

CONTINUATION OF PUBLIC HEARING NO. 1
RECESSED FROM MAY 16, 2018

LOCAL LAW OF 2018
ZONING TEXT AMENDMENT
SOLAR ENERGY SYSTEMS

The Public Hearing, recessed from May 16, 2018, was held by the Town Board of the Town of Cortlandville at the J.M. McDonald Sports Complex, 4292 Fairground Drive, 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
	Deputy Town Clerk, Patricia L. Romer

Absent:	Town Clerk, Kristin E. Rocco-Petrella
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Others present were: Town Attorney, John Folmer; Highway Sup't. Glenn Bassett; Court Clerk, Pam Bassett; Town Residents: Pamela Jenkins; Deborah Huttleston; Ethan Kowalewski; Robert Sikora; Gina Sikora; Emmanuel J. Sikora; Cortlandville Fire Department Representatives: Jared Gebel; Courtney Metcalf and Amanda Postma; Todd Stone and Jeffrey Hall.

Councilman Proud made a motion, seconded by Councilman Testa, to reopen the Public Hearing regarding a Zoning Text Amendment for Solar Energy Systems, which was recessed from May 16, 2018. All voting aye the motion was carried.

Supervisor Tupper called the Public Hearing to order and offered privilege of the floor to those in attendance. No requests were made.

No further comments or discussions were heard.

Councilman Proud made a motion, seconded by Councilman Withey, to adjourn the Public Hearing. All voting aye, the motion was carried.

The Public Hearing was adjourned at 5:02 p.m.

TOWN BOARD MEETING

The Regular Meeting of the Town Board of the Town of Cortlandville was held at the J.M. McDonald Sports Complex, 4292 Fairground Drive, 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
Deputy Town Clerk, Patricia L. Romer

Absent:

Town Clerk, Kristin E. Rocco-Petrella

Others present were: Town Attorney, John Folmer; Highway Sup’t. Glenn Bassett; Court Clerk, Pam Bassett; Town Residents: Pamela Jenkins; Deborah Huttleston; Ethan Kowalewski; Robert Sikora; Gina Sikora; Emmanuel J. Sikora; Cortlandville Fire Department Representatives: Jared Gebel; Courtney Metcalf and Amanda Postma; Todd Stone and Jeffrey Hall.

Supervisor Tupper called the meeting to order.

Councilman Proud made a motion, seconded by Councilman Testa, to approve the Town Board Minutes of June 6, 2018. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Testa, to approve the Town Board Minutes of June 20, 2018. All voting aye, the motion was carried.

Councilman Withey made a motion, seconded by Councilman Proud, to receive and file the Cortlandville Zoning Board of Appeals Minutes of June 25, 2018. All voting aye, the motion was carried.

RESOLUTION #175

AUTHORIZE SUPERVISOR TO SIGN PURCHASE ORDER
#1390

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 authorize and direct the Supervisor to sign Purchase Order #1390 submitted by the Highway Sup’t. to be paid to CNY Farm Supply to repair the engine on the Massey Roadside Mower (#36), for the total cost of \$16,984.03

RESOLUTION #176

AUTHORIZE PAYMENT OF VOUCHERS – JULY

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 #844-949	
	General Fund A	\$ 128,454.31
	General Fund B	\$ 4,104.18
	Highway Fund DA	\$ 0.00
	Highway Fund DB	\$ 74,640.63
	Saunders Rd Sewer HE	\$ 0.00
	Gutchess Lumber SC Project HG	\$ 15,335.35
	New Highway Garage HH	\$ 0.00
	Sewer Fund SS	\$ 7,849.73
	Water Fund SW	\$ 11,763.86

Funds CD1, CD3, CD4	Voucher #39-43		
	BMills Rehab CD1	\$	0.00
	Town Wide Rehab CD3	\$	31,216.00
	Business Devl CD4	\$	0.00
Funds SF, TA, TE	Voucher #30-35		
	C'Ville Fire District SF	\$	0.00
	Trust & Agency TA	\$	38,377.80
	Expendable Trust TE	\$	0.00

Supervisor Tupper offered privilege of the floor to Pam Jenkins.

Town resident, Pamela Jenkins addressed the Board in relation to the Town seeking SEQRA consultation from the Zoghlin Group PLLC. She inquired if other legal firms were considered, if the contract was put out to bid, and what dollar amount was to be spent per year or if it is an open ended contract.

