

MINUTES
REGULAR MEETING and PUBLIC HEARING
THE GORHAM TOWN BOARD
April 13, 2022 7:00pm

The Gorham Town Board held a Regular Meeting and Public Hearing on Wednesday April 13th, 2022 at 7:00pm at the Town Hall in Gorham, NY.

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

Town Officials and employees in attendance; Chief Operator Water & Wastewater Districts Greg Coston and Town Clerk Darby Perrotte.

Assessor Enza Mineo joined via video/phone conference.

Other guests in attendance; Town of Gorham Conservation Board Chairman Brett Johnson and Councilmember Lynn Klotz, Debbie North, Olivia and Greg Guy.

Guests joining via Zoom; Elke Schmitt, Margaret White, Margie Ojea and Abby Allen.

Highway Superintendent Zach Eddinger and Code Enforcement Officer Jim Morse were necessarily absent.

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 –

Supervisor Lightfoote said “Before we get started I have a statement I have to read.

Over the years I’ve attempted to go well above and beyond what is prescribed when it comes to chairing Town Board meetings. I feel that allowing greater participation by town residents strengthens outcomes of decisions made by the Board or at least has the potential to. That said, we have gradually experienced a greater and greater amount of interruption on the part of the public that we can no longer allow. Longer than necessary meeting lengths are quite common now, while on occasion the town residents, staff and officials have sometimes been treated quite rudely therefore members of the public will be allowed to speak during privilege of the floor with a time limit of 3 minutes. Speakers may speak during both privilege periods if they wish to with a limit of 3 minutes each time. Residents may submit written questions to the town at any time and the town staff will reply to these questions as soon as possible but currently it’s impossible to provide any timeline with the workload that we are experiencing at this time. Thank you for your patience and understanding of course this does not apply to public hearings, public hearings will continue on as have been.”

Elke Schmitt, Crystal Beach resident – joined via Zoom

Ms. Schmitt thanked the Board for allowing her to read a letter prepared by and on behalf of Ann Marie St. George regarding the Special Election, requested by petition, to bring the Cannabis Opt-Out Law to a public vote.

My apologies for not being present to share my thoughts on the permissive referendum and the sharing of information on holding a special election to bring the town of Gorham “opt out” law to a public vote.

During the last board meeting it was decided to postpone the decision on allowing a special election until April 13th's meeting, at that time the thought was a special election would be “too expensive” for the town to justify. In researching the costs, I reached out to the Ontario County Board of Elections, specifically, Democratic Commissioner Charles Evangelista to determine exactly what those costs would be.

On the high end, the costs total \$675, which include:

- 4 Election Inspectors – 2 at each polling site for 8 hrs
- Printed Ballots – Cost to print ballots would depend on the number printed
- Ballot Scanning Machines – no charge
- Use of the 2 Voting Facilities – no charge

There are a few reasons for choosing a “special election” along with the fact it was requested by those in the community who signed the petition to bring “opting out” to a public vote. Giving our community the voice now is significant in that if that voice votes to not “opt out” and allow adult use dispensaries and on-premise adult consumption businesses in our community we will be assured a more strategic spot in being able to obtain these business licenses than if the board chooses to wait until November’s general election. Cannabis is being grown, bought, and sold every day in the town of Gorham, the difference in having legal Cannabis businesses in our community is stringent guidelines, safer products, and added tax revenue.

Giving the voters who are registered to vote in the town of Gorham the power of choosing whether these businesses are viable in our community or not is essential, it affects all of us one way or another. I appreciate your time and I hope this helps in your decision in voting in favor of a special election. The prospect of a special election is exciting and something that rarely occurs, thank you for your consideration.

Ann Marie St. George

Olivia Guy, County Road 18 resident –

Miss Guy said she has purchased a property on County Road 18 and is renovating a barn on the property into a Wedding Venue.

Miss Guy brought conceptual plans for the Town Board to look at. She said she met with the Town Planning Board a few weeks ago and she wanted to have the opportunity to get to know the Town Board a little better and talk about the plans for ‘Chateau Olivia’.

Miss Guy said they are very excited about the new venue and she is happy to answer any questions.

The Board looked over the plans. The Board held discussion and asked Ms. Guy questions about the wedding barn, occupancy requirements and parking.

