

Minutes

Zoom Meeting ID # 9996295137

VILLAGE OF CAYUGA HEIGHTS  
BOARD OF TRUSTEES  
MONTHLY MEETING



Wednesday, May 19, 2021

7:00 p.m.

**Present:** Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton; Police Chief Wright; Village Engineer Cross; Director of Public Works Wiese; Clerk Walker; Treasurer Laskaris; Attorney Marcus.

**1. Call to Order:** Mayor Woodard calls the meeting to order at 7:05 p.m.

**2a. Approval of Meeting Minutes: March 17, 2021 (Exhibit 2022-012)**

**Resolution # 8983**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves the March 17, 2021, Meeting Minutes as presented.

*Motion:* Trustee Robinson

*Second:* Trustee McMurry

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**2b. Approval of the April 21, 2021, Meeting Minutes: (Exhibit 2202-013)**

**Resolution # 8984**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves the April 21, 2021, Meeting Minutes as presented.

*Motion:* Trustee Salton

*Second:* Trustee McMurry

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

**3. Privilege of the Floor:** No members of the public wish to speak.

•Mayor Woodard states that the Board will open the Public Hearing for the Brook Lane Easement since members of the Cornell community are present for this hearing.

**b. Public Hearing on the Brook Lane Easement:**

•Village Attorney R Marcus states that the Village owns a paper street (Brook Lane) (see Exhibit 2022-017) under which Cornell would like to extend fiber optic cable from one building to another on property that Cornell owns on either side of this street. Cornell has requested that the Village provide an easement for this cable to run under the Village street.

•Mayor Woodard opens the Public Hearing at 7:10 p.m.

-No members of the public wish to speak.

•Mayor Woodard closes the Public Hearing at 7:10 p.m.

•Village Attorney R. Marcus states that this is an exempt action under SEQR 617.5(c)(25) and (26) – official acts of a ministerial nature and routine or continuing agency administration and management. The Board accepts this determination.

**Resolution # 8985**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign the Brook Lane Easement.

*Motion:* Trustee Rennekamp

*Second:* Trustee Marshall

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

**4. Report of Fire Superintendent Tamborelle: Submitted Report (Exhibit 2022-014)**

•Fire Superintendent Tamborelle states that the fire department is up and running with new EMS reporting software required by New York State.

•Fire Superintendent Tamborelle also states the fire department parking lot had new asphalt sealant and new striping painted.

•Fire Superintendent Tamborelle further states that CHFD will hold a fall recruit class this year.

**5. Report of Treasurer Laskaris: Submitted Report (Exhibit 2022-015)**

•Treasurer Laskaris was not present at tonight’s meeting.

**Abstract # 12**

**Resolution: 8986**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves Abstract #12 for FYE2021 consisting of TA vouchers 118 - 123 in the amount of \$5,281.62 and Consolidated Fund vouchers 896 - 969 in the amount of \$450,874.72 and the Treasurer is instructed to make payments thereon.

