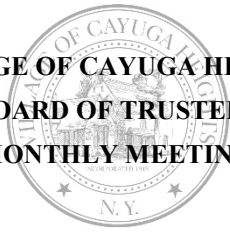


Minutes  
Marcham Hall

VILLAGE OF CAYUGA HEIGHTS  
BOARD OF TRUSTEES  
MONTHLY MEETING



Monday, May 20, 2019  
7:00 p.m.

**Present:** Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson; Assistant Superintendent of Public Works Wiese; Clerk Walker; Attorney Marcus (arrives at 7:05 p.m.)

**Absent:** Trustee Salton, Chief Wright, Treasurer Mangione

**Call to Order:** Mayor Woodard calls the meeting to order at 7:00 p.m.

**1. Approval of Meeting Minutes: April 15, 2019 (Exhibit 2020)**

Approval of the April 15, 2019 was tabled until the June 17, 2019 meeting.

**2. Report of Fire Superintendent Tamborelle: Submitted Report (Exhibit 2020-014)**

•Superintendent Tamborelle addressed the possibility of installing bike racks at the fire station, saying he is supportive of bike racks but there is not a safe location at the Fire station.

•Superintendent Tamborelle is supportive of the address changes on Sunset Drive (discussed below) as long as all addresses on the street are changed.

**3. Privilege of the Floor:**



VILLAGE OF CAYUGA HEIGHTS  
836 HANSHAW ROAD · ITHACA · NY · 14850  
(607) 257-1238 · FAX: (607) 257-4910

Board of Trustees Monthly Meeting  
May 20, 2019

PLEASE PRINT Name/Anonymous	Address	Do you wish to speak? Indicate Yes or No
1. <u>Ilene Lambiase</u>	<u>406 E. WINDY</u>	<u>Yes</u>

Village Resident Ilene Lambiase voiced some concerns about the proposed Upland Heights Project.

• I Lambiase states the Upland Heights project does not fit with the character of the neighborhood. This project is completely contradictory to the comprehensive plan.

• I Lambiase expresses that the project height and retail space are not suited for the size of the Village. The Village already has a density issue.

#### 4. Report of Mayor Woodard:

**a. Parks and Trails Grant Contract-** The purpose of this agreement is to provide a grant to the Village of Cayuga Heights for restorations to Sunset Park.

#### **RESOLUTION # 8471**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign a contract with Tompkins County for the Parks and Trails Grant.

*Motion:* Trustee McMurry

*Second:* Trustee Biloski

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

#### **Motion Carried**

**b. Yaws Contract:** The new contract will reflect that the Village will be responsible for water testing.

•Attorney Marcus informed the Board that the contract is identical to previous versions signed.

#### **RESOLUTION # 8472**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign a contract with Yaws Environmental Process Control Inc. for management of the Cayuga Heights Waste Water Treatment Plant until 2021.

*Motion:* Trustee Robinson

*Second:* Trustee Marshall

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

#### **Motion Carried**

**c. Sewer Agreement:** This is a three Party agreement: Village of Lansing, Town of Lansing and the Village of Cayuga Heights.

•The primary focus is in the Town of Lansing for sewer permits.

•Village of Lansing's attorney is asking to include within the subdivision approval process a requirement of the town of Lansing to reference this agreement. This language will be added to the contract.

#### **RESOLUTION # 8473**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign a contract titled, The Intermunicipal Wastewater Transportation and Treatment agreement with the Town of Lansing and Village of Lansing, and if the Town of Lansing accepts the minor revision proposed by the Village of Lansing then the Cayuga Heights Board of Trustees is in agreement with the change.

*Motion:* Trustee Friend

*Second:* Trustee Marshall

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

### **Motion Carried**

**d. Teamsters Contract:** Health Care was the main topic during negotiations.

- Employee contributions towards their health care coverage will increase to 9% but will remain under the Teamsters health insurance coverage.
- There will be a 2% salary increase for each of the next three years.

### **RESOLUTION # 8474**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign a contract with Teamsters Local Union 317 from June 1, 2019 to May 31, 2022.

*Motion:* Trustee Biloski

*Second:* Trustee Robinson

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

### **Motion Carried**

**e. Sunset Drive:** In the Village of Cayuga Heights there is a Sunset Drive and a North Sunset Drive. According to residents, There have been numerous mailing and service mix-ups because of the similar road. Village resident Micheal Timmons, Andy Monroe, Uttara Krishna and Margaret MacDougall, The residents of Sunset Drive would like to change their address numbers by dropping the first number (1) from their street address to eliminate any future confusion, so that numbers 120, 125, 126 and 130 would become 20, 25, 26 and 30.

