

**Town of Caroline
Town Board Minutes
February 10, 2005**

The regular meeting of the Town Board of the Town of Caroline held on February 10, 2005 at the Town Hall was called to order by Supervisor Don Barber at 7:06 p.m.

Present: Don Barber, Supervisor
Barry Goodrich, Councilman
Tim Seely, Councilman
Todd Schmit, Councilman

Recording

Secretary: Debra DeAugustine, Town Clerk

Visitors: John Confer and students, Ithaca College

Privilege of the Floor

John Confer, a professor at Ithaca College, and his students gave a presentation on their ongoing study of the wetlands on Thomas Road. The study is concerned with reducing the mortality rate of amphibians, including the spotted salamander and several species of frogs, on Thomas Road by gathering documenting and mapping hot spots of migration (where they cross the road) in the area.

Monthly Reports

Highway Superintendent's Report

All trucks are back in service. Ms. Whittaker bought a spreader motor for the one ton since the previous motor was unreliable and touchy. She's had several calls about clearing the snow from sidewalks in Slaterville Springs; this is not the town's responsibility.

Supervisor's Report

Correspondence of Note:

1. Clean Water Bond Act Grant Application notice is out
2. Youth Variety Show to take place on Feb. 18 at 6:30 p.m. at the BCC

Voting Machines: Assembly has voted to consolidate voting with the county. Senate has not voted and doesn't have companion bill.

County consolidation of tax collection: Not authorized by State Constitution. Can only happen if County Charter change is adopted by referendum of county residents, and needs state legislative authorization. Question that needs to be answered is, What is bothering the county about the current system?

Meeting of town supervisors: First meeting last week. Mostly talked about HAVA and tax collection, also about opening communication avenues with the county.

CU land swap: If all goes well, this will happen in the spring.

Intermunicipal committee: This group has been established to understand road patrol issues and develop method to have a greater presence in towns; it will begin meeting next week. Supervisor Barber is chair of the committee. Sheriff has been supportive to date.

Presentation by Planning Board

The Planning Board presented a map of the town’s draft Comprehensive Plan. There was discussion of how much to include in the plan – vision alone or vision plus goals. Most of the town board agreed that including goals in the draft plan would generate community interest in the vision. Everyone agreed that implementation of the goals should be separate. Before completing the draft, the Planning Board will ask for and incorporate input from town board. This draft plan will then be distributed to the community with the goal of holding public meetings over the spring and summer to build consensus on the content of the final plan.

Department, Committee, & Liaison Reports

Councilman Schmit

Stream Permit application to be submitted for the Barrile project. Councilman Schmit needs the supervisor to sign permit application.

Received the completed contract from the NYS Office for Parks, Recreation and Historic Preservation for the aquifer project. Contract date expires at the end of August. Councilman Schmit will check into the billing cycle.

Councilman Goodrich

Statute for abandoning Upper Road runs out one year from the day of filing.

Action Topics

Transfers

Motion to Authorize Transfer of Funds and Budget Adjustments

By Supervisor Barber; seconded by Councilman Goodrich

The supervisor is authorized to make the following transfers:

| | From | To |
|-----------|--|--|
| \$1550.00 | General Fund Account A 8710.7 Conservation CE | General Fund Account A 1440.406 Aquifer |

The supervisor is further authorized to make the following budget adjustments:

Increase Appropriation line A 1440.406 Aquifer CE by \$13,620.00

Increase Revenue line A 2389 Other Govt. Services by \$13,620.00

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Approval of Abstracts

Approval of General Fund Abstract

A motion was made by Councilman Goodrich and seconded by Councilman Seely to approve payment for the General Fund voucher numbers 037 through 075 in the amount of \$30,114.19.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Approval of Community Development Fund Abstract

A motion was made by Supervisor Barber and seconded by Councilman Schmit to approve payment for the Highway Fund voucher number 001 in the amount of \$96.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Approval of Highway Fund Abstract

A motion was made by Councilman Seely and seconded by Councilman Goodrich to approve payment for the Highway Fund voucher numbers 037 through 067 in the amount of \$59,547.09.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Approval of Streetlight Fund Abstract

A motion was made by Councilman Goodrich and seconded by Councilman Seely to approve payment for the Streetlight Fund voucher numbers 003 through 004 in the amount of \$640.01.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Approval of Fire Protection Fund Abstract

A motion was made by Supervisor Barber and seconded by Councilman Goodrich to approve payment for the Fire Protection Fund voucher numbers 001 through 002 in the amount of \$49,679.00.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Approval of Minutes

Approval of Minutes from January 04, 2004

A motion was made by Supervisor Barber and seconded by Councilman Schmit to accept the minutes of January 04 with the following amendment:

Amendments (Supervisor Barber):

page 3, Resolution #8, replace Harrington with Barber and add Councilman Seely to the Ayes.

page 10, Resolution 17, remove Barber from abstention, add Councilman Seely to the Ayes.

page 12, Resolution #22 was tabled; remove vote.