*Motion:* Trustee Salton

*Second:* Trustee Rennekamp

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

## **6. Report of Mayor Woodard:**

### **a. Public Hearing on Proposed Local Law-A of 2021 Tree Removal Prior to Site Plan Review.**

- This Public Hearing was opened at the April 21, 2021 Board of Trustees Meeting and is being continued at this May 19, 2021 meeting.
- Trustee McMurry asks Village Attorney R. Marcus to highlight the changes to Proposed Local Law A of 2021.
- Village Attorney R. Marcus states that the purpose and intent Section added the words “live” and “living” trees. Better clarity has been added to Section III and language such as a 6” DBH and allowing for a consultation with the Village Forrester as part of site plan review.
- Trustee Salton states that he does not support this proposed local law. Private property owners should not be subject to a third party trying to inject procedures affecting their property.
- Village Attorney R Marcus states that these provisions are triggered only if development is proposed for a lot or if subdivision of a lot is proposed. Development the requirement for Site Plan Review.
- Trustee Salton states that we should not make it difficult for property owners to do what they want with their trees.
- B. Cross notes past experiences the Village has had with the clearing of lots before development which damaged the character of the neighborhood by exposing the neighboring houses to noise, removing shade cover, and impacting privacy.
- Trustee Hubbell states that he supports any laws that will properly represent the Village’s interest in maintaining the Village forest.
- Trustee McMurry states that as part of Site Plan Review, the Village Planning Board takes into account reasonable consideration for the development of a lot. Village Attorney R. Marcus adds that the Village Zoning Law creates a building envelope for the lot owner and Village Planning Board to follow.
- Trustee Salton states that another issue with this proposed local law is the amount of time that this process adds to a building cycle. In closing, he states that less is always better with the types of regulations this law imposes.
- Village Attorney R. Marcus states that this proposed local law is an attempt by the Village to capture situations where the property owner is not trying to evade the requirement of this law. The law does not prevent anyone from developing their lot.
- Trustee Hubbell states that, as land becomes more valuable, there will be more pressure to sell which means more development and fewer trees. Mayor Woodard agrees.
- Trustee Robinson states that he now has a better understanding of this proposed local law and how it is related to site plan review through the Village Planning Board.

•In Closing Village Attorney R Marcus states that this is an amendment to the Village Zoning Law and this action is an exempt action under SEQR 617.5(c)(25) and (26) – official acts of a ministerial nature & routine or continuing agency administration and management.

Mayor Woodard calls for a vote to close the Public Hearing. The Board votes 6-1 to close the Public Hearing at 7:44 p.m.

**Resolution: 8987**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees adopts Proposed Local Law -A of 2021 as Local Law # 1 of 2021

**VILLAGE OF CAYUGA HEIGHTS  
PROPOSED LOCAL LAW A OF THE YEAR 2021**

**A LOCAL LAW TO AMEND THE CODE OF  
THE VILLAGE OF CAYUGA HEIGHTS  
CHAPTER 305, "ZONING," ARTICLE XVII, "SITE PLAN REVIEW,"  
SECTION 305-118, "SITE PLAN REVIEW PROCEDURES"  
TO PROHIBIT REMOVAL OF CERTAIN TREES  
PRIOR TO SITE PLAN APPROVAL**

Be it enacted by the Board of Trustees of the Village of Cayuga Heights as follows:

**SECTION I            PURPOSE AND INTENT**

The purpose of this Local Law is to prohibit property owners from removing live trees greater than a specified size from their property in anticipation of the development of their property prior to site plan review. The intent of this Local Law is to modify the provisions of, and add provisions to, Section 305-118, "Site plan review procedures," of Article XVII, "Site Plan Review," of Chapter 305, "Zoning," (the "Zoning Law") of the Village of Cayuga Heights (the "Village") Code. The Village's Board of Trustees has determined that the requirements of Section 305-118 should include restrictions similar to those stated in Section 305-123(H)(1), "Street Trees, for minor and major subdivisions," of Article XVIII, "Subdivisions," of the Zoning Law.

**SECTION II            AUTHORITY**

This Local Law is enacted pursuant to the grant of powers to local governments provided in Section 10 of the Municipal Home Rule Law to adopt and amend local laws not inconsistent with the provision of the New York State Constitution and not inconsistent with any general law relating to its property, affairs, government or other subjects provided for in said Section 10 of the Municipal Home Rule Law.

**SECTION III            AMENDMENT OF ZONING LAW ARTICLE XVII, "SITE PLAN REVIEW," SECTION 305-118, "SITE PLAN REVIEW PROCEDURES"**

In Section 305-118, "Site plan review procedures," of Article XVII, "Site Plan Review," of the Zoning Law, subsection A is hereby deleted in its entirety and replaced with the following:

§ 305-118. Site plan review procedures.

(A)

- (1) Prior to the filing of an application for site plan review, the applicant for a proposed project requiring site plan review shall have a pre-application discussion with the Zoning Officer, at which time the applicant shall present, in sketch form, the proposed project and other features and information necessary to explain and/or supplement the sketch layout.
- (2) No living trees with a trunk diameter at breast height (DBH) of six (6) inches or greater shall be removed from the area subject to site plan review prior to the Planning Board's issuance of site plan approval unless such removal has been approved by the Planning Board after consultation with the Village Forester.