Supervisor Lightfoote said he is sure the Planning Board will reach out with any further questions.

The Board welcomed the Guy’s to the Town of Gorham and wished them luck on their new endeavor.

3. Public Hearing for Local Law #1-2022 –
A Local Law Repealing the Existing Chapter 36 of the Code of the Town of Gorham and Adopting a New Chapter 36.
Supervisor Lightfoote opened the public hearing.

Town Clerk Perrotte confirmed that the meeting and public hearing were properly advertised. With no comment from the public Supervisor Lightfoote closed the public hearing.

4. Approval of Minutes – 3/9/2022 Regular Meeting and Public Hearing Minutes

On the motion by Councilmember Case, seconded by Councilmember Chard, the 3/9/2022 meeting minutes were approved as submitted. Motion carried unanimously. 5-0
5 - Ayes – Lightfoote, Case, Chard, Curtis, Lazarus.

031-2022

5. Reports of Town Officials -

- A. Chief Operator Water/Wastewater Plants – written report on file.
- B. Highway Superintendent – written report on file. Councilmember Chard asked about the schedule of road work for the coming year. Supervisor Lightfoote said Highway Superintendent Eddinger is required to file a 284 Agreement every year. That needs to be submitted.
- C. Zoning/Building Officer – written report on file.
- D. Town Clerk – written report on file.
- E. Town Supervisor – written report on file. No financial report on file while the bookkeeping company closes out 2021.

Supervisor Lightfoote said his discussion back and forth with EFPR Solutions between switching over the bookkeeping software, He doesn't have an answer on being able to split the payments out to see which funds money is coming out of. He said he would like to better identify where it's coming through.

The Board held discussion on bills, with Councilmember Chard having concerns about bills dated from January and whether they were submitted on time.

On the motion by Councilmember Chard, seconded by Councilmember Lazarus, the Reports of Town Officials were approved and accepted as submitted. Motion carried unanimously. 5-0
5 - Ayes Lightfoote, Case, Chard, Curtis, Lazarus.

032-2022

6. Audit of Bills – Abstract # 4

Abstract of pre-paid vouchers prepared by Billing Clerk Jones.
Abstract of unaudited vouchers prepared by Town Clerk Perrotte.

Approval of Vouchers

On the motion by Councilmember Chard, seconded by Councilmember Lazarus, Abstract #4 totaling \$535,692.71 was approved for payment. Motion carried unanimously. 5-0
5 - Ayes - Lightfoote, Case, Chard, Curtis, Lazarus

033-2022

7. Business:

a. Local Law #1-2022 - Repealing existing Chapter 36 of the Code of the Town of Gorham and adopting a new Chapter 36.

1. Resolutions adopting Determination of Non-Significance and Resolutions repealing old and adopting New Chapter 36.

Councilmember Case offered the following resolutions and called for adoption. Seconded by Councilmember Lazarus the resolutions were adopted unanimously. 5-0
5 - Ayes - Lightfoote, Case, Chard, Curtis, Lazarus

034-2022

TOWN OF GORHAM RESOLUTION #14-2022 DETERMINATION OF SIGNIFICANCE LOCAL LAW #1-2022

WHEREAS, the Town of Gorham Town Board, hereinafter referred to as Town Board, has determined Local Law No. 1 of 2022 to be an Unlisted action under the State Environmental Quality Review (SEQR) Regulations, and,

WHEREAS, the Town Board has reviewed and accepted the Environmental Record prepared on said action, and

WHEREAS, the Town Board has considered the potential impacts associated with said action.

NOW, THEREFORE, BE IT RESOLVED THAT the Town Board makes this Determination of Non-Significance based upon: the Short Form Environmental Assessment Form, Parts 1 and 2, prepared for this action, Town Board Public Hearing Record on said action; and, the Environmental Record prepared on said action.

BE IT FURTHER RESOLVED THAT, the Town Board makes this Determination of Non-Significance based on the following reasons supporting this determination:

1. The Town Board considered the action as defined in subdivisions 617.2(b) and 617.3(g) of Part 617 of the SEQR Regulations; and,
2. The Town Board did review the EAF, the criteria contained in subdivision (c) of 617.7 and other supporting information to identify the relevant areas of environmental concern; and,
3. The Town Board did thoroughly analyze the identified relevant areas of environmental concern to determine if the action may have significant adverse impact on the environment; and
4. The Town Board did set forth its determination of significance in written form containing a reasoned elaboration and providing reference to all supporting documentation.

