

## 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, Ronal L. Rocco  
Councilman, Theodore V. Testa  
Councilman, Gregory K. Leach  
Deputy Town Clerk, Kristin Rocco-Petrella

## Absent:

Councilman, John C. Proud  
Town Clerk, Karen Q. Snyder, RMC

Others present were: Town Attorney, John Folmer; Highway Sup't. Carl Bush; David Alexander; Karen Howe; News Reporters: Steve Howe from the *Cortland Standard*, and Sharon Stevans from Channel 2, Access TV.

Supervisor Tupper called the meeting to order.

Councilman Rocco made a motion, seconded by Councilman Leach, to approve the Draft Town Board Minutes of August 21, 2013 as submitted. All voting aye, the motion was carried.

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RESOLUTION #165                      AUTHORIZE PAYMENT OF VOUCHERS – SEPTEMBER

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Motion by Councilman Leach

Seconded by Councilman Rocco

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

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

Funds A, B, DA, DB	Voucher #818-848	
	General Fund A	\$ 88,169.18
	General Fund B	\$ 17,102.34
	Highway Fund DA	\$ 0.00
	Highway Fund DB	\$ 19,138.01
Funds CD1, CD3, CD4	Voucher #32-33	
	BMills Rehab CD1	\$ 0.00
	Town Wide Rehab CD3	\$ 32,786.73
	Business Devl CD4	\$ 0.00
Fund HC, SS, SW	Voucher #290-298	
	NYS Rt 13 Sewer Rehab HC	\$ 0.00
	Sewer SS	\$ 1,937.10
	Water SW	\$ 2,089.58
Funds SF, TA, TE	Voucher #(none)	
	C'Ville Fire District SF	\$ 0.00
	Trust & Agency TA	\$ 0.00
	Expendable Trust TE	\$ 0.00

Supervisor Tupper offered privilege of the floor to those in attendance. No requests were made.

On behalf of the Board and the citizens of the Town, Councilman Testa commended Highway Sup't. Bush and the Town Highway Department employees for their hardwork and fast response to the recent flooding in the Town and specifically in Blodgett Mills. Supervisor Tupper mentioned that he received numerous phone calls from residents thanking Highway Sup't. Bush and his employees for all that they did.

The monthly reports of the Code Enforcement Officer and the Fire & Safety Inspection Report for the month of August 2013 were on the table for review and are filed in the Town Clerk's Office.

Councilman Leach made a motion, seconded by Councilman Rocco, to receive and file correspondence from Time Warner Cable, dated September 4, 2013, regarding programming services. All voting aye, the motion was carried.

Supervisor Tupper mentioned that he received a letter by email from Pam Jenkins, which she asked to be read at the meeting. Councilman Rocco read the abridged letter aloud which was in regard to the proposal to turn the County landfill into a Regional Hazardous Waste Dump by entering into a contract to fill the landfill with incinerator ash. In 1994, the US Supreme Court ruled that incinerator ash was a hazardous waste. Ms. Jenkins posed many questions in her letter regarding incinerator ash and the hazards of it.

Councilman Rocco made a motion, seconded by Councilman Leach, to receive and file and forward to Michael Park, Chairman of the Cortland County Legislature, correspondence from Pam Jenkins, received September 4, 2013, regarding the proposal to turn the County landfill into a Regional Hazardous Waste Dump by entering into a contract to fill the landfill with incinerator ash. All voting aye, the motion was carried.

Attorney Folmer reported:

Purchase of Property:

Attorney Folmer mentioned that the Town has been negotiating the purchase of three parcels of land from John and Catherine Murdock. Attorney Folmer had the purchase contract in hand which provided for the purchase and sale. Attorney Folmer was reluctant to publicly discuss the terms of the agreement because discussions were ongoing with Attorney Pomeroy who represents the Murdocks. Attorney Folmer requested the Board authorize Supervisor Tupper to sign the agreement once they have finalized negotiations.

Supervisor Tupper mentioned that Highway Sup't. Bush had been interested in purchasing one of the parcels for several years to be used for the Town's long-term storm water management plans. In the past Mr. Murdock was not interested in selling the property for what the Town thought was a reasonable price.

Councilman Rocco complimented Highway Sup't. Bush and stated that Cortlandville has the finest drainage system in the County; it not only works but it looks beautiful.

RESOLUTION #166      AUTHORIZE SUPERVISOR TO SIGN THE PURCHASE  
AGREEMENT BETWEEN THE TOWN AND JAMES AND  
CATHERINE MURDOCK FOR THREE PARCELS OF LAND

Motion by Councilman Leach

Seconded by Councilman Testa

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

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to sign the Purchase Agreement between the Town of Cortlandville and James and Catherine Murdock for the purchase of three parcels of land, and it is further

RESOLVED, the Agreement shall be signed when negotiations between Attorney Folmer and the attorney for the Murdocks are complete.

Bond Closing – Route 13 Sewer Rehabilitation Project:

Attorney Folmer stated that the bond closing for the Route 13 Sewer Rehabilitation Project was scheduled for Thursday, September 5, 2013. He mentioned that a request was made for the immediate payment of the amount that the Town spent on the project to date.

RESOLUTION #167      AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH THOMA DEVELOPMENT CONSULTANTS FOR PROGRAM DELIVERY AND ADMINISTRATIVE SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FOR BYRNE DAIRY, INC.

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Motion by Councilman Leach

Seconded by Councilman Rocco

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

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to sign the contract with Thoma Development Consultants for Program Delivery and Administrative Services for the Community Development Block Grant – Economic Development for Byrne Dairy, Inc. in the amount of \$15,750.00.

RESOLUTION #168      AUTHORIZE SUPERVISOR TO SIGN CONTRACT WITH THOMA DEVELOPMENT CONSULTANTS FOR PROGRAM DELIVERY AND ADMINISTRATIVE SERVICES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FOR INNOVATIVE MANUFACTURING SOLUTIONS, INC.

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Motion by Councilman Leach

Seconded by Councilman Rocco

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

BE IT RESOLVED, the Town Board does hereby authorize and direct the Supervisor to sign the contract with Thoma Development Consultants for Program Delivery and Administrative Services for the Community Development Block Grant – Small Business for Innovative Manufacturing Solutions, Inc. in the amount of \$9,750.00.

Councilman Leach made a motion, seconded by Councilman Testa, to receive and file the Phase 1 Stormwater System Maintenance Program Report for the Town of Cortlandville from the Cortland County Soil and Water Conservation District, dated August 2013. All voting aye, the motion was carried.

No further comments or discussion were heard.

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

The meeting was adjourned at 5:15 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 September 13, 2013.  
The draft version of this meeting was approved as written at the Town Board meeting of \_\_\_\_\_.