**SECTION IV            SUPERSEDING EFFECT**

All Local Laws, Articles, resolutions, rules, regulations, and other enactments of the Village of Cayuga Heights in conflict with the provisions of this Local Law are hereby superseded to the extent necessary to give this Local Law full force and effect. Without limiting the foregoing, to any extent that the terms of the Zoning Law of the Village of Cayuga Heights are deemed to be in conflict with the requirements of this Local Law, the terms of this Local Law shall govern and control.

**SECTION V            PARTIAL INVALIDITY.**

In the event that any portion of this Local Law is declared invalid by a court of competent jurisdiction, the validity of the remaining portions shall not be affected by such declaration of invalidity.

**SECTION VI            EFFECTIVE DATE.**

This Local Law shall be effective immediately upon filing in the office of the New York State Secretary of State, except that it shall be effective from the date of its service as against a person served with a copy thereof, certified by the Village Clerk, and showing the date of its passage and entry in the Minutes of the Village Board of Trustees.

*Motion:* Trustee Hubbell

*Second:* Trustee McMurry

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, and Robinson

*Nays:* Trustee Salton

*Abstentions:* none

**Motion Carried**

**a. Schedule a Public Hearing on Proposed Local Law B of 2021- Tree Removal Subdivision Sections Exhibit (2022-016)**

•Village Attorney R Marcus states that this proposed local law is less of a change compared to Local Law 1 of 2021 because there was already a provision along these lines in the subdivision section of the Village Zoning Law. Proposed Local Law- B of 2021 clarifies the points in time that certain actions are taken.

**Resolution: 8988**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees hereby schedules a Public Hearing for June 16, 2021, at 7:05 p.m. to seek comments on the proposed Local Law B of 2021

*Motion:* Trustee McMurry

*Second:* Trustee Hubbell

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

**c. Kline Road By-pass:** Several meetings between the "Gang of six" and the Village of Lansing and the Town of Lansing have brought the Village closer to establishing a charging algorithm for sewage from the "Old Village" to be processed by the Ithaca plant.

•Mayor Woodard states that the Village is proposing a mechanical weir that would send sewage from the Kline Road By-pass to the City, only if flows increased above 500,000 gallons per day. In 2020 there were only four times that that a rain event produced such volume. The Village continues to complete I & I studies; in fact, we just recently found a cracked sewer line near an intermittent steam. At this point, we need to keep the Kline Road By-pass open, and will need to provide an "insurance policy" to the City of Ithaca. Currently, the Village pays the Town of Ithaca \$11,500 for sewage traveling to the Ithaca Plant. This is not sustainable and could possibly require the Village to raise sewer rates by 15%.

•The Town and Village of Lansing have agreed to pay 1/3 of the "insurance policy" and there is a follow-up meeting with the "gang of six" on June 9, 2021.

•Trustee Robinson reminded the Board that there will be more capacity at our plant once Borg Warner has their own sewage processing center up and running.

•B. Cross states that the City of Ithaca has gained revenue from the Kline Road By-pass.

•Trustee Marshall asks, "is it not feasible to meter the excess above 500,000 gallons and agree to a rate?" Mayor Woodard agrees and states that it will be part of the discussion besides the "insurance policy" money.

**d. Schedule a Public Hearing on Village Sewer Rate Increase:**

**Resolution: 8989**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees hereby schedules a Public Hearing for June 16, 2021, at 7:10 p.m. to seek comments on the proposed Local Law C of 2021- Amending the Village of Cayuga Heights Annual Sewer Rate.

*Motion:* Trustee Robinson

*Second:* Trustee Marshall

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

### **Motion Carried**

**e. Access Oversight Committee Resolution:** The AOC operates under the City of Ithaca franchise agreement with Charter Communications and as a participating municipality the Village votes on the AOC equipment budget recommendations each year.

