

PUBLIC HEARING NO. 1

LOCAL LAW OF 2018
ZONING TEXT AMENDMENT
SOLAR ENERGY SYSTEMS

A Public Hearing was held by the Town Board of the Town of Cortlandville at the Raymond G. Thorpe Municipal Building, 3577 Terrace Road, Cortland, New York, concerning the enactment of Local Law revising the Zoning Code of the Town of Cortlandville to permit and regulate Solar Energy Systems.

Members present:

Supervisor, Richard C. Tupper
Councilman, Theodore V. Testa
Councilman, John C. Proud
Councilman, John P. Reynolds
Councilman, Douglas E. Withey
Town Clerk, Kristin E. Rocco-Petrella

Others present were: Town Attorney, John Folmer; Highway Sup't. Glenn Bassett; Deputy Town Clerk, Patty Romer; Planning Board Member, Nasrin Parvizi; Cortlandville Fire District Members: Commissioner, Kevin Whitney, Fire Chief, Jared Gebel, Secretary, Courtney Metcalf, Tony Cincotta; Town Residents: Greg Leach, Barb Leach, Pam Jenkins, Bob Martin; Ray Dunnigan; Ben Stuart; Steve Flatt; Representatives from C2 Energy Capital: Attorney, Kevin Blake, Attorney Joseph Smith, Amanda Postrue, Kate Millar, Elie Schutz; Carol Youngs from CACTC; News Reporters: Jacob Derochie from the *Cortland Standard*, and Brad Smith from WXHC.

Supervisor Tupper called the Public Hearing to order.

Town Clerk, Kristin Rocco-Petrella, read aloud the published, posted and filed legal notice.

Supervisor Tupper offered privilege of the floor to Kevin Blake.

Kevin Blake, Environmental Counsel for C2 Energy Capital introduced himself and his colleagues to the Board. He cited C2 Energy's background as a local New York Solar Developer that has worked on over 50 projects on behalf of utilities, school districts, governmental authorities and other municipalities. Mr. Blake stated a twofold purpose for his discussion. Firstly, he expressed C2 Energy's excitement regarding the projects they have planned for the Town that would have economic and environmental benefits. Secondly, C2 Energy wished to open a dialogue with the Town of Cortlandville to discuss the Solar Zoning Law and the impacts it could have on C2 Energy's projects.

Mr. Blake referenced comments that were submitted to the Town Board on April 26, 2018. C2 Energy wished to recommend minor adjustments that may allow for further flexibility that they feel would appropriately balance interest for the Town, its citizens and the solar community. Mr. Blake identified certain limited concerns, specifically Section D(3)(a) of the proposed amendment. C2 Energy recommended a waiver inclusion which would allow the Planning Board to modify or waive certain requirements of Section D(3)(a) under circumstances where a proposed project would be harmonious with surrounding land uses. The intention of the waiver is to allow an increased flexibility to the Town and to allow solar projects to be permitted in certain districts where they might not otherwise be permitted. Mr. Blake said he appreciated the concerns of the Town and other involved parties, such as the Town and County Planning Boards that may want to provide comments on the waiver provisions as well. C2 Energy would like to offer alternatives and recommendations for consideration. Mr. Blake introduced Joseph Smith, who has extensive experience in New York projects, to further discuss such recommendations from a procedural standpoint.

Joseph Smith, Environmental Counsel for C2 Energy Capital recognized the Town's concerns as reasonable. He requested an adjournment of this Public Hearing with no vote on the ordinance as drafted to allow proper time for all interested parties to review the proposed waiver language. An adjournment would provide time for comment to include a waiver provision before the process of voting on the current language is undertaken. Mr. Smith offered to receive questions in connection to the waiver and ordinance.

Attorney Folmer commented that the language contained in the waiver proposed is one that gives the Planning Board the authority to override restrictive provisions with regard to the location of solar facilities within the Town. The amendment has been reviewed by Planning Board member Nasrin Parvizi who was the lead person in regard to the preparation of the ordinance. According to Attorney Folmer, Ms. Parvizi suggested the Planning Board review and comment on the language before the Town Board enacted an ordinance with the current language included.

