

Town of Caroline Town Board Minutes

May 12, 2005

The regular meeting of the Town Board of the Town of Caroline held on May 12, 2005 at the Town Hall was called to order by Supervisor Don Barber at 7:04 p.m.

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

Recording

Secretary: Debra DeAugustine, Town Clerk

Visitors: Dave Moesch, property owner

Monthly Reports

Supervisor's Report

Correspondence of Note

1. Meeting with SPCA 5/16 regarding dog enumeration services
2. Open burning public information 5/19, 7 – 9 p.m. @TCPI

Report

Supervisor is concerned that a lack of police presence leads to more complaints, more accidents, and strained relations between the community and law enforcement agencies. This leads to more time spent on emergencies and less time on prevention; the cycle continues because less time on prevention leads to more emergencies. Committee is now working on understanding financing of Sheriff department and will formalize a report that outlines a way to provide this service.

Department, Committee, & Liaison Reports

Councilman Schmit

Streambank Protection willows available.

Barrile Project: the rented bulldozer has been clearing the staging areas. Next stage: coordinating labor resources, clearing and grubbing areas of preliminary survey, securing sources for 2500 cubic yards of fill. Around \$10,000 will come from the city next month for supplemental plannings. Ken Degraff and a couple of his students from the Park School will provide photos and filming documentation for the project; some of that time will be donated. The DEC provided the clerk with a Notice of Complete Application, which she submitted to the Journal on May 11.

The town is seeking a construction manager for the site over the summer. Also need a laborer to run front-end loader, grading work on the bulldozer, etc.

Councilman Goodrich

The basic grading of the road into the project is finished (gravel top not on it yet); he still needs to arrange for pipes to cross the road. Four acres of area are cleared and ready for stockpiles, some trees have been removed; sent memo saying we're ready for seed, the sign is being built by Sellco (will be ready in another week).

Councilman Cope

Planning Board has been meeting once a week and has set the dates for three public meetings: June 1 (Brooktondale), June 7 (Speedsville), June 28 (Town Hall) from 7 – 9 p.m. Letter has gone out to residents to inform them about the Planning Board’s activities, telling them about the public meetings, and inviting them to participate. Format of public meetings: Planning Board will speak about the goals and vision, then break down into discussion groups with residents, at which time, they’ll start discussing how to implement the specific goals. They’ll incorporate feedback from the meetings into the final plan, which they’ll submit to the Town Board for approval.

Action Topics

Transfers

Motion to Authorize Transfer of Funds

A motion was made by Supervisor Barber and seconded by Councilman Seely to authorize the following transfer:

| | From | To |
|----------|---|---|
| \$37.00 | General Fund Account A 5010.4 Highway Admin CE | General Fund Account A 5010.2 Highway Admin EQ |
| \$500.00 | General Fund Account A 7510.41 Historian Room CE | General Fund Account A 7510.4 Historian CE |
| \$50.00 | General Fund Account A 1110.4 Justice Court CE | General Fund Account A 1410.4 Clerk CE |

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

Approval of Abstracts

Approval of General Fund Abstract

A motion was made by Councilman Cope and seconded by Councilman Goodrich to approve payment for the General Fund voucher numbers 158 through 196 in the amount of \$11,063.88.

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

Approval of Highway Fund Abstract

A motion was made by Councilman Goodrich and seconded by Supervisor Barber to approve payment for the Highway Fund voucher numbers 096 through 127 in the amount of \$33,795.79.

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

Approval of Streetlight Fund Abstract

A motion was made by Councilman Seely and seconded by Councilman Goodrich to approve payment for the Streetlight Fund voucher numbers 009 through 0010 in the amount of \$638.02.

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

Approval of Minutes

Approval of Minutes from April 5, 2005

A motion was made by Supervisor Barber and seconded by Councilman Seely to accept the minutes of April 5, amended as follows:

Amendments:

Seely: page 1, Committee Reports, paragraph 4, should read “CYC to cover increases in administration costs, however, ... extra money for this purpose.”

Schmit: page 2, Tompkins County Water Resources, change “Main Source Subcommittee” to “Lake Source Cooling Subcommittee.”

Cope: page 3, paragraph 5, change “mesh” wall to “Moesch” wall.

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

Approval of Minutes from April 14, 2005

A motion was made by Supervisor Barber and seconded by Councilman Goodrich to accept the minutes of April 14, amended as follows.

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

Ammendments (Barber):

page 1, Supervisor’s Report, change wording to reflect that the Housing Rehab Grant Application is not filed in the clerk’s office, rather that a copy is on file in the clerk’s office.

page 2, Councilman Schmit’s report, change “mesh” wall to “Moesch” wall.

Town Business

Mackenzie Park Plan

Survey by Caroline Youth Group: General feedback from the community was that the park is used; no specific feedback on what residents would like to see in a park, except that they like the idea of having one. People complained about lack of dedicated, safe parking. People tend to go to the school since there are good facilities and parking. Is this property the right place for a community park? The town board is favorable to providing a community park, but doesn’t show a lot of support for maintaining Mackenzie Park as the best location. Removing all structures would make it a more attractive property for whatever option: green space, open space, sale property. The asphalt is questionable: if the board decides to sell the property, it might be best to retain it.

