

September 10, 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 September 10, 2024.

Members Present: Supervisor Joseph Roman, Council Members Daniel Hurley, Daniel Williams, Rich Mathews, Kathleen Szerszen

Others Present: Attorney Kimberlee Balok-Middaugh, Code Enforcement Officer Peter Rocchi, 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 – Supervisor Joseph Roman

RESOLUTION NO. 145-2024

APPOINTING DEPUTY SUPERVISOR KATHLEEN SZERSZEN AS TOWN BOARD MEMBER

Resolution by: Mathews
Seconded by: Williams

WHEREAS, Town Board Member, Glenn Gunderman, resigned from his elective office on August 31, 2024, and

WHEREAS, the Town Board of the Town of Southport wish to appoint Deputy Supervisor, Kathleen Szerszen, to fill the vacancy created by the resignation of Mr. Gunderman, and

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport, County of Chemung, State of New York hereby immediately appoint Kathleen Szerszen to serve as Town Board Member to fill the vacancy for Town Board Member, Glenn Gunderman until the calendar year next succeeding the first annual election at which the vacancy may be filled and further consent to continue appointment of Kathleen Szerszen as Deputy Supervisor, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Southport, County of Chemung, State of New York hereby authorizes to compensate Kathleen Szerszen for her duties as Deputy Supervisor for the prorated annual amount of ONE THOUSAND EIGHT HUNDRED DOLLARS AND 00/100 (\$1,800.00).

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

Monthly Reports were received as follows:

Town Clerk Carolyn A. Renko

Town Clerk & Dog License Fees	\$ 2,011.76
Funds Turned to State & County Agencies	<u>\$ 9,065.24</u>
	\$ 11,077.00

Code Enforcement Office

Building Permit Fees	\$ 3,643.80
Building Permit Values	\$ 466,526.00
Operating Permit Fees	\$ 620.00
Logging Registrations	\$ 100.00
Site Plan Fees	\$ 300.00

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

Under Correspondence, Supervisor Roman commented on the following:

1. Thank you to Chemung County Legislature and County Executive Moss for CHIP's money for road projects.
2. Southport Historical Society will hold a Tribute Ceremony for the Clara Cook Mural at Chapel Park on September 28, 2024 at 11:00 a.m.
3. Update on the Phoenix/Fairway Sewer Project.

Under Correspondence, Council Member Szerszen commented on the following:

1. Two electronic recycling events, information on the Town's website.
2. Chemung County Hazardous Waste Collection event, information on Town's website.
3. On September 29, 2024 from 3-5 p.m. there will be a pickleball showcase at Chapel Park.
4. Update on the flood maps was received and will be reviewed.

Council Member Williams made a motion, Council Member Hurley seconded to accept the minutes of August 13, 2024 Regular Meeting.

Presentation – Southern Tier Central Comprehensive Plan.

RESOLUTION NO. 146-2024

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 September 2024, No. 484 through No. 541, with the exception of No.'s 495, 496, 512, and 535, not to exceed \$111,682.94 has been audited and approved for payment by this Town Board.

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

RESOLUTION 147-2024

APPROVING ABSTRACT OF GENERAL FUND CLAIMS

Resolution by: Williams
Seconded by: Hurley

RESOLVED, that the Abstract of General Fund Claims submitted by the Town Clerk for the month of September 2024, No.'s 495, 496, 512 and 535, not to exceed \$21,850.00, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 148-2024

APPROVING ABSTRACT OF HIGHWAY FUND CLAIMS

Resolution by: Mathews
Seconded by: Szerszen

RESOLVED, that the Abstract of Highway Fund Claims submitted by the Town Clerk for the month of September 2024, No. 139 through No. 151, not to exceed \$87,989.44, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 149-2024

APPROVING ABSTRACT OF FIRE FUND CLAIMS

Resolution by: Hurley
Seconded by: Williams

RESOLVED, that the Abstract of Fire Fund Claim submitted by the Town Clerk for the month of September 2024, No. 9, not to exceed \$6,673.25, has been audited and approved for payment by this Town Board.

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

RESOLUTION NO. 150-2024

DECLARING SURPLUS

Resolution by: Williams
Seconded by: Mathews

WHEREAS, the Highway Superintendent has advised this Town Board that certain highway equipment is no longer needed by the Highway Department and can be declared surplus.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport does hereby declare a 2011 Chevrolet Tahoe (VIN# 1GNSK2E04BR233988) as surplus.

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

RESOLUTION NO. 151-2024

REAPPOINTING LORI JONES AS A MEMBER OF THE TOWN OF SOUTHPORT
BOARD OF ASSESSMENT REVIEW

Resolution by: Mathews
Seconded by: Williams

RESOLVED, that Lori Jones be and she hereby is reappointed to serve a term of five (5) years as a member of the Town of Southport Board of Assessment Review, said term to expire on September 30, 2029.

