



## Minutes

Town of Cairo

Monday August 2<sup>nd</sup>, 2021

Town Board Meeting @ 7:00 pm

Location: Town Hall Meeting Room

The Town Board of the Town of Cairo met for a Town Board Meeting on Monday August 2<sup>nd</sup>, 2021, at the Town Hall, Main Street, Cairo, New York.

Supervisor Coyne called the meeting to order @ 7:00PM and asked the attendees to Pledge Allegiance to the Flag.

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

### **Open Public Hearing @ 7:00PM:**

Offered 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.*

- Supervisor Coyne opens the public hearing and then proceeds to read the local law that is being proposed.
- Rich Lorenz expresses how many local laws we have as a town and then asks about enforcement. Also discusses the lack of enforcement as simple as not crossing in the crosswalk, along with buildings that have been abandoned and what is being done with them. States that he has never seen grass clippings on the road.
- James Freeman agrees with Mr. Lorenz, and goes on to say that the state has their own laws that apply to this, whether they say grass clippings or not. He says that he has never seen or heard of an accident happening due to grass clippings in the area and doesn't agree with the local law. Lastly he asks what happens when he is not the one mowing his lawn. Both parties would get addressed and fined or a warning. If there's not a problem, you don't have to fix it.
- Marc Gorelick says that the County or the Town mows the lawn and it goes in the road or if a vehicle passes it and causes the grass to blow into the road, who responsible for this and how does the Town determine who is responsible when there is another party involved. States that everything that may be on the road is a hazard, leaves, gravel. Also states that the County has at least 30 motorcycle accidents a year, but debris is not a top 10 reason. If it's uncommon why address it.

- New resident, gentleman, asks who would be enforcing this law, which would be local police and state. He states that nothing is done with anyone speeds down Main Street, worry about speeding first before this is put in place. Riders need to more aware and slow down when driving.
- Ed Forrester gave an example from when the county came and mowed on their own land and it went into the road. How would this be taken care of since it would be in front his property? Again states that it is not the home owners a majority of the time that is mowing the lawn next to the road, most of the time it is the town or county.
- New resident, woman, she agrees with the gentleman who referred to the speeding on Main Street.
- Council Member Watts addresses that there should be a time limit or time frame that the debris would need to be cleaned up by, there is room for correction.
- Monica Kenny-Keff says that other places where this is on affect, a simple solution is to blowing your clipping the other way not into the road. Also discusses how the fine is up to 350 and can be lower than what is stated, this would be the courts decision, also that the police have the discretion to give a fine or warning. The continues that the fine as a state law the town only gets 5 dollars of the fine, if this is a town law the town gets a majority or the fine.
- Council Member Powers addresses new riders and the large amount of riders we get every year around the area for events, why this law is essential to the community.
- Diana Benoit asks if there has ever been an issue with grass clippings, there are other things that can also affect driving that the Board could address but don't need to be addressed. Say we don't need more laws, we need less laws. Also asks how many accidents in past years involved grass clippings? Board states none that they know of.
- Assemblyman Tague is aware of this local law and that he plan to put this on their own agenda in the January for the State DOT to change their law as well.
- Robert Uzzillia says that everyone has a lot of good points, the public and the board. Is wondering is there will be any type of education or information on the law to make residents more knowledgeable about this subject.

**Close Public Hearing @ 7:31PM:**

Offered 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.*

**Approval of the Minutes:**

**July 12<sup>th</sup>, 2021 CDBG:**

Offered by Supervisor Coyne and seconded by Council Member Watts.