Supervisor Tupper responded that it is not necessary to advertise or go to bid as it is considered professional services. He pointed out the Town has a line item in Attorney Folmer's budget for outside council which will be used to pay for such services. It will be paid on an as needed basis and depends on the amount of projects coming in until the end of the year. Attorney Zoghlin will be advising on SEQRA reviews as this is her specialty. Attorney Folmer indicated that he had considered other firms.

Supervisor Tupper offered privilege of the floor to Gina Sikora.

Town resident, Gina Sikora addressed the Board regarding her intent to ask the Planning Board for permission to grant a Conditional Permit for an art gallery she wishes to open at 1010 McLean Road. She explained that the location is surrounded by commercial businesses. She wishes to operate an art gallery for abstract art which will be open to the public and organized by the Cultural Council of Cortland County. The hours of operation would be the first Friday of each month from 5:00 pm to 8:00 pm or by appointment for private viewings. She stated they would like to partner with local schools in the future to show their art in her space. She would like to extend the driveway for parking spaces, particularly in the winter months. The signs for the gallery would be conforming to specifications. She said she realizes the zoning for the location is R-2 and in the Zoning Code there are no provisions for an art gallery. She read aloud a letter of encouragement from Professor of Art History, Paul Parks in which he cited, "*A gallery functions in the same vein as an artist studio, teacher studio and office, and educational institution. Artist's studios often sell their artwork and the artworks of other artists and receive payment for these items. Teacher's studios and offices receive payment for their instruction and tutoring. Educational institutions receive payment for their instruction and tutoring. Garage sales and house sales receive payment for their items that are sold.*" Ms. Sikora submitted the letter to the Board for review. She also stated she had signatures from neighbors and the coalition bureau that are happy with her gallery idea.

She proclaimed an art gallery would very much enhance the aesthetics of the Town. Ms. Sikora stated she would not be charging for anything, she was just asking for the Board to consider allowing her to function as a gallery.

Paul Parks, Curator and Professor of Art History for SUNY Cortland and Tompkins Cortland Community College, entered the discussion and touted an art gallery's value in a community. It provides a valuable educational and cultural resource and outreach for the Town of Cortlandville. It would engage the local student population and provide a place for them to display or sell their work and provides enjoyment for the community. In terms of the regulations, there are already other educational facilities that are collecting money for such activities and the gallery in discussion would mostly be an exhibition space for artists to show their work. He added he would be available to contact for any further information.

Attorney Folmer asked Ms. Sikora if she had conferred with Planning & Zoning Officer Bruce Weber, to which she replied she had.

Jeffery Holl interjected and introduced himself as a friend and neighbor to Ms. Sikora. As a member of the Zoning Board of Appeals for the Town of Virgil, Ms. Sikora contacted Mr. Holl and asked him to help guide her through the zoning process. He explained she contacted PZO Weber and was told she would need to apply for a Variance for the gallery, a process which could take up to a year.

Ms. Sikora stated PZO Weber informed her there is a difference between a studio and a gallery. A gallery might bring public and traffic concerns. Professor Parks spoke towards the definitions of a studio, which is allowed in the Code verses a gallery, which is not in the Code, but stated they are essentially the same thing.

Councilman Proud advised that the Town Board does not issue Conditional Permits, to which Mr. Holl asked if the Town Board and the Town Attorney could offer guidance to the Zoning Officer by asking Mr. Weber to be more accommodating to a person trying to enhance our community.

Attorney Folmer explained that this is the first discussion he has had regarding this matter. From the presentation given, he signified that a determination needs to be made as to whether this will be a studio or gallery. If it is a studio then a conditional permit could be granted via the Town Planning Board. However, if it is considered a gallery, which is not provided for in the Town Code, it would involve making an amendment to the Zoning Code, which could be timelier. He requested a week to investigate the matter and to speak with PZO Weber in regards to the proper procedures to accomplish Ms. Sikora's intention.

Ms. Sikora reiterated the benefits of promoting art to the community. When Attorney Folmer asked Ms. Sikora if the art would be for sale, Ms. Sikora stressed there is a difference in advertising items for sale, for example a restaurant, and a person contacting an artist to request the purchase of their artwork that does not contain a sign of sale.

