

June 11, 2024

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 June 11, 2024.

Members Present: Supervisor Joseph Roman, Council Members Glenn Gunderman, Daniel Hurley, Daniel Williams, Rich Mathews

Others Present: Attorney Kimberlee Balok-Middaugh, Code Enforcement Officer Peter Rocchi, Deputy Supervisor Kathleen Szerszen, Highway Superintendent Steven Renko, Town Clerk Carolyn Renko, Deputy Town Clerk Marianne Schrom

The meeting was called to order by Supervisor Joseph Roman at 6:00 p.m., followed by the Pledge of Allegiance to the Flag of the United States of America.

Moment of Silence – Joseph Roman

6:00 p.m. – Discussion of 2023 Audit

Mr. Patrick Jordan, CPA, Partner of Insero & Co., CPA presented the 2023 audit reports.

The discussion focused on comparisons to the previous four years. Changes were primarily attributable to results of operations as well as depreciation expense and new debt. Mr. Jordan offered suggestions to consider when developing budgets for future years.

Presentation – Nichola Ostrander, Community Development Specialist spoke regarding a CDBG Community Facilities Grant.

Monthly Reports were received as follows:

Town Clerk Carolyn A. Renko

Town Clerk & Dog License Fees	\$ 1,736.82
Fitzsimmons Lot Sales	\$ 825.00
Funds Turned to State & County Agencies	<u>\$ 1,167.68</u>
	\$ 3,729.50

Code Enforcement

Building Permit Values	\$ 4,062.00
Building Permit Values	\$ 472,985.00
Operating Permit Fees	\$ 200.00
Logging Registration Fees	\$ 50.00
Site Plan Fees	\$ 450.00

City of Elmira Animal Control
Justice Office
Recreation/Aging/Youth Services
Residential Deputy
Supervisor's Report

Council Member Gunderman made a motion, Council Member Williams seconded to accept the monthly reports as filed.

Under Correspondence, Supervisor Roman stated he was informed by Jamie Gensel from Fagan Engineers that the lighting project at Elmer Goodwin is complete. Supervisor Roman thanked Highway Superintendent Steve Renko and his crew for all the work they did to get this done.

Council Member Mathews made a motion, Council Member Gunderman seconded to accept the minutes of May 14, 2024.

Under Public Comments, Agenda and Discussion items only, Andy Patros from 1127 Penna. Ave commented on the 2023 Audit.

RESOLUTION NO. 96-2024

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Hurley
Seconded by: Mathews

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of June 2024, No. 272 through No. 345, with the exception of No. 283 and 284, not to exceed \$130,052.34, has been audited and approved for payment by this Town Board.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 97-2024

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Williams
Seconded by: Gunderman

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of June 2024, No. 283 and 284, not to exceed \$600.00, has been audited and approved for payment by this Town Board.

AYES: Gunderman, Hurley, Williams, Roman
NOES: None
ABSTAIN: Mathews
CARRIED.

RESOLUTION NO. 98-2024

APPROVING ABSTRACT OF HIGHWAY FUND CLAIMS

Resolution by: Hurley
Seconded by: Williams

RESOLVED, that the Abstract of Highway Fund Claims submitted by the Town Clerk for the month of June 2024, No. 90 through No. 108, not to exceed \$75,384.36, has been audited and approved for payment by this Town Board.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 99-2024

APPROVING ABSTRACT OF FIRE FUND CLAIM

Resolution by: Gunderman
Seconded by: Mathews

RESOLVED, that the Abstract of Highway Fund Claim submitted by the Town Clerk for the month of June 2024, No. 7, not to exceed \$6,673.25, has been audited and approved for payment by this Town Board.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 100-2024

AUTHORIZING SUPERVISOR TO ENTER INTO A LAND-USE AGREEMENT WITH PENNSYLVANIA AVENUE
UNITED METHODIST CHURCH

Resolution by: Williams
Seconded by: Mathews

WHEREAS, the Supervisor and Recreation Department have requested that the town enter into an agreement with the Pennsylvania Avenue Methodist Church to use a portion of their property as playing fields.