I, Darby L. Perrotte, Town Clerk of the Town of Gorham do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on April 13th, 2022 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
Brian S. Case	X_____	_____
Jake Chard	X_____	_____
Phil Curtis	X_____	_____
Brian Lazarus	X_____	_____

**TOWN OF GORHAM
RESOLUTION #15-2022
AUTHORIZING ADOPTION OF A LOCAL LAW REPEALING THE EXISTING CHAPTER 36
OF THE CODE OF THE TOWN OF GORHAM AND ADOPTING A NEW CHAPTER 36
PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE NYS UNIFORM
FIRE PREVENTION AND BUILDING CODE AND THE STATE ENERGY CONSERVATION
CONSTRUCTION CODE**

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Gorham for a public hearing to be held by said Town Board, on March 9, 2022 at 7:00 p.m. at the Gorham Town Hall, 4736 South Street, Gorham, New York, to hear all interested parties on a proposed Local Law entitled "A Local Law Repealing the Existing Chapter 36 of the Code of the Town of Gorham and Adopting a New Chapter 36 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code"; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Town of Gorham, on April 2nd, 2022 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on April 13th, 2022 at 7:00 p.m. at the Gorham Town Hall, 4736 South Street, Gorham, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

WHEREAS, pursuant to part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law it has been determined by the Town Board that adoption of said Local Law would not have a significant effect upon the environment and could be processed by other applicable governmental agencies without further regard to SEQR; and

WHEREAS, the Town Board of the Town of Gorham, after due deliberation, finds it in the best interest of the Town of Gorham to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Gorham hereby adopts said Local Law No. 1 of 2022, entitled, "A Local Law Repealing the Existing Chapter 36 of the Code of the Town of Gorham and Adopting a New Chapter 36 Providing for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code", a copy of which is attached hereto and made a part hereof, and be it further

RESOLVED, that the Town Clerk be and she hereby is directed to enter said Local Law in the Local Law Book of the Town of Gorham and to give due notice of the adoption of this local law to the Secretary of State of New York, and be it further

I, Darby L. Perrotte, Town Clerk of the Town of Gorham do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on April 13th, 2022 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
Brian S. Case	X_____	_____
Jake Chard	X_____	_____
Phil Curtis	X_____	_____
Brian Lazarus	X_____	_____

- b. Resolution to approve purchase of a new truck for Code Enforcement Officer -

Councilmember Chard offered the following resolution and called for adoption. Seconded by Councilmember Case the resolution was adopted unanimously. 5-0

5 - Ayes Lightfoote, Case, Chard, Curtis, Lazarus.

035-2022

**TOWN OF GORHAM
RESOLUTION #16-2022
PURCHASE 2022 FORD F150 XL**

WHEREAS, the Town of Gorham Code Enforcement and Zoning Enforcement Officer has voiced his concern over numerous mechanical issues that he has had with the 2019 Ford F150 he currently drives and;

WHEREAS, the Town of Gorham Supervisor and Deputy Supervisor has been made aware of these concerns and;

WHEREAS, The Town of Gorham Code Enforcement/ Zoning Enforcement Officer has obtained Quotes from local dealerships and;

WHEREAS, The B8010.2, B8020.2, and B9950.9 budget accounts have been assigned to replacing said equipment at such time they see fit and has a cumulative balance of \$46,024.

NOW THEREFORE BE IT RESOLVED THAT, the Town of Gorham Town Board authorizes the purchase of a 2022 Ford F150 XL 4x4 w/6.5' box from Van Bortel Ford at a cost not to exceed \$9,501.40 including the trade in allowance of the 2019 Ford F150.

I, Darby L. Perrotte, Town Clerk of the Town of Gorham, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on April 13, 2022 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
Brian S. Case	X_____	_____
Jake Chard	X_____	_____
Phil Curtis	X_____	_____
Brian Lazarus	X_____	_____

c. Supervisor Lightfoote made available the Town Justice Records, checkbooks and receipts from 2021.

