

TOWN BOARD MEETING

The Regular Meeting of the Town Board of the Town of Cortlandville was held at the McGraw Community Building in the Village of McGraw, McGraw, New York, with Supervisor Tupper presiding.

Members present:

Supervisor, Richard C. Tupper
Councilman, Theodore V. Testa
Councilman, Ronal L. Rocco
Councilman, John C. Proud
Councilman, Gregory K. Leach
Town Clerk, Karen Q. Snyder, RMC

Others present were: Town Attorney, John Folmer; Highway Sup’t. Carl Bush; Barb Leach; Village of McGraw Mayor, Allan Stauber; Heather Cobb from the Lamont Memorial Free Library and Tyrone Heppard from the Cortland Standard.

Supervisor Tupper called the meeting to order.

Councilman Proud made a motion, seconded by Councilman Rocco, to approve the Draft Town Board Minutes of April 1, 2015 as written. All voting aye, the motion was carried.

Councilman Leach made a motion, seconded by Councilman Testa, to receive and file the Cortlandville Planning Board Minutes of March 31, 2015. All voting aye, the motion was carried.

RESOLUTION # AUTHORIZE SUPERVISOR TO SIGN
PURCHASE ORDER #1248

Motion by Councilman Leach
Seconded by Councilman Proud
VOTES: AYE – Tupper, Testa, Rocco, Proud, Leach NAY – 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to sign Purchase Order #1248 submitted by Highway Sup’t. Bush, to be paid to Cummins Northeast for truck #11 for a complete engine tear down and repair, for a cost of between \$3,500.00 - \$4,500.00.

RESOLUTION # AUTHORIZE PAYMENT OF VOUCHERS – MAY

Motion by Councilman Leach
Seconded by Councilman Rocco
VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY - 0
ADOPTED

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

Funds A, B, DA, DB	Voucher #370-448	
	General Fund A	\$102,897.20
	General Fund B	\$110,341.72
	Highway Fund DA	\$ 0.00
	Highway Fund DB	\$ 50,306.82
Funds CD1, CD3, CD4	Voucher #20-25	
	BMills Rehab CD1	\$ 0.00
	Town Wide Rehab CD3	\$ 39,274.83
	Business Devl CD4	\$ 0.00
Fund HC, SS, SW	Voucher #155-183	
	NYS Rt 13 Sewer Rehab HC	\$ 0.00
	Sewer SS	\$151,167.62
	Water SW	\$ 12,365.81
Funds SF, TA, TE	Voucher #16-18	
	C’Ville Fire District SF	\$ 0.00
	Trust & Agency TA	\$ 39,876.82
	Expendable Trust TE	\$ 0.00

Supervisor Tupper offered privilege of the floor to Heather Cobb of the Lamont Memorial Free Library.

Heather Cobb, Library Director, thanked the Town for its continued support. She mentioned that the children's programs offered by the Library were doing well, however the new teen program struggling a little bit as there was not as much interest. The Library was beginning its monthly craft program for all ages, and was also gearing up for its summer reading programs, which run from the middle of June through July.

Councilman Rocco questioned whether the Library received cooperation from schools to increase participation. Ms. Cobb indicated that the Library submits its promotions to the schools.

Supervisor Tupper offered privilege of the floor to Allan Stauber, Village of McGraw Mayor.

Mayor Allan Stauber thanked the Town for their continued support and everything it does to help the Village. He mentioned that the Town contributed the entire cost of the sewer pump that the Village was in need of. He also thanked Highway Sup't. Bush for his help with road work in the Village.

Mayor Stauber discussed the Village Recreation Department and its programs and noted that Recreation Director, Cory Smith was not able to attend the meeting. The Village pool would be open this summer, but with limited hours due to difficulty finding lifeguards. He discussed the summer program schedule. Scholarships were available to help people participate in the programs, such as the soccer program. He mentioned other special events held in the Village such as its annual Easter Egg Hunt and Halloween Parade. Mayor Stauber thanked the Town for its generous donation which increased from last year.

