



## City Council Minutes The City of Cortland September 6, 2016

Council Meeting #16  
**September 6, 2016**  
25 Court Street  
7:00 PM

Present: Mayor Brian Tobin, Aldermen Michelle Mastropolo, Katy Silliman, Gary Thomas, John Bennett, Bill Carpenter, Carlos Ferrer, Adam Megivern, Thomas Michales,

Staff Present: Corporation Counsel Richard VanDonsel, Police Chief Catalano, Superintendent of WWTP Bruce Adams, Director of Administration and Finance Mack Cook, City Clerk Raymond A. Parker, and Confidential Secretary to the Mayor Devon Rainbow

### **REGULAR SESSION:**

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

### **PLEDGE OF ALLEGIANCE**

#### **Public Comments:**

Ann Joseph – Commented on food trucks coming into the downtown area and parking on private property. They have no commitment to the City. They do not pay taxes and roll in to sell food to the students then leave. She would like something in place for the food trucks like ice cream trucks.

Mike Dexter – Wanted to let everyone know that they are accepting applications for trees earlier than normal to get a better idea of what kind of trees to get and how many. There is not a grant this year for the trees but national grid is contributing to help fund the trees along with the City of Cortland. There are applications on line and through Thoma. This is for any home owner living in the City that is up to date on their City taxes. People can also request a memorial tree in honor of someone special. The DPW will help plant these trees and will be planted in May 2017. Try to get applications in this month.

#### **Ward Reports**

**Ward 1** – Alderman Mastropolo attended Porch Fest and it was a huge success. Lots of people attended and had a great time. There was a lot of different types of music and entertainment. It was well organized and everyone is looking forward to the event in future years. There were some complaints on the paving that was done on Circle Drive.

**Ward 2** – Alderman Silliman has had some complaints regarding noise on Maple Ave. DPW has been working on street lights being out and some street signs that needed to be replaced. She plans on attending the Forum Thursday night on Fluoridation.

**Ward 3** – Alderman Thomas has had some calls concerning a house that has been an issue within the ward.

**Ward 4** – Alderman Bennett wants to remind people that traffic is busy due to the students being back. Everyone should be more cautious and watch their speed. There have been a lot of cars speeding down the side streets to try to beat traffic. The Safe Routes to School bids have been open and once a decision is made, he will inform everyone on the plan. This Forum on Thursday is just to educate and get information from both sides. There is no need for people to harass Aldermen about it. There have been many calls and emails to Aldermen regarding this. This is not up for a vote.

**Ward 5** – Alderman Carpenter has had some sign issues on Fredrick St. that DPW is working on. There is a new chair to the neighborhood watch due to the other member moving. He will be attending the Forum on Thursday night.

**Ward 6** – Alderman Ferrer has had some calls regarding a couple street lights. He too has been receiving calls and emails regarding the Forum Thursday night. He will not be attending due to a prior commitment.

**Ward 7** – Alderman Megivern wanted to remind everyone about the Ward meeting at 7PM the first Wednesday of every month. John McNerney will be attending to give an update on the Dexter Park project. He too will be attending the Forum on Thursday.

**Ward 8** – Alderman Michales agrees with Alderman Bennett regarding the emails and calls on the Fluoridation Forum. There have been some Code issues that they are working on. People are dumping more than yard waste at the DPW.

**Mayors Report** – There is an educational Forum on Fluoridation this Thursday in the County office building at 7PM. There has been a lot of discussion regarding the topic. Alison King is working with us to organize the forum. There will be a couple speakers for and against fluoridation. CAPCO is having a poverty simulation with a dialog follow up a month after that. Move in weekend seemed to be quieter then past years. The departments were out and about making sure things were well maintained. There have been a couple hundred students that didn't get their security deposits back and the contract is not being followed. Everyone deserves the same rights and responsibilities. A post card will be sent out to residents regarding the renter's law. Houses must be registered with the code office.

**Mayor Tobin asked to add agenda item #17 to appoint a new member to ZBA. All agreed.**

**Proclamation** - Mayor Tobin read the proclamation on Suicide Prevention Week (September 5<sup>th</sup>-10<sup>th</sup>, 2016)

**RESOLUTION #211 of 2016** - Resolution to approve the August 16, 2016 Common Council Minutes as presented.

Motion By: Alderman Ferrer  
Seconded By: Alderman Thomas

Approved: Ayes – 8  
Nays – 0

**Item #1** – Presentation on Suicide Prevention.

Tiffany Soto, Lexi Davis and Alex Huntington-Ofner were present. There is a Suicide Prevention Walk and Resource Fair on Thursday September 15 starting at 4:30PM. There will be a display of honor beads for everyone to wear. Each color signifies a loss or connection to suicide. Every 12.3 minutes 1 person dies of suicide.

**Resolution #212 of 2016** – Resolution to approve the special event application for the Suicide Prevention Walk and Resource Fair on September 15 from 4:30PM – 6:30PM.

Motion By: Alderman Ferrer  
Seconded By: Alderman Carpenter

Approved: Ayes – 8  
Nays – 0

**Item #3** – Consideration of a Resolution to approve the Sound Device permit for Woodman’s Pub.

This item was tabled till the next Council meeting due to the Council requesting more specific information regarding days of the week and times that the music will be amplified. If any complaints come to the City regarding the music, the permit can be revoked.

Motion By: Alderman Ferrer  
Seconded By: Alderman Mastropolo

Approved: Ayes – 8  
Nays – 0

**Resolution #213 of 2016** – Resolution to approve the special event application for the Elks Car Show on Sunday, September 25<sup>th</sup> from 8AM-4PM in the parking lot on Groton Ave. between Hollywood Restaurant and the Elks.

