

October 11, 2016

Minutes of a Regular Meeting of the Town Board of the Town of Southport held at the Southport Town Hall, 1139 Pennsylvania Avenue on October 11, 2016.

Members Present: Supervisor David Sheen, Council Members Daniel Hurley, Kathleen Szerszen, Joseph Roman

Members Absent: Council Member Glenn Gunderman

Others Present: Attorney Steven Barnstead, Code Enforcement Officer Peter Rocchi, Highway Superintendent David Bachman, Director of Recreation David Ellis, Recreation Attendant Robert Ripley, Highway Employee Richard Nickerson, Town Clerk Carolyn Renko, Deputy Town Clerk Marianne Schrom

The meeting was called to order by Supervisor David Sheen at 7:00 p.m., followed by the Pledge of Allegiance to the Flag of the United States of America.

Moment of Silence – Kathleen Szerszen

Monthly Reports were received as follows:

Town Clerk Carolyn A. Renko

Town Clerk & Dog License Fees	\$ 2,491.66
Fitzsimmons Lot Sales	\$ 1,075.00
Funds Turned to State & County Agencies	<u>\$ 17,046.59</u>
	\$ 20,613.25

Code Enforcement Office

Fees Collected:	Building Permit Fees	\$ 1,897.40
	Building Permit Values	\$ 256,400.00
	Operating Permit Fees	\$ 250.00
	Site Plan Fees	\$ 150.00

City of Elmira Animal Control  
Justice Office  
Recreation/Aging/Youth  
Residential Deputy

Council Member Roman made a motion, Council Member Hurley seconded to accept the monthly reports as filed.

There was no Correspondence received.

Council Member Roman made a motion, Council Member Szerszen seconded to accept the minutes from September 14, 2016 Regular Meeting, September 20, 2016 Tentative Budget Meeting, and September 28, 2016 Special Meeting

Under Taxpayer's Comments, agenda and discussion items only, no one wished to speak.

RESOLUTION NO. 170-2016

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Roman  
Seconded by: Hurley

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of October, 2016, No. 587 through No. 645, not to exceed \$ 76,389.44, has been audited and approved for payment by this Town Board.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO. 171-2016

APPROVING ABSTRACT OF HIGHWAY FUND CLAIMS

Resolution by: Szerszen  
Seconded by: Hurley

RESOLVED, that the Abstract of Highway Fund Claims submitted by the Town Clerk for the month of October, 2016, No. 182 through No. 199, not to exceed \$ 51,956.22, has been audited and approved for payment by this Town Board.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO.172-2016

REAPPOINTING MARTIN MASON AND HAROLD BOSSARD TO THE TOWN OF SOUTHPORT  
CEMETERY COMMISSION

Resolution by: Roman  
Seconded by: Szerszen

RESOLVED, that Martin Mason and Harold Bossard be and they hereby are recognized to serve a term of three (3) years as members of the Town of Southport Cemetery Commission of the Town of Southport, said terms to expire 11/1/2019.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO. 173-2016

APPROVING PRELIMINARY BUDGET AND DIRECTING PUBLIC HEARING THEREON

Resolution by: Roman  
Seconded by: Hurley

RESOLVED, that the Tentative Budget, consisting of an estimate of revenues and expenditures, presented to the Town Board and as the same has been modified by this Town Board be and the same hereby is approved as the Preliminary Budget for the fiscal year commencing January 1, 2017 and ending December 31, 2017, as the same is set forth in detail therein and a copy filed in the Town Clerk's Office; where the same shall be available for inspection by any interested person during the office hours of the Town Clerk, and be it further

RESOLVED, that this Town Board shall hold a public hearing on the same Preliminary Budget in accordance with Section 108 of the Town Law, as amended, on the 2<sup>nd</sup> day of November 2016, at 7:00 p.m., or as soon thereafter as it can be heard, at the Town Hall, 1139 Pennsylvania Avenue in said Town, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to cause notice of such public hearing to be published at least once in the official newspaper and to cause a copy of such notice to be posted on the sign board of the Town which shall be done at least five (5) days before the date specified for this hearing.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO. 174-2016

REQUEST FROM SOUTHPORT CINDERELLA SOFTBALL TO PLACE A BENCH NEXT TO THE WALKWAY  
AT CHAPEL PARK

Resolution by: Szerszen  
Seconded by: Hurley

WHEREAS, Southport Cinderella Softball is requesting permission to place a bench next to the walkway at Chapel Park in memory of Hannah Jerzak.

RESOLVED, that the Town Board of the Town of Southport authorizes Southport Cinderella Softball to place a bench in memory of Hannah Jerzak next to the walkway at Chapel Park.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

Marlene Zecca, member of the Southport Trails Committee gave an update and presented a vision statement. She discussed possibly applying for a TAP Grant Application but the Town would have to commit \$60,000.00 and the Town Board Members felt that the Town cannot commit money for the development of a trail at this time.

