



Minutes

Town of Cairo

Wednesday April 20th, 2022

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 Wednesday, April 20th, 2022, at the Town Hall, Main Street, Cairo, New York.

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

Attendance: Supervisor Watts, Council Member Bogins, Council Member Cords, Council Member Flaherty Council Member Powers.

Approval of the Minutes:

March 7th, 2022:

Offered by Council Member Cords and seconded by Supervisor Watts.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Abstain. Motion Carried.

March 16th, 2022:

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

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Abstain, Council Member Powers – Aye. Motion Carried.

March 16th, 2022; Library:

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

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Abstain, Council Member Powers – Aye. Motion Carried.

New Business:

- Edward Carey – New Energy
 - 2 years ago the Town went into a CCA (Community Choice Aggregation) program to save on energy costs for the residents of the Town; the Town is commended for entering into this program due to rise of energy rates. Energy is currently at a 15 year high and it is believed it will continue to get higher at this point. Due to this locked in rate 2 years ago, a large amount of money has been saved since then. The Towns 'contract' is back up for renewal in December, Carey mentions that other Towns who are in this program in Greene County have already

renewed and his job is to just mention again what the program is and if anyone has any more questions about the program. According to Carey the savings on energy within the Town of Cairo was roughly \$400,000 dollars, which is fantastic.

A CCA is when a business or a municipality hedge their electricity; putting all the energy usage together and buying in bulk and this gets you a fixed rate on electricity. There is no contract for this program, this is a municipal endorsed program, and you have the decision to participate or not. All Town residents are in the program and you have the option to opt. out. The price of energy, the supply rate would be the same but other costs for electric use could change. This program is regulated by NYSERDA and runs through one of the administrators who won the bid to do this, they are called 'Good Energy'. New York State is the seventh state to be involved in this program and over 200 CCA's are in the state.

If somebody has already opt. out they would just have to call the 800 number on the municipal webpage or the CCA county website. This program was established in 2019, there were 2 public hearings and it was posted in the paper, if residents want to enter back into the program or if they want out they can easily request this, no penalties, and no contracts.

Carey would like the Town to fill out the paperwork to continue this program and he will come back with more rates when it is renewal time so that all this can go out to bid in Aug.-Sept. so the Town can reenlist in this and get the best rates available.

- Park Bathrooms
 - Supervisor Watts addresses the vandalism that has been going on the park bathrooms. Almost a \$1,000.00 worth of damage in the last couple weeks. They have been cleaned and locked, will be putting in a resolution for porta john to have for when the park is closed and/or there is little to no supervision. Asking anyone who is down there to keep an eye out, asking the little league to lock them when games are finished. There are cameras but people who have been caught are younger residents and not much can be done at the moment. These issues still arose even when the police department was located in the park. **Resolution No. 2022-112**
- Town Clean Up
 - Looking into a date for the Town Cleanup day, will decide on the next meeting date. Having the Highway Dept. use their facilities on a Saturday and the Police Dept. will supervise.
- Pickleball
 - Many people have been requesting this in the park, possibility to put a court in the basketball court near the walking path. Popular amongst residents, the current basketball court was measured and there is enough room for 2 pickleball courts. This would require a quote to paint lines for these courts.

Old Business:

- Angelo Canna Town Park Paving
 - The Town with the help of the county was able to put in for a paved 8 foot wide walking path; the parking lots will also be paved. This should start in the next month or so, possible to be done by the end of May. The Town will only have to spend around \$90,000-\$100,000. Part of the path is going to be moved away from the sleigh hill and closer to the sport courts. Highway Dept. is paving Van Buren, but this will happen at the same time as the park paving, which will save money. This does not included in front of the dog park, but the left over millings from the current path will be used and be pounded/flatten out in front of it.
- Recycling
 - Lots of phone calls have been received from the Supervisor, not many calls in the Clerk's Office since the original closing.

Powers asks if Supervisor Watts reached out to the county about if the Town was going to be charged for the dumpster removal if trash was to be found in the recycling, this is the reason it was originally shut down. Powers believes this should not be reopened or shouldn't be reopened yet due to the fact that more money needs to be put into it, to be reopened. Watts did not get an answer from the County; Powers spoke with Templeton and Vosenburg. What the County is looking for from the Town is to have the recycling center fully secured, fully staffed when it is open and if the dumpsters need to be emptied it will cost the Town \$115.00 per ton. Watts said that he personally will take care of the charge, many residents are requesting it to be open again.