Councilman Proud remarked he was very interested in this presentation as the Town is embarking on a new Comprehensive Plan and the very issue raised in this discussion is important as to what is allowed in certain zoning areas. Supervisor Tupper asked that Ms. Sikora allow Attorney Folmer to investigate properly before continuing with any further discussion. Ms. Sikora and Professor Parks thanked the Town Board.

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

Councilman Reynolds made a motion, seconded by Councilman Withey, to receive and file the monthly report of Town Code Enforcement Officer Campbell for the month of June 2018, including the Paid Fees Report and Unpaid Fees Report for Fire Inspections from January 1, 2018 to May 31, 2018. All voting aye, the motion was carried.

Councilman Proud made a motion, seconded by Councilman Reynolds, to receive and file the monthly report from the Cortland County SPCA for the month of June 2018. All voting aye, the motion was carried.

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

RESOLUTION #177 ACCEPT 2018 TAX COLLECTOR'S SUMMARY

Motion by Councilman Proud

Seconded by Councilman Reynolds

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

ADOPTED

BE IT RESOLVED, the 2018 Tax Collector's Summary from January 1, 2018 through July 5, 2018 is hereby accepted and shall be received and filed.

Councilman Withey made a motion, seconded by Councilman Testa, to receive and file correspondence from Charter Communications, dated June 28, 2018 and June 29, 2018, regarding programming services. All voting aye, the motion was carried.

Under old business, there was discussion regarding the Aquifer Protection Permit submitted by the Cortlandville Fire District. Attorney Folmer apprised the Board that on June 27, 2018 he forwarded all information pertaining to the Aquifer Protection Permit application to Attorney Zoghlin of the Zoghlin Group PLLC and had not yet received a response. He requested the Board table the matter until he has received response as to her recommendations. Attorney Folmer provided the Board with Part 3 of SEQR, which he prepared and provided to Attorney Zoghlin for review.

RESOLUTION #178 TABLE ACTION REGARDING THE AQUIFER PROTECTION
PERMIT APPLICATION SUBMITTED BY THE
CORTLANDVILLE FIRE DISTRICT

Motion by Councilman Withey

Seconded by Councilman Reynolds

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

BE IT RESOLVED, the Town Board does hereby table action regarding the Aquifer Protection Permit submitted by the Cortlandville Fire District until July 18, 2018 to allow time for the Board to receive recommendations from The Zoghlin Group PLLC regarding the SEQRA review.

Attorney Folmer requested the Board move agenda item H-2 "Local Law – Amendment to Zoning Code to permit & regulate Solar Energy Systems" to the end of the agenda.

Also under old business, Attorney Folmer recalled the proposal for a Local Law to amend the Zoning Code from Agricultural to B-3 Planned Commercial Business for a 2.82-acre parcel located on Weaver Road owned by Emmanuel Pothos. He explained that Town Planning Board forwarded the proposal to the County Planning Board for the review. Attorney Folmer recommended the Board refer the proposal to the Town Planning Board as well and act once they receive recommendations from both boards. He also recommended the Board declare itself as Lead Agency for SEQRA purposes. As an amendment to the Zoning Code the proposed Zoning Map Amendment was considered a Type 1 Action. Attorney Folmer also reminded the Board they would be using the SEQR Full Environmental Assessment Form (long form) in all instances.

RESOLUTION #179 REFER LOCAL LAW FOR A ZONING LAW AND MAP
AMENDMENT FROM AGRICULTURAL TO B-3 PLANNED
COMMERCIAL BUSINESS TO THE TOWN PLANNING
BOARD FOR REVIEW AND RECOMMENDATIONS

Motion by Councilman Proud

Seconded by Councilman Reynolds

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

ADOPTED

WHEREAS, the Town Board received a request for a Zoning Law and Map Amendment from Emmanuel Pothos for a 2.82 acre parcel located off Weaver Road, tax map #87.00-05-11.000, to be rezoned from Agricultural to B-3 Planned Commercial Business, and

WHEREAS, at the Town Planning Board's June 26, 2018 meeting they referred the matter to the County Planning Department for review and recommendations, therefore

BE IT RESOLVED, the proposed Local Law for a Zoning Law and Map Amendment from Agricultural to B-3 Planned Commercial Business for a 2.82 acre parcel located off of Weaver Road, tax map #87.00-05-11.000, shall be forwarded to the Town Planning Board for review and recommendations.