Attorney Folmer recommended the Board take the following actions: 1.) Recess the Public Hearing to July 11, 2018; 2.) Adopt a resolution extending the term of the moratorium 60-days; 3.) Refer the amendment provision to the Town and County Planning Boards for review and comment. Attorney Folmer explained that the Board should conduct their SEQR review on the amended draft ordinance after receiving comments from the Town and County to avoid a segmented review.

Town Planning Board member Nasrin Parvizi introduced herself as the Chair of the Solar Committee. After reviewing the amendment, she had reservations regarding the language of the ordinance and expressed concern for the pressure put upon the Planning Board. She explained a decision made in the present time may not be the same decision made five-years from now. Ms. Parvizi indicated she would like to be provided with references from other municipalities. Kevin Blake agreed to submit examples of draft language and reiterated C2 Energy would work closely with the Planning Board on an adequate language.

Supervisor Tupper added that he received correspondence from Town resident, Kevin Douglas, dated May 16, 2018 to be entered into record. Members of the Board were also in receipt of the correspondence. Mr. Douglas had concerns regarding the moratorium as he was in the process of a solar panel project and requested this process not be delayed.

No further comments or discussions were heard.

Councilman Proud made a motion, seconded by Councilman Reynolds, to recess the Public Hearing to July 11, 2018. All voting aye, the motion was carried.

The Public Hearing was recessed at 5:21 p.m.

PUBLIC HEARING NO. 2

AQUIFER PROTECTION PERMIT
CORTLANDVILLE FIRE DISTRICT
999 NYS ROUTE 13
TAX MAP #96.09-02-05.000

A Public Hearing was held by the Town Board of the Town of Cortlandville at the Raymond G. Thorpe Municipal Building, 3577 Terrace Road, Cortland, New York, concerning an application for an Aquifer Protection Permit submitted by the Cortlandville Fire District to permit the construction of a 1,800 sq. ft. live fire training/educational facility, for property located on the northwest side of NYS Route 13, immediately west of the Terrace Road/NYS Route 13 intersection, tax map #96.09-02-05.000.

Members present:

Supervisor, Richard C. Tupper
Councilman, Theodore V. Testa
Councilman, John C. Proud
Councilman, John P. Reynolds
Councilman, Douglas E. Withey
Town Clerk, Kristin E. Rocco-Petrella

Others present were: Town Attorney, John Folmer; Highway Sup't. Glenn Bassett; Deputy Town Clerk, Patty Romer; Planning Board Member, Nasrin Parvizi; Cortlandville Fire District Members: Commissioner, Kevin Whitney, Fire Chief, Jared Gebel, Secretary, Courtney Metcalf, Tony Cincotta; Town Residents: Greg Leach, Barb Leach, Pam Jenkins, Bob Martin; Ray Dunnigan; Ben Stuart; Steve Flatt; Representatives from C2 Energy Capital: Attorney, Kevin Blake, Attorney Joseph Smith, Amanda Postrue, Kate Millar, Elie Schutz; Carol Youngs from CACTC; News Reporters: Jacob Derochie from the *Cortland Standard*, and Brad Smith from WXHC.

Supervisor Tupper called the Public Hearing to order.

Town Clerk, Kristin Rocco-Petrella, read aloud the published, posted and filed legal notice.

Supervisor Tupper offered privilege of the floor to those in attendance.

Town resident, Steve Flatt introduced himself to the Board as a civil engineer trained and practiced in municipal construction. He prepared and provided an engineering evaluation regarding the proposal and requested it be entered into the meeting minutes. Mr. Flatt stated he hadn't had much time to review the proposal, but found parts of the proposal to be unclear. He felt that pertinent information was missing and urged the Board to consider clarification before issuing the Aquifer Permit.