Resolution No. 2022-110

- Kenneth McMahon
 - Powers spoke with a gentleman and was informed that if someone would like to get water from the creek that it is permissible as far as DEC is concerned; as long as they do not pump more than 100,000 gallons a day. The board came to a consensus along with the advice of Town Attorney that it was not a great idea, board will contact Mr. McMahon.

Correspondence:

- The Cullington's
 - House across from the family dollar up the hill or end of Church Street across from the 911 center; this house has been vacant for two years and taxes have not been paid for 5 years as per Mrs. Cullington. They are concerned that the house and property pose health hazards with the amount of junk and garbage all over the property. Requesting someone go over there and try to get something started on resolving this issue. The gentleman's name who owns the property is named Preston Nickels.
Nothing has occurred yet, code and the police will have to go up and address this. Powers said he spoke with DEC and they took a ride to look and he stated that DEC didn't see any hazmat on the property leaching into the neighbors well. Definitely want to see it can get cleaned up. The owner died and there is squatter currently in the building. The town doesn't have the right to evict him, if taxes are not being paid or there is no next of kin, hopefully the county takes on the property and then sells it as a foreclosure, a new owner would be able to evict him. Nothing can be done until someone takes over the property to evict him.
- Glens Falls House
 - Liquor License 30 Day Waiver - **Resolution No. 2022-107**
- Department of Health
 - 'The Department has an Administrative Tribunal hearing scheduled with the owner/operator of Acra Manor and their legal counsel on April 26th and 27th' They have requested code enforcement to be a witness to testify about some photos of the property.
- Cairo Rotary Club
 - 'Our goal for this week is the cleanup and (maybe painting or other tasks as needed) in the Town Park for our Rotary Day or Service on 4/23. We have a group of volunteers, and are prepared to work from 1:00pm-4:00pm.' 'We also discussed the adoption of someplace in Town such as a section of road or the park that the club could keep cleaned up. Tree planting is another initiative this year, and we have some ideas there too.'
Board discussed and had no problem with them doing this.
- Rooster Complaint

- Problem with a rooster in the South Cairo Development. Spoke with the attorney about this, this is considered a Civil Matter, Town doesn't have any say in what happens, will have to be taken to court
- 5th Grade Class Park Request
 - 'My name is Rachel Pollard. I teach 5th grade at Cairo-Durham Elementary School. I had a few questions regarding the use of the park. We are currently working with a group over at Mine Kill State Park. They provide educational science activities to students for free. The 5th grade team was hoping to use the pavilion and some area of the grounds for activities and a cook-out or bagged lunch meal. The providers at Mine Kill had asked if there is an area of freshwater (creek, stream, etc.) that the students could wade into look for different invertebrates and such. Is that something that is available on the grounds and possible for us to do? I look forward to hearing from you!'

Check to see if she filed out a use of the park request and a release waiver.
- Dog Park Donation
 - 'Before COVID struck, I created a committee within the Cairo Development Foundation. The purpose of the committee was to raise funds for the dog park, with the main interest being the construction of one or two structures to seat dog owners and protect them from the elements, particularly the sun in the summer.

Due to COVID, the committee was unable to complete their purpose and has been discontinued. However, we did collect some donations, before everything shut down. I would like to give the donations, totaling approx. \$400.00, to the Town of Cairo with the hope that the Town will put them towards the cost of a new structure, particularly in the small dog section, since the gazebo now provides some seating and shade in the large dog section.

Arlene Maben'

Just needs to know who the check needs to be written out to, Watts will find that out.

Resolution No. 2022-087 (AMENDED) "Approve Release of HUD Residential Rehabilitation Funds"

Offered by Council Member Powers and NOT SECONDED.

WHEREAS, the Town of Cairo currently has \$61,860.60 in its possession from a HUD Residential Grant awarded to the Town, and

WHEREAS, the Town has authorized Delaware Engineering to act as the "Residential Specialist" to determine the appropriateness of various applications received for funding and

WHEREAS, Delaware Engineering has completed its review and assessment of the applications including feasibility studies submitted and determination of costs of necessary renovations under each such application.

BE IT RESOLVED, that the funds shall be disbursed, by an ACT of the Cairo Town Board majority, setting aside the terms and conditions of the grant as well as the recommendations of the residential specialist, Delaware Engineering, the board hereby awards:

- Emmy Cross (Latosa) - \$5,930.30
- Mountainview Enterprises - \$5,930.30
- Cairo Development Foundation - \$50,000.00

BOARD DID NOT VOTE. MOTION DEFEATED

**All parties who received part of this grant are suing the town and none of the money has been disbursed from the grant. This is all with the attorneys and will move forward under them.