•Village representative Wies van Leuken states that a small portion of the earmarked \$30,000.00 will be used to replace equipment as needed in the upcoming year. However, it might be necessary to replace the NEXUS, the playback system used to cablecast programs on Channel 13, which could cost as much as \$24,000.00. The system being used now is no longer manufactured or serviced by its manufacturer.

### **Resolution: 8990**

**WHEREAS**, Section 15.12 of the Franchise Agreement of January 2003 between the City of Ithaca and the franchisee Time Warner Entertainment-Advance/Newhouse Partnership (TWC) (“Franchise Agreement”), subsequently assigned to Charter Communications, Inc. d/b/a Spectrum Networks (Charter) after Charter's 2016 acquisition of TWC, requires the participating municipalities (City of Ithaca, Town of Ithaca, Village of Cayuga Heights) to provide the franchisee with an annual written budget for Public, Educational and Governmental access operations (PEG) by June 30 of each calendar year; and

**WHEREAS**, Section 15.12 of the Franchise Agreement that PEG Access Staff provide the Access Oversight Committee (AOC) with budget recommendations for the following year by April 30; and

**WHEREAS**, the City of Ithaca's Ordinance #2003-17, Par 18-4-G, requires the Access Oversight Committee (AOC) to provide the Participating Municipalities with a recommended budget for the following year by May 31; and

**WHEREAS**, the Franchise Agreement authorizes Charter to collect \$0.15 per subscriber per month to be used for the purchase of PEG equipment; and

**WHEREAS**, the AOC has reviewed PEG’s current equipment and anticipates that new or replacement equipment might be needed;

**NOW, THEREFORE BE IT RESOLVED**, that the AOC recommends earmarking up to \$30,000 as contingency to purchase equipment as needed for the functioning of PEG operations, and

**NOW, BE IT FURTHER RESOLVED**, that the AOC forwards its recommendations for approval by the Common Council of the City of Ithaca, the Town of Ithaca Board, and the Village of Cayuga Heights Board of

Trustees, so that they may meet their obligation to provide Charter Communications with an annual written budget for Public, Educational and Governmental access operations no later than June 30, 2021.

**NOW, FURTHER BE RESOLVED**, that the Village of Cayuga Heights Board of Trustees approves of the AOC budget recommendations as written.

*Motion:* Trustee Salton

*Second:* Trustee Rennekamp

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

### **Motion Carried**

**f. Short Term Rental Monitoring-LTAS Technologies:** The Village is eagerly awaiting an update from the County on when the basic monitoring service for Airbnb will be available.

•B. Cross recalls that the County entered an agreement with Airbnb in an effort to make sure they collected the room tax revenue.

**g. Appointment of Matt Johnston to the Village Planning Board:** Village resident Kirk Siegal is unable to serve as a planning board alternate.

•M. Johnston is a Cornell graduate of the City and Regional Planning Program and has been living in the Village for just over a year. Matt has previously served on the City of Ithaca Planning Board, and worked as a Village Planner and Zoning Officer for the Village of Trumansburg and has been contracted to work on comprehensive plans and land use laws for the Towns of Caroline and Enfield.

•Mayor Woodard notes that Matt is extremely qualified to serve on the Village Planning Board and would like to appoint him as Planning Board Alternate for one official year (4/22).

### **Resolution: 8991**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves the appointment of Matt Johnston to the Village Planning Board to serve a one-year term.

*Motion:* Trustee McMurry

*Second:* Trustee Robinson

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

### **Motion Carried**

**h. Teamsters Contract:** All terms have been reviewed and agreed upon. The major changes include a four-year contract, a 4% pay increase for the next year (and 2.5% for the following three years) to offset the employee premium for moving to the Consortium Gold Plan, a 100% subsidy of health care costs, and the choice to move from 15% to 12% annual for their portion of the health care premium.

**Resolution: 8992**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign the Village Department of Public Works Teamsters Labor agreement dated June 1, 2021, through May 31, 2025.

*Motion:* Trustee Marshall

*Second:* Trustee Hubbell

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

**i. WWTP Phase 2 Bid Awards:** The Village received 4 bids for the General Contract, 4 bids for the Electrical work, and 6 for HVAC. [Zoom Link](#) GHD has validated all of the winning bids and will be sending them an award letter after the Board accepts the winning bids.