Mr. Flatt was concerned with where the water would come from as it was stated in the proposal that the Fire District would not hook-up to the public water supply. A second concern and more importantly, Mr. Flatt questioned if the effluent or water runoff would be treated. He worried about chemicals and toxins that could be present in the water runoff from the training exercises. He also inquired about the amount water that would be used for the training exercises, and asked if a SPEDES permit from DEC was necessary.

Mr. Flatt referred to Part III of the proposal that addressed longevity. He stated that if the facility is properly maintained, it could be in service for upwards of four decades and small effects could add up to a significant impact. He warned of an accumulative effect of water runoff.

Mr. Flatt also talked about the revenue stream regarding the project. He suggested that any entity outside of the Town able to use the training facility pay for supplies; Town taxpayers should be held harmless from any expense. He felt maintenance fees should be discussed for future grants and expressed it would be advantageous to include in a treatment plan as it would extend use of a training facility.

No further comments or discussions were heard.

The Public Hearing was closed at 5:30 p.m.

TOWN BOARD MEETING

The Regular Meeting of the Town Board of the Town of Cortlandville was held at the Raymond G. Thorpe Municipal Building, 3577 Terrace Road, Cortland, New York, with Supervisor Tupper presiding.

Members present:

Supervisor, Richard C. Tupper
 Councilman, Theodore V. Testa
 Councilman, John C. Proud
 Councilman, John P. Reynolds
 Councilman, Douglas E. Withey
 Town Clerk, Kristin E. Rocco-Petrella

Others present were: Town Attorney, John Folmer; Highway Sup't. Glenn Bassett; Deputy Town Clerk, Patty Romer; Planning Board Member, Nasrin Parvizi; Cortlandville Fire District Members: Commissioner, Kevin Whitney, Fire Chief, Jared Gebel, Secretary, Courtney Metcalf, Tony Cincotta; Town Residents: Greg Leach, Barb Leach, Pam Jenkins, Bob Martin; Ray Dunnigan; Ben Stuart; Steve Flatt; Representatives from C2 Energy Capital: Attorney, Kevin Blake, Attorney Joseph Smith, Amanda Postrue, Kate Millar, Elie Schutz; Carol Youngs from CACTC; News Reporters: Jacob Derochie from the *Cortland Standard*, and Brad Smith from WXHC.

Supervisor Tupper called the meeting to order.

RESOLUTION #139 AUTHORIZE EXTENSION TO LOCAL LAW NO. 1 OF 2017
 "IMPOSING A MORATORIUM AND APPROVALS OF
 INSTALLATIONS OF SOLAR FACILITIES"

Motion by Councilman Withey

Seconded by Councilman Proud

VOTES: AYE – Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

WHEREAS, on September 6, 2017 the Town Board of the Town of Cortlandville adopted Local Law No. 1 of 2017 imposing a Moratorium on the review and approval of any and all applications for the installation of Solar Facilities in the Town of Cortlandville, and

WHEREAS, said Local Law was filed with the New York State Department of State effective September 20, 2017, and

WHEREAS, per Section 3 of the Local Law, the "moratorium shall expire on March 1, 2018, or upon the adoption of regulations of Zoning Laws relating to such facilities, whichever shall first occur", and

WHEREAS, on February 7, 2018 the Town Board referred a proposed Zoning Code Amendment for Solar Energy Systems as submitted by the Town's Solar Energy Systems Committee to the Town and County Planning Boards for review and recommendations, and

WHEREAS, on February 21, 2018 the Town Board approved the extension of the moratorium until April 4, 2018; and on March 7, 2018 approved a further extension of the moratorium until April 18, 2018 to allow time for the Town and County Planning Boards to complete their review; and on April 4, 2018 extended the moratorium until May 31, 2018 as recommendations had not been received and a public hearing had not been held; and

WHEREAS, the Town Board has since made further changes to the proposed ordinance that will require an additional review by the Town and County Planning Boards, therefore

BE IT RESOLVED, the Town Board does hereby authorize an extension to Local Law No. 1 of 2017, "Imposing a Moratorium and Approvals of Installations of Solar Facilities" from May 31, 2018 until July 30, 2018.