RESOLVED, that the Town Board of the Town of Southport in regular session duly convened, authorizes the Town Supervisor to enter into an Agreement with Pennsylvania Avenue United Methodist Church to use the rear portion of the church’s property for playing fields and a parking area to be used in connection with the playing fields.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 101-2024

APPOINTING TEMPORARY PART-TIME SUMMER RECREATION LEADERS

Resolution by: Mathews
Seconded by: Gunderman

WHEREAS, the Director of Recreation of the Town of Southport has recommended that the Town employ part-time temporary summer Recreation Leaders,

NOW THEREFORE BE IT RESOLVED, that the Town of Southport does hereby appoint the following individuals as part-time temporary Recreation Leaders, those individuals to be paid as any other Town employee pursuant to the following schedule:

<u>NAME</u>	<u>POSITION</u>	<u>COMPENSATION</u>	<u>EFFECTIVE DATES</u>
Barr, Alexandra	Recreation Leader	\$ 18.50 pr/hr	7/2/24-8/16/24
Barr, Caroline	Recreation Leader	\$ 17.00 pr/hr	7/2/24-8/16/24
Gensel, Megan	Recreation Leader	\$ 16.00 pr/hr	7/2/24-8/16/24
Hassen, Kory	Recreation Leader	\$ 17.00 pr/hr	7/2/24-8/16/24
Miller, Maize	Recreation Leader	\$ 16.00 pr/hr	7/2/24-8/16/24
Moshier, Molly	Recreation Leader	\$ 16.00 pr/hr	7/2/24-8/16/24
Nelan, Lidia	Recreation Leader	\$ 17.25 pr/hr	7/2/24-8/16/24
Rinwalske, Serenity	Recreation Leader	\$ 16.20 pr/hr	7/2/24-8/16/24
Sherman, Colin	Recreation Leader	\$ 16.70 pr/hr	7/2/24-8/16/24
Sitzer, Lillian	Recreation Leader	\$ 16.20 pr/hr	7/2/24-8/16/24
Smith, Hannah	Recreation Leader	\$ 16.20 pr/hr	7/2/24-8/16/24
Thomas, Kobe	Recreation Leader	\$ 16.20 pr/hr	7/2/24-8/16/24
Vaughan, Joseph	Recreation Leader	\$ 16.20 pr/hr	7/2/24-8/16/24

and be it further

RESOLVED, that except for New York State retirement benefits, the aforementioned individuals shall not be entitled to any benefits as a result of their employment by the Town of Southport, including but not limited to health insurance, and be it further

RESOLVED, that the aforementioned individuals shall not commence their employment with the Town of Southport until such time as they shall have filed with the Town Clerk their appropriate Oath of Office as required by law.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 102-2024

APPOINTING JOHNATHAN GUNDERMAN AS PART-TIME SEASONAL LABORER

Resolution by: Mathews
Seconded by: Hurley

WHEREAS, the Supervisor has advised this Town Board that the need exists for seasonal laborers in accordance with budgetary appropriations.

NOW THEREFORE BE IT RESOLVED, that the following seasonal laborer appointment be effective June 17, 2024 and that the individual be paid as any other Town employee pursuant to the following schedule:

<u>NAME</u>	<u>POSITION</u>	<u>COMPENSATION</u>	<u>EFFECTIVE DATE</u>
Johnthan Gunderman	Seasonal Laborer	\$ 16.50 pr/hr	06/17/2024

and be it further

RESOLVED, that the aforementioned individual shall not be entitled to any benefits as a result of his employment by the Town of Southport, including but not limited to health insurance, and be it further

RESOLVED, that the aforementioned individual commence his employment with the Town of Southport until such time as he shall have filed with the Town Clerk his appropriate Oath of Office as required by law.

AYES: Hurley, Williams, Mathews, Roman
NOES: None
ABSTAIN: Gunderman
CARRIED.

RESOLUTION NO. 103-2024

AUTHORIZING SUPERVISOR TO APPLY FOR A COMMUNITY FACILITIES GRANT AND
SCHEDULING PUBLIC HEARING

Resolution by: Williams
Seconded by: Mathews

WHEREAS, the Town of Southport desires to apply for \$1,000,000.00 in financial assistance through the 2024 Consolidated Funding Application Grant Portal.

WHEREAS, the application proposes funding to assist the Town of Southport in the demolition and reconstruction of a new community center at Chapel Park; and

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

WHEREAS, the grant application requires that the applicant obtain 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 Community Development Block Grant, Community Facilities Program for assistance to be prepared and submitted by the Town of Southport.

