

April 14, 2020

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 April 14, 2020.

Members Present: Supervisor, Kathleen Szerszen, Council Members, Glenn Gunderman, Daniel Hurley, Joseph Roman, Timothy Steed

Others Present: Code Enforcement Officer, Peter Rocchi
Town Clerk, Carolyn Renko

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

No written comments or e-mails were submitted to the Town Clerk by the public.

It was decided by this Town Board that monthly reports for the month of March, 2020 will be held over until the May 12, 2020 regular Town Board meeting.

RESOLUTION NO. 71-2020

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Gunderman

Seconded by: Steed

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of April 2020, No. 115 through No. 189, not to exceed \$95,498.06, has been audited and approved for payment by this Town Board.

AYES: Gunderman, Hurley, Roman, Steed, Szerszen

NOES: None

CARRIED.

RESOLUTION NO. 72-2020

APPROVING ABSTRACT OF HIGHWAY FUND CLAIMS

Resolution by: Roman
Seconded by: Gunderman

RESOLVED, that the Abstract of Highway Fund Claims submitted by the Town Clerk for the month of April 2020, No. 52 through No. 70, not to exceed \$52,775.71, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 73-2020

APPROVING ABSTRACT OF LIGHT FUND CLAIMS

RESOLVED, that the Abstract of Light Fund Claims submitted by the Town Clerk for the month of April 2020, No. 2 through No. 3, not to exceed \$15,433.31, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 74-2020

AUTHORIZING ADDITIONAL DUTIES AND RESPONSIBILITIES TO THE TOWN SUPERVISOR DURING THE
CORONAVIRUS COVID-19 PANDEMIC

Resolution by: Roman
Seconded by: Steed

WHEREAS, a nationwide pandemic has been declared due to the impact of the Coronavirus Covid – 19 resulting in a New York State and County of Chemung declaration of emergency; and

WHEREAS, the Town of Southport is complying with various State and County directives for the benefit of the safety and welfare of the community; and

WHEREAS, in an effort to prevent the spread of the virus, the Town of Southport Town Board wishes to implement the following procedures to minimize public interactions; and

NOW THEREFORE BE IT RESOLVED, that in the best interest of the safety and welfare for the public, the Town Board of the Town of Southport, County of Chemung, State of New York hereby confers upon the Town Supervisor the following additional duties and responsibilities in accordance with NYS General Municipal Law Section 24(4):

1. The ability to make decisions regarding office hours and determine the appropriate number of essential staff who shall work to meet the needs of the daily operations of the Town: and
2. The ability to pay bills for services and purchases to maintain the daily operations of the Town; and
3. The ability to cancel a scheduled Town Board meeting if the Town Supervisor determines that convening such meeting would create a public health risk. If the Town Supervisor determines to cancel a scheduled meeting, then the Town Supervisor must notify the Town Board members and the Town Clerk forty-eight (48) hours in advance of such scheduled meeting. In addition, the Town Clerk must make best efforts to also notify the public forty-eight (48) hours in advance of such scheduled meeting by placing such notice on the Town's website, post a cancellation notice at the Town Hall and e-mail notification of such cancellation to the local media.

BE IT FURTHER RESOLVED, that these additional duties and responsibilities conferred upon the Town Supervisor shall only be in effect until May 14, 2020.

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

RESOLUTION NO. 75-2020

BOND RESOLUTION DATED APRIL 14, 2020

A RESOLUTION AUTHORIZING STREET RESURFACING IN AND FOR THE TOWN OF SOUTHPORT, CHEMUNG COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$335,575.00 AND AUTHORIZING THE ISSUANCE OF \$335,575.00 SERIAL BONDS OF SAID TOWN TO PAY THE COST THEREOF

Resolution by: Hurley
Seconded by: Roman

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Southport, Chemung County, New York, as follows:

Section 1. Street resurfacing in and for the Town of Southport, Chemung County, New York, including curbs, gutters, sidewalks, drainage and costs incidental thereto, is hereby authorized at a maximum estimated cost of \$335,575.00.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$335,575.00 bonds of the Town, hereby authorized to be issued therefor, pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20 (c) of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Town of Southport, Chemung County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such 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 such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution is not substantially complied with 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.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town designated for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. This resolution takes effect immediately.

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

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

The meeting was adjourned at 7:25 p.m.

Respectfully Submitted,

Carolyn A. Renko, Town Clerk