Councilman Leach questioned whether the Memorial Parade would take place this year. Mayor Stauber indicated that there would be a Memorial service and a small parade this year.

Councilman Leach complimented the Village of McGraw for being a great community with a lot going on and available to the public, and complimented the number of volunteers in the Village. He also mentioned the Civil War cannons and how the cemetery is well kept.

Councilman Rocco questioned what the lifeguard qualifications were. Mayor Stauber explained that the individual needs the Red Cross lifeguard certification, which is valid for 2 years. The Village would cover the cost of the lifeguard certification at the end of the season (prorated). The Village also increased the salary for the lifeguards.

Councilman Leach shared a story about his son who bought a home in the Village of McGraw and recently drove his 1955 McCormick Tractor through the Village to watch a soccer game.

Councilman Proud made a motion, seconded by Councilman Leach, to receive and file correspondence from Time Warner Cable, dated May 6, 2015, regarding programming services. All voting aye, the motion was carried.

The monthly reports of the Town Supervisor, Town Clerk, Tax Collector, Water & Sewer Department and Code Enforcement Office for the month of April and the Cortland County SPCA for the month of March were on the table for review and are filed in the Town Clerk's office.

Supervisor Tupper apprised the Board that he received correspondence from the New York State Town Clerk's Association (NYSTCA) regarding the renewal of Town Clerk Snyder's Registered Municipal Clerk (RMC) certification for another five years. In order to obtain the recertification Town Clerk Snyder had to complete the required education/training. Supervisor Tupper also received notification that Deputy Town Clerk, Kristin Rocco-Petrella renewed her RMC as well. The Board applauded Town Clerk Snyder for her accomplishment.

Under new business, Town Clerk Snyder reported that she has been appointed through NYSTCA as the Chairman of the RMC (Registered Municipal Clerks) committee to review new and renewal RMC applications.

Attorney Folmer reported:

Water/Sewer Projects – SEQRA:

Attorney Folmer recalled that on April 1, 2015 the Board adopted a resolution declaring Oakcrest Street/Pendleton Street/Saunders Road Sanitary Sewer Improvement Project a Type II action under SEQRA. However, the Saunders Road Sanitary Sewer Improvement Project has been withdrawn from such project. Attorney Folmer suggested the Board rescind the resolution adopted April 1, 2015, and adopt a new resolution declaring Oakcrest Street/Pendleton Street Sanitary Sewer Improvement Project a Type II action under SEQRA.

RESOLUTION #	RESCIND THE APRIL 01, 2015 RESOLUTION REGARDING “DECLARE OAKCREST STREET / PENDLETON STREET / SAUNDERS ROAD SANITARY SEWER IMPROVEMENT PROJECT A TYPE II ACTION UNDER SEQRA”
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Motion by Councilman Proud

Seconded by Councilman Leach

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY - 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby rescind such resolution of April 01, 2015 relating to the adoption of a Type II action under SEQRA regarding the Oakcrest Street/Pendleton Street/Saunders Road Sanitary Sewer Improvement Project, and it is further

RESOLVED, the rescinding of such resolution is due to the Saunders Road Sanitary Sewer Improvement Project has been withdrawn from such project.

RESOLUTION #	DECLARE OAKCREST STREET/PENDLETON STREET SANITARY SEWER IMPROVEMENT PROJECT A TYPE II ACTION UNDER SEQRA
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Motion by Councilman Leach

Seconded by Councilman Rocco

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY - 0
ADOPTED

BE IT RESOLVED the Town Board does hereby declare the proposed Oakcrest Street/Pendleton Street Sanitary Sewer Improvement Project a Type II action under SEQRA.

Attorney Folmer stated that at the April 1, 2015 Town Board Meeting the Board also adopted a resolution declaring the Luker Road Water Improvement Project a Type II action under SEQRA, which was fine the way it was adopted. However, the Board must also adopt a resolution declaring the Owego Street/Route 215 Water Improvement Project a Type II action under SEQRA.