RESOLUTION #140 REFER PROPOSED REVISION TO THE PROPOSED ZONING
CODE AMENDMENT FOR SOLAR ENERGY SYSTEMS TO
THE TOWN AND COUNTY PLANNING BOARDS FOR
REVIEW AND RECOMMENDATIONS

Motion by Councilman Withey

Seconded by Councilman Testa

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby refer the proposed revision to the proposed Local Law of 2018 for a Zoning Code Amendment for Solar Energy Systems to the Town and County Planning Boards for review and recommendations.

Councilman Proud made a motion, seconded by Councilman Reynolds, to receive and file and forward to the Cortlandville Fire Department, comments submitted by Stephen Flatt, dated May 14, 2018, regarding the Aquifer Protection Permit for the Cortlandville Fire District's proposed Live Fire/Educational Facility. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Testa, to approve the Town Board Minutes of April 18, 2018. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Testa, to approve the Town Board Minutes of May 2, 2018. All voting aye, the motion was carried.

Councilman Testa made a motion, seconded by Councilman Withey, to receive and file the Cortlandville Planning Board Minutes of April 24, 2018. All voting aye, the motion was carried.

Supervisor Tupper mentioned, as done every year, a check was given to the Village of McGraw in the amount of \$300.00 to have flags placed on all graves in the McGraw cemetery for Memorial Day.

RESOLUTION #141 AUTHORIZE PAYMENT OF VOUCHERS – MAY

Motion by Councilman Proud

Seconded by Councilman Testa

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the vouchers submitted have been audited and shall be paid as follows:

Funds A, B, DA, DB, HE, HG, SS, SW	Voucher #609-683	
	General Fund A	\$ 26,761.61
	General Fund B	\$ 4,824.03
	Highway Fund DA	\$ 0.00
	Highway Fund DB	\$ 15,830.34
	Saunders Rd Sewer HE	\$ 0.00
	Gutchess Lumber SC Project HG	\$ 0.00
	Sewer Fund SS	\$ 14,839.16
	Water Fund SW	\$ 7,834.76
Funds CD1, CD3, CD4	Voucher #28-38	
	BMills Rehab CD1	\$ 0.00
	Town Wide Rehab CD3	\$ 54,535.16
	Business Devl CD4	\$ 0.00
Funds SF, TA, TE	Voucher #24-24	
	C'Ville Fire District SF	\$ 0.00
	Trust & Agency TA	\$ 496.12
	Expendable Trust TE	\$ 0.00

Supervisor Tupper offered privilege of the floor to Carol Youngs.

Carol Youngs, Cortland AmeriCorps Prevention Outreach Coordinator for Cortland County Area Communities that Care (CACTC), gave the Board a presentation on recent events. Ms. Young explained that each year CACTC conducts a Youth Development survey countywide, with data from 7-12th graders focusing on issues of substance abuse. She provided the Board with the 2017 YDS report from CACTC and reported on the key issues: alcohol is the most widely used substance; tobacco use is at an all-time low; marijuana use is the same as the previous survey; prescription drug use stabilized to 1.5% of those surveyed. She spoke toward the issue surrounding prescription drugs and mentioned the four drug disposal locations in the County as well as the “take back” events held throughout the year. The Cortlandville Fire Department participates in the event. She mentioned that April’s “take back” event produced the highest quantity of prescription drug disposal to date.

Another initiative mentioned by Ms. Young was the evening NARCAN trainings being offered in rural locations throughout the County in conjunction with the Cortland County Department of Health. She explained that NARCAN is a nasal spray used in cases of accidental opioid overdose while waiting for EMT’s to respond. NARCAN has been instrumental in saving lives. The training is free and includes a kit with two doses of the nasal spray.

