



Minutes

Town of Cairo

Town Board Workshop Session

Wednesday October 21st, 2020

DRAFT

The Town Board of the Town of Cairo met for a workshop meeting on Wednesday October 21st, 2020 at the Town Hall, Main Street, Cairo, New York.

Supervisor Coyne called the meeting to order at 7:08 PM and then asked the attendees to Pledge Allegiance to the Flag.

Attendance: Supervisor Coyne, Council Member Cords, Council Member Kralovich, Council Member Powers, Council Member Watts

Public Hearings:

1. Adopt Local Law #3 of 2020 – Parking, Stopping and Standing
- Open Public Hearing @ 7:09

Offered to OPEN PUBLIC HEARING by Supervisor Coyne and seconded by Council Member Kralovich.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye. Motion Carried.

1. Application of law.

The provisions of this law shall apply except when it is necessary to stop a vehicle to avoid conflict with other traffic or in compliance with the directions of a police officer or official traffic control device.

2. Parking prohibited at all times.

No person shall park a vehicle at any time upon any of the streets or parts thereof as set by the Town Board of the Town of Cairo by resolution from time to time and posted on the Town website and Town Clerk's Office.

3. Handicapped parking.

After establishment by any government agency of specially marked parking spaces for handicapped persons in multifamily dwellings, shopping centers and any other location in the Town

of Cairo, no person shall park a motor vehicle in such place unless a handicapped person is either a passenger, driver or occupant of the vehicle and the vehicle contain a designation issued by the Commissioner of Motor Vehicle, pursuant to 1203-a of the Vehicle and Traffic Law, or a permit issued by the Town Clerk of the Town of Cairo which shall be displayed as required by the applicable statute. A "multifamily dwelling," for purposes of this law only, shall be defined as a building designated to be occupied as a residence for three or more families.

4. Parking of commercial vehicles on streets.

A. Definitions. As used in this subsection:

a. Commercial Vehicles

- i. Vehicles in excess of 23 feet in length or 12,000 pounds in curb weight. For the purpose of this subsection, a "commercial vehicle" shall also include snow plow attachments, trailers, boats, campers, motor home, recreational vehicles, storage containers, and heavy construction vehicles (such as backhoes, skid steers, excavators).
- ii. Parking permitted: the parking of commercial vehicles while said commercial vehicle is engaged in loading or unloading, including pickups and deliveries, at premises located on said street or is being used in connection with construction, maintenance and repair or emergency service relating to the premises located within said street during the hours of 6:00AM and 10:00PM.
- iii. Parking restriction. No person shall park or store any commercial vehicle on Town streets or highway between the hours of 10:00PM and 6:00AM; unless there is a snow emergency.

5. No Stopping

A. No person shall stop a vehicle upon any of the street or parts of the street as set by the Town Board of the Town of Cairo by resolution from time to time and posted on the Town website and Town Clerk's Office.

6. No Standing

A. No person shall stand a vehicle upon any of the streets or parts of streets as set by the Town Board of the Town of Cairo by resolution from time to time and posted on the Town website and the Town Clerk's Office.

7. Parking Prohibited Certain Hours.

A. No person shall park a vehicle between the hours specified in and set by the Town Board of the Town of Cairo by resolution from time to time and posted on the Town website and Town Clerk's Office, of any day, unless otherwise indicated, upon any of the streets or parts of streets as set by such resolution.

8. Time Limit Parking.

A. No person shall park a vehicle for longer than the time limit as set by the Town Board of the Town of Cairo by resolution from time to time and posted on the Town website and Town Clerk's Office at any time between the hours listed in said resolution of any day, unless otherwise indicated, upon any of the streets or parts as set by said resolution.

9. Loading Zones.

A. The locations as set by the Town Board of the Town Cairo by resolution from time to time and posted on Town website and Town Clerk's Office are hereby designated as loading zones.

10. Angle Parking.

A. The locations as set by the Town Board of the Town of Cairo by resolution from time to time and posted on the Town website and Town Clerk's Office are hereby designated as areas where angle parking is permitted. Signage and/or pavement markings shall be placed in such a manner as to indicate the authorization of angle parking.