RESOLUTION #	DECLARE OWEGO STREET/ROUTE 215 WATER IMPROVEMENT PROJECT A TYPE II ACTION UNDER SEQRA
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Motion by Councilman Leach

Seconded by Councilman Proud

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY - 0
ADOPTED

BE IT RESOLVED the Town Board does hereby declare the proposed Owego Street/Route 215 Water Improvement Project a Type II action under SEQRA.

Attorney Folmer reported that he was in contact with Bond Counsel in New York regarding the bonding for the projects. The SEQRA determinations would be sent to Bond Counsel, who would put together the orders calling for the public hearings. Attorney Folmer indicated that he may ask the Board to call a special meeting to adopt the orders calling for public hearings prior to the next Town Board Meeting. The amount to be bonded was \$965,000.

Local Law of 2015 – Zoning Law and Map Amendment for Suit-Kote Corp.:

Attorney Folmer requested the Board schedule a public hearing regarding the proposed Zoning Law and Map Amendment submitted by Suit-Kote Corporation. The County Planning Board recommended approval of the zone change.

RESOLUTION # SCHEDULE PUBLIC HEARING FOR MAY 20, 2015
REGARDING THE ADOPTION OF A LOCAL LAW TO
AMEND THE ZONING LAW AND MAP OF THE TOWN OF
CORTLANDVILLE SUBMITTED BY SUIT-KOTE
CORPORATION

Motion by Councilman Proud

Seconded by Councilman Testa

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY – 0

ADOPTED

BE IT RESOLVED, a Public Hearing is hereby scheduled for May 20, 2015 at 5:00 p.m. at the Raymond G. Thorpe Municipal Building, regarding the adoption of a Local Law for the year 2015 to amend the Zoning Law and Map of the Town of Cortlandville, submitted by Suit-Kote Corporation.

Councilman Leach made a motion, seconded by Councilman Proud, to receive and file correspondence dated April 13, 2015 from NYS Homes & Community Renewal, regarding the (CDBG) 12-month completion notice for the Town-Wide Housing Rehabilitation Grant Program. All voting aye, the motion was carried.

RESOLUTION # AUTHORIZE CHANGE ORDER NO. 2 FROM VACRI
CONSTRUCTION CORPORATION FOR THE NYS ROUTE 13
SANITARY TRUNK SEWER REHABILITATION PROJECT

Motion by Councilman Leach

Seconded by Councilman Testa

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY – 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to execute Change Order No. 2 from Vacri Construction Corporation to furnish EJ#1322 Frame & Cover with 30" opening in lieu of the EJ#1310 Frame & Cover at a cost of \$3,355.12, for the NYS Route 13 Sanitary Trunk Sewer Rehabilitation Project.

RESOLUTION # AUTHORIZE CHANGE ORDER NO. 3 FROM VACRI
CONSTRUCTION CORPORATION FOR THE NYS ROUTE 13
SANITARY TRUNK SEWER REHABILITATION PROJECT

Motion by Councilman Leach

Seconded by Councilman Testa

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY – 0

ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to execute Change Order No. 3 from Vacri Construction Corporation to furnish 5 additional Stainless Steel Manhole Inserts at a cost of \$5,000.00, for the NYS Route 13 Sanitary Trunk Sewer Rehabilitation Project.

Councilman Leach made a motion, seconded by Councilman Proud, to receive and file Cortland County Planning Department recommendations, dated April 10, 2015 and Cortland County Planning Board Resolution #15-5 dated April 15, 2015, regarding Suit-Kote Corporation Zoning Map Amendment application. All voting aye, the motion was carried.

Councilman Leach made a motion, seconded by Councilman Proud, to receive and file correspondence dated April 27, 2015 from NYS Homes & Community Renewal, regarding the Grant Agreement 60-Day Completion Notice for the NYS CDBG applicants, Byrne Dairy, Inc. and IMS. All voting aye, the motion was carried.

