

TOWN OF CHENANGO  
1529 NY RT 12  
Binghamton, New York 13901

JO ANNE KLENOVIC  
SUPERVISOR  
7:00 P.M.

(607) 648-4809  
August 3, 2022

REGULAR MEETING OF THE TOWN BOARD

1. PLEDGE OF ALLEGIANCE
2. APPROVAL OF MINUTES
3. BID OPENINGS – None
4. PUBLIC HEARINGS – Cable Franchise Agreement



Cable Franchise  
Agreement.docx

5. OPEN HEARING, GENERAL TOWN BUSINESS –

Guests shall speak in an orderly fashion and are limited to remarks of five (5) timed minutes or less. The speaker shall deliver their comments or concerns in a civil tone and without the use of profanity, personal attacks or other disruptive behavior which may result in the offender's removal from the meeting. The speaker shall not be interrupted except in a matter of urgency.

6. TOWN BOARD IN SESSION WITHOUT PUBLIC PARTICIPATION
7. COMMUNICATIONS – Received a Letter from Gary Williams, Event Coordinator for the Car Show, that took place at the Castle Creek Civic grounds on July 16, 2022. He thanked Derin Kraack and Diane Aurelio for all their help.
8. COMMITTEE REPORTS
9. RESOLUTIONS:

- Resolution Approving Abstract 14



Resolution to  
Approve Abstract 14.c

- Resolution Introducing a Local Law Amending Chapter 2 A of the Town Coed Entitled: "Boards and Commissions" Amending the Minimum Training Requirements for the Planning Board & Zoning Board.



Proposed LL  
Amending Training.doc



Minimum Training  
Requirements Local L.doc

- Resolution to Approve the Cable Franchise Agreement



Cable Franchise  
Resolution.docx



Cable Franchise  
Agreement.docx

10. UNFINISHED BUSINESS

11. ADJOURNMENT

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION APPROVING ABSTRACT NO. 14**

At a regular meeting of the Town Board of the Town of Chenango, held on the 3<sup>rd</sup> day of August, 2022, the following resolution was offered and seconded:

RESOLVE to pay the attached and incorporated herein Abstract of Bills. Abstract 14, dated July 27, 2022.

General Fund - Voucher Nos. 493-526; Check Nos. 5333-5364 totaling the sum of \$63,134.17.

Highway Fund - Voucher Nos. 199-209; Check Nos. 1833-1838, totaling the sum of \$28,472.26.

Water Fund - Voucher Nos. 137-146; Check Nos. 1786-1795 totaling the sum of \$10,247.29.

Sewer Fund/Sewer 12 - Voucher Nos. 196-209; Check Nos. 2145-2157 totaling the sum of \$10,268.92.

Special Districts/Street Lights – Voucher Nos. 16; Check Nos. 1185 totaling the sum of \$3,830.83.

Capital Projects/Sewer Consolidated – Voucher Nos. 22-23; Check Nos. 1090-1091 totaling the sum of \$83,074.00.

**WHEREAS**, this resolution shall take effect immediately.

Offered by:

Seconded by:

**CERTIFICATION**

I, Lizanne Tiesi-Korinek, do hereby certify that I am the Town Clerk of the Town of Chenango and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Chenango at a meeting thereof held at Town Hall, 1529 NY RT 12, Binghamton, NY on this 3rd day of August, 2022. Said resolution was adopted by the following roll call vote:

Jo Anne Klenovic, Supervisor	_____
Dave Johnson, Councilperson	_____
Frank Carl, Councilperson	_____
Gene Hulbert, Councilperson	_____
Jim DiMascio, Councilperson	_____

Town of Chenango Seal

Dated: August 3, 2022

\_\_\_\_\_  
Lizanne Tiesi-Korinek  
Town Clerk, Town of Chenango

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION INTRODUCING A PROPOSED LOCAL LAW**

At a regular meeting of the Town Board of the Town of Chenango, held on the 3<sup>rd</sup> day of August, 2022, the following resolution was offered and seconded:

WHEREAS, a Local Law entitled "A LOCAL LAW AMENDING CHAPTER 2A OF THE TOWN CODE ENTITLED 'BOARDS AND COMMISSIONS' AMENDING THE MINIMUM TRAINING REQUIREMENTS", was introduced at this meeting, a copy of which is attached hereto, and

WHEREAS, the Town Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Town Board of the Town of Chenango with respect to the adoption of the aforesaid Local Law on \_\_\_\_\_, 2022 at \_\_\_\_\_ p.m., or as soon thereafter as the matter may be heard, at Town Hall, 1529 NY RT 12, Binghamton, New York; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

Offered by:

Seconded by:

**CERTIFICATION**

I, Lizanne Tiesi-Korinek, do hereby certify that I am the Town Clerk of the Town of Chenango and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Chenango at a meeting thereof held on 3<sup>rd</sup> day of August, 2022. Said resolution was adopted by the following roll call vote:

Supervisor Jo Anne Klenovic \_\_\_\_\_  
Councilperson Gene Hulbert Jr. \_\_\_\_\_  
Councilperson Frank Carl \_\_\_\_\_  
Councilperson Jim DiMascio \_\_\_\_\_  
Councilperson David Johnson \_\_\_\_\_

