

MINUTES
REGULAR MEETING and PUBLIC HEARING
THE GORHAM TOWN BOARD
October 12, 2022 7:00pm

The Gorham Town Board held a Regular and Public Hearing Meeting on October 12, 2022 at 7:00pm at the Gorham Fire Company in Gorham, NY.

Present were Supervisor Fred Lightfoote, Councilmembers; Brian S. Case, Jake Chard, Phil Curtis and Brian Lazarus.

Town Officials in attendance; Chief Operator Water and Wastewater Plants Greg Coston, Highway Superintendent Zach Eddinger, Code Enforcement Officer Jim Morse, Assessor Enza Mineo and Town Clerk Darby Perrotte.

Other guests in attendance; *sign in sheet attached.

1. Call to Order/Pledge to the Flag – Supervisor Lightfoote opened the meeting and led the Pledge to the Flag.
2. Privilege of the Floor –

Ed Merritt, Deer Run resident, stated he can't understand why residents have to wait more than a month for the meeting minutes. He said after last week's fiasco, in this digital age, we should be able to send them out to Board members, get them approved and get them published within 3 or 4 days. There is no excuse for not communicating better with tax payers.

Mr. Merritt addressed the highway project. He stated there was a similar project done in 2017. The Ontario Produce Auction facility on Yautzy Road in Gorham. He stated it is very similar in size with lots of amenities. It cost \$500,000.00 and a fair amount of sweat equity. If you put the sweat equity at \$500,000.00 that's a total of 1 million spent on this facility. You are proposing a \$5,430,000.00 expenditure for a slightly smaller building. In a time of record breaking inflation, why are we even considering this and why are we not addressing the problem in a more cost effective manner.

Mr. Merritt stated he attended the open house. The Highway Superintendent explained the difficulties the men have working on the trucks and such. One of the difficulties he pointed out was the trucks come in all frozen, covered with slush, the under carriages, the plows and the wings are coated in it. Mr. Merritt stated the architect pointed out that the heat source would be in the ceiling. He was surprised it didn't include radiant floor heat, where it would do the most good. Mr. Merritt said if this is one of the biggest problems with maintenance of the trucks, we are not coming up with a sound solution to it. He stated there are 9 bays, there is a lot of open space that needs to be bought and paid for and maintained. It seems a little overkill to him. Mr. Merritt referred to the April 8, 2020 meeting minutes where Mr. Bova explained the MRB Group was able to get the price down to 2.1 to 2.2 million a couple years ago. Mr. Merritt said you're telling me things have went up this much? It is just a terrible amount of money to park a few trucks. We can do better, we should do better.

Debbie North, County Road 18 resident, stated she is going to address the projected building for the Highway Department. She wanted to make a small correction to Mr. Merritt's comments since she and her husband are shareholders at the produce auction facility. It was \$700,000.00 instead of \$500,000.00 with a lot of sweat equity from the shareholders.

Mrs. North stated MRB has already gotten several hundred thousand dollars from the Town for the planning, the drawings and everything that is needed to move this project forward. Mrs. North said she went on MRB's website. They offer Grant Services including finding, securing and managing critical funding opportunities. Mrs. North asked if they have done this for the Town.

Mrs. North stated they also have Construction Administration listed as one of the services they provide. Mrs. North's concern is, is this to companies they specifically deal with or are they going to accept bids from any of our local contractors who are more than capable of building a building for the Highway Department.

The website stresses they have Master Planning and Facility Design. Mrs. North asked why weren't their option A, B and C such as A, spend the 5.8 million dollars. Option B, let's renovate what we've got, maybe add one new building or Option C, this is what we've got to work with folks let's renovate to get us through! Especially considering the current economic climate.

Mrs. North thanks Councilmembers Chard and Curtis for being fiscally responsible to taxpayers, the tax cap override was voted on at a recent meeting. She stated we don't know what the exact percentage over 2 % was going to be, this is something that residents were not given a chance to weigh in on. Councilmember Chard said he would like the information before voting and that residents should have a chance to weigh in.

Mrs. North said "As a member of this community, we deserve a lot more communication than what we are getting." She addressed the fact that the Gorham Gazette Newsletter had absolutely no mention of this special vote coming up on October 25 regarding the vote on the highway bond.