RESOLUTION NO. 175-2016

SETTING HOURS FOR TRICK-OR-TREATING ON HALLOWEEN NIGHT

Resolution by: Roman  
Seconded by: Szerszen

RESOLVED, that the Town of Southport does hereby declare the hours of trick-or-treating on Halloween night, October 31, 2016, be from 5:30 p.m. to 8:00 p.m.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO. 176-2016

ORDER DIRECTING THE REPAIR OR REMOVAL OF A DANGEROUS AND UNSAFE BUILDING  
AT 526 HOLECEK AVENUE

Resolution by: Roman  
Seconded by: Szerszen

WHEREAS, the Building Inspector of the Town of Southport has been advised as to potential unsafe or dangerous conditions existing in a structure located at 526 Holecek Avenue, Tax Map No. 99.13-1-34, Town of Southport, County of Chemung and State of New York, and

WHEREAS, the Building Inspector thereafter filed with this Town Board a written report stating his findings and recommendations with regard to the removal or repair of this structure,

NOW THEREFORE BE IT RESOLVED, that in accordance with Chapter 234 of the Town of Southport Municipal Code, the Town Board of the Town of Southport does hereby find that a building located at 526 Holecek Avenue, Tax Map No. 99.13-1-34, within the Town of Southport, is dangerous and unsafe to the public, and the same shall be removed or repaired, if the same can safely be repaired, and be it further

RESOLVED, that the Supervisor is hereby authorized and directed to cause to be personally served upon the owner, executor, legal representative, agent, lease or any other person having a vested or contingent interest in the property referred to above, a notice in accordance with Chapter 234 of the Municipal Code of the Town of Southport, and be it further

RESOLVED, that the Town Supervisor is directed to have the notice filed in the Chemung County Clerk's Office.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO. 177-2016

SETTING PUBLIC HEARING ON A DANGEROUS AND UNSAFE BUILDING AT 526 HOLECEK AVENUE

Resolution by: Roman  
Seconded by: Szerszen

WHEREAS, by Resolution No. 176-2016, the Town Board of the Town of Southport found a certain building located at 526 Holecek Avenue, Tax Map No. 99.13-1-34, Town of Southport, County of Chemung, State of New York, to be dangerous and unsafe to the public, and ordered its removal, and

WHEREAS, Chapter 234 of the Municipal Code of the Town of Southport hereby orders that a public hearing be held before the Town Board of the Town of Southport on November 9, 2016 at 7:15 p.m. or as soon thereafter as it can be heard, to allow the owner of certain real property located at 526 Holecek Avenue, Tax Map No. 99.13-1-34, Town of Southport, County of Chemung, State of New York, to present facts and testimony as to why such building should not be removed, and be it further

RESOLVED, that a notice shall be personally served upon the owner of record of the real property at the aforementioned location, advising such owner as to the time, date, and place of the hearing, or in the event that no such person can be reasonably found, then by mailing a copy of such notice to such person by registered mail, addressed to their last known address and by securely posting a copy of such notice upon the premises.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

Next under discussion was update on 15 Kneale Road. Code Enforcement Officer Peter Rocchi stated that they received two quotes regarding the demolition and asbestos removal, both of which met the procurement policy guidelines.

RESOLUTION NO. 178-2016

ACCEPTING QUOTE OF LCP GROUP, INC. FOR DEMOLITION OF AN UNSAFE BUILDING LOCATED AT 15 KNEALE ROAD

Resolution by: Roman  
Seconded by: Szerszen

WHEREAS, this Town Board finds and determines that a quote submitted by LCP Group, Inc., for the demolition of an unsafe building located at 15 Kneale Road in the Town of Southport, Tax Map Identification No. 97.00-1-4.2 is deemed to be the lowest responsible quote submitted therefore, as follows:

LCP Group, Inc.	\$14,500.00
450 Commerce Road	
Vestal, NY 13850	

NOW THEREFORE BE IT RESOLVED, that said quote be and the same hereby is accepted accordingly, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to accept said quote and payment therefore shall come on for regular audit before this Town Board.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

RESOLUTION NO. 179-2016

PROVIDING TOWN EMPLOYEES, ELECTED OFFICIALS, & RETIREES AND THEIR SPOUSES UNDER THE AGE OF 65 WITH A CHOICE AS TO HEALTH INSURANCE BENEFITS

Resolution by: Roman  
Seconded by: Szerszen

WHEREAS, the Town has provided its employees and retirees health insurance benefits; and

WHEREAS, the Town would like to offer the Town employees, elected officials and retirees and their spouses under the age of 65 two different alternatives as to insurance coverage to be provided by the Town with the alternatives being Blue Cross/Blue Shield Simply Blue Plus Platinum 3 and Blue Cross/Blue Shield Simply Blue Plus Gold 6.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport in regular session duly convened does hereby provide to all eligible Town employees, elected officials and retirees and their spouses under the age of 65 the ability to choose between Blue Cross/Blue Shield Simply Blue Plus Platinum 3 and Blue Cross/Blue Shield Simply Blue Plus Gold 6 for their health insurance coverage.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

Under Taxpayer's Comments, Charles Collins from 436 Kinner Hill Road commented on open public comment at all appointed board meetings.

Charles Wilson from 399 Widger Hill Road commented on the Tentative Budget, Medical Insurance and brush that needs to be taken down on the guardrail on Widger Hill Road.

Barton Graham from 1678 Pennsylvania Avenue commented on open board meetings, Comprehensive Plan Vision and a FOIL request regarding a mission statement.

Council Member Roman made a motion, Council Member Szerszen seconded to adjourn the meeting.

The meeting was adjourned at 830 p.m.

AYES: Hurley, Roman, Szerszen, Sheen  
NOES: None  
ABSENT: Gunderman  
CARRIED.

Respectfully Submitted,

Carolyn A. Renko  
Town Clerk