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

**July 12<sup>th</sup>, 2021 WATER:**

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 – Aye. Motion Carried.*

**July 12<sup>th</sup>, 2021 Board Meeting**

**TABLED**

**Mountaineer Trail and Right of Way**

- Discussing the property of William Dinger and Route 32 right after McDonalds. The Miller sisters, Janet and Carol, have concerns about how the Town has put up cones/barrels to block access their property from Route 32.
- Janet Miller gives a dissertation to the board discussing the history of the property, its owners and what business has been done on the property. Along with requesting of the removal of the barrels that are on the entrance of their property on William Dinger Road from Route 32. She discussed her communication path as well and who she connected with concerning the property, Supervisor Coyne, Marianne Baldwin and Council Member Kralovich, being some of these contacts. After no answer for a long period of time she then contact legal in Schenectady to see what rights they had for the property and to get in contact with the Supervisor.
- Janet's legal team was able to get a hold of our legal, Tal Rappelyea and it was discussed that William Dinger Road is a user road, which is defined as, all lands which have been used by the public as a highway for a period of 10 years or more.
- Due to certain information within her deed, Janet is claiming that what the Town is doing at the entrance from Route 32 to William Dinger Road is not allowed. It is then addressed how the property is also blocked off at the end of William Dinger when coming from Bross Street, due to the fact that William Dinger is a dead end road.
- The board discusses how this path was put in place, the sidewalk project grant from the NYS DOT was given to the Town of Cairo for the sidewalk, and the Town was also able to do the bike path. They then ask the sisters if they were ever contacted about this project from the engineers, they stated they were never contacted.
- The board agrees that the cones/barrels be moved back to Marie Drive and discuss further to make sure all of this information is correct, concerning the deeds and other paperwork that the board does not have in front of them, that the sisters do have in their possession.

**Old Business:**

1. Senior Center Update
  - a. Working on purchasing the former DOJO on Route 32. For the purpose of a Senior Center and Ambulance Building, will be conducting a SEQR Review for the purchase. Pass a resolution for bonding on the building. Once we have the bond will be purchasing the building, most likely be complete around September.
2. Purchase of Route 32 Property (DOJO)
  - a. **Resolution No. 2021-153A**
3. Park Concept Plan
  - a. Jeremy from Barton & Loguidice is present at the meeting. The board has started to move forward with the Park Plan concept to enhance and come up with a plan, goal for the park. What the board would like to do is continue with some of the initial plan but would the communities input on ideas for the park. Approve Barton & Loguidice for this concept and go down to the park on Wednesday August 25<sup>th</sup>, 2021. Will put it on the website to confirm this as well.
4. Delaware Engineering CMH Grant
  - a. Robert from Delaware Engineering is present at the meeting, who is taking over for Kaaterskill as the Rehabilitation Specialist for the HUD Grant. The CDF submitted an application in 2019 for the money and the last Town Board had approved a resolution for

this money to be distributed to them and this was never done. The CDF has now asked for the money from the current board and the current board and Kaaterskill do not have any record of their original application, nor does the CDF. CDF claims that it was given the application to the last board who was to give this to Kaaterskill. The current board is asking that the CDF resend the application along with some financial info pertaining to rent/income of the tenants that is required for the application, to determine if the CDF is actually eligible for the grant. The CDF is going to refer to their attorney before doing another application. The board wants to finalize and distribute this grant, would like to complete this ASAP.

5. Employee Handbook
  - a. Discussed at the last meeting, if anything comes up within the handbook the board will discuss it at that particular time.
6. Youth Fair
  - a. Thanked the crew down at the park with their help for set up, thank everyone that was involved. The extra dump truck that was brought down at the end of the fair was a great help as well. Doing a similar fair for next year, going to look into more bands and children's items for next year. The carnival most likely won't be coming back year due to unpopular demand. A new agreement has been started for future fairs. Dept. of Health says that there should be a Town Representative to assist with inspections each year as well.
7. SEQR Review (DoJo)
  - a. **Resolution No. 2021-153**