Resolution No. 2022-091 "Receipt of Monthly Supervisor's Report"

Offered by Council Member Cords and seconded by Supervisor Watts.

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

BE IT RESOLVED, that the Town Board Members accept the monthly Supervisor's Report for March.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-103 "Update for Supervisor Record of Activities and Days Worked"

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

WHEREAS, Jason Watts, an Elected Official has submitted an updated Record of Activities to the Town Board for review for his position as Town of Cairo Supervisor for a three month period. Therefore;

BE IT RESOLVED, the Town Board does hereby accept the Record of Activities submitted as official duties of the Town of Cairo Supervisor and the updated Record of Activities result of 10.44 days worked per month.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-104 "Amend Employee Policy for Certain Employees Regarding Accumulation and Usage of Compensation Time"

Offered by Supervisor Watts and seconded by Council Member Cords.

WHEREAS, the Town of Cairo wishes to provide guidelines for the accumulation and usage of comp time for the Town Assessor, Code Enforcement Officer and Bookkeeper.

NOW THEREFORE BE IT RESOLVED, that for the accumulation and usage of comp time for the Town Assessor, Code Enforcement Officer and Bookkeeper shall be as follows:

Assessor: Accumulation of up to 40 hours per year permitted, but accumulation is only permitted between April 1 and May 30 and must be utilized within the same calendar year.*

Code Enforcement Officer: Accumulation of up to 40 hours per year permitted, but accumulation may only occur when CEO is responding to fire calls.*

Bookkeeper: Accumulation of up to 40 hours per year permitted, but accumulation is only permitted during budget season and while working on external audits throughout the year and must be utilized within the same calendar year.*

* Comp time can only be used in 16-hour increments per payroll period-cannot all be taken at once. If comp time is not used it will be paid out (at regular pay not overtime pay) by the end of the year and cannot carry over to the next year.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-105 "Request DOT Traffic Survey for the Corners of Sandy Plains and Ira Vail Road"

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

WHEREAS, the Town Board of the Town Of Cairo has received complaints from residents concerned about excessive speed and unsafe travel along town, county and state highways within the town and,

WHEREAS, the New York State Department of Transportation has jurisdiction over traffic regulations on town, county and state highways and,

WHEREAS, there is only a 2 way stop at the corners of Ira Vail and Sandy Plains Road where serious accidents have occurred. Therefore;

BE IT RESOLVED that the Town Board of the Town of Cairo does hereby request that the NYS DOT conduct traffic surveys of both Sandy Plains Road and Ira Vail Road at that 4 corner location to facilitate the placement of 2 additional stop signs.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-106 “Court Justice Record of Activities and Days Worked”

Offered by Supervisor Watts and seconded by Council Member Cords.

WHEREAS, Joan VanDenburgh, an Elected Official has submitted a Record of Activities to the Town Board for review for her position as Town of Cairo Court Justice for a three month period. Therefore;

BE IT RESOLVED, the Town Board does hereby accept the Record of Activities submitted as official duties of the Town of Cairo Court Justice and the Record of Activities result of 3.12 days worked per month.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-107 “Agreeing to Waive 30-Day waiting period for State Liquor Authority License for Glens Falls House, Picco Hospitality Group”

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

WHEREAS, in accordance with the New York State Liquor Authority application process an applicant is required to submit a notice to the municipality in which it will be located at least 30 days prior to the issuance of such License, and

WHEREAS, the Glens Falls House located at 210 Winter Clove Road, Round Top has requested that such 30-day waiting period be waived; now therefore,

BE IT RESOLVED, that the Town Clerk is hereby authorized to attach a certified copy of this resolution to the SLA (Standardized Notice Form for providing 30-Day Advanced Notice to a Local Municipality or Community Board) and forward same to the applicant and/or NY State Liquor Authority.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-108 “A resolution authorizing the implementation and funding in the first instance 100% of the federal-aid and State “Marchiselli” Program-aid eligible costs, of a transportation federal-aid project and appropriating funds therefore”

Offered by Council Member Cords and seconded by Supervisor Watts.