RESOLUTION #180 DECLARE TOWN BOARD AS LEAD AGENCY WITH
REGARD TO THE ADOPTION OF A LOCAL LAW FOR THE
YEAR 2018 WHICH WOULD AMEND THE ZONING LAW
AND MAP OF THE TOWN OF CORTLANDVILLE

Motion by Councilman Proud

Seconded by Councilman Testa

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

WHEREAS, the Town Board received a request for a Zoning Law and Map Amendment from Emmanuel Pothos for a 2.82 acre parcel located off of Weaver Road, tax map #87.00-05-11.000, to be rezoned from its present zoning classification of Agricultural to B-3 Planned Commercial Business, and

WHEREAS, the proposal was referred to the Town and County Planning Boards for review and recommendations, therefore

BE IT RESOLVED, the Town Board does hereby declare itself Lead Agency for SEQRA purposes with regard to the adoption of a Local Law for the year 2018, which would amend the Zoning Law and Map of the Town of Cortlandville for property owned by Emmanuel Pothos located off of Weaver Road, tax map #87.00-05-11.000, to be rezoned from Agricultural to B-3 Planned Commercial Business.

Attorney Folmer reported:

Sale of Material from Gutches Lumber Sports Complex:

Attorney Folmer apprised the Board that Supervisor Tupper inquired about the sale of topsoil from the Gutches Lumber Sports Complex, which had to be removed from the site in order to complete Phase I of the project. Attorney Folmer contacted Laura Cassalia, PE from CHA who suggested the Board utilize the same RFP that it uses when equipment is sold. Attorney Folmer would continue discussion with Ms. Cassalia and report back to the Board. Councilman Withey suggested the Board consider selling the topsoil at two different times to make the most revenue.

RESOLUTION #181 ACKNOWLEDGE SUBMISSION OF PROJECT STATUS
REPORTS FOR THE PERIOD OF JANUARY 1, 2018 - JUNE
30, 2018 FOR THE 2016 TOWN-WIDE HOUSING
REHABILITATION GRANT PROGRAM (#287HR326-16) AND
THE 2018 CDBG ECONOMIC DEVELOPMENT/SMALL
BUSINESS PROGRAM GRANT FOR ROYAL NISSAN OF
CORTLAND, INC. (#287SB902-18)

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 acknowledge the submission of the Project Status Report for the period of January 1, 2018 through June 30, 2018 for the 2016 Town-Wide Housing Rehabilitation Grant Program (CDBG #287HR326-16), as signed by Supervisor Tupper on July 3, 2018, and be it further

RESOLVED, the Town Board further acknowledges the submission of the Project Status Report for the period of January 1, 2018 through June 30, 2018 for the 2018 CDBG Economic Development/Small Business Program Grant for Royal Nissan of Cortland, Inc. (CDBG #287SB902-18), as signed by Supervisor Tupper on July 3, 2018.

RESOLUTION #182 ACKNOWLEDGE SUBMISSION OF THE UTILIZATION OF
SECTION 3 RESIDENTS AND BUSINESSES 2ND QUARTER
REPORT 2018 REGARDING THE 2016 CDBG TOWN-WIDE
HOUSING REHABILITATION PROGRAM (#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 acknowledge the submission of the Utilization of Section 3 Residents and Businesses 2nd Quarter Report 2018 to the NYS Office of Community Renewal, regarding the 2016 CDBG Town-Wide Housing Rehabilitation Program (#287HR326-16), as signed by Supervisor Tupper on July 6, 2018.

RESOLUTION #183 AUTHORIZE APPROVAL OF PAYMENTS REGARDING THE
TOWN-WIDE HOUSING REHABILITATION GRANT
PROGRAM CDBG #287HR326-16

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 authorize approval of payment for the following regarding the Town-Wide Housing Rehabilitation Grant Program - CDBG #287HR326-16:

Voucher #48: Empire Construction of CNY, LLC - 15,750.00

Voucher #49: Reome Electric & General Contracting - \$4,500.00

Voucher #50: Thoma Development Consultants - \$6,300.00

Councilman Proud made a motion, seconded by Councilman Testa to receive and file the Cortland County Planning Board's Resolution #18-18, dated June 20, 2018, and the Cortland County Planning Department recommendations, dated June 15, 2018, regarding the Town of Cortlandville's proposed Zoning Text Amendment for Solar Energy Systems. All voting aye, the motion was carried.

