

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

JO ANNE KLENOVIC
SUPERVISOR
7:00 P.M.

(607) 648-4809
January 19, 2022

REVISED

REGULAR MEETING OF THE TOWN BOARD

1. PLEDGE OF ALLEGIANCE
2. APPROVAL OF MINUTES – January 5, 2022
3. BID OPENINGS – None
4. PUBLIC HEARINGS – None
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
8. COMMITTEE REPORTS
9. RESOLUTIONS:
 1. Resolution Approving Abstract No. 26, 2021
 2. Resolution Approving Abstract No. 1, 2022
 3. Resolution Authorizing Execution of Contract with the BC Dog Shelter
 4. Resolution Reappointing Member to the ZBA-Jon M. White
 5. Resolution Reappointing Member to the Planning Board-Thomas Eldridge
 6. Resolution Reappointing Members to the Board of Assessment Review-Mateway and Williams
 7. Resolution Appointing Member to the Board of Assessment Review -Terrance Kane
 8. Bond Resolution Authorizing Purchase of a New 2023 or Newer Western Start 47 X Truck-Highway
10. UNFINISHED BUSINESS
11. ADJOURNMENT

Join Zoom Meeting

<https://us02web.zoom.us/j/89058667235?pwd=d2hNVVVNOS85aHF1cnczY2dtUHAzQT09>

Meeting ID: 890 5866 7235 Passcode: 850419

One tap mobile

+16465588656,,89058667235#,,, *850419# US (New York)

**THE TOWN OF CHENANGO TOWN BOARD MET WEDNESDAY, JANUARY 5, 2022
AT 7:00 P.M. IN THE TOWN OFFICE BUILDING, 1529 N.Y. ROUTE 12,
BINGHAMTON, N.Y.**

PRESENT: Jo Anne Klenovic, Supervisor
Jim DiMascio, Councilperson
Frank Carl, Councilperson
Gene Hulbert, Jr., Councilperson - Absent

ALSO, PRESENT: Keegan J. Coughlin, Legal Counsel
Lizanne M. Tiesi-Korinek, Town Clerk

Jo Anne Klenovic welcomed everyone via ZOOM teleconference.

PLEDGE OF ALLEGIANCE TO THE FLAG -

Jo Anne Klenovic asked everyone to join in the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES:

Jo Anne Klenovic asked for a Motion for Approval of the meeting minutes for December 1, 2021. Jim DiMascio made a motion, seconded by Frank Carl. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion was carried by the following: 3 Ayes 0 Nays, 1 Absent – Gene Hulbert, Jr.

BID OPENINGS - None

PUBLIC HEARINGS – None

OPEN HEARING, GENERAL TOWN BUSINESS:

Nancy Savory – She thanked Jo Anne for helping her get onto the work session earlier. She was wondering if there was anything that could be done to make the sign on process for the ZOOM meetings to make it a little easier. There were a few meetings that it took her around 20 minutes to get on and by the time she did the meeting was over.

Jo Anne Klenovic explained that we were using a direct link under News & Announcements. We have a few new staff members and they loaded it a little differently this time and it was the difference between a live link and one that wasn't. We should have that corrected next week in a hurry and you should be able to get on so test us next week as it should be much easier.

Nancy Savory thanked Jo Anne again for her help.

COMMUNICATIONS: Nothing to report.

COMMITTEE REPORTS: Please see the prior work session meeting minutes (1/5/2022) for the Committee Reports.

RESOLUTIONS:

1. **Resolution Approving 2022 Board Meeting Dates**, motion made by Jim DiMascio, seconded by Frank Carl. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
2. **Resolution authorizing Annual Audit – Mike Wolyniak**, motion made by Frank Carl seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
3. **Resolution Appointing Officers & Salary Schedule 2022**, motion made by Jim DiMascio, seconded by Frank Carl. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
4. **Resolution Establishing Work Rules 2022**, motion made by Frank Carl, seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
5. **Resolution Authorizing Execution of Contracts Employees Medical/Dental 2022**, motion made by Frank Carl, seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
6. **Resolution Approving Engineering contract Alex Urda 2022**, motion made by Jim DiMascio, seconded by Frank Carl. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
7. **Resolution Authorizing Attendance at AOT 2022 Meeting/Training**, motion made by Frank Carl, seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
8. **Resolution authorizing Employees to Attend Training Sessions 2022**, motion made by Jim DiMascio, seconded by Frank Carl. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Aye, 0 Nays, 1 Absent - Hulbert.
9. **Resolution Authorizing Highway Expenditures by Highway Superintendent without approval 2022**. Motion was made by Frank Carl, seconded by Jim DiMascio. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent – Hulbert.
10. **Resolution Authorizing Highway Law 284 Agreement to Spend Highway Funds**, motion made by Jim DiMascio, seconded by Frank Carl. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
11. **Resolution Authorizing the Highway Superintended to Purchase/Rent Equipment**, motion made by Frank Carl, seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.
12. **Resolution Establishing Current Rates for Opening/Closing of Cemetery Lots**, motion made by Jim DiMascio, seconded by Frank Carl. Hulbert was absent, Carl voted