Supervisor Lightfoote stated the newsletter was put together before the date was set for the vote.

Deborah Merritt, Deer Run resident, said she yields her 3 minutes to Debbie North.

Debbie North said "just like they do in Congress!" She stated a lot of our neighbors, the Mennonite Community along with the elderly members of our Town do not use the internet. To have things sent through email or the Town website, they are not seeing it. The Town needs to do a better job of communicating. Mrs. North suggested forming a Citizens Advocacy Committee. She would be happy to get it started to make sure there is communication to every member of our community.

Susan Carpenter, County Road 11 resident, asked when the meeting on the Tentative Budget is rescheduled for.

Supervisor Lightfoote said that is scheduled for November 9, 2022.

Sally Napolitano, Lake Drive resident, asked if the Town had the Tentative Budget yet and stated it was due to the Board on October 5, she asked what the holdup is.

Supervisor Lightfoote said "We have a lot of people here for what is going on tonight. This is privilege of the floor, you mention your concerns, and we'll take them into consideration. We can answer your questions before or during the next meeting."

Mrs. Napolitano stated she tried to participate at September 14, 2022 Board meeting. The Town did not have an operable zoom link that evening. She said according to Local Law #4, regarding video conferencing, the Town is required, per NYS Open Meeting Laws, to record the meeting and have it posted on the website within 5 days. That addresses the issue about minutes.

Mrs. Napolitano stated the public is to have the opportunity to remotely participate in the same manner as if they were physically present. She was unable to participate on the 14th.

Mrs. Napolitano sent the Board an email regarding her continual request asking for proposed capital projects, their funding and what has been applied for. Has the State Revolving Funds Loan been looked at for any of the projects?

Supervisor Lightfoote said the Town has a substantial amount of money lined up. Grant money. Supervisor Lightfoote said we can't get into it tonight.

Mrs. Napolitano said, we keep asking. She asks that the information be shared with the public. The Town is spending a lot of money on bond counsel and looking at issuing bonds when she has not heard if the Town has applied for zero and low interest loans available through the State Revolving Fund. She said that is what we are asking to be informed on.

Mrs. Napolitano said she asked several meetings ago about the Water Audit and learned instead of Ray Wagar, EFPR Solutions is doing the audit. There was an issue with water billing, Mrs. Napolitano asked if it was appropriate for EFPR to do the audit.

Supervisor Lightfoote said yes, the water usage audit is what we are doing right now. That is also part of what Wagar will do.

Bill Glitch, Main Street Gorham resident, asked where the Town is with UV for the Wastewater Plant, the filtration for the Water Treatment Plant and can we get a detailed version of the proposed Tentative Budget.

3. Public Hearing on proposed Chateau Olivia Wedding Venue, 4272 County Road 18, in the Town Gorham.

Supervisor Lightfoote opened the public hearing. Town Clerk Perrotte read the legal notice as it appeared in the official newspapers of the Town.

Kathy Baxter, owner of 2 properties on Lincoln Hill Drive, said she strongly opposes anything that puts more traffic down County Road 18. Mrs. Baxter stated the County needs to look at the traffic on that road, and some way to control it, before we funnel more around CMAC and pedestrians. She said it's a mess.

Olivia Guy, owner of the proposed venue, said they are planning on converting one of the barns into a wedding venue. She feels they designed the property with two separate drop off locations to prevent back up onto County Road 18. They plan on reaching out to CMAC and

Lincoln Hill Farms to coordinate events to help alleviate traffic concerns. Ms. Guy said, as a resident, she is also concerned about speed and traffic on County Road 18.

Supervisor Lightfoote said he has requested a reduction in speed to 45 mph on County Road 18, he has not heard back from anyone yet.

Robin Kowal, Lake Drive resident, asked how many people they are talking about, is it 100, 200 or 1000.

Ben Smith, Kearney Road resident, asked what the zoning of the property is, if there is a house there now and would the property have to be subdivided. Mr. Smith stated he grew up on County Road 18. He said his big concern is more drivers driving after concerts, perhaps impaired, he has seen countless accidents over the years. Adding another venue to the area is a definite concern.

