

February 14, 2017

Regular Meeting

Minutes of a Regular Meeting of the Town Board of the Town of Southport held at the Southport Town Hall, 1139 Pennsylvania Avenue on February 14, 2017.

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

Others Present: Attorney Kimberlee Balok-Middaugh, Code Enforcement Officer Peter Rocchi, Highway Superintendent David Bachman, Director of Recreation David Ellis, Recreation Attendant Robert Ripley, Community Development Specialist Nichola Ostrander, 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	\$ 1,731.30
Funds Turned to State & County Agencies	<u>\$ 359.95</u>
	\$ 2,091.25

Receiver of Taxes

Town and County Tax Collected	\$ 3,636,498.06
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Code Enforcement Office

Fees Collected	Building Permit Fees	\$ 512.00
	Building Permit Values	\$ 52,550.00
	Operating Permit Fees	\$ 1,150.00
	Site Plan Fees	\$ 150.00

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

2016 ANNUAL REPORT OF THE TOWN CLERK & RECEIVER OF TAXES:

NYS Dept. of Agriculture & Markets for Dog Licenses	\$	1,937.00
NYS Dept. of Environmental Conservation (DEC) for Conservation Licenses	\$	37,534.82
NYS Dept. of Health for Marriage Licenses	\$	1,080.00
Supervisor for Dog License & Clerk Fees	\$	21,923.93
Supervisor for Fitzsimmons Cemetery	\$	6,800.00
SUBTOTAL	\$	69,275.75

2016 FITZSIMMONS CEMETERY EXTENSION REPORT:

22 graves were sold during 2016 for a total of \$ 6,800.00.

CODE ENFORCEMENT OFFICER 2016 ANNUAL REPORT:

Building Permit & Site Plan Review Fees	\$	16,687.35
Building Permit Values:	\$	2,339,105.00
Variance Fees:	\$	375.00
Operating Permit Fees:	\$	5,800.00

The following were issued or completed: 331 Total Building Permits; 1 New Home; 1 New Commercial Building; 79 Fire Inspections/OP Permits; 589 Compliance Certificates; 376 Building Inspections; 87 Unlicensed Vehicles; 108 Garbage/Rubbish; 14 Vendor Cleaned up; 129 High Grass; 38 Vendor Mowed; 2 Burning Violations; 3 Swimming Pool Violations; 63 NYS and Misc. Violations; 7 Appearance Tickets; 10 Logging Registrations; 14 Site Plan Applications; 5 Variance Applications; 9,086 Miles Driven; 1,835 Complaints/Inquires.

2016 YEAR END YOUTH SERVICES/RECREATION/SENIOR CITIZEN REPORT:

Approximately 8,615 sign-in's/participants at the Chapel Park Community/Senior Center, including those who came to weekly and monthly activities, weekly and monthly meetings, special events, elections, gatherings, and rentals. The Chapel Park Community Center was rented 78 times for a total of \$7,625.00.

TOWN JUSTICE JOSEPH W. HOLLY 2016 ANNUAL REPORT:

Total Collected by Justice Holly	\$	119,372.95
Amount Forwarded to Town of Southport Fiscal Officer	\$	109,037.95
Bail Pending	\$	6,367.50
Total kept by the Town (both Judges)	\$	59,287.00

TOWN JUSTICE STEVEN T. MILFORD 2016 ANNUAL REPORT:

Total Collected by Justice Milford	\$ 123,429.00
Amount Forwarded to Town of Southport Fiscal Officer	\$ 116,365.00
Bail Pending	\$ 2,550.00
Total kept by the Town (both Judges)	\$ 59,287.00

COMMUNITY DEVELOPMENT SPECIALIST:

Met with 110 local business owners, attended 10 Southport Business Association Meetings; mailed and hand delivered a total of 15 marketing binders; applied for the Restore NY Grant; attended the Basic Economic Development Course; networked with several people that assist small business.

Motion was made by Council Member Gunderman, seconded by Council Member Roman to accept the Monthly Reports and Annual Reports as filed.

Under Correspondence, there was none received.

Council Member Roman made a motion, Council Member Szerszen seconded to accept the minutes of the December 13, 2016 Regular Meeting, January 3, 2017 Organizational Meeting and January 10, 2017 Regular Meeting.

Under Taxpayer's Comments, Charles Collins from Kinner Hill Road commented on agenda item Supporting an application for a proposed USDA Rural Business Development Grant.

