

PUBLIC HEARING NO. 1

AQUIFER PROTECTION PERMIT
LIME HOLLOW NATURE CENTER, INC.
GRACIE ROAD
TAX MAP #105.05-01-12.110 & #105.05-01-13.110

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, permitting the construction of a 2,800 sq. ft. environmental education center for use by the OCM BOCES New Vision program and to refurbish existing structures on site for use as a summer camp program, for property located on the west side of Gracie Road, immediately north of the Cortland County Linear Park and approximately 1/3 mile south of the McLean Road/Gracie Road intersection, tax map #105.05-01-12.110 & #105.05-01-13.110.

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; David Alexander; Karen Howe; Joseph Steinhoff; Barb Leach; Glenn Reisweber from the Lime Hollow Nature Center; News Reporters: Steve Howe from the *Cortland Standard*, and Sharon Stevans from Channel 2, Access TV.

Supervisor Tupper called the Public Hearing to order.

Town Clerk, Karen Q. Snyder, read aloud the published, posted and filed legal notice.

Supervisor Tupper offered privilege of the floor to Glenn Reisweber.

Glenn Reisweber representing the Lime Hollow Nature Center explained the proposed project to the Board for the construction of a 2,800 sq. ft. environmental education center for use by the OCM BOCES New Vision program, and to refurbish existing structures on site for use as a summer camp program. Mr. Reisweber thanked the Board for their support, and stated that the campership program was a success.

No further comments or discussions were heard.

The Public Hearing was closed at 5:10 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, Ronal L. Rocco
Councilman, John C. Proud
Councilman, Gregory K. Leach
Town Clerk, Karen Q. Snyder, RMC

Others present were: Town Attorney, John Folmer; David Alexander; Karen Howe; Joseph Steinhoff; Barb Leach; Glenn Reisweber from the Lime Hollow Nature Center; 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 mentioned that Councilman Leach brought up a great idea at the last meeting with regard to finding locations for canoe landings to access the Tioughnioga River. Councilman Rocco apprised the Board that he took a look at a few possible locations in Blodgett Mills and in McGraw. He also met with the head of the DEC who stated that the project would be possible and that the DEC would help. Councilman Rocco indicated that a ramp or a path would be all that was needed, which would also help with erosion of the river.

Councilman Leach mentioned that he spoke with Highway Sup't. Bush regarding the matter. Highway Sup't. Bush knew the owner of property located in Blodgett Mills in which the Town could construct a landing for canoe access. One possible location that Councilman Leach mentioned was behind Cortlandville's Blodgett Mills Park where a hydrant was located. He asked Joe Steinhoff, a member of the fire department about the location in question. Mr. Steinhoff mentioned that the hydrant is a dry hydrant and does not work. Mr. Steinhoff suggested that if the Town was going to improve the area that perhaps the hydrant could be repaired.

Councilman Rocco mentioned that the Tioughnioga River is an unusual river in which property owners actually own to the center of the river. He stated that he would like to discuss the matter further with Councilman Leach, Highway Sup't. Bush, and Attorney Folmer. Councilman Leach suggested Highway Sup't. Bush contact the property owner to find out the owner was interested in project, which the Board agreed with.

Councilman Proud made a motion, seconded by Councilman Leach, to approve the Draft Town Board Minutes of July 10, 2013 as submitted. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Leach, to approve the Draft Town Board Minutes of July 17, 2013 as submitted. All voting aye, the motion was carried.

Councilman Leach made a motion, seconded by Councilman Testa, to receive and file the Cortlandville Zoning Board of Appeals Minutes of June 25, 2013. 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 June 25, 2013. All voting aye, the motion was carried.

RESOLUTION #147

AUTHORIZE SUPERVISOR TO SIGN
PURCHASE ORDER #0140

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 #0140 submitted by Water & Sewer Sup't. Peter Alteri to be paid to SCADATEK, Inc. for the SCADA software upgrade for the Water & Sewer Department, for the total cost of \$4,690.00.

RESOLUTION #148 AUTHORIZE SUPERVISOR TO SIGN
PURCHASE ORDER #1192

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 #1192 submitted by Highway Sup't. Bush to be paid to T.H. Kinsella, Inc. for the purchase of 950 tons of limestone to be used to oil and stone Town roads at the cost of \$11.75/ton and \$6.75 delivery (from the Cortland County Bid).

RESOLUTION #149 AUTHORIZE SUPERVISOR TO SIGN
PURCHASE ORDER #0141

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 #0141 submitted by Water & Sewer Sup't. Peter Alteri to be paid to RITEC Enterprises, Inc. for the purchase of equipment for the Groton Avenue Meter Station upgrade for the total cost of \$5,206.31.