Town of Chenango Seal

Dated: August 3, 2022

\_\_\_\_\_  
Lizanne Tiesi-Korinek  
Town Clerk of the Town of Chenango

**Town of Chenango**

**Local Law No. 5 of the year 2022**

**A LOCAL LAW AMENDING CHAPTER 2A OF THE  
TOWN CODE ENTITLED "BOARDS AND COMMISSIONS"  
AMENDING THE MINIMUM TRAINING REQUIREMENTS**

Be it enacted by the Town Board of the Town of Chenango as follows:

Section 1. Section 2A-5 entitled "Minimum training requirements; costs" shall be deleted and replaced with the following:

~~§ 2A-5 Minimum training requirements; costs.~~

- ~~A. All members and alternate members shall be required to attend a minimum of six hours in relevant training courses within the first two years from the date of their initial appointment to such Board and, thereafter, attend training sessions of not less than three hours every three years during the remainder of their first and subsequent terms of appointment.~~
- ~~B. Noncompliance with these minimum requirements relating to training may be deemed a proper cause for removal from office.~~
- ~~C. The reasonable costs of such training courses, seminars, workshops or continuing education courses so designated shall be a Town charge. Members shall also be reimbursed for reasonable travel and meal expenses according to Town policies. Such training sessions shall be approved in advance by the Town of Chenango.~~

§ 2A-5 Minimum training requirements.

- A. All members, alternate members and ad hoc members (hereinafter individually or collectively referred to as "member") of the ZBA and Planning Board shall be required to attend a minimum of six hours in relevant training courses within the first calendar year after the date of their initial appointment to such Board; and thereafter, attend training sessions of not less than four hours every calendar year thereafter.
- B. Training received by a member in excess of four hours in any one year after first year may be carried over into succeeding years in order meet these requirements.
- C. Such training requirements can be waived or modified by resolution of the Town Board when, in the judgment of the Town Board, it is in the best interests of the Town to do so.
- D. Noncompliance with these minimum requirements relating to training shall result in ineligibility for reappointment and shall also be deemed a proper cause for removal

from office.

- E. The reasonable costs of such training courses, seminars, workshops or continuing education courses so designated shall be a Town charge. Members shall also be reimbursed for reasonable travel and meal expenses according to Town policies. Such training sessions shall be approved in advance by the Town Board.

#### Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

#### Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

#### Section 4. Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**Resolution No. \_\_\_\_\_**

**A RESOLUTION APPROVING CABLE TELEVISION FRANCHISE AGREEMENT**

The Town Board of the Town of Chenango, duly convened in Regular Session, August 3, 2022, does hereby RESOLVE as follows:

WHEREAS, Spectrum Northeast, LLC, an indirect subsidiary of Charter Communications, (“Spectrum”) has submitted an application for the approval of a cable television franchise by the Town Board of the Town of Chenango, pursuant to its authority under the Federal Cable Communications Policy Act of 1984, as amended; and

WHEREAS, on August 3, 2022 at 7:00pm or shortly thereafter, the Town Board held a duly noticed public hearing on said application at Town Hall, 1529 NYS Route 12, Binghamton, New York and all parties in attendance at said public hearing were permitted an opportunity to speak on behalf of or in opposition to said proposed franchise; and

WHEREAS, the Town Board has used due diligence to investigate and assess the financial, legal and technical ability and character of the applicant, and to ascertain the operating record and reputation of the applicant; and

WHEREAS, the applicant’s plans for constructing and operating the cable television system were considered and found adequate and feasible by the Board to reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests; and

NOW THEREFORE, the Town Board of the Town of Chenango, duly convened in regular session, does hereby resolve as follows:

BE IT RESOLVED that the Town Board hereby approves the cable television franchise of Spectrum in the Town of Chenango for a period of ten (10) years commencing on the date of approval by the Public Service Commission; and

BE IT FURTHER RESOLVED, that the Town Board has determined that the authorization of the Franchise Agreement constitutes a Type II action under the New York State Environmental Quality Review Act regulations at 6 NYCRR §617.5(c)(26) and (32) and therefore no further environmental review is necessary; and

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Chenango is hereby authorized to execute the Franchise Agreement (a copy of which is on file in the office of the Town Clerk), together with any other documents necessary to effectuate the Franchise Agreement; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

Offered by:

Seconded by

CERTIFICATION

I, Lizanne Tiesi-Korinek, do hereby certify that I am the Town Clerk of the Town of Chenango and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Town Board of the Town of Chenango at a meeting thereof held at Town Hall, 1529 NY RT 12, Binghamton, NY on this 3<sup>rd</sup> day of August 2022. Said resolution was adopted by the following roll call vote:

Supervisor Jo Anne Klenovic \_\_\_\_\_  
Councilperson David Johnson \_\_\_\_\_  
Councilperson Gene Hulbert Jr. \_\_\_\_\_  
Councilperson Frank Carl \_\_\_\_\_  
Councilperson Jim DiMascio \_\_\_\_\_

Town of Chenango Seal

Dated: August 3, 2022

\_\_\_\_\_  
Lizanne Tiesi-Korinek  
Town Clerk of the Town of Chenango