Supervisor Lightfoote made a motion to approve, Councilmember Chard seconded. The motion carried unanimously. 5-0

5 - Ayes Lightfoote, Case, Chard, Curtis, Lazarus.

036-2022

d. Appoint Vice Chairman for the Conservation Board –

Town of Gorham Conservation Board Chairman Brett Johnson said the Town of Gorham Conservation Board is an advisory Council only. Everything they do must have approval from the Town Board. Chairman Johnson is seeking approval from the Town Board on two items.

One is to appoint a Rotating Vice Chairperson for the Conservation Board meetings.

The second item is approval for the Conservation Board to submit for grant funding from Ontario County to continue the organic waste recycling program.

1. Vice Chairperson –

Chairman Johnson said there is not a Vice Chair or Co-Chairperson position for the Conservation Board. Chairman Johnson and his wife suffered health issues related to covid therefore he missed two meetings. Councilmember Klotz filled in as Chairperson for one meeting. The Conservation Board has come up with the idea of a rotating Vice Chair. Meaning all members, that desire, would take turns sitting as Vice Chairperson if Chairman Johnson cannot be at the meeting.

Chairman Johnson said it make sense at these times of uncertainty, it is a way to secure his Board for monthly meetings, not on an 'as needed' Basis.

The Town Board held discussion.

On the motion by Councilmember Curtis, seconded by Councilmember Chard, to approve the position of a Rotating Vice Chairperson for the Gorham Conservation Board. Motion carried unanimously. 5-0

5 - Ayes - Lightfoote, Case, Chard, Curtis, Lazarus

037-2022

2. Redirecting Organic Waste (ROW)

Conservation Board Chairman Johnson spoke to the Town Board about the success of the ROW Pilot Program over the last year. He described the action the Conservation Board is taking to reduce costs for the Town while complying with the County's goal of reducing solid waste that ends up in the landfill.

The Conservation Board would like to continue on with the ROW Project for town residents. Chairman Johnson supplied the Town Board with a detailed proposal.

Organic Waste Recycling 2022 Proposal

Conservation Board, Town of Gorham

ROW

What-Why: To comply with Ontario County's goal of reducing solid waste by 57% by 2024, Gorham researched and developed a 3 month pilot program, ROW-Redirecting Organic Waste. We now wish to extend that program.

When: June-November 2022

Goal: To measure the viability of organic waste recycling with the goal of reducing solid waste, determining best practices, and ultimately answering:

- ***How much waste (tonnage) is removed from the regular waste stream per month/year?***
- ***How many participating households are needed to neutralize the cost of recycling?***

How:

- Residents will (Transfer station permit no longer required)
 - Each receive a 3.5 gallon plastic bucket with lid & bio bags
 - Be asked to save their clean organic waste (raw fruits & vegetables, egg shells, coffee grounds, some types of shredded paper, dried leaves, seaweed from the lake; no fats, oils, animal products, sticks, foil, plastic, glass,...)
 - (no forms of hazardous waste or liquids permitted)
 - Dump their clean organic materials into a 96 gallon toter at the Transfer Station, or one of the 64 gallon toters at Gorham or Crystal Beach fire halls or LeTourneau Christian Camp, take bucket home for reuse

(bio bags eliminate need to clean out)

- Be permitted to dump organic materials during any of the times 4 stations are open.
- Toters will be equipped with bio bags to help prevent spillage
- Impact Earth (new vendor)will

provide the 4 toters & approved bio bags (which we will purchase)

- retrieve the collected organic materials every week (with a 2 week spread in winter)
- provide educational materials (what to include, what to exclude) & have further information on their website—Impactearthroc.com
- provide opportunities for compost return
- Curbside service is also available even now for an additional fee
- The Town of Gorham will provide
 - Additional buckets
 - Partner with Marcus Whitman School at no cost to aid in outreach, implementation & student education
 - Additional materials needed for signage for all locations
 - Community Education article in Gorham Newsletter (deadline 4/30) and training information on social media (by Conservation Board members)
 - ****Note: All information, advertisements, and signage associated with project must include language that it is an Ontario County funded project as well as the Department of Sustainability logo.**



Cost: GCB will again apply for grant to cover costs:

1) Impact Earth 6 months at \$307.45 per month	\$1860
2) Impact Earth fees 6 at \$20 per month	120
3) Bio bags, 4 rolls. 500Per roll at \$140	560
4) Signs/posters size 12x16 12 required	300
5) 70 buckets (@last year's price	559
6) Bucket labels(both logos)/Outreach via media & flyers	750

Total

\$4149

The Conservation Board needs an approval by the Town Board to apply for a Grant from Ontario County.