Ms. Young voiced that CACTC is seeking to expand outlets for event news notices and asked the Board if there was an outlet or newsletter that can be used for regular posts regarding upcoming training, news events, and take back events. Supervisor Tupper offered the use of the Town of Cortlandville website. She thanked the Town Board for their interest and time.

Councilman Proud made a motion, seconded by Councilman Reynolds, to receive and file the monthly report of the Town Supervisor for the month of April 2018. All voting aye, the motion was carried.

Councilman Withey made a motion, seconded by Councilman Proud, to receive and file the monthly report of Town Code Enforcement Officer McMahon for the month of April 2018. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Testa, to receive and file the monthly report of Justice LeFevre for the month of April 2018. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Testa, to receive and file the monthly report of Justice Casullo for the month of April 2018. All voting aye, the motion was carried.

Councilman Withey made a motion, seconded by Councilman Proud, to receive and file the monthly report of the Water & Sewer Department for the month of April 2018. All voting aye, the motion was carried.

Supervisor Tupper recalled that the Town Board requested Senator Seward examine the mining application submitted by Route 13 Rocks, LLC regarding the nearby municipal water well and the sole source aquifer located beneath the mine. He stated the Town received a letter directly from the DEC Commissioner. Councilman Proud reiterated concern regarding the Route 13 Rocks, LLC Mining permit in regards to the possibility of future pollution and who would be responsible in such a case. He wishes to keep this discussion in the forefront of involved parties.

Councilman Proud made a motion, seconded by Councilman Withey, to receive and file correspondence from the New York State Department of Environmental Conservation to NYS Senator James Seward, dated April 30, 2018, regarding the Route 13 Rocks, LLC Mining Permit. All voting aye, the motion was carried.

Councilman Withey made a motion, seconded by Councilman Testa to receive and file correspondence from Pam Jenkins dated May 13, 2018 regarding the conditional permit log. Supervisor Tupper stated it would be redundant to receive and file the comments as they were included in the May 2, 2018 Town Board Minutes, to which the Board agreed. All voting nay, the motion failed.

Under old business, there was discussion regarding the Aquifer Protection Permit submitted by the Cortlandville Fire District (CVFD) for property located at 999 NYS Route 13 in the Town of Cortlandville. Attorney Folmer stated he was interested in Mr. Flatt's concern regarding water, and asked the representatives of the CVFD to speak to the concern.

Fire Commissioner, Kevin Whitney spoke toward the question of the source of water to be used for training exercises for the proposed training facility. He stated he was unsure where such information was derived from, but indicated that the CVFD must use a fire hydrant for water and they are required to have an underground redundant water tank that holds 16,000 gallons of water in the event that a hydrant fails. The water tank would take over and supply water to the firefighters inside. In terms of the amount of water being used, Fire Commissioner Whitney answered 100 gallons would be used per fire. The Board of Commissioners passed a resolution that went to the Planning Board and the Cortland County Health Department that specifically states that the CVFD use untreated hay and untreated pallets and will not use treated foams or chemicals to extinguish fires because there is no benefit in using such practices. He explained in this training application, room fires are used to teach new firefighters how to advance down a room and extinguish a fire. The CVFD would not suggest using foam, hence the resolution being passed. In regards to other entities paying for supplies, he explained that all twelve fire departments in Cortland County pay a maintenance fee to help maintain the current facilities, which presently do not include a live fire training facility. Fire Commissioner Whitney said there is no need to create larger fires and he assured the Town Board that two pallets and three bales of hay was the standard of NFPA and it was plenty to generate heat temperatures in the area of one thousand to twelve hundred degrees at the ceiling level. This is adequate heat for new firefighters to be exposed to in order to learn how to fight fires. Temperatures above that would be greatly detrimental to one's safety.

In regards to water runoff, Fire Commissioner Whitney explained the CVFD consulted with the Water & Sewer Sup't. Peter Alteri and the Cortland County Health Department and as previously stated, the CVFD will be using untreated water. There is very little product left after a trained fire and it is shoveled up, hauled to the appropriate facility and disposed of. He indicated that Pat Reidy from Cortland County Soil and Water was comfortable with such practices. Attorney Folmer interjected and explained that the project does not require a storm water protection plan as not more than one acre of land is being disturbed.