aye, Klenovic voted aye and DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent – Hulbert.

13. **Resolution Approving Fireperson Application – Mary Foster**, motion made by Frank Carl, seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye and DiMascio voted aye. Motion was carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.

UNFINISHED BUSINESS:

- Nothing to add.

There being no further items for discussion, motion was made by Frank Carl to adjourn the meeting, seconded by Jim DiMascio. Hulbert was absent, Carl voted aye, Klenovic voted aye, DiMascio voted aye. Motion carried by the following: 3 Ayes, 0 Nays, 1 Absent - Hulbert.

Respectfully submitted,

Lizanne M. Tiesi-Korinek, Town Clerk

Town of Chenango

RESOLUTION NO. _____

RESOLUTION APPROVING ABSTRACT NO. 26

The Town Board of the Town of Chenango, duly convened in the Town Work Session on, Wednesday, January 19, 2022, does hereby RESOLVE to pay the attached and incorporated herein Abstract of Bills.

Abstract 26, dated December 31, 2021

General Fund - Voucher Nos. 820-857; Check Nos. 4886-4912 totaling the sum of \$50,679.54.

Highway Fund - Voucher Nos. 320-326; Check Nos. 1657-1662, totaling the sum of \$2,534.21.

Water Fund - Voucher Nos. 261-270; Check Nos. 1658-1666 totaling the sum of \$5,196.63.

Sewer Fund/Sewer 12 - Voucher Nos. 396-407; Check Nos. 1967-1975 totaling the sum of \$10,119.95.

Special Districts/Street Lights – Voucher Nos. 31; Check Nos. 1162 totaling the sum of \$422.72.

Capital Projects/Sewer Consolidated – Voucher Nos.16; Check Nos. 1059 totaling the sum of \$1,093.40.

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 19 th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango

RESOLUTION NO. _____

RESOLUTION APPROVING ABSTRACT NO. 1

The Town Board of the Town of Chenango, duly convened in the Town Work Session on, Wednesday, January 19, 2022, does hereby RESOLVE to pay the attached and incorporated herein Abstract of Bills.

Abstract 1, dated January 12, 2022

General Fund - Voucher Nos. 1-13; Check Nos. 4913-4925 totaling the sum of \$8,546.61.

Highway Fund - Voucher Nos. 1-10; Check Nos. 1663-1671, totaling the sum of \$15,541.80.

Water Fund - Voucher Nos. 1-3; Check Nos. 1667-1669 totaling the sum of \$895.71.

Sewer Fund/Sewer 12 - Voucher Nos. 1-3; Check Nos. 1979-1978 totaling the sum of \$3,147.87.

Trust & Agency – Voucher Nos. 1; Check Nos. 1413 totaling the sum of \$5,000.00.

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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango

RESOLUTION NO. _____

**RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH THE
BROOME
COUNTY DOG SHELTER**

The Town Board of the Town of Chenango, duly convened in Regular Session, on January 19, 2022, does hereby RESOLVE as follows:

SECTION 1. WHEREAS, Broome County has proposed a Contract renewal for the Front Street Dog Shelter Services with the Town (1/1/2022-12/31/2027), a copy of which is attached and incorporated herein, and

WHEREAS, this Board has carefully reviewed the same, now therefore, it is hereby

SECTION 2. RESOLVED, that this Board hereby authorizes the execution of the contract renewal for the Front Street Dog Shelter on the terms and conditions of the attached effective 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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango



State of New York
County of Broome Government Offices

Office of the Broome County Executive
Jason T. Garnar, County Executive

January 10, 2022

Town of Chenango
1529 Route 12
Binghamton, NY 13901

Re: Contract Renewal – dog control services
CA 975-3-3C

Dear Contractor:

By Permanent Resolution No. 522, duly adopted on 12/16/21, the Broome County Legislature has authorized the undersigned to forward to you this letter agreement for the purpose of renewing the previous agreement between the parties dated 3/7/17, for an additional six-year term from the date upon which the previous agreement would have terminated. All terms and conditions of the above agreement shall remain in full force and effect, with the following exceptions:

- A. Said agreement shall be modified to provide for a substitution of the sum not to exceed \$16,454.84, for the term 1/1/22-12/31/22. The fee for the term 2023-2027 shall be adjusted annually in accordance with the CPI of June of the previous year.
- B. Said agreement shall be modified to provide for a substitution of the term 1/1/22-12/31/27, for the previous term.
- C. Said agreement shall be modified to provide for the substitution of the attached insurance requirements for the previous set.

If you are in agreement with the terms of this letter, please execute where indicated, in the lower left-hand corner of the letter, and **return the original to the Broome County Law Department, Edwin L. Crawford County Office Building, P. O. Box 1766, Binghamton, New York, 13902.** An extra copy is enclosed herewith for your records.

Enc.
ACCEPTED:
TOWN OF CHENANGO

Very truly yours,

MICHAEL A. PONTICIELLO
Deputy County Executive

By _____

Title _____

Date _____

Intro No. 45
Date 12/16/2021
Reviewed by AMS
Co. Attorney
Date 12/21/21

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Permanent No. 2021-522
Date Adopted 12/16/2021
Effective Date 12/20/21

Sponsored by: Public Safety & Emergency Services and Finance Committees
Seconded by: Hon. Scott D. Baker

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENTS WITH THE CITY OF BINGHAMTON AND VARIOUS BROOME COUNTY TOWNS FOR DOG SHELTER SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS DIVISION OF SECURITY FOR 2022-2027

WHEREAS, this County Legislature, by Resolution 462 of 2016 authorized renewal of agreements with the City of Binghamton and various Broome County Towns for dog shelter services at the Front Street Dog Shelter for the Department of Public Works Division of Security with revenue from impoundment fees, participating municipalities' Section III rebate of licensing fees, and adoption fees, plus the City of Binghamton and the participating Towns paying an annual fee to the County for the period January 1, 2017 through December 31, 2021, and

WHEREAS, said agreements expire by their terms on December 31, 2021, and it is desired at this time to renew said agreements with the 2022 annual fee and each annual fee adjusted annually thereafter in accordance with the CPI of June the previous year for the period January 1, 2022 through December 31, 2027, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreements with the City of Binghamton and various Broome County Towns for dog shelter services for the Department of Public Works Division of Security for the period January 1, 2022 through December 31, 2027, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall retain all impoundment fees as set by the Legislature and collected by the Shelter, all adoption fees collected by the Shelter and the City of Binghamton and the Towns of Barker, Chenango, Conklin, Dickinson, Fenton, Kirkwood, Nanticoke, Union and Windsor shall pay the County an annual fee for 2022 as follows:

<u>Municipality</u>	<u>2022</u>
Barker	\$ 3,949.60
Chenango	\$16,454.84
Conklin	\$ 8,534.89
Dickinson	\$ 7,672.00
Fenton	\$ 9,941.71
Kirkwood	\$ 8,125.29
Nanticoke	\$ 2,589.74
Union	\$60,776.39
Windsor	\$ 9,238.30
City of Binghamton	\$63,578.02

and be it

Intro No. 45
Date 12/16/2021
Reviewed by
Co. Attorney _____
Date _____

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Permanent No. 2021-522
Date Adopted 12/16/2021
Effective Date 12/30/21

FURTHER RESOLVED, that the fee for 2022-2027 for the City of Binghamton and the Towns of Barker, Chenango, Conklin, Dickinson, Fenton, Kirkwood, Nanticoke, Union, and Windsor shall be adjusted annually thereafter in accordance with the CPI of June of the previous year, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 22000103.5000187.1010 (Reimbursement Animal Shelter), and be it

FURTHER RESOLVED, that the County Executive or his duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

COUNTY OF BROOME) ss:
STATE OF NEW YORK)

I, the undersigned, Deputy Clerk of the Legislature of the County of Broome, DO HEREBY CERTIFY that the above is an original resolution of such Legislature duly adopted on the 16th day of December, 2021, by a majority of the members elected to the Legislature of said County at a regular meeting of said Legislature.