Bill Glitch, stated he would rather see a wedding venue than CMAC.

Brian Mastrosimone, owner of Lincoln Hill Farms, stated he is in favor of the new venue. Lincoln Hill Farms hosts 60-70 weddings a year ranging from 150-250 people per wedding. He said there may be 70 cars max at those weddings because nobody is driving to a wedding solo, they are filling a car. As far as intoxication, most people realize they will be drinking at a wedding so they carpool. Also busses are taking people to a wedding now a days, not many are driving. The traffic is going to be minimal. They might all show up at one time but they are going to be leaving at all different times.

Debbie North said a concern for her would be there is farm equipment traffic on County Road 18 and Mennonite traffic. It is concerning when drivers are not familiar with horse traffic and equipment on rural roads. There have been numerous buggy accidents. On concert nights there is much more traffic. It will impact traffic between Route 364 and Route 247.

With no further comment from the public, Supervisor Lightfoote adjourned the public hearing until the November 9, 2022 meeting.

4. Public Hearing regarding Local Law #6-2022 Short Term Rental Law.

Supervisor Lightfoote opened the public hearing. Town Clerk Perrotte read the legal notice as it appeared in the official newspapers of the Town.

Kathy Baxter, owner of a short term rental in Gorham, stated she reviewed the regulations. The 24 hour notice is concerning. The trash regulation is concerning. Those are her concerns.

Tim O'Dell, Nibawauka Beach, asked about the cost of the application. Posting the address of the Airbnb is not allowed until payment is rendered. There has to be more coordination for the 24 hour inspection notice regarding rules for Airbnb's.

Mike Hagerman, East Lake Road home owner, suggests to take a good hard look at rules and regulations because rentals are already booked through summer of 2023. All the rentals have

already been set. Most rentals are families coming to enjoy a week at the Lake. He noted please do not make unique penalties, he has neighbors who hold bigger parties than any of his renters!

Clayton Cole, East Lake Road home owner, stated he is concerned about regulation at the tail end of the draft law concerning the application 5 day turn around. He stated he hopes the Town has a plan for all of the applications that are going to come flooding in. So that the 5 day plan is feasible, so owners can work together with the Town so that these things work out well.

Dave Moynihan, East Lake Road home owner, stated he sees this as a tax increase. He stated that as an Airbnb host there are licensing fees and renewal fees. General liability insurance costs along with architectural fees will increase costs substantially on Airbnb business owners. A tax increase during a time we have high inflation and entering a recession and to spend money during these times is a disaster.

He said Airbnb hosts send a huge amount of money into Gorham businesses. He feels it is an anti-business, anti-economic development thing.

Councilmember Lazarus stated, he is an Airbnb host on the West side of the Lake. The point of this legislation is not to tax anything or make up for anything. The purpose of the Local Law is driven by citizen complaints. We are looking for responsible hosting. The Town is concerned about too many people booked into too small of a rental. Unfortunately we can't target individuals.

One resident, name inaudible, stated the Town is targeting every individual that owns an Airbnb property in this area.

Councilmember Lazarus stated, without a law in place, the Town has no recourse to hold people that are violating good neighbor type issues accountable. There needs to be a law in place so we can hold homeowners responsible.

Several residents were speaking over each other, becoming quarrelsome, Supervisor Lightfoote slammed his hand on the table and stopped the back and forth comments.

Susan Carpenter, County Road 11 resident, stated she, and her neighbors, have to put up with Airbnb's. She stated they are disruptive and cause problems in the neighborhood. There are fireworks going off in the winter at 1:00 in the morning. We all put up with on July 4th and Labor Day, that's fine. Mrs. Carpenter said it goes on weekend after weekend all year long. It's a business in a residential neighborhood. They need to be held to some standard to make them and their tenant's good neighbors. As a business they should be paying more in taxes instead of some extra fees.

Bill Glitch stated, we, meaning the Board, because he was dealing with the issues of inconsiderate people when he was a Town Board member, there should be some rules, some of this sounds like money-grab to him with the fees and stuff. He stated he understands there has to be a penalty if someone doesn't abide by the rules but, a lot of this sounds like too much government.