Councilman Leach made a motion, seconded by Councilman Proud, to receive and file correspondence dated April 23, 2015 from NYS Environmental Facilities Corporation, regarding the NYS Route 13 Sanitary Trunk Sewer Rehabilitation Project regarding inspection of the projects construction status and consistency with Clean Water State Revolving Fund (CWSRF) requirements. All voting aye, the motion was carried.

Councilman Leach made a motion, seconded by Councilman Testa, to receive and file correspondence from the Cortland County Legislature, dated April 27, 2015, regarding Amnesty Week at the Cortland County Landfill for municipalities. All voting aye, the motion was carried.

RESOLUTION # AUTHORIZE APPROVAL REQUEST OF CYNTHIA J. PREMO
FOR THE 2013 COMMUNITY DEVELOPMENT BLOCK
GRANT TOWN-WIDE HOUSING REHABILITATION
PROGRAM

Motion by Councilman Leach
Seconded by Councilman Proud

VOTES: AYE – Tupper, Testa, Rocco Proud, Leach NAY – 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize the approval request of Cynthia J. Premo for property located at 3600 Terrace Road in the Town of Cortlandville, for a 100% deferred loan for the 2013 Community Development Block Grant Town-Wide Housing Rehabilitation Program, and it is further

RESOLVED, the work to be completed would include exterior carpentry, roofing, siding, windows & doors, electric and flooring, for a total of \$25,774.67.

RESOLUTION # AUTHORIZE SUPERVISOR TO SIGN THE THIRD PARTY
CUSTODIAN AGREEMENT BETWEEN THE TOWN OF
CORTLANDVILLE, FIRST NIAGARA BANK, N.A. AND
FEDERAL HOME LOAN BANK OF NEW YORK

Motion by Councilman Leach
Seconded by Councilman Proud

VOTES: AYE – Tupper, Testa, Rocco Proud, Leach NAY – 0
ADOPTED

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to sign the Third Party Custodian Agreement between the Town of Cortlandville, First Niagara Bank, N.A. and Federal Home Loan Bank of New York.

RESOLUTION # AMEND THE 2015 BUDGET AND AUTHORIZE
SUPERVISOR TO TRANSFER FUNDS

Motion by Councilman Proud
Seconded by Councilman Leach

VOTES: AYE - Tupper, Testa, Rocco, Proud, Leach NAY - 0
ADOPTED

BE IT RESOLVED, the Supervisor is hereby authorized and directed to transfer funds to adjust the accounts of the 2015 Budget for the Town of Cortlandville as follows:

1) **GENERAL FUND B:** Transfer \$6,303.00

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
SS1990.4	SS8120.2	\$ 6,303.00
TOTAL:		\$ 6,303.00

Councilman Leach made a motion, seconded by Councilman Proud, to receive and file correspondence from Diana Graser, P.E., New York State Department of Transportation, dated April 30, 2015, notifying the Town that after a second review a reduction in speed limit for the full length of Ahrens Road from 55 mph to 45 mph was appropriate. All voting aye, the motion was carried.

Supervisor Tupper thanked Town Clerk Snyder, Highway Sup't. Bush, and the County Highway Department for their efforts with the reduced speed limit request. The Board was pleased that the NYS DOT's second review resulted in the approval of the Town's request for a reduced speed limit. Town Clerk Snyder reminded the Board that a third request was made to the NYS DOT and she hoped that the speed limit would be further reduced.

Supervisor Tupper questioned whether there was anything further to come before the Board.

Councilman Leach mentioned that while attending the last McGraw girl's softball game he saw a bald eagle flying around. He wondered if Mayor Stauber knew whether there was a nest nearby. Mayor Stauber was not aware of a nest, but the bald eagle had been spotted on numerous occasions perched in a tree near the soccer fields.

No further comments or discussion were heard.

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

The meeting was adjourned at 5:35 p.m.

Respectfully submitted,

Karen Q. Snyder, RMC
Town Clerk
Town of Cortlandville

*Note:

The draft version of this meeting was submitted to the Town Board for their review on June 3, 2015.

The draft version of this meeting was approved as written at the Town Board meeting of _____.