RESOLUTION NO. 47-2017

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Gunderman
Seconded by: Szerszen

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of February 2017, No. 35 through No. 93, not to exceed \$80,728.27, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 48-2017

APPROVING ABSTRACT OF GENERAL FUND CLAIMS #14

Resolution by: Gunderman
Seconded by: Szerszen

RESOLVED, that the abstract of General Fund Claims #14, No. 829 through No. 835, not to exceed \$4,156.66, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 49-2017

APPROVING ABSTRACT OF HIGHWAY FUND CLAIMS

Resolution by: Roman
Seconded by: Hurley

RESOLVED, that the Abstract of Highway Fund Claims submitted by the Town Clerk for the month of February 2017, No. 5 through No. 23, not to exceed \$99,735.80, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 50-2017

APPROVING ABSTRACT OF FIRE FUND CLAIMS

Resolution by: Gunderman
Seconded by: Szerszen

RESOLVED, that the Abstract of Fire Fund Claims, submitted by the Town Clerk for the month of February 2017, No. 1 through No. 6, not to exceed \$636,097.75, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 51-2017

UPDATING THE TOWN OF SOUTHPORT LOCAL HIGHWAY LISTING

Resolution by: Hurley
Seconded by: Szerszen

RESOLVED, by the Town of Southport for the purpose of correcting and updating the Local Highway Listing, the following corrections/changes were made:

NEW:

East Elmira Street from the West Dead End to the East Dead End for a total length of 0.18 Miles
Laurel Street from Elmira C/L to CR 69 (Pennsylvania Avenue) for a total length of 0.40 Miles
Sitzer Road from CR 26 (Christian Hollow) to the Pennsylvania State Line for a total length of 0.90 Miles
Wilkins Street from Woodbine Avenue to the End of Street for a total length of 0.29 Miles

Total Mileage Added: 1.77 Miles

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport hereby approves the above changes/corrections to the Local Highway Listing.

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

RESOLUTION NO. 52-2017

AUTHORIZING THE HIGHWAY SUPERINTENDENT TO PURCHASE A PLOW/DUMP TRUCK AND THE WITHDRAWAL OF FUNDS FROM THE HIGHWAY EQUIPMENT RESERVE FUND

Resolution by: Hurley
Seconded by: Gunderman

WHEREAS, the Highway Superintendent for the Town of Southport requested to purchase a Volvo Dump Truck Model VHD64F200 for the Town of Southport Highway Department use for the benefit of highway services for the Town, and

WHEREAS, the Town Board has determined that the purchase of this truck is in the best interest of the Town, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport, Chemung County, New York, does hereby approve the purchase of the Volvo Dump Truck Model VHD64F200 in the amount not to exceed TWO HUNDRED TWENTY FIVE THOUSAND DOLLARS AND 00/100 (\$225,000.00), the purchase to be made by “piggybacking” on an Onondaga County bid; and

BE IT FURTHER RESOLVED, that the purchases shall be charged to the Highway Equipment Reserve Fund for the Highway Department.

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

RESOLUTION NO. 53-2017

ACCEPTING RESIGNATION OF LINDA TAFT AS A MEMBER OF THE TOWN OF SOUTHPORT
PLANNING BOARD

Resolution by: Gunderman
Seconded by: Roman

WHEREAS, Linda Taft has submitted her resignation as a member of the Town of Southport Planning Board, effective February 6, 2017.

NOW THEREFORE BE IT RESOLVED, that this Town Board hereby accepts the resignation of Linda Taft, as a member of the Town of Southport Planning Board, effective February 6, 2017.

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

RESOLUTION NO. 54-2017

AUTHORIZING THE SUPERVISOR TO ENTER INTO AN AGREEMENT WITH KATE’S KLEAN COMPANY FOR
CLEANING SERVICES AT THE SOUTHPORT COMMUNITY CENTER

Resolution by: Szerszen
Seconded by: Gunderman

WHEREAS, Kate’s Klean Company submitted a quote to provide cleaning services to the Southport Community Center in the amount of THREE HUNDRED TWENTY EIGHT DOLLARS AND 57/100 (\$328.57) per month,

NOW THEREFORE BE IT RESOLVED, that the Town Board authorizes the Supervisor to enter into an agreement with Kate's Klean Company for cleaning services at the Southport Community Center, and be it further

RESOLVED, that this agreement be subject to review and approval of the Attorney for the Town.

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

RESOLUTION NO.55-2017

SUPPORTING AN APPLICATION FOR A PROPOSED NEW YORK STATE MAIN STREET TECHNICAL ASSISTANCE PROJECT FUNDING (NYMS-TA)

Resolution by: Gunderman
Seconded by: Hurley

RESOLVED, that the Town Board of the Town of Southport approves and endorses the Town of Southport in its application to NYS Homes and Community Renewal for funding under the New York Main Street Technical Assistance Grant.

WHEREAS, the Town of Southport desires to apply for \$20,000.00 in financial assistance through the 2017 Consolidated Funding Application (CFA) under the New York Main Street Technical Assistance Grant, and

WHEREAS, the application proposes funding to assist property owners to complete building renovations to downtown "main street" buildings on both sides of Broadway between New York State Route 14 and Haskell Street.

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that the applicant obtains the approval and endorsement of the governing body of the municipality in which the project will be located.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport approves and endorses the 2017 New York Main Street Technical Assistance Grant for assistance, prepared and to be submitted by the Town of Southport.

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

RESOLUTION NO. 56-2017

SUPPORTING AN APPLICATION FOR A PROPOSED USDA RURAL BUSINESS DEVELOPMENT GRANT

Resolution by: Roman
Seconded by: Szerszen

RESOLVED, that the Town Board of the Town of Southport approves and endorses the Town of Southport in its application to the United States Department of Agriculture for a Rural Business Development Grant.