On the motion by Councilmember Chard, seconded by Councilmember Case, the Gorham Conservation Board is allowed to apply for a Grant, from Ontario County Department of Sustainability to continue the ROW Program. Motion carried unanimously. 5-0

5 - Ayes - Lightfoote, Case, Chard, Curtis, Lazarus

038-2022

e. Adopt Resolution Declaring the Town Board Lead Agency for the Highway Garage Project-

Councilmember Lazarus offered the following resolution and called for adoption. Seconded by Councilmember Chard, the resolution was adopted unanimously. 5-0

5 - Ayes - Lightfoote, Case, Chard, Curtis, Lazarus

039-2022

**TOWN OF GORHAM
RESOLUTION #17-2022
HIGHWAY GARAGE PROJECT
DECLARING INTENT TO BE LEAD AGENCY**

WHEREAS, the Town of Gorham Town Board (hereinafter referred to as "Town Board") has reviewed the New York State Environmental Quality Review Act ("SEQRA") Full Environmental Assessment Form ("EAF") Part 1, prepared by the MRB Group (hereinafter referred to as "Town Engineer") on the above-referenced Town of Gorham Highway Garage Project (hereinafter referred to as "Action"); and

WHEREAS, the Town Board determines that said Action is classified as a Type 1 Action under the State Environmental Quality Review ("SEQR") Regulations; and

WHEREAS, the Town Board determines that said Action is also subject to review and approval by other involved agencies under the SEQR Regulations; and

WHEREAS, the Town Board determines that it is the most appropriate agency to insure the coordination of this Action and will provide written notifications to involved agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations.

NOW, THEREFORE BE IT RESOLVED that the Town Board does hereby declare its intent to be designated as the lead agency for the Action and directs the Town Supervisor to sign and date the Full EAF Part 1.

BE IT FURTHER RESOLVED, that the Town Engineer is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing.

I, Darby L. Perrotte, Town Clerk of the Town of Gorham, do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Gorham on April 13, 2022 by the following vote:

	<u>Aye</u>	<u>Nay</u>
Frederick Lightfoote	X_____	_____
Brian S. Case	X_____	_____
Jake Chard	X_____	_____
Phil Curtis	X_____	_____
Brian Lazarus	X_____	_____

f. 2022 Comprehensive Plan Update - Supervisor Lightfoote said the steering committee had some public meetings. They received a lot of input. Some positive, some negative. Those discussions are taking place and will be further taking place to decide what exactly will be in the Plan.

The Board discussed what plans are included in the Update.

Supervisor Lightfoote said there were some misunderstandings among residents about some of the Update Plans. He explained that the items included in the Update were simply suggestions to show what could possibly be done in the Town in the future.

g. Memorandum of Understanding –

The Memorandum of Understanding is between Ontario County, the Town of Hopewell and the Town of Gorham.

Supervisor Lightfoote said the memorandum is put in place to explore the possibility of an extension of the Canandaigua Lake County Sewer District in areas of the Town of Gorham and the Town of Hopewell.

MEMORANDUM OF UNDERSTANDING

Between

County of Ontario
20 Ontario St.
Canandaigua, New York 14424

And

Town of Gorham
4736 South St.
PO Box 224
Gorham, NY 14461

And

Town of Hopewell
2716 County Road #47
Canandaigua, NY 14424

Regarding

Explore extension of Sewer Service from Route 5 & 20 south near State Rt 247 and/or from State Route 364 east to serve the Lincoln Hill and Reed Corners areas in the Towns of Gorham and Hopewell that have low permeable rate/high clay content soils.