- Jason had some concerns about part 4 commercial vehicles. Some situations where some companies will send an employee home with a service truck and they live on a street where this is enforced.
- John and Jason discussed about this and the problem with the truck and the boat that have been on Main Street for some time now and this had become an issue.
- Mary Jo discussed about how to get the word out to the public, people will/may not look at the Town Clerk's office or at the Town website, options of putting up signage.
- The purpose of this law is to have people moving their vehicles during the day so the businesses in town have opportunity for visitors and foot traffic
- Jason would like some revisions in the local law; anything over 8,000 commercial vehicle parking
- Parking ticket can/may be addressed under the local law ordinances
- Local resident parking was addressed on how many don't utilize their driveways and just use the side of the road
- This local law, as stated again by Council Member Kralovich is framework to be set in place for pieces of the law to be enforced if needed or recommended. This is one step in the right direction to be for incoming businesses
- Some Council Member have concerns about other regulations and over reacting in the public.
- Options to have designated for the town businesses and how many to designate to each
- Possible signage for 'no commercial parking between the hours of __ & __' as well designating commercial parking in certain spots
- Talk about loading and unloading spots within the town; a centralized location
- JR addresses the fact that what the road was originally made that vehicles were fairly smaller than now
- A resident addresses the boat that was parked on Main Street and how it can be hazardous to people if something had happened; getting caught on fire, the length of the boat to traffic
- Monica agrees with the low poundage on the commercial parking also addresses the length allowed of a vehicle, which most likely doesn't happen
- This law gives us a lot of framework for add-ons or fixing what maybe wrong
- This law can apply to any road to the town of Cairo, this depends on what the board decides from road to road if needed
- If worse comes to worse and the public does not abide by the rules they will then deal with what may be issued to them and possibly deal with anything in court, if needed
- This law will need to be addressed with the police department to determine what needs to be done and how much man power may be needed

Negative Declaration:

Offered by Supervisor Coyne and seconded by Council Member Kralovich.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Nay.

Offered to CLOSE PUBLIC HEARING by Council Member Kralovich and seconded by Council Member Powers.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye. Motion Carried.

- Closed Public Hearing @ 7:50

Offered to ACCEPT LOCAL LAW #3 by Council Member Kralovich and seconded by Supervisor Coyne.

Supervisor Coyne – Aye, Council Member Cords – Nay, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Nay.

2. Adopt Local Law #4 of 2020 – Garbage, Rubbish and Refuse

- Open Public Hearing @ 7:52

Offered to OPEN PUBLIC HEARING by Council Member Powers and seconded by Council Member Kralovich.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye. Motion Carried.

1. Legislative Intent.

A. A clean, wholesome, attractive and healthful environment is important to the health and welfare of the residents of the Town, and to the maintenance and continued development of the economy of the Town. It is the purpose of this local law to provide for the proper maintenance of improved residential, commercial, and industrial properties to prevent blight, unhealthy, hazardous, or unsightly conditions due to the accumulation of brush, grass, weeds, garbage or rubbish in order to protect the public health, safety and general welfare of the residents of this town. By this local law, the Town seeks to remove such threats to health, life and property by requiring owners to take remedial action to cut, trim or remove brush, grass, weeds and rubbish.

2. Definitions.

As used in this local law, the following terms shall have the meanings indicated:

GARBAGE

Offal, waste food, dead animals or fowl or parts thereof, vegetable matter of any kind and any other waste or discarded matter which shall be either flammable or capable of fermentation or decay.

IMPROVED PROPERTY or LOT

Property that has been developed and includes, but is not limited to, structures, parking, and driveways that has been placed on said property or lot.

PERSON

An individual, society, club, firm, partnership, corporation or association of persons.

RUBBISH

Waste material, including papers, cartons, tin cans, scrap metal, bottles, plastic and cardboard, containers, waste or discarded wood and lumber and any and all similar substances, articles, and deleterious materials. Any abandoned, discarded or unused objects or equipment, such as, but not limited to, furniture, stoves, refrigerators, freezers, appliances, cans, containers or vehicle tires.

3. Standards.

It shall be unlawful for any person having control or ownership in any improved residential, commercial, or industrial lot or property in the Town:

A. To permit or maintain on any such lot or land any growth of weeds, grass or other rank vegetation to a greater height than 10 inches on the average.

- B. To permit accumulation of dead weeds, grass or brush.
- C. To permit, maintain, deposit or scatter rubbish or garbage over any premises.

4. Storage of Rubbish or Garbage Outside Buildings.

A. No person shall place or deposit, or permit or cause to be placed or deposited, any rubbish or garbage outside any building within the Town of Cairo, unless the garbage is properly and carefully contained within a covered metal, wooden or molded plastic receptacle or placed in an adequate solid (opaque) enclosure, which receptacle or enclosure shall be capable of holding the contents thereof within the confines of the said receptacle or enclosure so as to prevent the same from falling out, being blown about or in any way removed from the said receptacle or enclosure except for transmittal to a proper place of disposal.

