



City Council Minutes  
The City of Cortland  
July 16, 2013

Council Meeting #13  
July 16, 2013  
Regular Session  
City Hall  
7:00 PM

Present: Mayor Brian Tobin, Aldermen Julie Bird, Kathryn J. Silliman, John G. Bennett, Jr, Daniel Quail, Carlos Ferrer, Linda A Ferguson

Absent: Aldermen Ken Dye, Thomas Michales

Staff Present: Director of Administration and Finance Mack Cook, Corporation Counsel Richard Van Donsel, Fire Chief Charles Glover, Police Chief Frank Catalano, Assistant to the Mayor Alex Goldstein

Mayor Brian Tobin called the thirteenth Common Council meeting of the year to order at 7:01 P.M.

PLEDGE OF ALLEGIANCE

Public Comments

Thomas Gobel

- Thanked Common Council for a great weekend

Connie Sorrels

- Recently had Fire Department install Smoke Detectors at home, added new ones and replaced old ones
- Thanked Fire Department for their service

Derek Reynolds

- Talked about Agenda item #12
- No change in the language from previous years
- Hope to have resolution passed

Minutes of the July 2, 2013 meeting:

**RESOLUTION #159** of 2013 – Resolution to approve the minutes of the July 2, 2013 as submitted

Motion By: Alderman Bird  
Seconded By: Alderman Quail

Approved: Ayes – 6  
Nays – 0

Update of the City Bond Sale

- Mack Cook discussed the sale of the city’s bonds

Mayor’s Report

- Colleen Stafford has pre-qualified and approved for participation in the City’s CDBG Housing Rehabilitation Program
- Disclosure of the participation of Colleen Stafford in the CDGB Program is needed as her brothers, Mike, Patrick and Shaun are employed by the city

**RESOLUTION #160** of 2013 – Resolution to approve the appointments of Martha Diehl and Tari Robbins to the Cortland Housing Authority

Motion By: Alderman Ferrer  
Seconded By: Alderman Bird

Approved: Ayes – 6  
Nays – 0

**RESOLUTION #161** of 2013 – Resolution to approve the closure of Main Street between Court Street and Tompkins Street from 12:00 PM to 7:00 PM on Thursday, July 25<sup>th</sup> for the arrival of the New York Jets

Motion By: Alderman Bennett  
Seconded By: Alderman Silliman

Approved: Ayes – 6  
Nays – 0

**RESOLUTION #162** of 2013 – Resolution to appropriate proceeds from the auction of one retired police vehicle from the City of Cortland Police to the Police Department’s Operating Equipment budget (A3120.206.00 account) in the sum of \$2,645.00

Motion By: Alderman Ferrer  
Seconded By: Alderman Bird

Approved: Ayes – 6  
Nays – 0

**RESOLUTION #163** of 2013 – Resolution to appropriate proceeds from the sale of eleven vehicles from the City of Cortland Police Impound Lot, which had been classified as abandoned in accordance to Section 1224 (3)(a) of the New York State Vehicle and Traffic Law to the Police Department’s Operational Equipment budget (A3120.206.00 account) in the sum of \$2,763.20

Motion By: Alderman Silliman  
Seconded By: Alderman Ferrer

Approved: Ayes – 6  
 Nays – 0

**RESOLUTION #164** of 2013 – Resolution to approve the request to have monies from the Assistance to Firefighters’ grant be appropriated to the Fire Department budget as followed:

Tools & Equipment (A3410-540501)	\$ 511.00
Special Ops Equipment (A3410-542002)	\$ 19,290.00
<b>Total</b>	<b>\$ 19,801.00</b>

Motion By: Alderman Silliman  
 Seconded By: Alderman Quail

Approved: Ayes – 6  
 Nays – 0

**RESOLUTION #165** of 2013 – Resolution to approve the request to have monies from the Smoke Detector Program grant be appropriated to the Fire Department budget as followed:

Personal Services (A3410-510000)	\$ 9,228.00
<b>Total</b>	<b>\$ 9,228.00</b>

Motion By: Alderman Ferrer  
 Seconded By: Alderman Bird

Approved: Ayes – 6  
 Nays – 0

**RESOLUTION #166** of 2013 – Resolution permitting the Mayor to execute a lease between the Susquehanna & Western Railroad to lease space located at 94-96 Central Avenue

Motion By: Alderman Silliman  
 Seconded By: Alderman Quail

Approved: Ayes – 6  
 Nays – 0

Council had some concerns about who would be responsible for clean up and maintenance of the property. Richard Van Donsel stated that responsibility would be passed onto the group who is sub-leasing property from the City.