### **Letters:**

On May 14, 2019, at 12:32 PM, Michael Ben Timmons <[mbt3@cornell.edu](mailto:mbt3@cornell.edu)> wrote:

Thanks Brent. I'll copy Andy (125 Sunset) and Uttara (130) and ask them to reply directly to you that they support the number change (by dropping the 1 from 125, 126, and 130). For me personally, it is a life safety issue.

And I will attend the public hearing to voice my concern and the problems that I've had since 1983. And the problem is getting worse.

Sincerely,  
Michael Timmons  
126 Sunset Drive


On May 14, 2019, at 1:01 PM, Andy Monroe <[amonroe@gmail.com](mailto:amonroe@gmail.com)> wrote:

Hi Brent,

I am in support of dropping the 1 from the numbering of Sunset Drive to avoid colliding with N. Sunset.

When is the meeting? I would be happy to attend with Mike.

Thanks,  
Andy




**From:** Uttara Krishna [mailto:uttara.krishna@gmail.com]  
**Sent:** Tuesday, May 14, 2019 1:08 PM  
**To:** Brent Cross  
**Cc:** Michael Ben Timmons; A Timmons (ayakotimmons@gmail.com); Amy Monroe  
**Subject:** Re: street addresses

Hello Brent,

I am also in support of dropping the '1' and will try to attend the hearing as well.

Thank you,  
Uttara

130 Sunset Dr  
(607) 382-975



To Whom It May Concern:

As a lifelong resident of 120 Sunset Drive, I am writing to explain why I oppose being required to change the number of my house. I have several concerns, which I outline below.

First, there are an additional three houses that have "regular" Sunset Drive addresses- the two houses that flank the park and the one at the corner of Sunset Drive and Cayuga Heights Road. One of those houses would have to change to a "00" number, since they are numbered as 100 or 200 (I can't remember which). Why not include the Malina's or the other two properties?

Second, my house is the original house for Burnham, who designed and built many houses in the area. Historically speaking, keeping the original number would be significant.

Third, I've had the same address practically my entire life. It is not that I am unsympathetic to the issues that the Timmons's are having, nor do I have an issue with them changing their own number. However, I do not want to be forced to change my number. This would require me, and any others forced to renumber, to change passport information, credit cards, billing, deeds, etc. This is not a simple request, since I am still dealing with estate issues that add a layer of complexity for me.

Fourth, rarely has mail been delivered to the wrong address by the United States Postal Service and, even when someone writes "North Sunset Drive", I still receive such mislabeled mail. In addition, it is not uncommon for old friends to be able to find me because of the length of time my family has lived here.

Please do not force me to change my number.

Sincerely,

Maggie (Margaret) MacDougall  
120 Sunset Drive  
Ithaca, NY  
14850

- The Board agrees that this is an issue with a life safety concerns, the Village is obligated to take action.

**RESOLUTION # 8475**

**WHEREAS**, the Tompkins County Department of Emergency Response (DoER) oversees emergency dispatch and communications systems that allow residents to dial 911, and;

**WHEREAS**, 911 is the number to report a police, fire, or medical emergency that requires the immediate presence of police officers, fire fighters, or emergency medical personnel, and;

**WHEREAS**, new address designations are approved by a municipality's governing body.

**NOW, THEREFORE, BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees authorize and approve the change of 120 Sunset Drive to 20 Sunset Drive, tax parcel 13.-6-5.; 125 Sunset Drive to 25 Sunset Drive, tax parcel, 13.-1-6.; 126 Sunset Drive to 26 Sunset Drive, tax parcel, 13.-6-3.2;. 130 Sunset Drive to 30 Sunset Drive, tax parcel 13.-6-2 as new designated addresses.

*Motion:* Trustee McMurry

*Second:* Trustee Biloski

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

**Motion Carried**

- Mayor Woodard would like to reschedule the July 15, 2019 Board of Trustees meeting to July 22, 2019.

**RESOLUTION # 8476**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to re-schedule the July 15, 2019 Board of Trustees Meeting to July 22, 2019 at 7:00 p.m. at Marcham Hall.