#### **New Business:**

1. Town Clerk Audit
  - a. 'I have performed the procedures enumerated below, which were agreed to by the Town of Cairo, solely to assist you with respect to the Town Clerk of the Town of Cairo for the period January 1 - December 31, 2020. The Town Clerk of the Town of Cairo is responsible for the Town Clerk's accounting records. The sufficiency of these procedures is solely the responsibility of those parties specified in the report. Consequently, I make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.  
The procedures and associated findings are as follows:
    - Procedure:** I supported daily cash receipts to appropriate receipts, agreeing amounts and noting timeliness of deposits.
    - Findings:** No exceptions were found as a result of applying the procedure.
    - Procedure:** I compared monthly Town Clerk reports to monthly and daily cash receipts reports, and agreed amounts reported for accuracy.
    - Findings:** No exceptions were found as a result of applying the procedure.
    - Procedure:** I traced amounts remitted to the Town Supervisor and other governmental entities, per monthly Town Clerk reports, to cancelled checks and agreed amounts paid.
    - Findings:** No exceptions were found as a result of applying the procedure.
    - Procedure:** I reviewed building permits issued, noted sequential order, agreed total collected and selected and tested a sample to verify fees charged were correctly calculated.

**Findings:** No exceptions were found as a result of applying the procedure.

I appreciate this opportunity to be of assistance to the Town of Cairo and would like to thank the Town's personnel for their full cooperation and assistance during my engagement. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. I was not engaged to & did not conduct an examination or review, the objective of which would be the expression of an opinion or conclusion, respectively, on the Town Clerk of the Town of Cairo. Accordingly, I do not express such an opinion or conclusion. Had I performed additional procedures, other matters might have come to my attention that would have been reported to you.

This report is intended solely for the information and use of the Town of Cairo & is not intended to be and should not be used by anyone other than the specified party.'

## 2. Tax Collector Audit

- a. I have performed the procedures enumerated below, which were agreed to by the Town of Cairo, solely to assist you with respect to the Tax Collector of the Town of Cairo for the period January 1 - December 31, 2020. The Tax Collector of the Town of Cairo is responsible for the Tax Collector's accounting records. The sufficiency of these procedures is solely the responsibility of those parties specified in the report. Consequently, I make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

The procedures and associated findings are as follows:

**Procedure:** I obtained a copy of the Town budget and agreed tax warrant amounts to amounts remitted to the Town Supervisor.

**Findings:** No exceptions were found as a result of applying the procedure.

**Procedure:** I obtained a copy of the County Treasurer's settlement sheet with the Town and inquired with the County Treasurer regarding any issues with the settlement of the taxes. I also inquired of the County Treasurer if there was any misfiling of required paperwork or taxpayer information, for the tax period in question.

**Findings:** No exceptions were found as a result of applying the procedure.'

**Procedure:** I reviewed bank statements for interest earned and compared those amounts to remittances to the Town Supervisor.

**Findings:** No exceptions were found as a result of applying the procedure.

**Procedure:** I reviewed the collection of penalties from the BAS (ITAX) system and compared the amount and the timeliness of the remittances to the Town Supervisor.

**Findings:** No exceptions were found as a result of applying the procedure.

**Procedure:** I reviewed the bank carrying balances to determine timely remittances of taxes collected to the Town Supervisor and County Treasurer.

**Findings:** No exceptions were found as a result of applying the procedure.

**Procedure:** I obtained bank statements and reviewed the dates of cash receipts per manual ledger to the deposit dates to determine timely deposits.

**Findings:** No exceptions were found as a result of applying the procedure.

**Procedure:** I obtained the Tax Collector's computerized cash receipts, randomly selecting certain day's activity, recalculated total received and penalties assessed, and agreed those amounts to the deposit per bank statement.

**Findings:** No exceptions were found as a result of applying the procedure.

**Procedure:** I checked to ensure that the Tax Collector remitted all monies maintained by the end of the year to the Town Supervisor.

**Findings:** No exceptions were found as a result of applying the procedure.

I appreciate this opportunity to be of assistance to the Town of Cairo and would like to thank the Town's personnel for their full cooperation and assistance during our engagement. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. I was not engaged to and did not conduct an examination or review, the objective of which would be the expression of an opinion or conclusion, respectively, on the Tax Collector of the Town of Cairo. Accordingly, I do not express such an opinion or conclusion. Had I performed additional procedures, other matters might have come to my attention that would have been reported to you. This report is intended solely for the information and use of the Town of Cairo and is not intended to be and should not be used by anyone other than the specified party.'