I FURTHER CERTIFY that at the time said resolution was adopted said Legislature was comprised of fifteen members.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Legislature this 17th day of December, 2021.

Date sent to County Executive December 17, 2021.
Approved [Signature]
County Executive
Date 12/20, 2021

[Signature]
Deputy Clerk, County Legislature
County of Broome

Risk Management & Insurance Specifications

Project Description or Contract Number	Dog Shelter Services – CA 975-3-3C, 5-year term, 1/1/2022 – 12/31/2026	
Date Issued	December 22, 2021	
Vendor name (“Contractor”)	Town of Chenango	
County Department	DPW – Security	Brian Norris

Please read these specifications very carefully. These specifications are part of your contract with Broome County. It is advisable that you forward a copy of these specifications to your insurance agent. Broome County’s waiver of any requirement(s) set forth herein shall not constitute a waiver of any other contract provision.

Part I. General Provisions

1. The Contractor shall procure and maintain during the term of this contract, at the Contractor’s expense, the insurance policies listed in Part II with limits equal to or greater than the enumerated limits.
2. The contractor shall be solely responsible for any self-insured retention or deductible losses under each of the required policies.
3. Every required policy, including any required endorsements and any umbrella / excess policy, shall be primary insurance. Insurance carried by Broome County, its officers, or its employees, if any, shall be excess and not contributory insurance to that provided by the Contractor.
4. Every required coverage type shall be “occurrence basis”.
5. The Contractor may utilize umbrella/excess liability coverage to achieve the limits required hereunder; such coverage must be at least as broad as the primary coverage (follow form).
6. All insurance certificates must be approved by the Office of Risk & Insurance Management. See section II for specific requirements regarding insurance proof.
7. The County reserves its right to request certified copies of any policy or endorsement thereto.
8. All insurance shall be provided by insurance carriers licensed & admitted to do business in the State of New York and must be rated “A–:VII” or better by A.M. Best (Current Rate Guide).
9. If the Contractor fails to procure and maintain the required coverage(s) and minimum limits such failure shall constitute a material breach of contract, whereupon Broome County may exercise any rights it has in law or equity, including but not limited to the following:
 - (a) immediate termination of the contract
 - (b) withholding any / all payment(s) due under this contract or any other contract it has with the vendor (common law set-off) OR
 - (c) procuring or renewing any required coverage(s) or any extended reporting period thereto and paying any premiums in connection therewith. All monies so paid by Broome County shall be repaid upon demand, or at the County’s option, may be offset against any monies due to the Contractor.

Part II. Required Insurance – Minimum coverage types and amounts

Coverage Type	Minimum Limits
Commercial General Liability (CGL) including: <input type="checkbox"/> Products & completed operations shall not be excluded. <input type="checkbox"/> Broome County shall be named additional insured. The additional insured endorsement for the insurance shall not contain any exclusion for bodily injury or property damage arising from completed operations. <input type="checkbox"/> Proof of additional insured coverage shall be evidenced through a carrier issued endorsement. (ISO CG 20 10 11 85 or equivalent)	\$1,000,000 / \$2,000,000 Per occurrence / minimum annual aggregate limit
Automobile Liability (Comprehensive Form) Must cover owned, non-owned and hired vehicles	\$1,000,000 Combined Single Limit
Workers' Compensation and Employer's Liability See #3 <input type="checkbox"/> If you have no employees (sole proprietor) you may provide an affidavit of exemption. (CE-200) if the box to the left is checked	Statutory amount / \$100,000
Disability Insurance See #4 <input type="checkbox"/> If you have no employees (sole proprietor) you may provide an affidavit of exemption. (CE-200) if the box to the left is checked	Statutory limits

1. **The certificate face shall:**
 - indicate coverage(s) (other than Workers' Compensation & Disability) & minimum amounts required in part II.1
 - provide that the coverage(s) shall not be cancelled, terminated or materially changed (including an insurance limits reduction) unless **thirty (30) days** prior written notice has been given to the County Office of Risk & Insurance Management.
 - Disclose all policy exclusions
 - Disclose the amount of self-insured retention or deductibles.
 - Show Products & completed operation
2. **Proof of Workers' Compensation Coverage must be provided on NYS issued WCB form C-105.2 or U-26.3. Exemption should be provided on CE-200**
3. **Proof of Disability Coverage must be provided on NYS issued WCB form DB-120.1 or DB820/829 or DB-155. Exemption should be provided on CE-200**
4. **The Additional Insured & Certificate Holder should read:**

County of Broome
Attn: Office of Risk & Insurance Management
 PO Box 1766
 Binghamton, NY 13902-1766

Part III Defense and Indemnification

The following provisions concerning indemnification shall not be construed to indemnify the County for damages arising from bodily injury to persons or property contributed to, caused by or resulting from the sole negligence of the County or its employees.