Purpose

Identify and manage private, public, and grant funding for construction of a sanitary sewer (especially to leverage private investment in sewer infrastructure to ensure sanitary sewer service can serve a greater area of the towns than just Lincoln Hill Farms). To work cooperatively to obtain necessary easements and/or land acquisition, the identification of the potential service area, and work toward a final intermunicipal cooperation agreement to manage the project. In addition, to coordinate efforts in constructing a sewer extension with working with New York State Department of Transportation to potentially provide a new local road connection between County Road 18 and Route 5 & 20 in support of the Town of Gorham's Access Management Plan to provide alternative access in the State Rt 364 corridor. Finally, to identify and implement storm water mitigation and management in the Fall Brook watershed as a sub-watershed of Canandaigua Lake. The partners envision a multi-phase project effort may be required to address these cooperative issues.

Partners

Designated partners of the MOU are: the County of Ontario, the Town of Gorham, and the Town of Hopewell. It is anticipated that the partners may work with other entities on various individual projects, and with the

consent of all partners, may formalize their relationship with such entities by including them as signatories and partners to this Memorandum of Understanding.

Responsibilities of the Partners

Each partner will have at least one representative attend periodic meetings to review options, costs, and issues associated with expanding the Canandaigua Lake County Sewer District as described herein. Each partner shall determine what, if any actions and/or expenses it will incur and/or contribute to this cooperative effort which may include such things as but not limited to evaluating engineering concept plans, polling local residents and landowners concerning modification of sewer district boundaries and/or service areas, developing project cost estimates, preparing and/or preparing grant applications, and contributing to and/or conducting planning, engineering and/or environmental studies. It is understood and agreed between the partners that authorization for these actions and/or expenses may involve action by the legislative board governing each partner, and thus authorization by a partner's representative shall not be deemed final until properly approved by the respective partner's legislative body.

Conclusion

This MOU is not binding on any of the partners except to the extent of action taken by a partner's legislature. The partners will endeavor to enter into a binding agreement in the event the sewer extension project necessitates it. Any partner may withdraw from this MOU at any time with or without cause upon thirty (30) days' notice. Any partner that withdraws from this memorandum of understanding shall remain responsible for all costs it's legislature agreed to be responsible for associated with the efforts contemplated herein up until the time it provides notice of such withdrawal to the other partners.

On the motion by Supervisor Lightfoote, seconded by Councilmember Chard, approval for Supervisor Lightfoote to sign the Memorandum of Understanding. Motion carried unanimously. 5-0

5 - Ayes - Lightfoote, Case, Chard, Curtis, Lazarus

040-2022

h. Special Election regarding Local Law #2-2021 Cannabis Opt Out

A petition was filed in the Town Clerk's Office requesting the Town Board to bring the decision of "Opting-Out" of Cannabis retail sales and/or on-site consumption sites to a public vote.

The Board discussed the costs and time involved to hold a Special Election versus having the question on the ballot at the general election in November.

On the motion by Supervisor Lightfoote, seconded by Councilmember Chard, the Town of Gorham will hold a Special Election, for the public to vote on "Opting Out" of allowing Cannabis Retail Dispensaries and/or Cannabis on-site Consumption Sites in the Town of Gorham. Motion carried 3-2.

3 – Ayes - Case, Chard, Curtis
2 – Nays - Lightfoote, Lazarus

041-2022

Supervisor Lightfoote said he has reached out to a couple sources to get some extra help at the Town Offices. He asked EFPR Solutions to help on a few projects. If that is not possible he will be asking the Board to approve contracting for a given number of hours to help him get caught up.

Supervisor Lightfoote said he will look into it and then return to the Board for approval.

8. Privilege of the Floor –

Deborah North, County Road 18 resident -

Mrs. North said "I have been looking over the Comprehensive Plan that is being proposed. Because I wasn't able to go to any of the meetings held in the past month or so, I have some questions."

Mrs. North said "My first question is about the future land use plan, map 1 of 2. It's the draft from February 9th of this year. I'm concerned about the rezoning of farmland on East Swamp Road to Rural Residential. My question is; is this something, in the planned development, that would be single family homes or as some of the 'scuttle-butt' in Town is, low income multi-family housing. Along those lines, if the town would consider multi-family, low income housing, is there going to be any kind of contact with law enforcement regarding a disproportionate number of calls that Geneva and Rushville have seen with similar type developments?"