Supervisor Lightfoote said whatever money is involved will simply be used to cover the cost to the Town.

Kathy Baxter stated, Airbnb does have its own review policy for hosts. They get reviewed by guests. Guests get reviewed by hosts. We have a policy where unless the guests have all positive ratings and reviews we don't permit them. If you have a complaint at a certain address its easy enough to go on Airbnb and look at that host, see what their review is and maybe individually target that host, rather than spending money on a software when the information is literally on the website.

A bit of back and forth comments with talk over each other ensued.

Pat Atkinson, Sylvan Road resident, asked how is it that the Town of Gorham allows a commercial business like Airbnb, in an area zoned residential.

Tom Cavanaugh, Bluebird Road resident, stated I don't have an Airbnb but people that do are making oodles of money and they're worried about paying an application fee? I don't get it.

Again, back and forth comments ensued.
Councilmember Lazarus said "We are not going to engage in a back and forth with our citizens, we are going to be respectful, everyone's going to get a chance to talk, it's not a back and forth."

Tim O'Dell, stated with the software you are going to purchase, I don't understand how that is different than calling the cops saying they are violating a noise ordinance, have them come and tell them to quiet down. Sometimes people get out of hand and cops get called. Why is this any different than that.

Supervisor Lightfoote said this holds the owner responsible to keep their tenants under control.

Kathy Baxter stated, I am an owner but I also live in the neighborhood. I've also had a short term rental next to my house, years ago, that was horrible. I care more about my house and my neighbors than I care about my guests. My guests are well aware going in of what the rules are and if they break them, they're out. I don't care. And they don't get a refund and if more people did that we wouldn't need these permits.

Scott Gross, Clover Road home owner stated, from what he has observed in the past as far as traffic and noise problems it is along the lakefront. People have big blow out parties, they pack in as many cars as they can and they are not Airbnb's. These are people that own them and use them. They have 5th wheels in the yard, cars parked on both sides of the road. He has heard the most noise coming from lakefront places late at night. He feels it is a government overreach, another tax, he said go after the people that are the violators, not everyone that owns an Airbnb.

Tom Cavanaugh, stated he thinks the Town is right on with the application and the local law document. He said they are running businesses in residential areas and they need a watchdog. You can call it overreach or government or whatever you want but they are piling up money at the expense of the neighbors that are next to the Airbnb. They are making money or they wouldn't be doing it and they can always choose not to do it if the fees are too high.

Bill Glitch stated, for years the Town tried to get Cottage Industry going. Airbnb's are one of those. Mr. Glitch said he was on the Town Board for 24 years and they pushed real hard to get Cottage Businesses going, now they are trying to take it back, he thinks that is a mistake. He agrees there needs to be rules and regulations. He said there are a lot of Cottage Industry throughout the Town you don't even know exists, people are doing it. How do you penalize people that make purses and sell them on Facebook, there are a lot of different types of Cottage Industry. The Town shouldn't target Airbnb's.

Unidentified gentleman stated he owns 13 homes in Batavia that are long term rentals. What is the difference? You could have a jerk neighbor next to you for years in a long term rental and you have someone there for 2 days and everyone is in an uproar over it. You want to charge fees, after fees, after fees and this guy says we're making oodles of money, do you even have a clue what it costs to run one.

Mary Ruberti, Mayflower Drive resident, stated she moved into Crystal Beach to enjoy the beach. She said or those of us in the neighborhood, our interest is not in charging you money, our interest is in oversight. There are big parties, people bring their friends and relatives and there is nowhere to put your chair on the beach, leaving their garbage all over, shooting off fireworks at all hours of the night, cars parked on both sides of the street, we can't get through. They are bringing boats where boat shouldn't go. It's really oversite, these are our homes. We live here. It's the oversite that we would like, we want to enjoy our homes and our neighborhood.

Jean Henry, Lake Drive resident, stated I for one have seen people at the beach that live here and abuse the beach. She said her son owns a rental, they haven't had any problems. She said you don't really make a lot of money.

Lori, Clover Road, stated there are 4 Airbnb's on her street. She has never had any problem. Everyone has been respectful nice, not thrown huge parties. She agreed, she said she has seen local people at that beach littering and worse than any of the people that have stayed at the Airbnb's.

