

**MINUTES
REGULAR MEETING
THE GORHAM TOWN BOARD
December 8, 2021 7:00pm**

The Gorham Town Board held a Regular Meeting on December 8, 2021 at 7:00 pm. Present were Supervisor Fred Lightfoote, Councilmembers; Brian S. Case and Jake Chard. Chief Operator Water & Wastewater Plants Greg Coston, Highway Superintendent Zach Eddinger, Code Enforcement Officer Jim Morse, Billing Clerk Brenda Jones and Town Clerk Darby Perrotte.

Councilmember Bill Glitch and Assessor Enza Mineo joined via video/phone conference.

Councilmember Richard Malcolm was necessarily absent.

Other Guests in attendance; Conservation Board Councilmembers Lynn Klotz and Ben Smith, Sally Napolitano, and Town Board Elect members; Phil Curtis and Brian Lazarus.

Joining via video/phone conference; Conservation Board Chairman Brett Johnson, Elke Schmitt, Jon Willis, Annie St. George several other unidentified residents.

1. Call to Order/Pledge to the Flag. Supervisor Lightfoote called the meeting to order and led the pledge to the flag.
2. Privilege of the Floor – none requested
3. Approval of Minutes – 11/10/2021 Regular and Public Hearing Meeting Minutes.

On the motion by Councilmember Chard, seconded by Councilmember Case, the meeting minutes were approved as submitted. Motion carried unanimously. (4-0)

097-2021

4. Audit of Bills -

Abstract #12

A	925-1005	\$125,894.01
B	8926-998	24,351.12
SL	1002	692.10
DB	926-996	133,852.17
SS	926-992	6,775.17
SW1	926-1000	74,432.33

On the motion by Supervisor Lightfoote, seconded by Councilmember Chard, the bills were approved for payment. Motion carried unanimously. (3 Lightfoote, Case, Chard- Glitch abstained)

5. Reports of Town Officials –

A. Chief Operator Water/Wastewater Plants – no report on file. Chief Operator Coston said “We had a large water main break that drained the tank requiring a boil water advisory. There were 2 more breaks in the same week. There are 3 water department employees out with Covid-19. 1 of them is in ICU. 2 of the employees are back to work but the Department of Health advises the water department break up into alternating shifts for approximately 2 month just in case 1 of us contracts covid again.”

Operator Coston said NYS Department of Health requires licensed operators to run the water and wastewater plants.

Chief Operator Coston was thankful for the help received from Art Rilands, from the Village of Rushville, NY. Art and 2 experienced crew members from the Town of Middlesex, NY helped with the last water main break.

Supervisor Lightfoote asked Chief Operator Coston to briefly explain the break that drained the water tank on County Road #1.

Chief Operator Coston said the Crystal Beach Fire Department was training/practicing with a deck spray gun on their truck. It created water hammer that broke the water main and drained the water tank. The water department lost over 1 million gallons of treated water. Operator Coston estimates approximately \$11,000.00 lost between the Town’s water loss, buying water from Canandaigua while they repaired our water main and material and labor to fix our water main.

Supervisor Lightfoote said Operator Coston shut water supply off where he could therefore the boil water advisory was for a smaller area instead of a whole water district boil water advisory.

Supervisor Lightfoote said the Department of Health advised initiating a very thorough and large training project with a large emphasis on training fire companies in our district.

B. Highway Superintendent – written report on file.

C. Zoning/Building Officer – written report on file.

D. Assessor – no report on file.

E. Town Clerk – written report on file.

F. Town Supervisor –written report on file. Supervisor Lightfoote updated the Board on where the Town is in regards to the Comprehensive Plan Update.

On the motion by Councilmember Case, seconded by Councilmember Chard, the reports of Town Officials were approved. Motion carried unanimously. (4-0)

6. Business -

a. Local Law # 2-2021 Cannabis Opt Out Local Law

Supervisor Lightfoote offered the following resolution and called for adoption. Seconded by Councilmember Case the resolution was adopted unanimously.