•B. Cross states that the total winning bids came in at 6,538,628 which is 1,300,000 below the GHD estimate. The next step is for the Board to accept the 3 low bids from and authorize GHD to draft the contracts and bring them before the Board at the June 16, 2021 meeting.

**Resolution: 8993**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees accepts the bid for the WWTP Upgrade -Phase 2 General Construction Contract that has been submitted by Blue Heron Construction Company LLC in the amount of \$4,842,611

*Motion:* Trustee Robinson

*Second:* Trustee Hubbell

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

**Resolution: 8994**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees accepts the bid for the WWTP Upgrade -Phase 2 Electrical Contract that has been submitted by Matco Electric Corporation in the amount of \$1,365,500

*Motion:* Trustee Robinson

*Second:* Trustee Marshall

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

## **Resolution: 8995**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees accepts the bid for the WWTP Upgrade -Phase 2 HVAC Contract that has been submitted by King and King Mechanical Inc. in the amount of \$329,517

*Motion:* Trustee McMurry

*Second:* Trustee Rennekamp

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

## **Motion Carried**

**j. American Rescue Funds:** NYCOM is in the process of providing more guidance on how the funds can or cannot be spent.

- Mayor Woodard states that the funds are supposed to be made available to us on June 10, 2021.

## **7. Report of the Trustees:**

### **a. Walking Safe Cayuga Heights Update:**

- Trustee McMurry states that, as part of the environmental review of this project, the Village received comments from the NYS Historic Resources Department asking us to study the potential historic significance of all of the houses on the Wyckoff portion on the route, since all of the houses are at least fifty years old and have never been studied as possible historical structures. We are in the process of hiring a consultant to perform a historical study on those 5 houses. This will put the design phase of the project over budget. Trustee McMurry is hoping to present a contract for this study at the June meeting.

- Trustee Robinson states that he is still working on a date for the WWTP tour.

- Trustee Hubbell inquires about a schedule to complete the Walking Safe project. Trustee McMurry states that the original deadline for project completion was January 2022, which we will not be able to meet. We have received confirmation from DOT that we will be allowed an extension but we just do not yet know how much time we will need.

## **8. Report of Police Chief Wright: Submitted Report (Exhibit 2022-021)**

- Chief Wright states that the department completed the spring range qualification.

- Chief Wright states that the department teamed up with TST Boces and provided an internship to two seniors who are interested in the criminal justice program. Today they completed that internship, and we provided a small celebration and certificates to the seniors. It was a rewarding experience for all, and the Chief Wright envisions the department participating in this program in the future.

- Chief Wright states that the BWC has already aided in 3 different incidents where the cameras have provided very clear reviewable evidence aiding in an investigation.

## **9. Report of Director of DPW Wiese: Submitted Report (Exhibit 2022-022)**

- Director Wiese states that the DPW staff has completed the stormwater drainage project at the DPW.
- Director Wiese states that the LED streetlight project has been running smoothly. The subcontractor is averaging installation of 30-33 lights per day. The North Triphammer Road lights did require further wiring, which will be covered under the contractual allowance within the NYPA contract.
- Mayor Woodard states that we have received five complaints about the brightness of the new lights so far. We will have the ability to dim lights in the future.
- Trustee Robinson states that, as they have investigated the complaints, there seems to be a consistent theme that the houses are one story and close to the road.
- Trustee Salton agrees that the new LED streetlights look great and give off a warm spectrum of light compared to LED streetlights he has seen at other locations.

## **10. Report of Village Engineer Cross:**

- B. Cross states that he is presenting the NYSDEC Annual Stormwater Coalition of Tompkins County MS4 Report for the Board to approve and authorize the mayor to sign.

### **Resolution: 8996**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees approves and authorizes Mayor Woodard to sign the 2020 Annual MS4 report.