RESOLUTION #150 AUTHORIZE PAYMENT OF VOUCHERS – AUGUST

Motion by Councilman Leach

Seconded by Councilman Proud

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 #693-749	
	General Fund A	\$107,806.02
	General Fund B	\$ 20,898.42
	Highway Fund DA	\$ 0.00
	Highway Fund DB	\$ 26,687.89
Funds CD1, CD3, CD4	Voucher #29-29	
	BMills Rehab CD1	\$ 0.00
	Town Wide Rehab CD3	\$ 810.00
	Business Devl CD4	\$ 0.00
Fund HC, SS, SW	Voucher #245-263	
	NYS Rt 13 Sewer Rehab HC	\$ 0.00
	Sewer SS	\$ 1,382.91
	Water SW	\$ 7,133.80
Funds SF, TA, TE	Voucher #19-21	
	C'Ville Fire District SF	\$ 0.00
	Trust & Agency TA	\$ 33,260.51
	Expendable Trust TE	\$ 0.00

Supervisor Tupper apprised the Board that Town Historian, Jeff Guido asked for privilege of the floor however he was unable to attend the meeting. Mr. Guido would report to the Board at the August 21, 2013 Town Board Meeting instead.

The monthly reports of the Code Enforcement Officer, Fire & Safety Inspection Report, Town Clerk, Supervisor, and the Water & Sewer Department for the month of July 2013 were on the table for review and are filed in the Town Clerk's office.

Councilman Rocco mentioned that Water & Sewer Sup't. Peter Alteri took on the responsibility of synchronizing all of the clocks in the Town Hall to avoid discrepancies in the time throughout the building. Clock batteries would be changed every six months.

Councilman Proud made a motion, seconded by Councilman Leach, to receive and file correspondence from Time Warner Cable, dated August 1, 2013, regarding programming services. All voting aye, the motion was carried.

Attorney Folmer and the Board reviewed the SEQR Short Environmental Assessment Form for the Aquifer Protection Permit application submitted by Lime Hollow Nature Center, Inc. for property located on Gracie Road.

RESOLUTION #151 DECLARE NEGATIVE IMPACT FOR AQUIFER
PROTECTION PERMIT #3 OF 2013 SUBMITTED BY LIME
HOLLOW NATURE CENTER, INC. FOR PROPERTY
LOCATED ON GRACIE ROAD

Motion by Councilman Proud

Seconded by Councilman Leach

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

ADOPTED

WHEREAS, an Aquifer Protection Permit application was submitted by Lime Hollow Nature Center, Inc. to permit the construction of a 2,800 sq. ft. environmental education center for use by the OCM BOCES New Vision program and to refurbish existing structures on site for use as a summer camp program, for property located on the west side of Gracie Road, immediately north of the Cortland County Linear Park and approximately 1/3 mile south of the McLean Road/Gracie Road intersection, tax map #105.05-01-12.110 & #105.05-01-13.110, and

WHEREAS, the Town Board as Lead Agent, duly reviewed and completed the Short Environmental Assessment Form, therefore

BE IT RESOLVED, the Town Board as Lead Agent, does hereby declare the proposed project of Lime Hollow Nature Center, Inc., Aquifer Protection Permit #3 of 2013, shall have no significant environmental impact.

RESOLUTION #152 AUTHORIZE SUPERVISOR TO SIGN SEQRA
APPLICATION OF AQUIFER PROTECTION
PERMIT #3 OF 2013

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 sign the SEQRA application relating to Aquifer Protection Permit #3 of 2013, submitted by Lime Hollow Nature Center, Inc.

RESOLUTION #153 APPROVE AQUIFER PROTECTION PERMIT #3 OF 2013
SUBMITTED BY LIME HOLLOW NATURE CENTER, INC.
FOR PROPERTY LOCATED ON GRACIE ROAD SUBJECT
TO CONDITIONS

Motion by Councilman Leach

Seconded by Councilman Rocco

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

ADOPTED

WHEREAS, the Cortland County Planning Department and the Town Planning Board have reviewed and recommended approval of this Aquifer Protection Permit application, and

WHEREAS, a Public Hearing was duly held by this Town Board, therefore

BE IT RESOLVED, the Town Board does hereby approve Aquifer Protection Permit #3 of 2013, submitted by Lime Hollow Nature Center, Inc, permitting the construction of a 2,800 sq. ft. environmental education center for use by the OCM BOCES New Vision program and to refurbish existing structures on site for use as a summer camp program, for property located on the west side of Gracie Road, immediately north of the Cortland County Linear Park and approximately 1/3 mile south of the McLean Road/Gracie Road intersection, tax map #105.05-01-12.110 & #105.05-01-13.110, subject to any and all conditions attached to the application by either the County or Town Planning Boards:

1. The applicant obtaining a Section 136 Highway Permit from the County Highway Superintendent for the driveway entrance to Gracie Road, which is a County road.
2. The applicant providing documentation to the Town which indicates that any culvert or bridge structures along the driveway are structurally sufficient to support any emergency service vehicles that may need to respond to the building location.
3. The applicant securing additional property rights for an appropriate width at the Gracie Road right-of-way line to accommodate a two-way driveway entrance, and only a two-way driveway with an unobstructed width of not less than 20 feet in order to provide adequate width for fire apparatus per the Fire Code of New York State should be approved and constructed.
4. The applicant expanding the proposed parking area to accommodate the required 10 ft. by 20 ft. parking spaces while maintaining 24 ft. wide driving lanes in the parking area.
5. The applicant preparing and obtaining approval of a stormwater pollution prevention plan for the site per the Town's stormwater ordinance since the project involves increasing the impervious surface of the site by more than 10,000 sq. ft.
6. The applicant filing a Notice of Intent with the NYS Department of Environmental Conservation (DEC) in addition to the preparation of a stormwater pollution prevention plan for the site including review of such plans by the DEC and the applicant obtaining a SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-10-001), if it is determined that the project would involve the disturbance of at least one acre of land.
7. The applicant obtaining private well and septic system permits from the County Health Department including submittal of engineered plans for the water treatment system as a non-transient non-community water supply.
8. Compliance with SEQR requirements.

AND IT IS FURTHER RESOLVED, the Supervisor is hereby authorized to sign the permit.

Town Clerk Snyder apprised the Board she received notification from Cort-Lanes, Inc. regarding the renewal of their liquor license.

Councilman Leach made a motion, seconded by Councilman Testa, to receive and file correspondence and the Renewal Application Notice from John Partigianoni, dated July 29, 2013, regarding the renewal of the liquor license for Cort-Lanes, Inc. located at 928 Route 13 in the Town of Cortlandville. All voting aye, the motion was carried.

RESOLUTION #154 ACKNOWLEDGE RECEIVING NOTICE OF PETITIONS FOR
REVIEW OF ASSESSMENTS

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 acknowledge, by receiving and filing, the Notice of Petition, regarding their current assessments, from the following property owners:

Carrols Corporation #326	1096 Route 222	tax map #86.13-01-57.100
Ceruzzi Holdings, LLC	Route 13	tax map #95.00-10-11.100
K-MART #7134	854 Route 13	tax map #95.20-02-06.000-01
Wal-Mart Stores East, LP	819 Bennie Road	tax map #105.00-02-07.000

Attorney Folmer apprised the Board that he would be out of town on August 21, 2013.

RESOLUTION #155 RESOLUTION TO BE PAID DIRECTLY ALL OF TOWN'S
SHARE OF COUNTY SALES TAX

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

RESOLVED, that the Town of Cortlandville pursuant to Tax Law Section 1262 elects to be paid directly all of its share of county sales taxes which would otherwise be applied to reduce the county taxes levied upon real property in the Town of Cortlandville, and be it further

RESOLVED, that pursuant to Town Law Section 1262, this resolution shall be effective commencing with calendar year 2014, and it is further

RESOLVED, that the Cortlandville Town Clerk shall forward a certified copy of this Resolution to the Cortland County Treasurer and the Cortland County Director of Real Property Tax Services by registered or certified mail before September 01, 2013.

Supervisor Tupper briefly discussed the 2nd Quarter Sales Tax revenue for 2013 for Cortland County. He explained that a total of \$894,990.28 of the sales tax went towards the Interoperable Communication Tower Project, of which \$81,549.79 was the Town of Cortlandville's share.

Councilman Leach made a motion, seconded by Councilman Proud, to receive and file correspondence from the New York State Homes & Community Renewal, dated July 19, 2013, regarding a request for the Project Status Report for the NYS Community Development Block Grant project of Precision Eforming. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Leach, to receive and file Cortland County Legislature Resolution #194-13, adopted July 25, 2013, extending the public comment period until August 9, 2013 for the Draft Environmental Impact Statement for TCI's proposed Crown City Wind Energy Project. All voting aye, the motion was carried.

RESOLUTION #156 AUTHORIZE APPROVAL REQUEST OF TOM WOOD FOR
THE 2011 COMMUNITY DEVELOPMENT
BLOCK GRANT 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 Tom Wood, for property located at 3260 US Route 11 in the Town of Cortlandville, for a 100% deferred loan for the 2011 Community Development Block Grant Housing Rehabilitation Program, and it is further

RESOLVED, the work to be completed would include siding, insulation, gutters, windows, masonry, and other, for a total of \$12,600.00.

Councilman Leach recognized Joe Steinhoff who was in attendance. Mr. Steinhoff was a candidate for Cortland County Legislator, District 12 for the Town of Cortlandville. Also in attendance were Karen Howe and David Alexander, the candidates running for the office of the second Cortlandville Town Justice.

No further comments or discussion were heard.

Councilman Rocco made a motion, seconded by Councilman Testa, 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 August 13, 2013.

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