3. Renting Out Acra Community Center
  - a. Contact Tal about this renting to a private organization. As long as they follow the same rules as everyone else. Make sure nothing is a liability.
4. Cairo Conservancy
  - a. Resolution on the table. A group to promote appreciation for the Town assets, in this case, the Fossil Forest. Would like the board to approve the group so that it can look for various things to help things in Town. Cords and Watts are within this group as well.
5. Sewer System – Suttmeier
  - a. Ray Suttmeier called MaryJo and addressed that he has a problem that has generated from when the sewer system was put in. When the sewer pipes were put in for Main Street and put through his yard, they filled gravel in the ditches that were dug for the pipes. The drain then would fill up and go into a catch basin that was installed. During the Spring it has rained more and caused a muddy situation while filling the catch basin up very quickly, him and his neighbors have been having this problem with the flooding and the mud. He would like someone to come down and address the sewer and possible clean out the catch basin. Joe Myer and Mike Todaro will contact him and address the situation.

### **Correspondence:**

1. Invitation for Eagle Scout Center of Honor
  - a. 'The honor of your presence is requested at the Eagle Scout Court of Honor in Recognition of the Accomplishments of Samuel A. Mozzillo. On Saturday, the 14<sup>th</sup> day of August, 2021 @ 2PM at the Athens Fire House, 39 3<sup>rd</sup> Street, Athens, NY 12015.'
  - b. Supervisor expressed that he will be attending and encourages board members and anyone else to attend.
  
2. Village of Coxsackie

- a. ‘On behalf of the Village of Coxsackie, and all or our residents, I would like to extend a heartfelt thank you to your town, and specifically your highway Department, for responding to our call for assistance when we suffered a Microburst with 100mph winds on July 7, 2021. The event caused trees to fall over a widespread area of the eastern part of the Village, taking out power poles, power lines, phone, fiber, and cable service. Many area of the Village were cut off until our Public Works, with the assistance of your town, were able to clear the road. The initial priority was to get to all areas to assure no one was trapped I their home, car or by a falling tree, and this was accomplished within about the first two hours after the event. By some miracle, no one was killed or injured. Many towns continued to assist us on rotating basis for the week after the storm. It greatly helped our Village return more quickly to normal. While we hope to never experience another event like this, it is comforting to know that help from our surrounding communities is just a phone call away.’
3. Greene County Mental Health
  - a. ‘The Greene County mental Health Clinic will be holding a Memorial Service in Honor of NYS and Greene County Overdose Awareness Day September 9<sup>th</sup>, 2021. Our county administrator has approved the event and the purchase of a tree which we would like to plant in front or on the side of the building as a memorial for families. We are seeking permission from the Town of Cairo to plant the tree on the property our building is located on. If granted permission kindly let us know if the town will need to plant it or if we should plan to. Thank you in advance for your time and consideration in this matter which has greatly affected our community.’
  - b. They will have to contact the county due to the fact that the Town does not own the property, the county does.

**Resolution No. 2021-153 “Negative Declaration Under SEQRA in Connection with the Purchase of a New Building”**

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

**WHEREAS**, the Cairo Town Board of the Town of Cairo, Greene County, State of NY having duly considered the purchase of 7485 CR 32 (formerly known as the DoJo) has completed a Short Environmental Assessment Form. Therefore;

**BE IT RESOLVED**, that the Cairo Town Board has hereby determined that there will NOT be a substantial negative impact to the environment for this purchase.

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

**Resolution No. 2021-153A “Authorize Purchase of Route 32 Building”**

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

**WHEREAS**, a building on County Route 32 (DoJo) may fit the needs of both a Senior Center as well as house Ambulance Crew and a garage to house ambulances.

**WHEREAS**, the Town will need to have inspections done as well as determine if this building will fit the needs required. Therefore;

**BE IT RESOLVED**, that as long as the building meets the requirements of both the Senior Center and housing the Ambulance staff, sleeping quarters and Ambulances, authorize purchasing of this building.

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

**Resolution No. 2021-170 “Accept Auditor’s Report, Tax Collector”**

Offered by Supervisor Coyne and seconded by Council Member Kralovich.