Councilman Withey asked Fire Commissioner Whitney if other fire departments outside the County would be using the facility to which he replied yes. He remarked that the CVFD cannot charge for state classes, however, there is a suggested donation that all fire departments meet. He assured the Town Board that the facility will be continuously used therefore substantiating the cost of the project. He stated revenue is not created but training is greatly benefitted. Fire Commissioner Whitney asserted there would be no financial burden on taxpayers.

RESOLUTION #142 FORWARD AQUIFER PROTECTION PERMIT APPLICATION
AND THE SHORT EAF SUBMITTED BY THE
CORTLANDVILLE FIRE DISTRICT TO ATTORNEY
ZOGHLIN FOR REVIEW

Motion by Councilman Withey

Seconded by Councilman Reynolds

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby forward the Aquifer Protection Permit application and the Short Environmental Assessment Form submitted by the Cortlandville Fire District for property located at 999 Route 13, tax map #96.09-02-05.000, to Attorney Mindy Zoghlin of the Zoghlin Group for review prior to the Town Board conducting its SEQR review.

Attorney Folmer reported:

Diescher Lease Agreement:

In regard to the proposed Lease Agreement with John Diescher for leasing a portion of the Town's land located on Route 13 known as the site of the Gutches Lumber Sports Complex, Attorney Folmer apprised the Board that a Short EAF under SEQR must be completed, and that the agreement would be subject to permissive referendum. Attorney Folmer requested the Board table any action on the lease agreement at this time.

Summons and Complaint:

Attorney Folmer briefed the Board regarding a Notice of Summons and Complaint. He explained the Town is being served because the Town holds a junior mortgage for Joni L. Greene and Fern Crandall for property located at 11 North Street in McGraw as the result of a NYS Community Development Block Grant. The mortgage decreases in value every month, however, Town Clerk Rocco-Petrella discovered the term runs until January 2019 meaning there is a balance due. Attorney Folmer stated he will file a notice of appearance on behalf of the Town of Cortlandville and waive notice of anything except for notice of sale and notice of surplus money proceedings. Supervisor Tupper asked if the Town has 20% of the original loan until January to which Attorney Folmer answered yes.

RESOLUTION #143 ACKNOWLEDGE RECEIVING NOTICE OF SUMMONS AND COMPLAINT IN THE MATTER OF JPMORGAN CHASE BANK VS. JONI L. GREENE; FERN A. CRANDALL; TOWN OF CORTLANDVILLE

Motion by Councilman Proud

Seconded by Councilman Reynolds

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby acknowledge, by receiving and filing, the Notice of Summons and Complaint in the matter of JPMorgan Chase Bank vs. Joni L. Greene; Fern A. Crandall; Town of Cortlandville, regarding the foreclosure on property located at 11 North Street, McGraw, New York, tax map #88.15-02-19.000.

RESOLUTION #144 TABLE ACTION REGARDING THE LEASE AGREEMENT BETWEEN JOHN DIESCHER AND THE TOWN OF CORTLANDVILLE FOR PROPERTY LOCATED ON ROUTE 13

Motion by Councilman Proud

Seconded by Councilman Testa

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby table action until June 6, 2018 regarding the proposed Lease Agreement between the Town of Cortlandville and John Diescher allowing him to grow crops on a portion of Town property located on Route 13 known as Gutches Lumber Sports Complex.

South Hill Dump:

Attorney Folmer informed the Board he received the annual review report from CHA regarding the South Hill Dump. The recommendations and conclusions of that report indicate the system is working properly and no changes are recommended. Councilman Reynolds asked Attorney Folmer if the Town of Cortlandville was in compliance. Attorney Folmer replied yes, but stated the report needs to be submitted to the DEC for confirmation.