RESOLVED, that a public hearing will be scheduled on July 9, 2024 at 6:00 p.m. or as soon thereafter as it can be heard for the purpose of hearing public comments on the Town of Southport community economic development needs and discuss possible submission of a Community Development Block Grant application for 2024.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 104-2024

ADOPTING PRO-HOUSING COMMUNITIES PLEDGE

Resolution by: Williams
Seconded by: Mathews

WHEREAS, the Town of Southport (hereinafter “local government”) believes that the lack of housing for New York residents of all ages and income levels negatively impacts the future of New York State’s economic growth and community well-being,

WHEREAS, the housing crisis has negative effects at regional and local levels, we believe that every community must do their part to contribute to housing growth and benefit from the positive impacts a healthy housing market brings to communities;

WHEREAS, we believe that supporting housing production of all kinds in our community will bring multiple benefits, including increasing housing access and choices for current and future residents, providing integrated accessible housing options that meet the needs of people with sensory and mobility disabilities, bringing economic opportunities and vitality to our communities, and allowing workers at all levels to improve their quality of life through living closer to their employment opportunities;

WHEREAS, we believe that evidence showing that infill development that reduces sprawl and supports walkable communities has significant environmental and public health benefits; and

WHEREAS, we believe that affirmatively furthering fair housing and reducing segregation is not only required by law, but is essential for keeping our community strong and vibrant;

NOW THEREFORE BE IT RESOLVED, that the Town of Southport, in order to take positive steps to alleviate the housing crisis, adopts the Pro-Housing Communities pledge, which will have us endeavor to take the following important steps:

1. Streamlining permitting for multifamily housing, affordable housing, accessible housing, accessory dwelling units, and supportive housing.
2. Adopting policies that affirmatively further fair housing.
3. Incorporating regional housing needs into planning decisions.
4. Increasing development capacity for residential uses.
5. Enacting policies that encourage a broad range of housing development, including multifamily housing, affordable housing, accessible housing, accessory dwelling units, and supportive housing.

AYES: Hurley, Williams, Mathews, Roman

NOES: Gunderman

CARRIED.

RESOLUTION NO. 105-2024

AUTHORIZING SUPERVISOR TO ADVERTISE FOR BIDS FOR
TOWN HALL EMERGENCY GENERATOR

Resolution by: Gunderman

Seconded by: Williams

RESOLVED, that the Supervisor is hereby authorized to advertise for bids for Town of Southport Town Hall Emergency Generator, and be it further

RESOLVED, that such bids shall be publicly opened and read by this Town Board on July 18, 2024, at 2:00 p.m., at the Town of Southport Town Hall located at 1139 Pennsylvania Avenue, Elmira, New York.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 106-2024

AUTHORIZING SUPERVISOR TO ACCEPT BID OF WENZEL LANDSCAPING, LLC FOR THE PHOENIX/FAIRWAY SEWER PROJECT AND TO EXECUTE ANY NECESSARY DOCUMENTS

Resolution by: Mathews
Seconded by: Williams

WHEREAS, this Town Board finds and determines that the bid submitted by Wenzel Landscaping, LLC is deemed to be the lowest responsible bid submitted therefore as follows:

Wenzel Landscaping, LLC \$1,150,555.00 Base Bid

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

BE IT FURTHER RESOLVED, that the Town Supervisor be and he hereby is authorized to enter into an Agreement with Wenzel Landscaping, LLC to provide services in connection with the Phoenix/Fairway Sewer Project, in an amount not to exceed ONE MILLION, ONE HUNDRED FIFTY THOUSAND, FIVE HUNDRED FIFTY-FIVE DOLLARS AND 00/100 (\$1,150,555.00) and execute any necessary documents related to same.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 107-2024

BUDGET ADJUSTMENTS

Resolution by: Gunderman
Seconded by: Williams

RESOLVED, that the Supervisor be and he hereby is authorized and directed to amend the following appropriations:

A4089	Federal Aid, Other	\$ 59,337.75
A1620.21	Building, Equipment – ARPA	\$ 59,337.75
A4089	Federal Aid Other (ARPA)	\$ 15,500.00
A9901.9	Transfer to Other Funds (Highway)	\$ 15,500.00

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

RESOLUTION NO. 108-2024

AUTHORIZING SUPERVISOR TO APPLY FOR A PARK AND RECREATIONAL GRANT THROUGH NEW YORK STATE CONSOLIDATED FUNDING FOR DEMOLITION AND RECONSTRUCTION OF THE CHAPEL PARK COMMUNITY CENTER

Resolution by: Gunderman
Seconded by: Mathews

WHEREAS, Town of Southport Board approves and endorses the Town of Southport in its application to the New York State Office of Parks, Recreation, & Historic Preservation for funding under the Environmental Protection Fund Grant Program for Parks, Preservation and Heritage (EPF) Program.