5. Placement of Garbage or Rubbish for Cleanup Days.

A. Nothing herein contained shall be construed to prevent any person from placing any of the aforementioned articles, except those set forth under the definition of "garbage," on his own property for the purpose of being picked up by the Town or private contractor on cleanup days; provided, however, that said material is properly packaged, contained or bound to prevent its being blown about, and provided further that said material shall not be placed on the property for pickup more than two days before the next scheduled cleanup day.

B. Any person committing an offense against the provisions of this section shall be guilty of a violation and, upon conviction thereof, shall be punishable by a fine not exceeding \$250 or by imprisonment for a term not exceeding 15 days, or both. Each day's continued violation shall constitute a separate, additional violation.

6. Maintenance Required.

It shall be the duty of any person having control or ownership in any improved residential, commercial, or industrial lot or property in the Town to:

A. Maintain the lot in a clean and sanitary condition and not permit the accumulation of rubbish.

B. Cut and remove, or to cause to be cut and removed, all such weeds, grass or other rank, poisonous or harmful vegetation as often as may be necessary to comply with the provisions of §3

7. Exemption.

The provisions of §6A and B of this local law related to the growth of brush, grass, or weeds shall not apply to any lots or land which are under agricultural and farming use; or drainage areas or natural open space areas greater than one (1) acre in size.

8. Notice of Failure to Comply.

A. Abatement notice required. If the provisions of §§3 and 6 are not complied with, the Building Inspector may serve written notice upon the owner having the care or control of any such lot or land to comply with the provisions of said sections.

B. Service and contents of abatement notice. Written notice shall be mailed to such owner at the last known address as shown on the records of the Town Assessor, or if such owner address is unknown, such notice may be affixed to or posted upon said lot or land. Such notice shall contain a description of the premises, specify the provisions of the Town Code or the Uniform Building Code deemed to have been violated, require the owner to correct the condition within 10 days of the date of such abatement notice, and provide that if the owner fails to do so, the Town or the Town's contractor may undertake or cause to be undertaken the required work and the Town shall assess a lien against the property for the cost of the work, together with an additional administrative fee of 15% for costs of inspection and other incidental costs associated with abating the condition, to be added to the total costs of the work.

9. Emergency Cases.

A. If the Town determines that an emergency exists, the Town may undertake or cause to be undertaken removal of the rubbish or vegetation prior to the expiration of the specified period of time, provided the abatement notice identifies the violations as constituting such an emergency.

10. Remedies; Billing Notice; Appeal Hearing; Expenses and Tax Liens.

A. Should the owner fail to comply with a final order, or should the Town determine that an emergency exists, the Town may undertake or cause to undertake the required removal of rubbish and vegetation. The Town shall keep records of the cost of such work.

B. Should the rubbish and vegetation removal be performed by the Town or the Town's contractor, the Town shall serve a billing notice on the owner, in the same manner as specified in §8 of this law, setting forth the cost of such work together with an additional administrative fee of 15% for costs of inspection and other incidental costs associated with abating the condition, to be added to the total costs of the work.

C. An owner served with a billing notice pursuant to Subsection B of this section may request and shall be granted a hearing before the Town Board to dispute the charges, provided that such owner shall file, within 10 days of the date of the billing notice, in the office of the Building Inspector, a written request for such hearing. Upon receipt of a request for a hearing, the Town Supervisor shall set a time and a place for such hearing and shall give the applicant at least 10 days of written notice thereof. Such hearing shall commence not later than 30 days after the date on which the request was filed; however, hearings may be postponed beyond such thirty-day period for good cause shown. At such hearing, the owner shall be given an opportunity to show because why such costs should be reduced or otherwise modified. The Town Board shall make a final determination on the charges, and such decision shall be deemed a final order. If the owner does not request a hearing on the billing notice, such notice shall be deemed a final order.

D. The costs specified in the billing notice, if not paid by or on behalf of the owner within 30 days of the date of the billing notice, shall be added to and collected with the subsequent Town tax levy, and shall bear interest and be enforced as provided by law for Town taxes. Should the owner fail to pay the billing invoice, the cost of the work, repair, or demolition as finally determined, together with an additional administrative fee of 15% for costs of inspection and other incidental costs associated with abating the condition, added to the total costs of the work, repair, or demolition, shall be assessed as a lien against the abated property. Notice shall be given to the Tax Collector's Office specifying the total cost of the work, together with the administrative fee of 15%, and the property affected by section, block and lot numbers as the same appear on the Official Tax Assessment Map of the Town of Cairo. From the hour of filing of said notice, the charges specified shall be a lien upon the property affected thereby. A copy of said notice shall also be served on the owner as provided for in §6 of this local law.