WHEREAS, the Town of Southport desires to apply up to \$50,000.00 in financial assistance through the 2017 USDA Rural Business Development Grant, and

WHEREAS, the application proposes funding to assist small businesses in rural areas, specifically a feasibility study of the Cedar Street area.

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts;
and

WHEREAS, the grant application requires that the applicant obtains the approval and endorsement of the Town Board of the municipality in which the project will be located.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport approves and endorses the 2017 USDA Rural Business Development Grant for assistance, prepared and to be submitted by the Town of Southport.

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

RESOLUTION NO. 57-2017

AUTHORIZING SUPERVISOR TO ENTER INTO AN AGREEMENT FOR VEGETATION MANAGEMENT IN CHAPEL PARK WATERWAY AND BULKHEAD MEMORIAL

Resolution by: Roman
Seconded by: Gunderman

WHEREAS, the Chapel Park Waterway and Bulkhead Memorial are in need of vegetation management, and

WHEREAS, Certified Lawn Care has submitted a proposal to provide a vegetation control plan in the Chapel Park Waterway and Bulkhead Memorial in April-May, June-July, August-September 2017 for a total of TWO THOUSAND TWO HUNDRED EIGHTY DOLLARS AND 00/100 (\$2,280.00),

NOW THEREFORE BE IT RESOLVED, that the Town Supervisor is hereby authorized and directed to enter into an agreement with Certified Lawn Care for vegetation management at Chapel Park Waterway and Bulkhead Memorial, and be it further

RESOLVED, that this agreement be subject to the review and approval of the Attorney for the Town.

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

RESOLUTION NO. 58-2017

AUTHORIZING ACCEPTANCE OF FUNDING FROM RESTORE NEW YORK GRANT AND AUTHORIZING SUPERVISOR TO EXECUTE NECESSARY AGREEMENTS

Resolution by Szerszen
Seconded by: Gunderman

WHEREAS, the Empire State Development Corporation granted funds to the Town of Southport through its Restore New York program for the Town of Southport's application regarding Point Redevelopment (#AB722) for \$500,000; and

WHEREAS, as part of the required grant process, the Town of Southport must finalize the application process in order to be eligible for the awarded funding:

NOW THEREFORE BE IT RESOLVED, that the Town of Southport hereby authorizes the Town Supervisor or his designee to take the necessary actions to complete the application process and execute any necessary documents, and

BE IT FURTHER RESOLVED, that the Town Board for the Town of Southport hereby authorizes the acceptance of any funding which may be received from the Restore New York grant, and further authorizes the Town Supervisor to execute any agreements which may be required to secure such funding.

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

Under discussion were Medical Insurance, Southport Cinderella Softball, Southport Recreation Association, and Agreement with the Elmira City School District, all of which will be tabled until the March 14, 2017 Regular Meeting.

Council Member Roman made a motion, Council Member Gunderman seconded to refer to the Town of Southport Planning Board, Dog Licensing fees.

Next under discussion was update on 526 Holecek Avenue. Code Enforcement Officer Peter Rocchi stated that he is just waiting on the Contractor to start demolition. This will be put on the March agenda for another update.

RESOLUTION 59-2017

TOWN OF SOUTHPORT 2017 CEMETERY COMMISSION NOMINATIONS

Resolution by Roman
Seconded by Szerszen

WHEREAS, the Town of Southport Cemetery Commission held a meeting on January 27, 2017 and the following members were nominated as officials for 2017:

Chairman/Chairperson	Harold Bossard
Co-Chairman/Co-Chairperson	Martin Mason
Secretary	Jacquelyn L. French

RESOLVED, that the above members were nominated as officials for the 2017 Town of Southport Cemetery Commission.

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

RESOLUTION NO 60-2017

APPOINTING JOHN HASTINGS AS A MEMBER OF THE TOWN OF SOUTHPORT PLANNING BOARD

Resolution by: Gunderman
Seconded by: Hurley

RESOLVED, that John Hastings be and he hereby is appointed as a member of the Planning Board of the Town of Southport, to fill the unexpired term of Linda Taft, term to expire on April 1, 2023.

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

Council Member Roman made a motion, Council Member Szerszen seconded to refer to the Town of Southport Planning Board Solar/Wind Moratorium.

Lastly under Discussion was transfer of Town Property at the end of Circuit Drive. This will be tabled until the March 14, 2017 Regular Meeting.

Under Taxpayer's Comments, Charles Collins from 436 Kinner Hill Road spoke regarding the Pine City Sewer Study and the Elmira City School District.

Barton Graham from 1678 Pennsylvania Avenue commented on the Attorney's for the Town.

Charles Wilson from 399 Widger Hill Road commented on Taxpayer's Comments and the Attorney for the Town.

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

The meeting was adjourned at 8:19 p.m.

Respectfully Submitted,

Carolyn A. Renko
Town Clerk