WHEREAS, a Project, TAP/CMAQ, Multi Use Pathway & Sidewalk project, Town s of Cairo and Greenville, Greene County. P.I.N. 1760.85 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds

WHEREAS, the Town of Cairo desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design and Construction, C/I,

NOW, THEREFORE, the Town Board duly convened does hereby

RESOLVED, that the Town Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Town Board hereby authorizes the Town of Cairo to pay in the first instance 100% of the federal and non-federal share of the cost of Design and Construction, C/I, work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$1,430,960.00 has hereby been appropriated from **Capital Sidewalks (HS Fund)** and made available to cover the cost of participation in the Design, Construction, and C/I phases of the Project; and it is further

RESOLVED, that the sum of an additional \$63,435.00 of 100% state funds is hereby appropriated from **Capital Sidewalks (HS Fund)** and made available to cover the cost of participation in the Construction and C/I phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Cairo Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Town Board of the Town of Cairo be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of Cairo with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

RESOLVED, this Resolution shall take effect immediately

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-109 “Authorize Town Clerk to Attend Association of Town Clerk’s Conference, April 24th-27th”

Offered by Supervisor Watts and seconded by Council Member Powers.

WHEREAS, the annual New York State Town Clerk’s Association will be holding their annual meeting in Albany from April 24th through April 27th, 2022, and

WHEREAS, this conference is specifically designed for the continuing education and professional growth of Town Clerks, and

WHEREAS, the Town Clerk would benefit from the shared knowledge, networking and latest information available as will be shared by State Agencies at the Conference, now therefore

BE IT RESOLVED, that the Town Board does authorize the Town Clerk, Kayla McAlister, to attend the 40th Annual Town Clerk’s Conference in Albany, New York. The total cost for the three day commuter plan with meals is \$304.00.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-110 “Opening of Recycling Center”

Offered by Supervisor Watts and seconded by Council Member Cords.

WHEREAS, in resolution # 2020-162 it determined an effective closing date for the Town of Cairo Recycling Center as October 31, 2020.

WHEREAS, resolution #2022-094 to hire a full time Park employee was passed allowing an additional employee to be able to staff the recycling center.

BE IT RESOLVED, that the Cairo Town Board does hereby re-open the Town of Cairo Recycling Center with the following days and times: TBD

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Nay. Motion Carried.

Resolution No. 2022-111 “Approve Town Park Paving Expenditure”

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

WHEREAS, Greene County has submitted quotes for paving the walking path at the Angelo Canna Town Park.

BE IT RESOLVED, that the Cairo Town Board does hereby approve the Asphalt Quick Quote BID for the Angelo Canna Town Park walking path in an amount not to exceed \$100,000.00.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-112 “Highway Superintendent Record of Activities”

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

WHEREAS, Art Evans, an Elected Official has submitted a Record of Activities to the Town Board for review for his position as Town of Cairo Highway Superintendent for a three month period. Therefore;

BE IT RESOLVED, the Town Board does hereby accept the Record of Activities submitted as official duties of the Town of Superintendent of Highways and the Record of Activities result of Full time days worked per month.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Resolution No. 2022-112 “Big Top Portable Handicap Toilet Rental Agreement”

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

WHEREAS, there has been numerous vandalism incidents at the Angelo Canna Town Park bathrooms.

WHEREAS, the bathrooms at the Angelo Canna Town Park will be locked except for during the working hours of the Parks staff. Keys will be handed out to those that run the local teams (i.e. Little League). Therefore;

BE IT RESOLVED, that the Town Board does hereby authorize the annual rental of a Handicap Port-O-Let from Big Top at the cost of \$2,535.

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

***Cords asks if COVID money can be used for this purchase, Watts says some was used for the repairs of the bathrooms that were vandalized not sure about the port-o-let, will have to look into it.*

***Someone asks for more visible cameras, but many are on the poles. Maybe a sign that says bathrooms are under surveillance.*

Public Comments:

***Marc Gorelick asked about the nickel social for the friends of the library request last meeting. Cords stated that they just need a certificate of insurance for use of the building, Cords will contact the Town insurance to see what needs to be done. Board does not have a problem with them using the community building.*

Enter Executive Session @ 8:00PM

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

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Exit Executive Session @ 8:20PM

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

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Adjourn Town Board Meeting @ 8:21PM

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

Supervisor Watts – Aye, Council Member Bogins – Aye, Council Member Cords – Aye, Council Member Flaherty – Aye, Council Member Powers – Aye. Motion Carried.

Respectfully Submitted

Kayla L. McAlister
Town Clerk