**WHEREAS**, the Town of Cairo had hired the accounting Firm of Lynette S.B. Lawyer, Certified Public Accountant as an independent contractor to audit the Tax Collector’s books for the 2020 fiscal year, and;

**WHEREAS**, the auditors have completed their review and have presented their audit report to the Cairo Town Board for its acceptance, now therefore;

**BE IT RESOLVED**, that the Cairo Town Board does hereby accept the auditor’s report for the Town of Cairo Tax Collector.

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

**Resolution No. 2021-171 “Accept Auditor’s Report, Town Clerk”**

Offered by Supervisor Coyne and seconded by Council Member Watts.

**WHEREAS**, the Town of Cairo had hired the accounting Firm of Lynette S.B. Lawyer, Certified Public Accountant as an independent contractor to audit the Tax Clerk’s books for the 2020 fiscal year, and;

**WHEREAS**, the auditors have completed their review and have presented their audit report to the Cairo Town Board for its acceptance, now therefore;

**BE IT RESOLVED**, that the Cairo Town Board does hereby accept the auditor’s report for the Town of Cairo Town Clerk’s office.

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

**Resolution No. 2021-172 “Cairo Conservancy to Investigate Funding”**

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

**WHEREAS**, an organization within the Town of Cairo, the Cairo Conservancy, is requesting permission to investigate funding sources to protect the Cairo Fossil Forest area.

**BE IT RESOLVED**, that the Cairo Town Board does hereby grant permission to the Cairo Conservancy to investigate funding sources on behalf of the Town of Cairo.

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

**Resolution No. 2021-173 “Receipt of Monthly Supervisor’s Report”**

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

**WHEREAS**, Town Law, Section 125 commands a detailed statement from the Supervisor’s office to be rendered to the Town Board of all money received and disbursed and a copy filed in the office of the Town Clerk. Therefore;

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

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



**Resolution No. 2021-174 “Budget Amendments and Payments of Bills on Abstract #308 for July Payables & Prepaids”**

Offered by Supervisor Coyne and seconded by Council Member Powers.

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

**RESOLVED**, the Town Board does hereby authorize that Abstract #308 Payables and Prepaids, consisting of 2021 V1 #00306 through V00374 in the amount of \$672,497.65 is approved for payment;

The total amount to be paid from the:

General Fund -	\$76,904.98	Hydrant –	\$-0-
Highway Fund -	\$75,887.34	Capital Water-	\$229,243.00
Street Lighting -	\$4,738.03	Sidewalk -	\$252,271.47
Sewer Fund -	\$2,704.24	Trust & Agency -	\$-0-
Water Fund -	\$30,748.59	Special Fire -	\$-0-

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

**Resolution No. 2021-175 “Authorize Purchase of SpyPoint Cameras”**

**TABLED**

**Resolution No. 2021-176 “Negative Declaration Under SEQRA in Connection with Passing a New Local Law”**

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

**WHEREAS**, the Cairo Town Board of the Town of Cairo, Greene County, State of NY having duly considered the passing of Local Law 1 of 2021, Throwing Refuse on Highways and Adjacent Lands Prohibited has completed a Short Environmental Assessment Form. Therefore;

**BE IT RESOLVED** that the Cairo Town Board has hereby determined that there will NOT be a substantial negative impact to the environment by enacting this Local Law.

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

**Resolution No. 2021-176A “Throwing Refuse on Highways and Adjacent Lands Prohibited”**

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

**BE IT RESOLVED** that the Cairo Town Board does hereby adopt Local Law #1 of 2021, entitled “Throwing Refuse on Highways and Adjacent Lands Prohibited,” a copy of which is attached for reference.