11. Limitations on Liability of Town.

A. No action for damages may be maintained against the Town by reason of its failure to comply with any of the provisions of this local law.

- Sidewalks up Mountain Avenue are the Town's responsibility to take care of the trash and the look on the side of the road
- Jason believes again that the local law is something that will be taken the wrong way and used/addressed in the wrong way against someone that someone else may not prefer
- The Police and the Code Dept. are the one who addresses the trash and appeal of a property
- The board wants the community to have a nice appeal to other people passing through

- Council Member Cords addresses that we already have a local law similar to this law; Council Member Kralovich and Supervisor Coyne state that this law will help in the clean up and make it go forward faster
- The Town Board want the economy of the town to keep going to increase make better
- It is up to the town with the zombie law to make sure that the abandoned or foreclosure property/properties are being taken of
- Code enforcement can only take care of what they see on a property, unless they are invited onto the property
- Discussion on what can be addressed depending on what can be seen and how people are capable of seeing something that is in violation
- Addressing what code can do and what they can't do on properties that may be in violation

Negative Declaration:

Offered by Supervisor Coyne and seconded by Council Member Powers.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye.

Offered to CLOSE PUBLIC HEARING by Council Member Kralovich and seconded by Council Member Powers.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye. Motion Carried.

- Closed Public Hearing @ 8:19

Offered to ACCEPT LOCAL LAW #4 by Council Member Kralovich and seconded by Supervisor Coyne.

(ROLE CALL) Supervisor Coyne – Aye, Council Member Cords – Nay, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Nay.

Items to Discuss:

- Proclamations – ***(Next Meeting, Nov. 2nd)***
 - i. Fireman of the Year – Cairo Firehouse
 - ii. Fireman of the Year – Round Top Firehouse
- New Energy Update
 - i. Everything is going well and in the right direction.
- RISE Engineering Energy Audit Update
 - i. Rise Engineering has conducted an audit of the below facilities, and review of the feasibility to modify the current lighting systems in order to increase overall system efficiency, while maintaining or improving existing light levels for the following:
 - Town Hall & Library
 - Highway Department
 - Wastewater Treatment Plant
 - Angelo Park & Acra Senior Center
 - Street Lighting
 - a. Main Street
 - b. Mountain Avenue
 - c. Hamlet of Purling

- New Bicycle Path
 - ii. The expected energy savings were determined based on the customer’s reporting of operational characteristics, and that mechanical was operating without significant faults.
- Recycling Center
 - i. **(Resolution No. 2020-162)**
- Selling of Property – Jason
 - i. Jason is looking into selling the fossil forest for education purposes. Looking into contacting college and other educational centers. Also need to contact a reasonably priced surveyor/appraisers.

Resolution No. 2020-161 “Authorization for Supervisor to sign an Electricity Supply contract for all Municipal Electric Accounts”

Offered by Council Member Powers and seconded by Council Member Cords.

Be It Resolved, on October 21, 2020 the Cairo Town Board authorized the Town Supervisor, John Coyne, to sign into an electricity supply contract for all municipal electric accounts.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Absent. Motion Carried.

Resolution No. 2020-162 “Closing the Recycling Center”

Offered by Council Member Cords and seconded by Council Member Powers.

WHEREAS, Greene County Solid Waste Department noted that the Cairo recycling dumpsters have had to be dumped into the normal domestic garbage stream due to contamination from other than recyclable materials. This has been an ongoing issue as well as harassment of the Parks staff, along with almost an entire household of garbage being left at the Cairo Recycling Center. It was determined that keeping the Cairo Recycling Center open was no longer cost effective. Therefore;

BE IT RESOLVED, that the Cairo Town Board does hereby close the Town of Cairo Recycling Center effective Close of Business on October 31, 2020.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye. Motion Carried.

Adjourn Town Board Meeting @ 8:51 PM

Offered by Council Member Watts and seconded by Council Member Kralovich.

Supervisor Coyne – Aye, Council Member Cords – Aye, Council Member Kralovich – Aye, Council Member Powers – Aye, Council Member Watts – Aye. Motion Carried.

Respectfully submitted,

Kayla L. McAlister
Town Clerk