Christine Cole, 5364 County Road 11, stated she wanted to add a little perspective because she is hearing a lot of voices. Her family bought the family cottage, they are year round residents and they occasionally rent it out when they are not there. As far as making a lot of money. They have invested so much in the cottage and they will have to continue to do that. Mrs. Cole stated some of us are not making any money it goes right back into maintaining the house. She stated she is concerned about the regulations pertaining to bedrooms, 2 people per bedroom. Her cottage doesn't fit that definition because all the cousins slept upstairs in a loft. She wanted to mention the cottages can look a little different.

She added that change is hard. She has 5 children, they use their property, the children drive and they are a little loud. She stated sometimes what you are hearing may not be correct.

Joe Valenti, owns a home on Lake Drive, he said if anyone wants to talk about economics of Airbnb he would be happy to share. He said specifically, you pay \$20,000.00 a year in taxes. He does Airbnb it. Airbnb does allow you to rate your guests and also allows you to kick your guests out. That instant. Mr. Valenti has great response from his neighbors. He mentioned taking into account toddlers, in the regulation pertaining to 2 people per bedroom. They would not need a bed.

Scott Gross, asked if this is being driven by complaints or the American Hotel Association lobbyist.

Supervisor Lightfoote said by complaints.

Brad Stevens, Maiden Lane resident, stated I know Randy and his wife have put a lot of money into this Airbnb and they've done a terrific job upgrading however, I had no say about what's going on and now we have this business that is my neighbor. They're doing a terrific job and most of the guests are good. In the crystal Beach area these cottages were put in years ago. The Washburn Estate intended to put a cottage on each lot, zoning stepped in and said you have a health problem here. For the most part, you've had some pretty good guests but you're not there when they're not good. I am there, I hear the noise. This is my opportunity, do I call you, do I call the Town or do I call 911. It's not an emergency but I'm using state and county resources for a problem. You have to emphasize more when 11 o'clock comes I don't want to hear them.

Residents were speaking over each other comments were not audible.

Jamie Fitzpatrick, Mayflower home owner, he stated his properties have been in his family for years. Guests whom he has rented to have returned and purchased homes in Gorham. He has met families from all across the States and several countries. In the eyes of Airbnb, to be a "Super host" you have to do everything right. I want to make sure I do everything right. He stresses, please don't bother the neighbors because the people in this room are my neighbors. I want them to be comfortable in their homes. Mr. Fitzpatrick said most of his guests come back to the lake because they grew up here. They have brought thousands of dollars to Gorham and this area, they have been doing it for 26 years. If he can do anything better please let him know and he will do it.

Brian Mastrosimone, business owner and Airbnb host in Gorham, stated, what I'm hearing today is all of us hosts here are doing a great job but we can't bury ourselves and not think that there are other people out there that aren't doing a good job. We say go get them, leave me alone but there are no rules and regulations for these guys to go get them. As a host, you should want some sort of rules and regulation. This is a nominal fee. They're not asking for thousands of dollars. We are talking about a small fee so there are rules and regulations to shut down the bad Airbnb's so you get more business. This is a no-brainer, for a host who is good, for a nominal fee to keep it all good. That's all they are looking to do. They're not looking to

shut Airbnb's down, they're not looking to do anything other than make it easier. Jim's job all summer is to take care of the bad hosts. That is a lot of money and resources to these guys. They have to fix it. It's very simple. Get some simple rules and regulations. Continue doing your great job. I like to hear all the stories but these guys have a job to do and you're taking away from him doing his job or them doing their job just because you don't want to pay 100 bucks, sounds silly.

David Moynihan said he talked about the total cost of ownership. In Airbnb we are given a million dollar coverage. I would propose the language be changed to say you have to have a million dollar liability program or equivalent from Airbnb.

A few notable comments were thrown out but the person didn't say their name;

Regarding the written contracts of the bookings, just curious, if that's really necessary because if we are on platforms that is a contracted commitment between them with the booking. Having to go that additional step and obtain that from the guests seems a bit silly and cumbersome.