RESOLUTION #145 AUTHORIZE SUPERVISOR TO SIGN THE AFFIDAVIT REGARDING THE TOWN'S 2016 COMMUNITY DEVELOPMENT BLOCK GRANT TOWN-WIDE HOUSING REHABILITATION PROGRAM BETWEEN THE TOWN AND DARIK AND AMBER HANBACK

Motion by Councilman Testa

Seconded by Councilman Proud

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize the Supervisor to sign the Affidavit regarding the Town's 2016 Community Development Town-Wide Housing Rehabilitation Program, between the Town of Cortlandville and Darik and Amber Hanback, 3673 Pendleton Street, Cortland, New York regarding the extension of loan funds by the Town's CDBG Program (#287HR326-16) for the total amount of \$31,384.29.

RESOLUTION #146 AUTHORIZE SUPERVISOR TO SIGN THE AFFIDAVIT
REGARDING THE TOWN'S 2016 COMMUNITY
DEVELOPMENT BLOCK GRANT TOWN-WIDE HOUSING
REHABILITATION PROGRAM BETWEEN THE TOWN AND
EARL D. AND DONNA M. FOX AND LAURA FOX

Motion by Councilman Testa

Seconded by Councilman Proud

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize the Supervisor to sign the Affidavit regarding the Town's 2016 Community Development Town-Wide Housing Rehabilitation Program, between the Town of Cortlandville and Earl D. Fox, Donna M. Fox and Laura Fox, 3133 Gracie Road, Cortland, New York regarding the extension of loan funds by the Town's CDBG Program (#287HR326-16) for the total amount of \$27,160.00.

Councilman Proud made a motion, seconded by Councilman Withey, to receive and file correspondence from the NYS Office of Community Renewal, dated April 30, 2018, accepting the determination and Certification of NEPA Classification of the Town of Cortlandville that the NYS CDBG Project #287SB902-18 (Royal Nissan, Inc.) is categorically Excluded under 24 CFR 58.35(a), and no activities are affected by Federal environmental statutes and executive orders. All voting aye, the motion was carried.

RESOLUTION #147 AUTHORIZE APPROVAL OF PAYMENTS REGARDING THE
TOWN-WIDE HOUSING REHABILITATION GRANT
PROGRAM CDBG #287HR326-16

Motion by Councilman Proud

Seconded by Councilman Withey

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize approval of payment for the following regarding the Town-Wide Housing Rehabilitation Grant Program-CDBG #287HR326-16:

Voucher #39: Tim Henry - \$9,175.00

Voucher #40: Actually Affordable Construction - \$2,500.00

Councilman Proud made a motion, seconded by Councilman Reynolds, to receive and file correspondence from Phillips Lytle LLP, dated April 26, 2018, regarding the proposed Zoning Text Amendment for Solar Energy Systems. All voting aye, the motion was carried.

RESOLUTION #148 APPROVE EXTRA WORK AUTHORIZATION NO. 1 FROM
CHA FOR THE GUTCHES LUMBER SPORTS COMPLEX
PHASE I PROJECT

Motion by Councilman Proud

Seconded by Councilman Withey

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby approve Extra Work Authorization No. 1 from CHA, dated May 11, 2018 to perform the Construction Administration and Observation services required during construction of the Gutches Lumber Sports Complex Phase I, in the amount of \$156,140.00.

Councilman Proud made a motion, seconded by Councilman Reynolds, to receive and file correspondence from the New York State Department of Environmental Conservation, dated May 10, 2018, regarding the Gutches Lumber Sports Complex and the SPDES General Permit GP-0-15-002 for Storm Water Discharge from construction activities. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Reynolds, to receive and file the invitation from Troy & Banks to attend a Smart LED Street Lighting Solution Seminar on Tuesday, June 19, 2018 at Syracuse University Hotel & Conference Center. All voting aye, the motion was carried.

Councilman Testa made a motion, seconded by Councilman Proud, to receive and file the Draft Agricultural & Farmland Protection Plan for the Town of Cortlandville, dated May 2018. All voting aye, the motion was carried.