Mrs. North said "I also wanted to ask, if there is access to Federal or State grant money is this going to have an undue influence on changing the rural character of the Town of Gorham?"

Mrs. North's second concern comes from page 2. The Summary of Zoning Access Management Design Guidelines from March 9th, on page 2, the Windfarm District.

Mrs. North said "I do have an issue with what is noted as 'Town Board approval for rezoning properties East of Middle Road and County Road 18'. We fought very hard, a few years ago, to have a Law that is going to allow Wind Turbines but it's restrictive in the sense of how many and where they can be located. Any changes that are to be brought up for the change in the Wind Farm District, I feel, require public information meetings and hearings. Turbines are a scourge on landscapes once their financial benefit to the companies ends. Any of the landowners in Cohocton can tell you about the dead and damaged turbines littering the hills and the decimation to their property values. We know that the turbine companies have highly restrictive contracts. My husband Jeff and I got ahold of a contract. There were codicils in there that prevent landowners from building new barns, silos or other structures without prior approval from the turbine companies, in case they were in any way to impede the effectiveness of the turbines. We also know that the wind turbines reserve the right to set foot on the properties leased 24/7, 365 including Christmas Day and Easter Sunday. When we were going through the process of developing the Wind Turbine Law we did have a lot of input from the Plain Community on that, especially if there would be any access on their property on Sundays

and religious holidays. I wonder why the original Wind Farm Law is being compromised for a smaller area. Why aren't we including County Road 17 and Depew Road? Those are my concerns, Thank you."

Supervisor Lightfoote said "Thank you Debbie, I'll have to get back to you. I'll look up and give you the specifics. To my knowledge, there is no change but I'll have to look into it."

Supervisor Lightfoote said "The changes are just suggestions by the Planner, Linda Phillips. They have already been changed, some taken out, she is working on updating the changes and getting them on the website. With the County working with us on this, it's saved us a lot of money but she also has other projects she is working on."

Lynn Klotz, Lake Drive resident –

Mrs. Klotz said "I'm glad the Board voted to conduct the election the way the petition was written. I think it's possible you'll see more people participating in the general election because the referendum was honored. I think you might actually see a positive result, if you consider more people voting in the general election positive! Another reason I'm glad is the last meeting you said, and I know everyone is strapped for time, it's that way on our Board, you also said you would look into the price of the election, so if you haven't, you only can go by Annie's quotes at this preliminary stage."

Supervisor Lightfoote said "I was told by the other Elections Commissioner he said, we can get those figures for you but, it would be in the thousands of dollars. Basing it on their past experiences."

Mrs. Klotz said "I know at the August 31st meeting of the Comp Plan presentation, that there were lots of people that signed up to volunteer and be on committees. Since the Comp Plan Update didn't involve the focus groups, that people thought they might be signing up for, you may be able to get volunteers to help with some of the work, here, that is burdensome and going to take time away from the stacks of things you wish to get through.

And then a follow up on a question that is asked every other month, I wondered if the audit for the Water Department billing has been scheduled yet?"

Supervisor Lightfoote said "It hasn't but I have, hopefully, people lined up to do it. They can't, as the same thing with everyone else, right now, the people that would be doing it are busy with annual updates for towns, villages, that kind of thing. So very soon it could be done but, I haven't signed a contract with them for it yet but that's probably coming."

Mrs. Klotz asked "Would that be with an accounting firm?"

Supervisor Lightfoote said "It can be 1 of 2 ways, I can't remember their name, there's someone in Canandaigua that does that kind of thing but also EFPR that we work with, not the people that actually work with us but, they have other departments."

Supervisor Lightfoote thanked everyone for their comments.

9. Set the Next Meeting Date – The next meeting will be held on May 11, 2022 at 7:00 pm at the Gorham Town Hall.

10. Adjournment – with no further business, on the motion by Councilmember Chard, seconded by Councilmember Case, the meeting was adjourned at 9:08 pm. The motion carried unanimously. 5-0

5 - Ayes – Lightfoote, Case, Chard, Curtis, Lazarus.

Respectfully Submitted,

Darby L. Perrotte
Town Clerk