hereby authorize the Town of Cairo to clean up the accumulation of rubbish or garbage on the exterior of the property and premises at 1171 Sandy Plains Road, Leeds, NY.

All members in favor – motion carried.

Attorney for the Town Tal Rappleyea will put together the legal language and put it in the paper.

Jason Watts addressed the Town Board as to his concerns over his Pig Farm.

Supervisor Benoit informed Mr. Watts the Town Board was advised not to discuss pending Nuisance Law or pending litigation.

Mr. Watts will get a letter from Secretary of Agriculture that states he runs a sound agricultural practice by the next meeting.

**Resolution No. 198 -16** “Board to Move into Executive Session” offered by Councilperson Warner and seconded by Councilperson Joyce:

BE IT RESOLVED, that the Town Board of the Town of Cairo does hereby move into Executive Session at 8:25 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. 199 -16** “Board to exit Executive Session” offered by Councilperson Joyce and seconded by Councilperson Warner:

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

All members in favor – motion carried.

A motion was made by Councilperson Joyce and seconded by Councilperson Warner to  
adjourn the meeting at ????? PM.

Respectfully submitted,

Tara A. Rumph, RMC  
Cairo Town Clerk