Adopted Don Barber Aye
 Barry Goodrich Aye
 Tim Seely Aye
 Ed Cope Absent
 Todd Schmit Aye

Resolutions

**Resolution 2-3 of 2005
 Appointment to Subdivision Review Board**

By Councilman Schmit; Seconded by Councilman Seely

RESOLVED, to appoint Rich Anderson to the Subdivision Review Board and to appoint Cordell Geisinger as the alternate.

Adopted Don Barber Abstain
 Barry Goodrich Aye
 Tim Seely Aye
 Ed Cope Absent
 Todd Schmit Aye

**Resolution 2-4 of 2005
 Stream Permits for Barrile Project**

By Councilman Schmit; Seconded by Councilman Goodrich

RESOLVED, that the town supervisor is authorized to sign the application for stream permits for the Barrile project.

Adopted Don Barber Aye
 Barry Goodrich Aye
 Tim Seely Aye
 Ed Cope Absent
 Todd Schmit Aye

**Resolution No. 2-5 of 2005
 Traffic Safety Street Lights**

By Councilman Seely; Seconded by Councilman Schmit

WHEREAS, the Town of Caroline Planning Board has evaluated existing streetlights within the town and determined that seven (7) additional lights are needed based on established traffic safety criteria. AND

WHEREAS, these seven additional lights should be added to the newly established traffic safety account, known as "At Large"

Traffic Safety Lights

| Location | Status | Type | Annual Cost |
|----------------------------|---------------|-------------|--------------------|
| Rt. 79/Level Green | proposed | 150 W | \$290.38 |
| Seventy Six/Central Chapel | proposed | 150 W | \$290.38 |
| Valley/Boiceville | proposed | 250 W flood | \$289.41 |
| Brooktondale/Middaugh | proposed | 150 W | \$290.38 |
| Middaugh/Coddington | proposed | 150 W | \$290.38 |
| Rt. 79/Landon | proposed | 150 W | \$154.38 |

| | | | |
|--------------------|----------|-------|-------------------|
| Rt. 79/Snyder Hill | proposed | 150 W | \$154.38 |
| | | | \$1,759.69 |

THEREFORE BE IT RESOLVED, that the Caroline Town Board will add these seven lights to the At Large Account with NYSEG and authorizes NYSEG to proceed with installation starting February 10, 2005.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-6 of 2005
Planning Board Intern Appointment

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, that the Caroline Town Board hereby appoints Dominic Frongillo to be the Assistant to the Caroline Planning Board at a salary of \$8.50 per hour for a total number of hours not to exceed 160 hours.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-7 of 2005
Environmental Planner Agreement

By Councilman Schmit; Seconded by Supervisor Barber

RESOLVED, that the supervisor is authorized to sign the Environmental Planner agreement with the Town of Dryden.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-8 of 2005
Fire Protection Contract-Brooktondale

By Councilman Barber; Seconded by Councilman Goodrich

RESOLVED, that the supervisor is authorized to sign the contract with the Brooktondale Fire Department for the Caroline Fire Protection District for 2005.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-9 of 2005
Fire Protection Contract-Speedsville

By Councilman Barber; Seconded by Councilman Goodrich

RESOLVED, that the supervisor is authorized to sign the contract with the Speedsville Fire Department for the Caroline Fire Protection District for 2005.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-10 of 2005

Agreement to Allow Slaterville Ambulance to Use Highway Fuel Depot

By Supervisor Barber; Seconded by Councilman Goodrich

RESOLVED, that the supervisor is authorized to sign an agreement for use of the town-owned fuel depot.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye. |

Resolution No. 2-11 of 2005

Agreement with Better Housing of Tompkins County

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, that the supervisor is authorized to sign an agreement between the Town of Caroline and Better Housing of Tompkins County, Inc. for grant writing services of the Town's 2005 application to the governor's office for small cities.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-12 of 2005

Set Public Hearings

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, that the Caroline Town Board set public hearings for the grant application for March 1 and March 10 at 7 p.m. at the Town Hall.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-13 of 2005

Quality Community Grant Application

By Supervisor Barber; Seconded by Councilman Schmit

RESOLVED, that the Caroline Town Board hereby authorizes the supervisor to write letters of support for application to the Community Celebration Grant for Town Hall's designation to the Historic Register, if grant application is made, and

BE IT FURTHER RESOLVED, that the supervisor is authorized to write a letter of support for application to Community Celebration Grant for the Grand Opening of the Brooktondale Volunteer Fire Company's new location if grant application is made.