The Contractor agrees to indemnify and hold the County of Broome and any officer, employee and/or agent thereof free and harmless from any and all losse(s), penalty(ies), damages, settlement(s), cost(s), charge(s), professional fee(s) or other expense(s) or liability(ies) of every kind arising from or relating to any and all claim(s), lien(s), demand(s), obligation(s), action(s), proceedings or causes of action of any kind in connection with, or arising directly or indirectly from the negligent error(s) and/or omission(s) and/or act(s) of the Contractor (including Contractor's employees, agents or and/or subcontractors) in the performance of this agreement.

Without limiting the generality of the preceding paragraphs, the following shall be included in the indemnity hereunder: any and all such claims, etc., relating to personal injury, death, damage to property, or any actual or alleged violation of any applicable statute (including specifically but not limited to New York State Labor Law §§ 200; 202; 240 & 241), ordinance, administrative order, executive order, rule or regulation, or decree of any court of competent jurisdiction in connection with, or arising directly or indirectly from, errors and/or negligent acts by the Contractor, as aforesaid,.

Part IV Safety

Broome County specifically reserves the right to suspend or terminate all work under this contract whenever Contractor and/or contractor's employees or subcontractors are proceeding in a manner that threatens the life, health or safety of any of contractor's employees, subcontractor's employees, county employees or member(s) of the general public on county property. This reservation of rights by Broome County in no way obligates Broome County to inspect the safety practices of the Contractor.

If Broome County exercises its rights pursuant to this part, the contractor shall be given three days to cure the defect, unless Broome County, in its sole and absolute discretion, determines that the service cannot be suspended for three days due to Broome County's legal obligation to continuously provide contractor's service to the public or Broome County's immediate need for completion of the Contractor's work. In such case, Contractor shall immediately cure the defect.

If the Contractor fails to cure the identified defect(s), Broome County shall have the right to immediately terminate this contract. In the event Broome County terminates this contract, any payments for work completed by the Contractor shall be reduced by the costs incurred by Broome County in re-bidding the work and /or by the increase in cost that results from using a different vendor.

RESOLUTION NO. _____

**RESOLUTION REAPPOINTING MEMBER
TO THE ZONING BOARD OF APPEALS**

The Town Board of the Town of Chenango, duly convened in Regular Session, January 19, 2022, does hereby RESOLVE as follows:

SECTION 1. WHEREAS, Jon M. White was appointed to the Zoning Board of Appeals on July 7, 2021 to fill the vacancy left by the resignation of Thomas Eldridge and his unexpired term until December 31, 2021

WHEREAS, Jon M. White wishes to extend his membership to the Zoning Board of Appeals for an additional term, and now therefore, it is hereby

SECTION 2. RESOLVED, that Mr. Jon M. White is hereby appointed to a five (5) year term as a member of the Zoning Board of Appeals through December 31, 2026.

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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango

RESOLUTION NO. _____

RESOLUTION REAPPOINTING MEMBER
TO THE PLANNING BOARD

The Town Board of the Town of Chenango, duly convened in Regular Session, January 19, 2022, does hereby RESOLVE as follows:

SECTION 1. WHEREAS, Thomas Eldridge was appointed to the Planning Board on July 7, 2021 to fill the vacancy left by the resignation of Cynthia Paddick and her unexpired term until December 31, 2021

WHEREAS, Thomas Eldridge wishes to extend his membership to the Planning Board for an additional term, and now therefore, it is hereby

SECTION 2. RESOLVED, that Mr. Thomas Eldridge is hereby appointed to a five (5) year term as a member of the Planning Board through December 31, 2026.