*Motion:* Trustee McMurry

*Second:* Trustee Friend

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

**Motion Carried**

**f. ZBA Training:** The Zoning Board of Appeals is seeking training requirement adjustment from 4 hours to 2 hours yearly.

•ZBA Chair J. Young submitted a letter:

*Currently the ZBA here in the Village is under-strength, with 4 of 5 regular positions filled, and only one of the two alternates in place.*

*Currently NY law requires all ZBA members to do 4 hours of approved training each year. The Trustees can, however, waive or modify this requirement by resolution as they see fit.*

*We just received an email from our sole alternate (Mark Eisner) saying that after many years of service, and with this being his final year as a Cayuga Heights resident, he doesn't want to stay on the board if he needs to do training again.*

*My experience has been that 1) finding and retaining new members for the ZBA is been hard, 2) the local training options available for ZBA members are limited and not very exciting, 3) the topics covered at those training sessions are typically mixed with irrelevant planning department subjects, and 4) we get our best training from Randy before and during meetings when his guidance is sought on specific issues.*

*In addition, being an attorney myself, I typically do my own research on pending cases, so can learn more spending four hours on that than by attending another seminar at TC3 or whatever.*

*What I'd like to suggest to help us recruit, retain and educate ZBA members would be a resolution that would exempt members from the NYS training requirements after their first two years of service on the board (one year for alternates), and would allow online training and sessions with our attorney to be used to satisfy that remaining requirement.*

*The great majority of our cases are fairly similar, and the rules for those are covered quite well by some of the on-line courses I've seen. And when we have something trickier on the agenda, I typically ask Randy Marcus to give us more specific training on any non-standard issues rather than have everyone taking essentially the same basic training year after year.*

*So I think we'll do a better job overall and find it easier to attract and retain members and alternates if we can reduce and redirect the current training requirements for the ZBA as noted above.*

*Jack Young  
5/20/2019*

- The ZBA may meet only 6 times a year.
- ZBA Chair J. Young states over the last 11 years the ZBA board has heard cases that are often very similar in substance and are often related to fences and yard set-backs.
- Village attorney R. Marcus will assist with some of the training sessions.

**RESOLUTION # 8477**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves the revised training requirement of Zoning Board of Appeals members such that each member will be required to have 4 hours of training the first 2 years of service after which time the member will be required to have 4 hours every 2 years, in any combination of attorney training, online or through registered seminars.

*Motion:* Trustee Friend

*Second:* Trustee Robinson

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

**Motion Carried**

**RESOLUTION # 8478**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees waives the required 2 hours of annual training for Zoning Board Member Mark Eisner for the 2018 fiscal year.

*Motion:* Trustee McMurry

*Second:* Trustee Marshall

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

**Motion Carried**

**g. LED Update:**

- Mayor Woodard states that the City of Ithaca will not be using NYPA to convert their street lights to LEDs. The Town of Ithaca has not made a decision who to go with either.
- The next step is for some type of public input of the design phase. Casey Mastro will be invited to discuss the specifics at the June BOT meeting.
- Trustee Marshall reminded the Board of the ability to have dimmers installed with the conversion.

**h. Upland Heights Proposal:** M. Mecenias wants to update the Board on some concerns they had after the initial meeting on January 22, 2019.

- M. Mecenias feels the Corners Community shopping center is functionally obsolete. He would like to develop the vacant land he owns into condominiums with retail space.
- M. Mecenias presents the same pictures slide show as presented in January.
- M. Mecenias states that the common spaces could be used for community events and the buildings could have roof top pools.
- Stormwater management will include permeable asphalt and water storage.
- Trustee McMurry asked if this proposal has changed since the last meeting. Mr. Mecenias states; “No, not really”

- Trustee McMurry states that the scale of this project is still the same which is not appropriate for Community Corners. She has serious concerns about the density, parking, and wetlands.
- B. Cross states that the wetlands on that property has developed over the years.
- M. Mecnas informed the Board he is allowed to fill in any wetland up to half an acre as per the Army Corp of Engineers.
- M. Mecnas states that another use for this property could be single family homes.
- Trustee Friend likes the mixed-use concept but a project with 4 stories is not feasible in the Village.
- Mayor Woodard states that the Board would not likely give this project more than what they would approve in the commercial zone, which is limited to 2 stories.
- The Board does not see this project as acceptable at this point. The Board asked M. Mecnas to add to the matrix of stream buffers and come back with a proposal that addressed their concerns.