RESOLUTION #184 AUTHORIZE SUPERVISOR TO SIGN AGREEMENT WITH
THE ZOGHLIN GROUP PLLC TO PROVIDE LEGAL
SERVICES REGARDING THE SEQRA REVIEW PROCESS
FOR MATTERS INVOLVING THE TOWN OF
CORTLANDVILLE

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 authorize and direct the Supervisor to sign the agreement dated July 5, 2018 with The Zoghlin Group PLLC to render legal services to the Town of Cortlandville in connection with the SEQRA review process for matters involving the Town or any of its municipal Boards, per the rate schedule listed in the agreement.

Councilman Proud made a motion, seconded by Councilman Testa to receive and file correspondence from Sharon Stevens, with regret, dated June 28, 2018, informing the Board she would no longer be able to film the Town Board meetings as a result of changes made by Spectrum TV. All voting aye, the motion was carried.

Discussion continued regarding the filming of Board meetings and Mrs. Stevans' decision to no longer film Town or City meetings. The Board discussed changes within Spectrum TV as well as the franchise agreement with the Town. Supervisor Tupper indicated that the Board was looking into different methods and equipment necessary to make Board meetings available to the public such as a YouTube channel. Discussion would continue at a later date.

RESOLUTION #185 RESOLUTION TO PURCHASE PLAYGROUND EQUIPMENT
THAT MEETS ADA REQUIREMENTS FOR GUTCHESS
LUMBER SPORTS COMPLEX FROM UNCOMMITTED CDBG
PROGRAM INCOME

Motion by Councilman Proud

Seconded by Councilman Testa

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

WHEREAS, the Town of Cortlandville has received funds known as program income under the New York State Community Development Block Grant (CDBG) Program (the "Program"), and

WHEREAS, the Housing Trust Fund Corporation (HTFC), the funding mechanism for the NYS Office of Community Renewal (OCR), which administers the Program, allowed CDBG recipients to retain and re-use the program income for additional CDBG-eligible activities in the past, and

WHEREAS, pursuant to federal regulations at 24 CFR 570.489(e), the HTFC recently changed its policy regarding the retention and re-use of program income to require CDBG recipients to return program income that is uncommitted to, or are unlikely to be applied to an eligible activity by March 31, 2019, and

WHEREAS, the Town reported a total of \$84,292.39 in "uncommitted" program income as of March 31, 2018 to HTFC/NYS OCR, and

WHEREAS, NYS OCR has approved the use of the Town's uncommitted program income, as well as CDBG loan repayments received by the Town since April 1, 2018, for the purchase of certain playground equipment to be installed at that Gutches Lumber Sports Complex that is "ground level accessible" and/or "accessible by transfer" removing barriers impeding children of all abilities to engage in play, and

WHEREAS, NYS OCR has determined that a "commitment of funds" is achieved when the recipient's legislative body has allocated funds by resolution to a specific project deemed eligible by NYS OCR,

NOW, THEREFORE, BE IT RESOLVED, that uncommitted program income of \$84,292.39 retained by the Town is hereby committed to the Gutches Lumber Sports Complex Playground Project, and

BE IT FURTHER RESOLVED, that the Town commits Community Development Loan repayments received from Forkey Construction and Fabrication since April 1, 2018, as necessary to complete the purchase of the equipment detailed in a July 3, 2018 letter to Mr. Jason Purvis, Program Director, NYS OCR.

RESOLUTION #186 AUTHORIZE SALARY AND BENEFITS FOR AMANDA K.
RAINBOW AS AN APPOINTED DEPUTY TOWN CLERK FOR
THE TOWN OF CORTLANDVILLE

Motion by Councilman Testa

Seconded by Councilman Proud

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

WHEREAS, a vacancy occurred in the office of the Town Clerk for a Deputy Town Clerk position, and

WHEREAS, Town Clerk, Kristin E. Rocco-Petrella has appointed Amanda K. Rainbow of 35 W. Academy St., McGraw, New York to the position of Deputy Town Clerk for the Town of Cortlandville, to be effective July 16, 2018, therefore

BE IT RESOLVED, the Town Board does hereby agree to and authorize the salary of \$35,000.00 for Amanda K. Rainbow, with an additional \$500.00 after 6 months and \$500.00 at her one-year anniversary, along with full-time benefits, and it is further

RESOLVED, the appointment of Amanda K. Rainbow as Deputy Town Clerk is hereby acknowledged.