There are so many rules and regulations who is going to follow up on penalties.

Supervisor Lightfoote said we are looking at a third party to do that.

Sue Craugh, Lake Drive resident, is that an additional cost to the town for the third party.

Supervisor Lightfoote said our intent is to cover that with the registration fee.

With no further comment from the public, Supervisor Lightfoote closed the public hearing. He said there will be no action taken on this tonight. They will take all the comments in to consideration.

Supervisor Lightfoote excused himself from the meeting. Deputy Supervisor Brian Case took over the remaining items of the meeting.

5. Approval of Minutes – 9/8/2022 Comprehensive Plan Update Public Hearing Minutes
9/14/2022 Regular Meeting Minutes
9/28/2022 Special Meeting Minutes

On the motion by Councilmember Chard, seconded by Councilmember Case, the minutes of all 3 meetings were approved as submitted. Motion carried unanimously. 4-0

4 - Ayes –Case, Chard, Curtis, Lazarus.

090-2022

5. Reports of Town Officials -

- A. Chief Operator Water/Wastewater Plants – written report on file.
- B. Highway Superintendent – written report on file.
- C. Zoning/Building Officer – written report on file.

- D. Assessor – written report on file.
- E. Town Clerk – written report on file.
- F. Town Supervisor – financial report on file.

On the motion by Councilmember Case, seconded by Councilmember Curtis, the Reports of Town Officials were approved and accepted as submitted. Motion carried unanimously. 4-0
4- Ayes - Case, Chard, Curtis, Lazarus.

091-2022

6. Audit of Bills – Abstract # 10

Abstract prepared by the Billing Clerk and the Town Clerk.
Approval of Vouchers

On the motion by Councilmember Chard, seconded by Councilmember Case, Abstract #10 totaling \$337,641.75 was approved for payment. Motion carried unanimously. 4-0
4-Ayes - Case, Chard, Curtis, Lazarus

092-2022

7. Business: no business

8. Privilege of the Floor –

Sally Napolitano, Lake Drive resident, stated, she was unable to participate in the September 14, 2022 meeting due to the Town not having an operational Zoom link. I want to bring to the attention of the Town Board that since the passage of Local Law #4, regarding videoconferencing, that per the NYS Open Meeting Law 103-A, sub parts g. and h., that the Town is required to record the meeting and make the recording available on the Town website within 5 days.

Furthermore, if videoconferencing is used to conduct a meeting the public is to have the opportunity to remotely participate in the same manner as if they were physically present.

Mrs. Napolitano supplied the Board with the full text of the NYS Open Meeting Law 103-A Videoconferencing. **Attached.

Mrs. Napolitano asked the Board if they have received an audit from Crystal Beach Fire Department. The Board said they have not. Mrs. Napolitano said the public needs to know what the result of the Water Audit is as well as Crystal Beach Fire Department.

Bill Glitch, asked where the Board is with imposing rules and regulations pertaining to the Cannabis sales and on-site consumption Opt In.

Councilmember Chard said that falls under the guidelines of NYS Liquor License. The Board can implement their own laws for distance away from buildings such as schools and churches.

9. Set the Next Meeting Date – The next meeting will be held November 9, 2022 at Gorham Town Hall at 7:00 pm.

10. Adjournment – with no further business, on the motion by Councilmember Chard, seconded by Councilmember Curtis, the meeting was adjourned at 9:39 pm. The motion carried unanimously. 4-0

- Ayes –Case, Chard, Curtis, Lazarus.

102-2022

Respectfully Submitted,

Darby L. Perrotte
Town Clerk

****Videoconferencing section 103-A**

§ 103-a. Videoconferencing by public bodies [Expires and deemed repealed July 1, 2024]. 1. For the purposes of this section, "local public body" shall mean a public corporation as defined in section sixty-six of the general construction law, a political subdivision as defined in section one hundred of the general municipal law or a committee or subcommittee or other similar body of such entity, or any entity for which a quorum is required in order to conduct public business and which consists of two or more members, performing a governmental function for an entity limited in the execution of its official functions to a portion only of the state, or a political subdivision of the state, or for an agency or department thereof. For the purposes of this section, a public body shall be as defined in subdivision two of section one hundred two of this article.

