

**MINUTES  
REGULAR MEETING  
THE GORHAM TOWN BOARD  
January 13, 2021 7:00pm**

The Gorham Town Board held a Regular Meeting on January 13, 2021 at 7:00 pm at the Gorham Town Hall. Present were; Town Supervisor Fred Lightfoote, Councilmembers; William Glitch and Brian S. Case. Assessor Enza Mineo.

Town Officials joining via video/phone Conference; Councilmembers Richard Malcolm and Jake Chard. Highway Superintendent Zach Eddinger, Code Enforcement Officer Jim Morse, Billing Clerk Brenda Jones.

Chief Operator Water/Wastewater Districts Greg Coston, Town Clerk Darby Perrotte and several town residents were unable to successfully join via video/phone conference.

Other Guests joining via video/phone conference; Jack Dailey, Lynn Klotz and Sally Napolitano.

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 – Jack Dailey a resident of Lincolnwood in the Town of Gorham addressed the Town Board.

Mr. Dailey said "I live in Lincolnwood. I've been a Town resident for approximately forty years as a seasonal resident, ten years as a permanent resident. I serve the Town on the Planning Board, also the County Planning Board and I'm associated with the Docks and Moorings, we just updated the regulations back seven or eight years ago. Thank you for allowing me to do that. This is a very difficult conversation for me tonight because I am very disappointed at what the Town Board has done with the property to the south of me, on Lincolnwood Drive. I think all of the Board members have been there and looked at the problem and my understanding is from your December meeting you're now approving something that clearly does not flow within the purview of the Dock and Mooring Law. I'm particularly disappointed because I follow things that go on in the Town. When this project was first presented I asked Gordy, at the time who was the Zoning Officer the Compliance Officer, if it met code. He said it did. I was over a number of times later and indicated I don't think it does, it's larger than it should be. Those requests, those concerns seemed to fall on deaf ears and the project continued.

So, what's wrong with the project? The project is a boathouse, and with a boathouse is a number of sub requirements. One being the size of the boathouse depending on the slip. If there's one slip in the boathouse you're allowed seven hundred sixty square feet. If it's two slips you can have thirteen hundred and sixty square feet. This boathouse, as submitted, the design was for one slip which would mean seven hundred sixty square feet. However the plan submitted was for in excess of eleven hundred square feet. I have some real difficulty with that because the person who designed the slip is the premier contractor on the Lake. He knows the rules, he was, in fact, involved with the Docks and Moorings Committee, in advising the Docks and Moorings Committee and I wonder why this person would submit that to the Board, when they knew in fact that did not meet the requirements of the Docks and Moorings. I also would question why the Officer at the time, who was responsible for accepting it, accepted it and

allowed it to go forward. I also wonder why the Town, I've been over a number of times saying, I think we have a problem here, the Town did not respond to it and now we have something that we're in the process of issuing a Certificate of Completion for. I really struggle with that. Let me also say, as the project goes on now, because it's fairly close to me so I go down and watch what's happening, there is no slip as required in the Docks and Moorings Law. In fact it has been covered over completely with planking. There appears to be no effort, in fact, to be a slip. So I'm just wondering how in fact the Town can approve this building, this facility, when it's totally outside of what's allowed.

(tape inaudible for several sentences)

The Town should stand up to the problem that it's caused. They allowed this to go forward. They were advised many times as to the problem and it didn't take any action. Secondly, I'm just wondering, I know you went into executive session, there are no other options but have you talked with the developer of the boathouse ask what went wrong here and hold him accountable. I also ask that you check your insurance policies. An error has occurred. I presume the Town has insurance for those kind of issues. I would ask that you talk to the insurance carrier and illicit their response to how this can be handled. In any event, I'm not sure what the correction costs would be. I have no expertise in this area but I think the Town needs to step up. I'm on the Planning Board we try to insure that the Town Codes are properly administered. I think that you, as a Board, need to assure that our codes are properly administered. This is clearly not what it's supposed to be."

Supervisor Lightfoote said "I will formulate a response to your concerns and make sure that the Board is ok with that and I will send that off to you."

### 3. Approval of Minutes – 11/24/20 Workshop Meeting

On the motion by Councilmember Case, seconded by Councilmember Glitch, the meeting minutes were approved as submitted. Motion carried unanimously (5-0).

**007-2021**

### 4. 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. Jack Dailey asked Code Enforcement Officer Morse a question regarding the Boathouse he talked about during privilege of the Floor.