**i. Garbage Tags:** According to the County Solid Waste Law, the Village needs to provide information to the County for their approval when an increase is established.

- B. Cross will submit to the County the following breakdown to justify the increase.

1990: \$1.00 tag- \$0.30/15# (\$40/ton tipping) =\$0.70 administrative fee (printing/process/sale)

2019: \$1.50 tag- \$0.68/15# (\$90/ton tipping) =\$0.82 administrative fee (printing/process/sale)

## 6. Report of the Trustees:

### a. Bike Rack: Village outreach for locations

- The Bike/Ped Committee has asked area commercial property owners to consider installing bike racks.
- Marcham Hall doesn't have a rack. Bike/Ped Committee would like to see one added.
- B. Cross will reach out to TCAT for advice on placement of a new bike rack on the North Triphammer bus stop.
- B. Cross will also reach out to the commercial property owners on what options, conditions and limitations they would like to have if bike racks are placed on their property.

### b. DOT Sidewalk Grant Update: A project manager has been assigned to the Village.

- The next step will be to review and sign a contract. The letting period closes on September 2020.

## 7. Report of Police Chief Wright: Submitted Report (Exhibit 2020-020)

## 8. Report of ASPW Wiese:

**a.** Seasonal help, Josh Randall, will be starting on June 17, 2019 and he is interested in becoming a full-time employee after the seasonal position expires.

- The stone pillar at the cemetery is repaired and functioning. Trustee McMurry asked if anyone reached out to Martin Kelly who manages the cemetery. ASPW Wiese will touch base with him.



- The 600 block of Cayuga Heights Road drainage issue has been resolved. The home owner has made a repair on their property and that has eliminated the need for more work.

**9. Report of Engineer Cross:**

- The annual Stormwater Coalition of Tompkins County- MS4 is completed and will be submitted to the County. The Board approves the submission by the Village Engineer.
- T.G Miller has produced some preliminary reports on the Cayuga Heights Road stormwater management and he will present those to the Bike/Ped Committee.

- Terry Carroll from NYSEDA has informed B. Cross about a grant opportunity for stormwater facilities.
- The Planning Board has approved the initial NCRE project with a condition that a Road Use (Local Law 2019-3) agreement be completed with Cornell University.

- Cornell attorney, Jared Pittman, contacted Village attorney R. Marcus to discuss the core specifics of the draft. Negotiations are ongoing.

- Until the final road use agreement is signed, the project will run all truck traffic through the City of Ithaca.

- B. Cross states that the contractual relationship for the NCRE project is: Cornell to integrated acquisition to the contractor Welliver McGuire Inc.

- WWTP contract bids will be opened on May 29, 2019 at 2:00 p.m.

**11. Report of Clerk Walker:**

**a. Abstract # 12**

**Resolution # 8479**

**BE IT RESOLVED THAT:** The Village of Cayuga Heights Board of Trustees approves Abstract #12 for FYE2019 consisting of TA vouchers 102-110 in the amount of \$18,190.35 and Consolidated Fund vouchers 811-889 in the amount \$274,020.66 and the Clerk is instructed to make payments thereon.

*Motion:* Trustee Marshall

*Second:* Trustee Biloski

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

**Motion Carried**

**b. Murray Estates: a vacant house located at 2450 N. Triphammer Road had a water line break this winter.**

- The sewer portion of the bill was \$451.78. The VCH portion of this bill is \$344.55 and Village of Lansing is \$107.23

- Since the house is vacant the minimum charge for the last 4 quarters has been \$24.80

•Clerk Walker states that if the Board agrees then Cayuga Heights Treasurer Mangione would credit Village of Lansing \$319.75 for water that didn't enter the sewer line.

**Resolution # 8480**

**BE IT RESOLVED THAT:** The Village of Cayuga Heights Board of Trustees authorizes the Village of Cayuga Heights Treasurer to refund the Village of Lansing in the amount \$319.75 for water that did not enter the sewer lines.

*Motion:* Trustee Robinson

*Second:* Trustee Friend

*Ayes:* Mayor Woodard; Trustees: Biloski, Friend, Marshall, McMurry, and Robinson

*Nays:* none

*Abstentions:* none

**Motion Carried**

**12. Adjournment:** Mayor Woodard adjourns the meeting at 10:38 p.m.

DRAFT