RESOLUTION #149 SCHEDULE PUBLIC HEARING REGARDING THE DRAFT
AGRICULTURAL & FARMLAND PROTECTION PLAN FOR
THE TOWN OF CORTLANDVILLE FOR JUNE 20, 2018 AT
5:00 PM

Motion by Councilman Testa

Seconded by Councilman Proud

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby schedule a Public Hearing regarding for Wednesday, June 20, 2018 at 5:00 p.m. regarding the Draft Agricultural & Farmland Protection Plan for the Town of Cortlandville.

RESOLUTION #150 ESTABLISH THE STANDARD WORK DAY FOR ELECTED
AND APPOINTED OFFICIALS OF THE TOWN OF
CORTLANDVILLE FOR THE YEAR 2018

Motion by Councilman Reynolds

Seconded by Councilman Withey

VOTES: AYE - Tupper, Testa, Proud, Reynolds, Withey NAY - 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby establish the following as standard work days for elected and appointed officials and will report the following days worked to the New York State Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Town Clerk:

Elected Officials:	Name:	Standard Work Day:	Term of Office:	Record of Activities:
Town Justice	Lenore M. LeFevre	6 hours	01/01/2018-12/31/2021	11.63
Town Supervisor	Richard C. Tupper	6 hours	01/01/2018-12/31/2019	30.00
Highway Superintendent	Glenn D. Bassett	8 hours	01/01/2018-12/31/2019	27.47
Town Clerk/Collector	Kristin E. Rocco-Petrella	7 hours	01/01/2018-12/31/2019	26.56

Supervisor Tupper thanked Superintendent of Highway Glenn Bassett for the high quality basketball hoops recently installed at the Town's Blodgett Mills Park.

Supervisor Tupper briefed the Board that he received a letter from Cortlandville Fire Commissioner, Dave Dennison thanking the Town for its efforts in bringing the Hiawatha Landing to life. Supervisor Tupper relayed that the Fire Department has been using Hiawatha Landing for training with their aerial fire truck, taking water from the river for use. Fire Commissioner Dennison stated in his letter the Landing works great and provided valuable protection to Blodgett Mills residents. Supervisor Tupper added that SUNY Cortland has also been utilizing the Landing for recreation classes and launching canoes that run from Blodgett Mills to Marathon. He was also made aware of more people using the landing to launch kayaks. Supervisor Tupper said he was very pleased for the Town and Blodgett Mills.

Councilman Withey presented the Board with information from the Cortland County Workers Compensation Committee, to which is he a committee member. He apprised the Board that the Town's fee will be increasing by approximately 3%. He explained the goal is a reserve fund of \$2 million and they are currently at 1.5%, with an ultimate goal of \$5 million. Councilman Withey said 40% of the fee is based on Town of Cortlandville's gross assessment and 6% is experience rated. He continued that he and the committee will be reviewing experience ratings, adding that first responders have the highest rating. Councilman Withey informed the Board that he suggested possibly putting the burden on the County to relieve Towns and Villages.

Supervisor Tupper announced that the Town Board would be conducting a workshop on Friday, May 25, 2018 at 10:00 a.m. at the Raymond G. Thorpe Municipal Building to review the 1st Quarter financials. Bookkeeper Hicks would provide the Board with a 10-year reflection of the Town's funds for the Board to review and discuss.

No further comments or discussion were heard.

Councilman Testa made a motion, seconded by Councilman Proud, to adjourn the Regular Meeting. All voting aye, the motion was carried.

The meeting was adjourned at 6:13 p.m.

Respectfully submitted,

Kristin E. Rocco-Petrella

Kristin E. Rocco-Petrella, RMC
Town Clerk
Town of Cortlandville

*Note:

The final version of this meeting was submitted to the Town Board for their review on May 31, 2018.

The final version of this meeting was approved as written at the Town Board meeting of June 6, 2018.