Mr. Dailey said "Jim, when you and I last talked after the Planning Board meeting I understood you to say that the slip will be made operational, and I just want to verify that that's correct."

Officer Morse said "How I'm going to respond to that is wait and when the answer from the Town Board is prepared, from the comments from Privilege of the Floor, I'm going to answer my comments at that point and submit it with their response."

D. Assessor – written report on file.

E. Town Clerk – written report on file.

F. Town Supervisor – written report on file.

On the motion by Councilmember Glitch, seconded by Councilmember Case, the reports of Town Officials were approved as submitted. Motion carried unanimously (5-0).

**008-2021**

5. Audit of Bills -

Abstract #13

A	972-1052	\$109,304.26
B	974-1048	6,375.19
SL	1042	564.25
DB	974-1055	319,625.29
SS	974-1049	2,452.23
SW1	974-1051	18,656.85
T/A	14	110.00
HD	3	4,900.28

Abstract #1

A	1-11	\$ 94,030.16
B	2-6	20,125.00
SW1	3-10	47,860.00
T/A	1	165.00

On the motion by Councilmember Glitch, seconded by Councilmember Case, the bills were approved for payment. Motion carried unanimously (5-0).

**009-2021**

6. Business:

a. Set the Public Hearing for Amendments to the Access Management Local Law and for issues regarding the Lakefront Overlay District

A public hearing is scheduled to discuss these matters with input and comments from the public.

On the motion by Supervisor Lightfoote, seconded by Councilmember Glitch, to set the public hearing for the Amendment to the Access Management Local Law and for Amendment to the Lakefront Overlay.

The public hearing will be held on February 10, 2021, the next regular Town Board meeting, at the Gorham Town Hall at 7:00pm. Motion carried unanimously (5-0).

**010-2021**

b. The following Year end Budget Transfers were approved –

TOWN OF GORHAM  
 BUDGET TRANSFERS FOR DECEMBER 31, 2020  
 12/31/2020

FROM	TO	AMOUNT	EXPLANATION
A1990.4 CONTINGENT ACCOUNT	A1310.1 BOOKKEEPER	1,055.87	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A1330.1 TAX COLLECTION - PERSONAL SERVICES	388.50	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A1330.4 TAX COLLECTION - CONTRACTUAL	703.17	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A1355.1 ASSESSMENT - PERSONAL SERVICES	86.13	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A1355.4 ASSESSMENT - CONTRACTUAL	7,710.37	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A1420.4 ATTORNEY - CONTRACTUAL	755.07	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A1620.4 BUILDINGS - CONTRACTUAL	29,190.45	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A4020.4 REGISTRAR/VITAL STATISTICS - CONTRACTUAL	110.00	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A5010.1 HIGHWAY ADMINISTRATION - PERSONALS	2,746.00	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A7110.4 PARKS - CONTRACTUAL	1,825.35	Line Transfer to cover overage
A7110.21 PARKS - EQUIP & CAP OUTLAY - EXTERIOR	A8160.1 REFUSE & GARBAGE - PERSONAL SERVICE	17,784.24	Line Transfer to cover overage
A7110.21 PARKS - EQUIP & CAP OUTLAY - EXTERIOR	A8160.4 REFUSE & GARBAGE - CONTRACTUAL	47,196.73	Line Transfer to cover overage
A1990.4 CONTINGENT ACCOUNT	A8540.4 DRAINAGE - CONT - TESTING/MONITOR	637.15	Line Transfer to cover overage
A9060.8 HOSPITAL & MEDICAL INSURANCE	A9050.8 UNEMPLOYMENT INSURANCE	3,415.64	Line Transfer to cover overage
B8020.4 PLANNING - CONTRACTUAL	B3620.1 SAFETY INSPECTOR PERSONAL SERVICES	768.00	Line Transfer to cover overage
B8020.4 PLANNING - CONTRACTUAL	B8010.1 ZONING - PERSONAL SERVICES	768.00	Line Transfer to cover overage
B8020.4 PLANNING - CONTRACTUAL	B8010.4 ZONING - CONTRACTUAL	5,264.70	Line Transfer to cover overage
B8020.4 PLANNING - CONTRACTUAL	B8020.1 PLANNING - PERSONAL SERVICES	768.00	Line Transfer to cover overage
B8020.4 PLANNING - CONTRACTUAL	B9060.8 HOSPITAL & MEDICAL INSURANCE	5,864.84	Line Transfer to cover overage