*Motion:* Trustee Salton

*Second:* Trustee Robinson

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

### **Motion Carried**

- B. Cross states that Michele Palmer has been in contact with NYSDEC Climate-Smart Grant Program for the Rightsizing Culvert Project. The contract should be ready for the Board to sign in June.
- B. Cross states that the updated Clean Water Plan includes new Total Maximum Daily Load (TMDL) calculations of various pollutants including phosphorus. Over the last 5 years, Cornell University has developed a computer model capable of sourcing point and non-point sources of phosphorus. The good news is that the Village WWTP is not considered to be a contributor as a point-source facility. It seems that the major contributors of phosphorus are the non-point source contributors like rural area farms spreading fertilizers.
- Trustee Salton states that this is an area that needs more regulation. He feels that more accountability on the agriculture side is needed. This is a critical issue for the south end of the lake.
- B. Cross states that it is pretty clear where the issue is but NYSDEC has been silent on this subject. One aspect that might affect future projects in the Village will be within the water quality aspects as well as stricter stormwater management guidelines.

•Mayor Woodard states that within the County Environmental Management Council (EMC) and the Intermunicipal Organization (IO) they are striving to break down the recommendations coming from the NYSDEC but it is very complex.

#### **11. Report of Clerk Walker: Submitted Report**

- Clerk Walker states that through the Administrative Committee we have completed an interview and would like to extend an offer to Kiersten Perkins to fill the Administrative Aid position.
- Trustee Rennekamp and Trustee McMurry both state that Kiersten was the clear front runner for this position. The ability to find some who is willing to work part-time for a specific time slot is sometimes difficult.

Clerk Walker asks the Board for a resolution to offer Kiersten Perkins the part-time position of Village Information Aid.

#### **Resolution: 8997**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees recommends offering the position of Village Information Aid to Kiersten Perkins at an hourly rate of \$17.00 for 20 hours a week starting on May 24, 2021.

*Motion:* Trustee Salton

*Second:* Trustee Hubbell

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

#### **Motion Carried**

##### **a. Marcham Hall Opening:**

- Mayor Woodard states that the Open Meeting Law executive order will expire on June 9, 2021. Mayor Woodard would like to recommend having the June Board Meeting in person.
- Trustee Salton suggests that we will need to have a mechanism in place to separate vaccinated versus non-vaccinated people who enter Marcham Hall and how will that work.
- Clerk Walker recommends that the Administrative Committee discuss an opening process for Marcham hall.
- Trustee McMurry suggests that we post a sign stating that you will need to wear a mask unless you have been fully vaccinated. The Board agrees that this would be the right approach and will open Marcham Hall on June 9, 2021.

#### **12. Report of Attorney Marcus:**

- Village Attorney R. Marcus suggest that the Board enter Executive Session for the purpose of discussing proposed litigation.

**13. Executive Session:** The Board enters Executive Session at 09:47 p.m.

#### **Resolution: 8998**

**WHEREAS:** The NYS Open Meeting Law §105 prescribes matters for which a public body may conduct an executive session; and,

**WHEREAS:** Upon a majority vote of its total membership, taken in an open meeting pursuant to a motion identifying the general area or areas of the subject or subjects to be considered; and,

**WHEREAS:** The conduct an executive session for these enumerated purposes only, provided, however, that no action by formal vote shall be taken to appropriate public money:

**THEREFORE, BE IT RESOLVED THAT,** An Executive Session of the Village of Cayuga Heights Board of Trustees is conducted for the purposes of subsection (d) discussions regarding proposed, pending or current litigation; .

*Motion:* Trustee Robinson

*Second:* Trustee McMurry

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**Motion Carried**

**Resolution: 8999**

**BE IT RESOLVED THAT:** the Village of Cayuga Heights Board of Trustees exits Executive Session and returns to an open meeting.

*Motion:* Trustee Salton

*Second:* Trustee Robinson

*Ayes:* Mayor Woodard; Trustees: Hubbell, Marshall, McMurry, Rennekamp, Robinson, and Salton

*Nays:* none

*Abstentions:* none

**13. Adjournment:** Mayor Woodard adjourns the meeting at 10:48 p.m.