**RESOLUTION #167** of 2013 – Resolution to permit the Mayor to enter into a lease agreement with the Cultural Arts Council to lease space located at 94-96 Central Avenue

Motion By: Alderman Silliman  
Seconded By: Alderman Ferguson

Approved: Ayes – 5  
Nays – 1 Alderman Ferrer

Cultural Council will be primarily responsible for the railroad station but will be in cohabitation with the Cortland Community Group. Council had concerns regarding how the space will be used and how space will be paid for. Initially it is rent free. City will be pay for utilities with money made from Madison ARC for their use of the Armory building to pay for the utilities.

**RESOLUTION #168** of 2013 – Resolution to permit the Mayor to enter into an agreement with Systems East to have express pay capabilities for donation to the Wickwire Pool fund

Motion By: Alderman Bird  
Seconded By: Alderman Ferrer

Approved: Ayes – 6  
Nays – 0

Richard Van Donsel addressed the concerns from council, notably a concern regarding the customer being hit with two fees when making an online transaction.

Mayor thanked Jim Buttino.

**RESOLUTION #169** of 2013 – Local Law to amend the city charter regarding the Site plan approval process, excluding the following from site plan review:

- Applicable to two family dwellings:
  - Except for floodplain and historic districts; Conforming fence/screen upon application for a dumpster permit alone.
  - Except for floodplain and historic districts; Fences and other conforming structures that do not otherwise require a variance.
  - Sheds that otherwise do not require a building permit and are not located in floodplain or historic district.
  - Minor alterations and façade changes that do not increase lot coverage and that: Do not alter the structural building components; Is less than twelve (12) square feet in (foot print) as constructed; Does not alter building height; and does not create a nonconformity. There is not exemption to this rule for floodplain or historic districts.
- Applicable to all lots:
  - Existing parking lots the repaving and restriping of existing parking lots, which does not create alterations to shape or change traffic patterns.

Motion By: Alderman Ferrer  
Seconded By: Alderman Silliman

Approved: Ayes – 6  
Nays – 0

**RESOLUTION #170** of 2013 – Resolution to extinguish the City’s right of way at 31 Rickard Street

Motion By: Alderman Silliman  
Seconded By: Alderman Ferrer

Approved: Ayes – 6  
Nays – 0

**RESOLUTION #171** of 2013 – Resolution to authorize the Mayor to sign the Memorandum of Agreement between the City of Cortland, New York and Cortland Professional Fire Fighters Association, IAFF Local 2737, allowing “bunkers” or volunteer firefighters to provide services in the fire stations and to man fire department apparatus

Motion By: Alderman Bird  
Seconded By: Alderman Silliman

Approved: Ayes – 5  
Nays – 1 Alderman Ferrer – believes that the department chief not the union should dictate who should provide service and apparatus

**RESOLUTION #172** of 2013 – Resolution to authorize mayor to enter into a agreement with National Grid for cameras on Main Street

Motion By: Alderman Bennett  
Seconded By: Alderman Quail

Approved: Ayes – 5  
Nays – 1 Alderman Bird – need to follow procedure for submission of agenda items

Executive Session:

Motion to go into: Alderman Silliman  
Seconded by: Alderman Quail

Approved: Ayes – 6  
Nays – 0

Motion to come out: Alderman Silliman

Seconded by: Alderman Quail

Approved: Ayes – 6  
Nays – 0

**RESOLUTION #173** of 2013 – Resolution to authorize Director of Administration and Finance to correct payroll miscalculations and compensation to an affected employee. Initial pay was \$2,371 less than what should have been paid and step increase will be adjusted accordingly

Motion By: Alderman Quail  
Seconded By: Alderman Ferrer

Approved: Ayes – 5  
Nays – 1 Alderman Ferguson

New Business:

- Council asked for the pink sheets to be added to the Common Council packets
- Date of next budget workshop will be Tuesday, July 30<sup>th</sup> at 6:30 PM

Adjournment

Motion By: Alderman Quail  
Seconded By: Alderman Silliman

Approved: Ayes – 6  
Nays – 0

**I, JUDITH CHAMBERLIN, CITY CLERK OF THE CITY OF CORTLAND, NEW YORK, DO HEREBY CERTIFY THAT SAID RESOLUTIONS WERE ADOPTED BY THE COMMON COUNCIL AT A REGULAR MEETING OF THE COMMON COUNCIL OF THE CITY OF CORTLAND, HELD ON THE 16<sup>TH</sup> DAY OF JULY, 2013. I FURTHER CERTIFY THE FOREGOING RESOLUTIONS WERE PRESENTED TO THE MAYOR IN THE TIME REQUIRED FOR HIS CONCURRENCE IN ADOPTION OR REJECTION BY VETO POWER.**

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JUDITH CHAMBERLIN, CITY CLERK

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MAYOR BRIAN TOBIN