DB5110.4 GENERAL REPAIRS - CONTRACTUAL	DB5110.1 GENERAL REPAIRS - PERSONAL SERVICES	32,763.26	Line Transfer to cover overage
DB5110.4 GENERAL REPAIRS - CONTRACTUAL	DB5142.4 SNOW REMOVAL - CONTRACTUAL	5,081.57	Line Transfer to cover overage
DB5110.4 GENERAL REPAIRS - CONTRACTUAL	DB9030.8 SOCIAL SECURITY	493.22	Line Transfer to cover overage
DB5110.4 GENERAL REPAIRS - CONTRACTUAL	DB9060.8 HOSPITAL & MEDICAL INSURANCE	17,428.32	Line Transfer to cover overage
SS8130.4 SEWAGE TREATMENT/DISPOSAL - CONTRACTUAL	SS8130.1 SEWAGE TREATMENT/DISPOSAL - PERS SERV	2,112.10	Line Transfer to cover overage
SS8130.4 SEWAGE TREATMENT/DISPOSAL - CONTRACTUAL	SS9030.8 SOCIAL SECURITY	98.96	Line Transfer to cover overage
SS8130.4 SEWAGE TREATMENT/DISPOSAL - CONTRACTUAL	SS9050.8 UNEMPLOYMENT INSURANCE	1,737.98	Line Transfer to cover overage
SS8130.4 SEWAGE TREATMENT/DISPOSAL - CONTRACTUAL	SS9060.8 HOSPITAL & MEDICAL INSURANCE	2,570.86	Line Transfer to cover overage
SW1-8340.4 TRANSMISSION/DISTRIBUTION - CONTRACTUAL	SW1-8320.1 SOURCE OF SUPPLY - PERSONAL SERVICES	8,658.00	Line Transfer to cover overage
SW1-8340.4 TRANSMISSION/DISTRIBUTION - CONTRACTUAL	SW1-8320.2 SOURCE OF SUPPLY - EQUIPMENT	4,559.28	Line Transfer to cover overage
SW1-8340.4 TRANSMISSION/DISTRIBUTION - CONTRACTUAL	SW1-8320.4 SOURCE OF SUPPLY - CONTRACTUAL	635.81	Line Transfer to cover overage
SW1-8310.4 WATER ADMINISTRATION - CONTRACTUAL	SW1-8340.1 TRANSMISSION/DISTRIBUTION - PERS SERV	22,267.30	Line Transfer to cover overage
SW1-8340.4 TRANSMISSION/DISTRIBUTION - CONTRACTUAL	SW1-9030.8 SOCIAL SECURITY	953.25	Line Transfer to cover overage
SW1-8340.4 TRANSMISSION/DISTRIBUTION - CONTRACTUAL	SW1-9050.8 UNEMPLOYMENT INSURANCE	3,232.61	Line Transfer to cover overage

Approved by: \_\_\_\_\_

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Privilege of the Floor –

Jack Dailey asked Code Enforcement Officer Morse what is going on with the list of concerns he discussed early on with him, when he was first hired by the Town of Gorham.

Officer Morse and Supervisor Lightfoote said some of the items were addressed. Other items will be addressed in the Comprehensive Plan Update. The Town is under motion with the Update to our Comprehensive Plan, slowed by Covid.

Supervisor Lightfoote said they will review the list of concerns Mr. Dailey has. They will review it so they are where they need to be with the list.

Mr. Dailey said he will rejuvenate the list and send it over so they can refresh themselves with all concerns and make sure they are moving forward on it.

Lynn Klotz asked where the Town stands with the Eldred property.

Officer Morse said Mr. Eldred attended the last Planning Board meeting and he still doesn't have a formal plan to submit. The Planning Board gave him some recommendations. Mr. Eldred is addressing those recommendations. The Planning Board is preparing their comments, questions and concerns for discussion at the next Planning Board meeting.

7. Set the Next Meeting Date – The next regular meeting and public hearing will be held February 10, 2021 at 7:00 pm at the Gorham Town Hall.

8. Adjournment – With no further business, on the motion by Councilmember Case, seconded by Councilmember Glitch, the Town Board meeting was adjourned at 8:02pm. Motion carried unanimously. (5-0)

**011-2021**

Respectfully Submitted,

Darby L. Perrotte  
Town Clerk