WHEREAS, the Town of Southport desires to apply for a \$675,000.00 in financial assistance through the 2024 Consolidated Funding Application Grant Portal.

WHEREAS, the application proposes funding to assist the Town of Southport in demolition and reconstruction of a new Community Center at Chapel Park, and

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

WHEREAS, the grant application requires that the applicant obtain 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 of Southport Board of the Town of Southport approves and endorses the application for funding from the New York State Office of Parks, Recreation & Historic Preservation, Environmental Protection Fund Grant Program for Parks, Preservation and Heritage (EPF) Program, for assistance prepared and to be submitted by Town of Southport.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

Under Discussion was ARPA Projects to include new truck for Code Enforcement, which will be tabled until the July 9, 2024.

RESOLUTION NO. 109-2024

ACCEPTING QUOTE OF RAIN DROP FOR SPLASH PAD UPGRADES AT ELMER GOODWIN PARK

Resolution by: Mathews
Seconded by: Gunderman

WHEREAS, per Resolution No. 112-2021 the Town Supervisor was authorized to apply for funds allocated under the American Rescue Plan Act, and

WHEREAS, the Town Board feels that these funds would be beneficial for certain projects within the Town to include splash pad upgrades at Elmer Goodwin Park, and

WHEREAS, a quote was received from Rain Drop for the following upgrades:

Shower Tower	\$ 6,090.00
Serket the Scorpion	\$ 5,015.00
Freight	\$ 795.00

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport does hereby authorize the Town Supervisor to accept the quote of Rain Drop at a cost not to exceed ELEVEN THOUSAND, NINE-HUNDRED DOLLARS AND 00/100 (\$11,900.00).

RESOLVED, that SIX THOUSAND, FOUR HUNDRED SIXTY-SIX DOLLARS AND 00/100 (\$6,466.00) will be provided from Community Development money through the Chemung County Legislature and the remaining balance of FIVE THOUSAND, FOUR HUNDRED THIRTY FOUR DOLLARS AND 00/100 (\$5,434.00) will be funded through ARPA.

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

Next under Discussion was camera upgrade at Elmer Goodwin Park, repointing bricks at Town Hall, and Town Hall roof, all of which will be tabled until July.

RESOLUTION NO. 110-2024

ACCEPTING QUOTE OF FREESTYLE STRIPING, INC. FOR STRIPING BASKETBALL, TENNIS AND PICKLEBALL COURTS AT CHAPEL PARK

Resolution by: Gunderman
Seconded by: Mathews

WHEREAS, per Resolution No. 112-2021 the Town Supervisor was authorized to apply for funds allocated under the American Rescue Plan Act, and

WHEREAS, the Town Board feels that these funds would be beneficial for certain projects within the Town to include striping the basketball, tennis and pickleball courts at Chapel Park, and

WHEREAS, a quote was received from Freestyle Striping, Inc. for striping the basketball, tennis and pickleball courts at Chapel Park.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport does hereby authorize the Town Supervisor to accept the quote of Freestyle Striping, Inc. at a cost not to exceed TWO THOUSAND DOLLARS AND 00/100 (\$2,000.00).

AYES: Gunderman, Hurley, Williams, Mathews, Roman
NOES: None
CARRIED.

Next under Discussion was parking lot at Town of Southport Highway Garage. This will be tabled to the July meeting.

Lastly under Discussion was Cherry Lane Park, LLC update. Code Enforcement Officer Pete Rocchi stated his office reached out to Attorney Bruno's office to schedule a quarterly review and has had no response as of the date of the meeting.

Under Public Comment, Tina Moore from 1173 Sherman Avenue commented on May minutes and Cherry Lane Park, LLC.

Andy Patros from 1127 Pennsylvania Avenue commented on the June 3, 2024 Planning Board Meeting regarding the proposed Byrne Dairy.

Karen Clark from 1149 Sherman Avenue commented on Cherry Lane Park, LLC.

Council Member Mathews made a motion, Council Member Gunderman seconded to adjourn into executive session to discuss (a) matters which will imperil the public safety if disclosed and (f) the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation.

The meeting was adjourned at 7:42 p.m.

Council Member Gunderman made a motion, Council Member Mathews seconded to reconvene at 8:16 p.m.

Council Member Gunderman made a motion, Council Member Mathews seconded to adjourn the meeting at 8:17 p.m.

Respectfully Submitted,

Carolyn A. Renko, Town Clerk