



**City Council Minutes**  
**The City of Cortland**  
**October 15, 2013**

Council Meeting #19  
October 15, 2013  
Regular Session  
City Hall  
7:00 PM

Present: Mayor Brian Tobin, Alderman Bennett, Michales, Silliman, Dye, Bird, Ferguson, Quail and Ferrer

Staff Present: Director of Finance and Administration Mack Cook, Corporation Counsel Richard Van Donsel, Fire Chief Charles Glover, Deputy Fire Chief William Knickerbocker, City Clerk Judith Chamberlin

Mayor Brian Tobin called the Nineteenth Common Council meeting of the year to order at 7:00 PM.

**PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENTS**

Joanne Wickman

- Discussed social host issue
- In support of ordinance

Mike Dexter

- Read a past editorial regarding trees

**Minutes of the October 1, 2013 meeting:**

**RESOLUTION #234** of 2013 – Resolution to approve the October 1, 2013 Common Council Minutes as amended

Motion By: Alderman Ferrer  
Seconded By: Alderman Bennett

Approved: Ayes – 8  
Nays – 0

**MAYOR'S REPORT**

- Read a Conflict of Interest disclosure for Paul Fregoe

- Pre-qualified and approved for assistance under the Flooding Relief Program the Council funded at the September 17, 2013 Common Council Meeting with Community Development Block Grant program funds
- Disclosure of the participation of Paul Fregoe in this program is needed as his mother, Judith Chamberlin, is employed by the city
- Corporation Counsel Richard Van Donsel stated that he believes there is no conflict of interest with Mr. Fregoe

**PRESENTATION** regarding Cortland County’s potential landfill ash deal with Onondaga County

Legislatures Mike Park and John Troy presented to and answered questions from the council regarding the potential landfill ash deal with Onondaga County and Cortland County.

**RESOLUTION #235** of 2013 – Resolution to approve the following donations to the Wickwire Pool Trust Fund:

| <i><b>Donation</b></i>                                 | <i><b>Amount</b></i>     |
|--------------------------------------------------------|--------------------------|
| Mary L. Congdon                                        | \$100.00                 |
| Rescue Wickwire Softball Fundraiser (First Responders) | \$605.00                 |
| CPD Bike Sale (31 bikes x \$25)                        | \$775.00                 |
| <i><b>Total Donations</b></i>                          | <i><b>\$1,480.00</b></i> |

Motion By: Alderman Bird  
 Seconded By: Alderman Ferrer

Approved: Ayes – 8  
 Nays – 0

**RESOLUTION #236** of 2013 – Resolution to allow Aid to Victims of Violence to put purple ribbons around trees in the City of Cortland on October 16, 2013

Motion By: Alderman Quail  
 Seconded By: Alderman Silliman

Approved: Ayes – 8  
 Nays – 0

**RESOLUTION #237** of 2013 – Resolution to accept funds upon successful application for FY2013 Technical Rescue and USAR Grant Program

Motion By: Alderman Bird  
 Seconded By: Alderman Ferguson

Approved: Ayes – 8  
 Nays – 0

**RESOLUTION #238** of 2013 – Resolution to comply with GML §103 (5) to standardize the purchase of Self-Contained Breathing Apparatus parts and supplies with Scott Fire Apparatus, Inc.

Motion By: Alderman Silliman  
Seconded By: Alderman Bird

Approved: Ayes – 8  
Nays – 0

**RESOLUTION #239** of 2013 – Resolution to lift the hiring freeze for the Fire Department

Motion By: Alderman Bird  
Seconded By: Alderman Ferrer

Approved:

Roll Call: Alderman Bennett - Nay  
Alderman Michales – Aye  
Alderman Silliman – Nay  
Alderman Dye – Aye  
Alderman Bird – Aye  
Alderman Ferguson – Aye  
Alderman Ferrer – Aye  
Alderman Quail – Nay

Captain Ten Kate discussed the process of filing the SAFER Grant to help pay for the firefighter. Explained that due to the fact that the funds will be used for a current hire and not for a new higher, they may score lower than other fire departments and therefore it may take to hear back from the government regarding the approval of the grant.

**RESOLUTION #240** of 2013 – Resolution to hire one firefighter to fulfill a vacant position on February 1, 2014

Motion By: Alderman Bird  
Seconded By: Alderman Michales

Approved: Ayes – 6  
Nays – 2 Alderman Bird – wanted hire date to be sooner  
Alderman Quail

**RESOLUTION #241** of 2013 – Resolution to promote a firefighter to Captain

Motion By: Alderman Bird  
Seconded By: Alderman Quail

Approved: Ayes – 2

Nays – 6

Alderman Bennett, Michales, Silliman, Ferguson,  
Ferrer, Quail

**DISCUSSION** of setting a date for a public hearing on amending the City’s charter to eliminate the Public Safety Commission and to amend the Public Works Commission duties to include the Public Safety Commission and Water Commission responsibilities and to increase the membership of the Department of PWC to 7 members.

PUBLIC HEARING SET FOR NOVEMBER 19, 2013 AT 6:30 P.M.

**RESOLUTION #242** of 2013 – Resolution to accept the resignation of Alex Goldstein, the Assistant to the Mayor, effective October 24, 2013

Motion By: Alderman Silliman  
Seconded By: Alderman Ferrer

Approved: Ayes – 8  
Nays – 0

**RESOLUTION #243** of 2013 – Resolution to lift the hiring freeze for the Mayor’s office, to search for an Assistant to the Mayor

Motion By: Alderman Ferrer  
Seconded By: Alderman Dye

Approved: Ayes – 8  
Nays – 0

**RESOLUTION #244** of 2013 – Resolution to lift the hiring freeze for the Law Department

Motion By: Alderman Silliman  
Seconded By: Alderman Bennett

Approved: Ayes – 8  
Nays – 0

**RESOLUTION #245** of 2013 – Resolution to hire a part-time secretary in the Law Department at the rate of \$16 per hour at 10 hours per week

Motion By: Alderman Ferrer  
Seconded By: Alderman Bennett

Approved: Ayes – 8  
Nays – 0

**RESOLUTION #246** of 2013 – Resolution for a local law to increase fines for various code violations within the Code of the City of Cortland sections: 1-22, 74-13, 74-19a, 74-22a, 181-3, 193-2, 193-3, 208-2a, 208-2b, 208-3, 220-1 and 300-172

Motion By: Alderman Silliman  
Seconded By: Alderman Bennett

Approved: Ayes – 6  
Nays – 2 Alderman Dye  
Alderman Bird – too much confusion, not really clear

**RESOLUTION #247** of 2013 – Resolution to adopt a Workplace Violence Prevention Policy

Motion By: Alderman Ferrer  
Seconded By: Alderman Silliman

Approved: Ayes – 8  
Nays – 0

**SUBMISSION** of Mayor’s 2014 Budgets for General Fund, Wastewater Fund and Water Fund

Budget workshops will be held on October 22<sup>nd</sup> and 29<sup>th</sup> of 2013 at 6:30 P.M.

**DISCUSSION** to set a date for a public hearing for a social host ordinance

PUBLIC HEARING SET FOR DECEMBER 3, 2013 AT 6:30 P.M.

**ADJOURNMENT**

Motion By: Alderman Ferrer  
Seconded By: Alderman Bennett

Approved: Ayes – 8  
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 15<sup>th</sup> DAY OF OCTOBER 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**