2. A public body may, in its discretion, use videoconferencing to conduct its meetings pursuant to the requirements of this article provided that a minimum number of members are present to fulfill the public body's quorum requirement in the same physical location or locations where the public can attend and the following criteria are met: Last updated September 15, 2022

(a) the governing board of a county, city, town or village has adopted a local law, or a public body has adopted a resolution, or the senate and assembly have adopted a joint resolution, following a public hearing, authorizing the use of videoconferencing:

- (i) for itself and its committees or subcommittees; or,
- (ii) specifying that each committee or subcommittee may make its own determination;
- (iii) provided however, each community board in a city with a population of one million or more shall make its own determination;

(b) the public body has established written procedures governing member and public attendance consistent with this section, and such written procedures shall be conspicuously posted on the public website of the public body;

(c) members of the public body shall be physically present at any such meeting unless such member is unable to be physically present at any such meeting location due to extraordinary

circumstances, as set forth in the resolution and written procedures adopted pursuant to paragraphs (a) and (b) of this subdivision, including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting;

(d) except in the case of executive sessions conducted pursuant to section one hundred five of this article, the public body shall ensure that members of the public body can be heard, seen and identified, while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon;

(e) the minutes of the meetings involving videoconferencing shall include which, if any, members participated remotely and shall be available to the public pursuant to section one hundred six of this article;

(f) if videoconferencing is used to conduct a meeting, the public notice for the meeting shall inform the public that videoconferencing will be used, where the public can view and/or participate in such meeting, where required documents and records will be posted or available, and identify the physical location for the meeting where the public can attend;

(g) the public body shall provide that each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the public website of the public body within five business days following the meeting, and shall remain so available for a minimum of five years thereafter. Such recordings shall be transcribed upon request;

(h) if videoconferencing is used to conduct a meeting, the public body shall provide the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized and shall ensure that videoconferencing authorizes the same public participation or testimony as in person participation or testimony; and

(i) a local public body electing to utilize videoconferencing to conduct its meetings must maintain an official website. ninety-two of the executive law

*Attached is the sign in sheet from the Public Hearings held at the Gorham Fire Company on 10/12/2022

Tim Odell
 Kelly Baxter
 JOODY
 Rachel Edinger
 Leah Edinger
 (Debbie North)
 BRAD STEVENS
 Tom Cavanaugh
 Suzann Cavanaugh
 Jamie / RENEE FitzPatrick
 Robin Kowal + Ray Mincer
 Joe Valent
 Ben Smith
 Christine Watkins
 JALY NAPOLITANO
 Susan Carpenter
 Brian Mastrosimo
 Robert Johnson
 MERE KESSEN
 Christie Cole
 Clayton Cole
 Bill Glitch
 Nancy Evans
 Dave Moynihan
 Shi [unclear]
 MAEK PALUPO

3704 N. Bivona Beach
 4780 County Rd. 11
 Crowe RD
 Turner Rd
 Turner Rd
 3175 County Rd 18
 4652 MAIDEN LN
 4642 Bluebird Rd
 4455 County Rd 1
 3699 Nibawauka Beach
 4523 Lake DR.
 4674 Lake Drive
 4082 Karmy Rd.
 3274 Lake to Lake Rd
 4667 LAKE DR.
 5050 County Rd 11
 3792 St. Rt 247
 4976 C. Rd. 11
 2692 St Rt 245
 5364 East Lake Rd
 " "
 2640 main st
 6367 N. Vine Valley Rd.
 4487 E Lake Rd
 3964 E Lake Rd
 4638 Max Flower Dr.

Pat Atkinson
Suzanne Cavanaugh
Jennifer Boyce
Lorinda Guy
Mary Ruberti
Bridget Nosmicki
Sue & Bob Crengle
MIKE PILARSKI
ED & DARLENE HARDING
SCOTT GROSS

4650 Sylva Rd.
4455 Cty Rd #1
4649 Sylvan Rd
4272 County Rd. 18
4610 Mayflower Dr
4029 Mayflower Dr.
4576 Lake Dr
4615 From Oaks Dr
4473 Maidens Ln.
4632 Clover Rd.