

Present for the November 14<sup>th</sup> 2023 Public Hearing were Councilman Drew Griffin, Councilman Paul Welch with Deputy Supervisor Robert Strong presiding.

Also present was Highway Superintendent Russell Story, Constable Jerry Pierce, Krista Story, Angela Zito, Rhonda Kouterick, Wendy Walsh from TCS&W and Rick & Jill Kie.

Councilman Griffin made the motion to open the Public Hearing for the 2024 Preliminary Budget at 6:43pm, Councilman Welch seconded, carried.

No public comments or concerns.

Councilman Griffin made the motion to close the Public Hearing at 7:05pm, Councilman Welch seconded, carried.

Roll call vote:

Councilman Hyatt – Absent

Deputy Supervisor Strong – Aye

Councilman Griffin – Aye

Councilman Welch – Aye

The November 14<sup>th</sup>, 2023 Town of Tioga board meeting was brought to order at 7:07pm.

Present were Councilman Drew Griffin, Councilman Paul Welch with Deputy Supervisor Robert Strong presiding.

Also present was Highway Superintendent Russell Story, Constable Jerry Pierce, Krista Story, Angela Zito, Rhonda Kouterick, Wendy Walsh from TCS&W and Rick & Jill Kie.

Councilman Welch made the motion to approve the October 10<sup>th</sup>, 2023 board minutes as presented, Councilman Griffin seconded, carried.

Councilman Griffin made the motion to approve the October 24<sup>th</sup>, 2023 board minutes as presented, Councilman Welch seconded, carried.

Councilman Griffin made the motion to approve the October 2023 reports as given, Councilman Welch seconded, carried.

Update from Superintendent Story:

- Replacing pipes within the Town that was needed
- Completed some patchwork
- Starting to cut trees
- Prepping the trucks for the Winter season
- Looking at a December delivery on both new trucks

Wendy Walsh from Tioga County Soil and Water presented the Board with information on updating the Town's part of the County Hazardous Mitigation Plan as it has not been updated since 2018. Some potential concerns that various towns came up with to address are floods, droughts, severe storms and extreme temperatures in our area.

Ms. Walsh is requesting a feedback sheet be returned to her by the end of November on any projects we feel would help the residents with these issues and then potential solutions can be looked at.

Rick Kie attended tonight's meeting and submitted his resume for the Dog Control position. The Board requested a monthly productivity report and six month probation if Mr. Kie is hired for the position.

The only equipment Mr. Kie requested was a catch pole and gloves. The Board will give Mr. Kie a decision at the December board meeting.

Councilman Griffin made the motion to reduce the cemetery line from \$5,500.00 to \$0.00 and move \$5,000.00 from the cemetery line to the Dog Control Services line, Councilman Welch seconded, carried.

Roll call vote:

Councilman Hyatt – Absent	Deputy Supervisor Strong – Aye
Councilman Griffin – Aye	Councilman Welch – Aye

Councilman Griffin made the motion to accept the 2024 Preliminary Budget as presented with changes made and adopt it as the 2024 Final Town of Tioga Budget, seconded by Councilman Welch, carried.

Roll Vote:

Councilman Hyatt – Absent	Deputy Supervisor Strong – Aye
Councilman Griffin – Aye	Councilman Welch – Aye

Councilman Griffin made the motion to approve the ARPA spending list as follows:

2 pieces highway equipment \$125,000.00

Highway generator \$60,000.00

Employee bonuses \$37,500.00

Hardware for signage at Ransom Park and misc. parts for projects \$5,000.00

Concrete at pavilion #4 on Locust Lane \$9,500.00

Insulate basement ceiling at Town Hall \$16,000.00

Purchase and install handicap accessibility for Town Hall front door \$11,000.00

Councilman Welch seconded, carried.

Roll call vote:

Councilman Hyatt – Absent	Deputy Supervisor Strong – Aye
Councilman Griffin – Aye	Councilman Welch – Aye

Constable Pierce requested on Judge Bogart's behalf the option to hire court security on DA court days when the docket requires it while he is unavailable at a rate of \$30.00 per hour for three hours at a time.

Councilman Welch made the motion to authorize hiring court security at a \$30.00 per hour, at three hour intervals per day worked, Councilman Griffin seconded, carried.

Roll call vote:

Councilman Hyatt – Absent	Deputy Supervisor Strong – Aye
Councilman Griffin – Aye	Councilman Welch – Aye

Councilman Griffin made the motion to use traffic diversion revenue to help offset the court costs due to personnel issues, Councilman Welch seconded, carried.

Roll call vote:

Councilman Hyatt – Absent	Deputy Supervisor Strong – Aye
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Councilman Griffin – Aye

Councilman Welch – Aye

Councilman Griffin made the motion to approve Resolution #12-2023 as presented to the Board, Councilman Welch seconded, carried.

Roll call vote:

Councilman Hyatt – Absent

Deputy Supervisor Strong – Aye

Councilman Griffin – Aye

Councilman Welch – Aye

**RESOLUTION #12-2023**

**RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE REPLACEMENT OF THE BRIDGE ON DIAMOND VALLEY ROAD, IN AND FOR THE TOWN OF TIOGA, TIOGA COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,602,601.00 AND AUTHORIZING THE ISSUANCE OF \$1,602,601.00 BONDS OF SAID TOWN TO PAY THE COST THEREOF.**

**WHEREAS**, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which as said, it has been determined will not have any significant adverse impact on the environment; and

**WHEREAS**, it is now desired to authorize the financing of such capital project, **NOW THEREFORE**,

**BE IT RESOLVED**, by the Town Board of the Town of Tioga, Tioga County, New York, as follows:

Section 1 The replacement of the bridge on Diamond Valley Road over Neiger Hollow Creek, including original furnishings, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,602,601.00.

Section 2 The plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$1,602,601.00 bonds of said Town, hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; **PROVIDED, HOWEVER**, that to the extent that any grants-in-aid are received for such purposes, the amount of obligations to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3 It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby determined that the maximum maturity of the serial bonds herein authorized **will exceed five years**.

Section 4 The faith and credit of said Town of Tioga, Tioga 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 in 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 considered 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 are not substantially complied with,

and 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 full or summary form in the official newspaper of said Town 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 IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Councilman Griffin made the motion to transfer \$2,547.00 from the solar revenue line to the building contractual line for pay for our agreed portion of the fire departments water softener, Councilman Welch seconded, carried.

Roll call vote:

Councilman Hyatt – Absent

Councilman Griffin – Aye

Deputy Supervisor Strong – Aye

Councilman Welch – Aye

Councilman Griffin made the motion to pay the General Fund in the amount of \$17,925.26, Councilman Welch seconded, carried.

Councilman Welch made the motion to pay the Highway Fund in the amount of \$71,582.92, Councilman Griffin seconded, carried.

Councilman Griffin made the motion to adjourn at 8:50pm, Councilman Welch seconded, carried.

Tiffany Middendorf

Tioga Town Clerk