Motion By: Alderman Ferrer  
Seconded By: Alderman Silliman

Approved: Ayes— 8  
Nays— 0

**Item #5** – Presentation on the Firefighter for a Day Camp.

This item was pulled from the agenda.

**Resolution #214 of 2016** – Resolution to accept, recognize, and appropriate the following donations.

Donation	Amount	Event/Project	Budget Line
McNeil Development Co. LLC	\$2,000.00	Wickwire Pool	Wickwire Pool Trust Fund
<b>Total Donations</b>	<b>\$2,000.00</b>		

Motion By: Alderman Bennet  
 Seconded By: Alderman Michales

Approved: Ayes – 8  
 Nays – 0

**Resolution #215 of 2016** – Resolution to recognize and appropriate reimbursement from the DEC of \$37,519.13 for the WQIP phosphorus project.

G8110 541500	Professional Services	\$153.00
G8130 510000	Personnel Services	\$1,508.13
G8130 540200	Motor Equipment Repair	\$29,606.28
G8130 540501	Tools & Equipment	\$6,251.72
	<b>Total</b>	<b>\$37,519.13</b>

Motioned By: Alderman Bennet  
 Seconded By: Alderman Carpenter

Approved: Ayes – 8  
 Nays – 0

**Resolution #216 of 2016** – Resolution to set a date for a public hearing to receive public comments on a proposed Restore NY application to be submitted to Empire State Development by the City on or before October 3, 2016.

The public hearing was set for 6:45 PM on Tuesday September 20, 2016.

Motion By: Alderman Silliman  
 Seconded By: Alderman Michales

Approved: Ayes – 8  
 Nays – 0

**Resolution #217 of 2016** – Resolution to appropriate Fund Balance of \$1,826.40 from the Cortland Water Fund to the Deer Fund, which had been collected during 2015 for habitat improvement.

Motion By: Alderman Silliman  
Seconded By: Alderman Bennet

Approved: Ayes – 8  
Nays – 0

**Resolution #218 of 2016** – Resolution to re-appoint Devon Rainbow as the Records Management Officer at an annual stipend of \$400.00. Dates are October 1, 2016 – September 31, 2017.

Motion By: Alderman Bennett  
Seconded By: Alderman Carpenter

Alderman Thomas proposed to amend the resolution to an annual stipend of \$520.00 rather than \$400.00. Alderman Carpenter seconded this.

Approved: Ayes – 8  
Nays – 0

**Resolution #219 of 2016** — Resolution to accept a NYS Water Grant in the amount of \$1,380,000 for DWSRF Project No. 18283 to entitle Broad Well Field improvements.

There is a meeting regarding this and they will discuss this further with DPW staff.

Motioned By: Alderman Bennett  
Seconded By: Alderman Thomas

Approved: Ayes – 8  
Nays – 0

**Resolution #220 of 2016** — Resolution regarding the exploration of a Community Choice Aggregation Program and entering into an administration agreement with the Municipal Electric and Gas Alliance (MEGA)

This is just to explore the benefits of this program within our community. If the City decides to go with them, constituents can opt out of the program. There was a presentation on this a few months back.

Motioned By: Alderman Bennett  
Seconded By: Alderman Megivern

Approved: Ayes – 8  
Nays – 0

**Resolution #221 of 2016** — Resolution to retain the services of Thoma Development Consultants and C&S companies to implement the City of Cortland Brownfield Opportunity Area (BOA) Nomination Document Project.

This grant was received in 2013. This is a study grant. The City would like to transfer the study money from Buckbee Mears to Apex.

Motioned By: Alderman Silliman  
Seconded By: Alderman Michales

Approved: Ayes – 8  
Nays – 0

**Resolution #222 of 2016** — Resolution to set a date to hear public comments on the proposed Central Business Historic Overlay District regulations as encompassed in the Cortland NY Façade Renovation Handbook.

The public hearing was set for 6:30 PM on Tuesday September 20, 2016. The handbook will be posted and available in the City Clerk’s office. The Historic District runs from the corner of Main St. and Groton Ave., down Main St., and down Tompkins St. to the cemetery.

Motioned By: Alderman Silliman  
Seconded By: Alderman Megivern

Approved: Ayes – 8  
Nays – 0

**Resolution #223 of 2016** — Resolution to authorize the local match of construction grants for the City of Cortland Clinton Ave. Streetscape Stormwater GIGP project No. 1293.

Motioned By: Alderman Bennett  
Seconded By: Alderman Silliman

Approved: Ayes – 8  
Nays – 0

**Resolution #224 of 2016** – Resolution that the City of Cortland, Location code 20011, hereby establishes the following as standard work day for the part time position of Mayor and Alderman and will report days worked to the New York State and Local Employees’ Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body.

Elected officials that are in the NYS retirement have to keep track of three months’ hours and duties, then posted on the City’s website for 3- days, then approved by Common Council.

Motion By: Alderman Carpenter  
Seconded By: Alderman Silliman

Approved: Ayes – 7  
Nays – 0

Abstention – 1 (Ferrer)

**Resolution #225 of 2016** — Resolution to approve the appointment of Maria Manning to the City of Cortland Zoning Board of Appeals for a 3 year term.

David Funk resigned due to moving out of the City. This applicant is to replace him.

Motioned By: Alderman Bennett

Seconded By: Alderman Ferrer

Approved: Ayes – 8

Nays – 0

**ADJOURNMENT**

Motion By: Alderman Ferrer

Seconded By: Alderman Bennett

Approved: Ayes – 8

Nays – 0

**I, RAYMOND A. PARKER, CITY CLERK FOR 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 6<sup>th</sup> DAY OF SEPTEMBER, 2016. 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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**RAYMOND A. PARKER, CITY CLERK**

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**MAYOR BRIAN TOBIN**