Adopted Don Barber Aye
 Ed Cope Absent
 Barry Goodrich Aye
 Tim Seely Aye
 Todd Schmit Aye

Resolution No. 2-14 of 2005

Proposed Quality Communities Grant: Protection and Management Plan for “The Forest Lands”

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, that the Town Board is interested in being a partner in a joint Quality Communities grant project.

Adopted Don Barber Aye
 Ed Cope Absent
 Barry Goodrich Aye
 Tim Seely Aye
 Todd Schmit Aye

Resolution No. 2-15 of 2005

Qualified Abandonment of Upper Road

By Supervisor Barber; Seconded by Seely

WHEREAS, the Town Superintendent of Highways has presented to the Town Board a written description of a certain Town Highway that in her opinion appears to have not become wholly disused, but for the previous two (2) years has not been usually traveled along the greater part thereof, by more than two (2) vehicles daily in addition to pedestrians and persons on horseback, and

WHEREAS, the Town Board has satisfied itself as to the accuracy and completeness of such description of the Town Highway and that it appears to the Town Board to be appropriated for Qualified Abandonment thereof,

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. It appears that the following Town Highways are eligible for a Qualified Abandonment thereof:
 UPPER ROAD: Beginning at its intersection with White Church Road (County Route 158) and proceeding thence generally westerly to its terminus. (Map #15)
2. The Superintendent of Highways of Tompkins County is requested to hold a Public Hearing on such Qualified Abandonment Pursuant to the provisions and procedures prescribed in Highway Law Section 205(2).
3. Copies of this Resolution shall be Certified by the Town Clerk and distributed as follows:
 Town Superintendent of Highways
 County Superintendent of Highways
 County Representative Proto

Adopted Don Barber Aye
 Ed Cope Absent
 Barry Goodrich Aye
 Tim Seely Aye
 Todd Schmit Aye

Resolution No. 2-16 of 2005

Cable Franchise Agreement with Haefele TV

By Supervisor Barber; Seconded by Councilman Schmit

RESOLVED, that the town supervisor is authorized to sign the agreement with Haeefele TV.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-17 of 2005

Establish Deputy Town Supervisor Position/Rescind Resolution 4-12 of 2004

By Supervisor Barber; Seconded by Schmit

RESOLVED, that the CarolineTown Board establishes the position of Deputy Town Supervisor, to act for and in place of the Supervisor in his or her absence, and

BE IT FURTHER RESOLVED that the Town Board rescinds Resolution 4-12 of 2004 establishing the position of Deputy Supervisor.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Resolution No. 2-18 of 2005

Establish Working Supervisor Position/Rescind Resolution 4-13 of 2004

By Supervisor Barber; Seconded by Goodrich

RESOLVED, that the CarolineTown Board establishes the position of Working Supervisor for the Highway Department, to act for and in place of the Highway Superintendent in his or her absence, and

BE IT FURTHER RESOLVED that the Town Board rescinds Resolution 4-13 of 2004 establishing the position of Working Foreman for the Highway Department.

| | | |
|----------------|----------------|--------|
| Adopted | Don Barber | Aye |
| | Ed Cope | Absent |
| | Barry Goodrich | Aye |
| | Tim Seely | Aye |
| | Todd Schmit | Aye |

Other Town Business

Storm Water Local Law Development Process

Keep Code Enforcement Officer Lee Knupperberg involved; he needs to implement all the rules and regulations at his applicable construction sites. Keep the Planning Board involved in the loop.

Association of Towns Resolutions

Board members expressed concern about the resolution to reclassify ATVs as recreational vehicles. Aside from the difficulty classifying all ATVs as one type of vehicle (some are used for work purposes, some for recreation, etc.), the overriding questions is: How does classification of ATVs have anything to do with the town government?

Attorney for the Town: Discuss Contract Provisions

Councilman Goodrich shared information given to him by Richard Johns of Thayler and Thayler (the firm's lawyer for the Town of Lansing). The firm has paralegals available to work for \$90 as opposed to their normal rate of \$150 per hour. Mahlon Perkins' rate is \$160 per hour for all services provided. Since most of the work in progress by Atty. Perkins is nearly complete, this is a good time to seek alternative

counsel if desired. Supervisor Barber suggested that other interested firms put together a presentation for next month's meeting.

Upcoming Trial

The Town Clerk will need to close due to the trial in the courtroom on March 1 through 3.

Youth Contract

Cornell Cooperative Extension withdrew the contract.

Adjourn

On a motion, the meeting adjourned at 10:48.

Respectfully Submitted,

Debra DeAugustine, Town Clerk