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

**Resolution No. 2021-177 “Ambulance Bond Resolution”**

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

A regular meeting of the Town Board of the Town of Cairo, Greene County, New York was convened in public session at the Town Hall, Main Street, Cairo, New York 12413 on August 2, 2021 at 7:00 o'clock p.m., local time. The meeting was called to order by Supervisor Coyne, and, upon roll being called, the following members were:

**PRESENT:**

Supervisor John Coyne  
Councilmember MaryJo Cords  
Councilmember Stephen Kralovich  
Councilmember Tim Powers  
Councilmember Jason Watts

The following resolution was offered by Council Member Kralovich, to wit; Council Member Cords, seconded by

**BOND RESOLUTION DATED AUGUST 2, 2021**

A RESOLUTION AUTHORIZING THE ACQUISITION OF AN APPROXIMATELY 8,000 SQUARE FOOT BUILDING TO HOUSE THE TOWN'S AMBULANCE SERVICE AND SENIOR CENTER AT AN ESTIMATED MAXIMUM COST OF \$403,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF CAIRO, GREENE COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$373,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE A PORTION OF SUCH COST, PROVIDING THAT THIS RESOLUTION SHALL BE SUBJECT TO A PERMISSIVE REFERENDUM, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE TOWN SUPERVISOR

**BE IT RESOLVED**, by the Town Board of the Town of Cairo, Greene County, New York (the "Town") (by the favorable vote of not less than two-thirds of all of the members of the Town Board) as follows:

**SECTION 1.** The acquisition of an approximately 8,000 square foot building located at 7485 New York State Route 32 in the Town to house the Town's ambulance service and senior center is hereby authorized at an aggregate estimated maximum cost of \$403,000 and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 11-b of paragraph A of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 25 years.

**SECTION 2.** It is hereby determined that the aforesaid purpose constitutes an unlisted action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQRA not to have a significant impact on the environment.

**SECTION 3.** It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years from the original date of issuance of such obligations.

**SECTION 4.** The Town Board plans to finance a portion of the total cost of said purpose by the issuance of serial bonds of the Town in an amount not to exceed \$373,000, hereby authorized to be issued therefor pursuant to the Local Finance Law. The remainder of such cost is expected to be financed from other available funds.

**SECTION 5.** Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

**SECTION 6.** 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 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 7.** 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. 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 8.** 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 (including as statutory installment 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 9.** The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

**SECTION 10.** Within ten days after the adoption of this resolution, the Town Clerk is hereby authorized and directed to cause to be published at least once in the Daily Freeman, a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town, and to be posted on the sign board of the Town maintained pursuant to the Town Law a notice which shall set forth the date of adoption of this resolution and contain an abstract thereof, concisely stating its purpose and effect and specifying that this resolution was adopted subject to a permissive referendum.

**SECTION 11.** This resolution shall take effect thirty days after adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the electors of the Town qualified to vote upon a proposition to raise and expend money, in number equal to at least five percent of the total vote cast for governor in the Town at the last general election held for the election of State offices, protesting against this resolution and requesting that the matter be submitted to the qualified electors of the Town at a referendum in the manner provided by Article Seven of the Town Law.

**SECTION 12.** The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the Town 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 are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

**SECTION 13.** Following the effective date of this resolution, the Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Daily Freeman, being a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication.

**SECTION 14.** This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

The foregoing resolution was thereupon declared duly adopted.

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

**Resolution No. 2021-178 “Authorizing Public Hearing”**

**TABLED**

**Adjourn Town Board Meeting @ 9:10PM**

Offered 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.*

**Open Town Board Meeting @ 9:13PM**

Offered 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.*

**Resolution No. 2021-179 “Authorize Barton & Loguidice to Proceed with Conceptual Planning Services”**

Offered by Supervisor Coyne and seconded by Council Member Kralovich.

**BE IT RESOLVED**, the Cairo Town Board does hereby authorize Barton & Loguidice to proceed as the Engineer moving forward with the Scope of Services as described in their May 17, 2021 proposal for Conceptual Planning Services at the Angelo Canna Town Park.

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

**Enter Executive Session @ 9:14PM**

Offered by Council Member Powers and seconded by Supervisor Coyne.

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

**Exit Executive Session @ 9:35PM**

Offered by Supervisor Coyne and seconded by Council Member Watts.

*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 @ 9:36PM**

Offered by Supervisor and seconded by Council Member Watts.

*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