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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango

RESOLUTION NO. _____

RESOLUTION REAPPOINTING MEMBERS TO THE BOARD
OF ASSESSMENT REVIEW

The Town Board of the Town of Chenango, duly convened in Regular Session, January 19, 2022, does hereby RESOLVE as follows:

SECTION 1. WHEREAS, the term of Peter Mateway, Board of Assessment Review Member, expired on September 30, 2021, and the term of Vincent Williams, Board of Assessment Review Member, expired on September 30, 2021,

WHEREAS, this Board is desirous of reappointing Mr. Peter Mateway and Mr. Vincent Williams for another term to the Board of Assessment Review; now therefore, it is hereby

SECTION 2. RESOLVED, that Mr. Peter Mateway and Mr. Vincent Williams are hereby reappointed to a five (5) year term as a member of the Board of Assessment Review effective October 1, 2021 through September 30, 2026.

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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango

RESOLUTION NO. _____

RESOLUTION APPOINTING MEMBER TO THE BOARD
OF ASSESSMENT REVIEW

The Town Board of the Town of Chenango, duly convened in Regular Session, January 19, 2022, does hereby RESOLVE as follows:

SECTION 1. WHEREAS, the Board of Assessment Review is desirous of adding an additional member to its board, and

WHEREAS, Mr. Terrance Kane has expressed interest in becoming a member of the Board of Assessment Review; now therefore, it is hereby

SECTION 2. RESOLVED, that Mr. Terrance Kane is hereby appointed to a five (5) year term as a member of the Board of Assessment Review effective October 1, 2021 through September 30, 2026.

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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek, Town Clerk
Town of Chenango

RESOLUTION NO. _____

**BOND RESOLUTION AUTHORIZING THE PURCHASE OF A
NEW 2023 OR NEWER WESTERN STAR, 47X TRUCK CHASSIS with WARRANTY AND
AUTOMATIC PACKAGE with PLOW EQUIPMENT PACKAGE, AND STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$275,000.00, APPROPRIATING
SAID AMOUNT THEREFORE, AND AUTHORIZING THIS ISSUANCE OF
NOT TO EXCEED \$275,000.00 SERIAL BONDS TO FINANCE SAID PURCHASE**

At a regular meeting of the Town Board of the Town of Chenango, held on the 19th day of January, 2022 at Chenango Town Hall, 1529 NY RT 12, Binghamton, New York, the following resolution was offered and seconded:

WHEREAS, the Town Board of the Town of Chenango is contemplating the purchase of a Western Star, 47X Truck Chassis with Warranty and Automatic Package with Plow Equipment Package, at the attached and incorporated herein specifications (“Truck”); and

WHEREAS, the financing of the purchase constitutes a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, “SEQRA”) and therefore no further action under SEQRA needs be taken by the Town Board; and

NOW, THEREFORE, THE TOWN BOARD OF THE TOWN OF CHENANGO, IN THE COUNTY OF BROOME, NEW YORK HEREBY RESOLVES (by favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Chenango, in the County of Broome, New York (herein called “Town”), is hereby authorized to purchase a Western Star, 47X Truck Chassis with Warranty and Automatic Package with Plow Equipment Package, at the attached and incorporated herein specifications. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto is \$275,000.00. The plan of financing includes the issuance of not to exceed \$275,000.00 serial bonds to finance said purchase, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Said Bonds may not be issued with a prior right of redemption.

Section 2. Serial bonds, which shall be deemed to include Statutory Installment Bonds pursuant to Section 62.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called “Law”), the principal amount of \$275,000.00, are hereby authorized to be issued pursuant to the Law, to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness under Local Finance Law § 11.00 Periods of probable usefulness §11.00(a)(12)(a)(2) the period of probable usefulness of the Truck will be 15 years, and

- (b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department, and
- (c) It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provision of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of section 50.00, Section 56.00 to 60.00 and Section 62.10 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes, statutory installment bonds, and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewal of said bond anticipation notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or summary thereof, 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
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. 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 objects or purposes described herein.

Section 8. This bond resolution is subject to permissive referendum.

Section 9. Upon this resolution taking effect, a summary thereof shall be published in full in the official newspaper of the Town for such purpose in substantially the form provided in Section 81.00 of the Law.

IT IS FURTHER RESOLVED that this resolution will take effect immediately.

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 19th day of January, 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 _____

Town of Chenango Seal

Dated: January 19, 2022

Lizanne Tiesi-Korinek
Town Clerk of the Town of Chenango