RESOLUTION #187 ACCEPT INCLUSION IN THE TIOUGHNIOGA RIVER
LOCAL WATERFRONT REVITALIZATION PROGRAM
PLAN UPDATE

Motion by Councilman Proud

Seconded by Councilman Testa

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

ADOPTED

WHEREAS, the City of Cortland, in partnership with 11 associated Villages and Towns along the Tioughnioga River in Cortland County, including the Town of Cortlandville, initiated preparation of a Local Waterfront Revitalization Program in cooperation with the New York State Department of State in accordance with the provisions of Executive Law, Article 42, and

WHEREAS, the Draft Local Waterfront Revitalization Program (LWRP) was completed in 2010 but was not formally adopted, and

WHEREAS, the City of Cortland wishes to submit an application for preparation for an update and adoption of the Tioughnioga River Local Waterfront Revitalization Program Plan,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cortlandville fully supports the City's application and agrees to partner with the City on the development and adoption of the revised LWRP, and

BE IT FURTHER RESOLVED, the Town of Cortlandville commits \$2,500 toward the required 25% match of the project.

RESOLUTION #188 AUTHORIZE HIGHWAY SUPERINTENDENT TO HIRE
DAMIAN M. WALKER AS A FULL-TIME BUILDING
AND GROUNDS LABORER

Motion by Councilman Testa

Seconded by Councilman Proud

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

ADOPTED

WHEREAS, there is a vacancy in the Town Highway Department for a full-time Buildings and Grounds Laborer, therefore

BE IT RESOLVED, the Town Board does hereby authorize and direct Highway Superintendent Bassett to hire Damian M. Walker of 17 Charles Street, Cortland, New York as a full-time Buildings and Grounds Laborer, effective July 22, 2018, at an hourly wage of \$15.50.

Attorney Folmer requested a short recess at 5:52 p.m. and excused himself from the meeting while the Board stayed in the meeting room. The meeting resumed at 5:56 p.m.

In regard to the proposed Zoning Code Amendment for Solar Energy Systems, Attorney Folmer apprised the Board he prepared Part 1 of the SEQRA. He read aloud the questions for Part 2 of the SEQRA Full Environmental Assessment Form and the Board discussed and indicated their answers. At the conclusion of the review, Attorney Folmer requested authorization to forward Part 1 and Part 2 of the completed SEQRA to The Zoghlin Group PLLC for review and comment. The Board agreed to do so before proceeding further with the proposed Local Law.

RESOLUTION #189 AUTHORIZE TOWN ATTORNEY TO FORWARD PART 1
AND PART 2 OF SEQRA FOR THE PROPOSED ZONING
CODE AMENDMENT FOR SOLAR ENERGY SYSTEMS TO
THE ZOGHLIN GROUP PLLC FOR REVIEW

Motion by Councilman Proud

Seconded by Councilman Testa

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

BE IT RESOLVED, the Board does hereby authorize and direct the Town Attorney to forward the completed Part 1 and Part 2 of SEQRA for the proposed Zoning Code Amendment for Solar Energy Systems to the Town's legal consultants, The Zoghlin Group PLLC, for review and comment.

Supervisor Tupper read a letter from Town resident Roxanne Sorrells in which she thanked the Board for the opportunity to benefit from the Town-wide Housing Rehabilitation Grant program (CDBG #287HR326-16). Without the program, Ms. Sorrells would not have been able to complete the home repairs on her own.

Councilman Proud requested the Board schedule a workshop for Monday, July 16, 2018 at 10:00 a.m. for the purpose of discussing the following matters including but not limited to: Town finances, Town budget, County sales tax, LED Street lighting, video recording board meetings, upgrading the electronics for the court room/meeting room, water resiliency, and the use of salt on Town roads and increasing sodium levels in the water. The Board agreed to the time and date.

No further comments or discussion were heard.

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

The meeting was adjourned at 6:16 pm.

Respectfully submitted,

Kristin E. Rocco-Petrella

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

*Note:

The draft version of this meeting was submitted to the Town Board for their review on July 26, 2018.

The final version of this meeting was approved as written at the Town Board meeting of August 1, 2018.