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

RESOLUTION NO. 152-2024

RATIFYING APPOINTMENT OF JOHN OGDEN AS ALTERNATE SCHOOL TRAFFIC OFFICER

Resolution by: Szerszen
Seconded by: Mathews

RESOLVED, that pursuant to section 208-a of the General Municipal Law, as amended, John Ogden, be and he hereby is appointed Alternate School Traffic Officer, effective August 20, 2024, and that his duties be limited to acting Alternate School Traffic Officer and assisting at school crossings prior to the opening and closing of schools.

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

RESOLUTION NO. 153-2024

AUTHORIZING SUPERVISOR TO ADVERTISE FOR REQUEST FOR PROPOSALS FOR THE PROVISION OF TOWN LEGAL SERVICES

Resolution by: Williams
Seconded by: Hurley

WHEREAS, the Supervisor has requested to advertise for proposals for Town Legal Services.

NOW THEREFORE BE IT RESOLVED, that the Supervisor be and he hereby is authorized to advertise for proposals for Town Legal Services.

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

Under Discussion was ARPA projects to include the following:

1. Reappointing bricks Town Hall.
2. Veterans Memorial at Fitzsimmons Cemetery.
3. New truck Highway Department.
4. New truck Code Enforcement.
5. Crushed stone walkway at Draxler Park

All of the above will be tabled until the October meeting.

RESOLUTION NO. 154-2024

ACCEPTING PROPOSAL OF HUNT ENGINEERS TO ASSIST THE TOWN OF SOUTHPORT PLANNING BOARD WITH THE REVIEW PROCESS FOR THE SITE PLAN SUBMITTED BY NY SOUTHPORT I, LLC TO DEVELOP A COMMUNITY SOLAR FARM FACILITY

Resolution by: Mathews
Seconded by: Hurley

WHEREAS, pursuant to Zoning Law Section 525-65 of the Town of Southport Code, the Town Planning Board, subject to approval of the Town Board, may require an applicant for site plan review to deposit in an escrow account a sufficient amount to pay the reasonable and necessary fees and/or costs of any consultant, engineer, or attorney designated by the Town Board to review the application, and

WHEREAS, the Town of Southport Planning Board is recommending that the Town of Southport Town Board accept the proposal with Hunt Engineers dated September 3, 2024, for professional assistance to assist with the site plan review for the applicant, NY Southport I, LLC, to develop a Community Solar Farm Facility located at 1309 Maple Avenue, Elmira, New York, tax map No.'s 100.00-1-2.1 and 100.00-1-1.21 which is zoned Agricultural Residential and to require that the applicant deposit THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND 00/100 (\$3,750.00) plus reimbursable expenses into an escrow account in accordance with the Zoning Law Section 525-65.

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southport, County of Chemung, State of New York, approves, in accordance with Town of Southport Code, Zoning Law Section 525-65, the Town of Southport Planning Board's recommendation to accept the proposal dated September 3, 2024, for Hunt Engineers to assist the Town of Southport Planning Board with the review process for the site plan submitted by applicant, NY Southport I, LLC, to develop a Community Solar Farm Facility at 1309 Maple Avenue, Elmira, New York, tax map No.'s 100.00-1-2.1 and 100.00-1-1.21 which is zoned Agricultural Residential, and that NY Southport I, LLC, deposit THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND 00/100 (\$3,750.00), plus an amount for reimbursable expenses as determined by the Planning Board into an escrow account to pay fees and costs associated with this review by Hunt Engineers, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Southport hereby authorizes the Town Supervisor to execute any and all documents related to the approval of the contract with Hunt Engineers for the purposes stated herein.

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

Next under Discussion was the Town of Southport Holiday Parade. The parade will be held on Saturday, December 7, 2024 and Council Member Dan Williams and Director of Recreation Ivan Purifoy will be working together on details in the next couple of months.

Council Member Mathews mentioned putting supporting documents for the agenda on the website.

Under Taxpayer's Comments, Tina Moore from 1171 Sherman Avenue commented on Cherry Lane Park, LLC.

Tom Aber from 1155 Sherman Avenue also commented on Cherry Lane Park, LLC.

Deputy County Executive Jennifer Furman was in attendance at the meeting, as well as Chemung County Legislature Rodney Strange.

Council Member Williams made a motion, Council Member Mathews seconded the motion to adjourn into executive session to discuss proposed pending or current litigation.

The meeting was adjourned at 6:56 p.m.

Council Member Szerszen made a motion, Council Member Hurley seconded the motion to reconvene the meeting at 8:12 p.m.

Council Member Williams made a motion, Council Member Mathews seconded to adjourn the meeting.

Respectfully Submitted,

Carolyn A. Renko, Town Clerk