100-2021

**TOWN OF GORHAM
RESOLUTION #34-2021
CALLING A PUBLIC HEARING
LOCAL LAW #2-2021 CANNIBUS OPT OUT**

WHEREAS, the Town Board of the Town of Gorham, after due deliberation, finds it in the best interests of the Town to schedule a public hearing to solicit public comment upon a proposed Local Law to opt out of allowing cannabis retail dispensaries and on-site cannabis consumption sites in the Town of Gorham that would otherwise be allowed under Article 4 of the Cannabis Law; and

WHEREAS, the Town Board of the Town of Gorham has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Town of Gorham to proceed in accordance with the Code of the Town of Gorham and the Laws of the State of New York in adopting said Local Law,

WHEREAS, this action by the Town Board is a "Type II" action under the regulations promulgated by authority contained in the State Environmental Quality Review Act (SEQRA), which appear in 6 NYCRR Part 617.5, thereby requiring no further action by the Town Board, in that Part 617.5 (c) states that actions that are not subject to review under SEQRA include, "(33) adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list" and subsection (26) on this list includes "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment". This action involves routine or continuing agency administration and management in that it will enact a law specifically permitted by the New York State Cannabis Law that does not include any new programs or a major reordering of priorities that may affect the environment.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be, and she hereby is, directed to schedule a public hearing to be held on December 22, 2021, at 7:00 p.m. at the Gorham Town Hall, 4736 South Street, Gorham, New York; and be it further

RESOLVED, that the Town Clerk, be and hereby is, authorized to forward to the official newspapers of the Town a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

RESOLVED, that the Town Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Town of Gorham sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Town Board of the Town of Gorham for its consideration; and be it further

RESOLVED, that the Town Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

I, Darby L. Perrotte, Town Clerk of the Town of Gorham do hereby certify that the Town Board of the Town of Gorham adopted the aforementioned resolution on December 8, 2021 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
William Glitch	X_____	_____
Brian S. Case	X_____	_____
Richard Malcolm	absent_	_____
Jake Chard	X_____	_____

b. Supervisor Lightfoote recognized Councilmember Bill Glitch for his 24 years of service on the Gorham Town Board.

Town Board- Elect Phil Curtis said "I have to say Bill, because of you, Gorham is a better place thank you!"

The Board thanked Bill for his work and dedication over the years.

7. Privilege of the Floor –

Lynn Klotz asked in regards to the public Hearing on December 22nd on the Cannabis Opt/Out will there be information available for the public to read before the public hearing.

Supervisor Lightfoote said "We'll see to it that what we have, we'll put on the website."

Councilmember Chard gave a shout out to Maureen Hackett who runs the food pantry in Gorham. He referred to a nice article in the Finger Lakes Times for her volunteer work, he said "Thanks Maureen, we have a good food pantry!"

Elke Schmitt, Crystal Beach resident, said "I am curious if the Town would consider making a flyer with some basic information about the public meeting for the December 22nd meeting in regards to the Opt Out of retail dispensaries. Some information we could hand out, I'd love to have some to pass out to businesses in the community just so people are aware of the meeting. I really enjoy watching your meetings and I'm learning a lot about the community I live in, that's important to me I want to say thank you for letting us watch your meetings, some people can't get to the meetings it's nice to have it, it's something everyone should get a grasp on in the Town of Gorham, so if you would please consider making a flyer."

Supervisor Lightfoote said "Sure we can do that, wouldn't take much just a single sheet and Annie, if you don't mind we'll bring a pile of them over and throw them on your counter."

8. Set the Next Meeting Date - A public Hearing regarding Local Law #2 2021 to Opt Out of allowing retail cannabis dispensaries and on-site cannabis consumption sites. To be held December 22, 2021 at 7:00pm at the Gorham Town Hall.
The next regular and organizational meeting will be held on January 12, 2022, 2021 at 7:00pm at the Gorham Town Hall.

9. Executive Session –

On the motion by Supervisor Lightfoote, seconded by Councilmember Chard. The Board entered into executive session at 7:45 pm to discuss Contracted Services provided to the Town.

On the motion by Supervisor Lightfoote, seconded by Councilmember Glitch, the Board returned to regular session at 8:24 pm. No action was taken in executive session. Both motions carried unanimously. (4 Ayes Lightfoote, Glitch, Case, Chard -0 Nays)

101-2021

10. Adjournment – With no further business, on the motion by Supervisor Lightfoote, seconded by Councilmember Glitch, the meeting was adjourned at 9:32 pm. Motion carried unanimously. (4-0)

102-2021

Respectfully Submitted,

Darby L. Perrotte
Town Clerk