Resolutions

**Resolution 5-1 of 2005
Community Celebrations Grant Contract**

By Supervisor Barber; Seconded by Councilman Schmit

RESOLVED, that the Caroline Town Board authorizes the supervisor to sign the contract with Tompkins County for the Tompkins County Celebrations grant.

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

**Resolution 5-2 of 2005
Rescind Deputy Town Supervisor Resolution**

By Supervisor Barber; Seconded by Councilman Cope

RESOLVED, that the Caroline Town Board rescinds Resolution 2-17 of 2005 that established the Deputy Town Supervisor position.

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

**Resolution 5-3 of 2005
Bid Award for Medium and Select Heavy Stone Fill for Six Mile Creek Restoration Project**

By Councilman Schmit; Seconded by Councilman Seely

WHEREAS, the Town of Caroline has appropriately requested proposals for the supply and delivery of medium and select heavy stone fill as required for the Barrile Stream Restoration project, and

WHEREAS, funds to purchase the stone fill are available in the project budget from grant funds acquired for this project, and

WHEREAS, the Town made additional solicitations to applicable certified Minority and Women Owned Businesses as listed on the Empire State Development Database of DED Certified Firms of which no firms chose to submit bids, and

WHEREAS, five firms submitted bids pursuant to the request for proposals and a summary sheet describing these proposals is attached to this resolution,

NOW THEREFORE BE IT RESOLVED, that the Town of Caroline hereby accepts the bid proposal from RMS Gravel, Inc, located at 290 Mott Rd, P.O. Box 455, Dryden, NY, 13045, for the supply of and delivery of 6,380 ton of select heavy stone fill and 640 ton of medium stone fill at the offered price of \$18.50 per ton, and

BE IT FURTHER RESOLVED, that Town project personnel will meet with RMS Gravel, Inc. to develop an acceptable delivery and inspection schedule for stone supplied to this project.

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

**Resolution 5-4 of 2005
Bid Award for Channel Dewatering Equipment for Six Mile Creek Restoration Project**

By Councilman Schmit; Seconded by Councilman Seely

WHEREAS, the Town of Caroline has appropriately requested proposals for the supply, delivery, setup, and removal of by-pass pumps and appurtenances associated with the Barrile Stream Restoration project, and

WHEREAS, funds to rent these services and equipment are available in the project budget from grant funds acquired for this project, and

WHEREAS, the Town made additional solicitations to applicable certified Minority and Women-Owned Businesses as listed on the Empire State Development Database of DED Certified Firms of which no firms chose to submit bids, and

WHEREAS, three firms submitted bids pursuant to the request for proposals, and a summary sheet describing these proposals is attached to this resolution,

NOW THEREFORE BE IT RESOLVED, that the Town of Caroline hereby accepts the bid proposal from Rain for Rent, located at 5626 Tec Drive, Avon, NY, 14414, for the supply, delivery, setup, and removal of by-pass pumps and appurtenances, as detailed on the bid proposal for an approximate total cost of \$64,741, and

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the cost proposal from Rain for Rent agreeing to these terms, and

BE IT FURTHER RESOLVED, that Town project personnel will meet with Rain for Rent staff to develop an acceptable delivery and rental schedule pursuant to the needs of this project.

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

**Resolution 5-5 of 2005
Approval of MS4 Annual Report**

By Councilman Schmit; Seconded by Councilman Goodrich

RESOLVED, that the Caroline Town Board authorizes the supervisor to sign the Municipal Compliance Certification form approving the Town of Caroline's Stormwater Management Program Annual Report for the reporting period from March 10, 2004 to March 9, 2005.

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

**Resolution 5-6 of 2005
MS4 Outfall Mapping Cooperation Agreement**

By Councilman Schmit; Seconded by Councilman Seely

WHEREAS, the Town of Caroline was required by the NYS Department of Environmental Conservation (NYSDEC) to apply for a SPDES General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (MS4s), Permit No. GP-02-02, and

WHEREAS, the Town of Caroline completed a Notice of Intent (NOI) and Storm Water Management Plan (SWMP) in order to apply for this permit by March 10, 2003, and

WHEREAS, this Permit was approved by the NYSDEC and the Town of Caroline was given SPDES Number NYR20A214 and has until January 8, 2008 to fully implement its SWMP, and

WHEREAS, the MS4 Permit requires permittees to develop a map of their MS4 area that shows, at a minimum, the location of all outfalls and the names and locations of all waters of the United States and other MS4s that receive discharges from those outfalls, and

WHEREAS, NYSDEC has developed technical guidance for the required mapping, and

WHEREAS, the Tompkins County Stormwater Working Group (SWG) has received funding to assist municipalities in meeting the mapping requirements, and

WHEREAS, the Town of Ithaca has developed a specific mapping protocol and hired field staff to conduct the inventory and is offering to extend this service to other municipalities, and

WHEREAS, the Tompkins County Planning Department will enter the data into a map for the Ithaca-Tompkins County MS4 area, and

WHEREAS, these services are funded by grant monies administered by the Tompkins County Soil and Water Conservation District for the Stormwater Working Group,

NOW THEREFORE BE IT RESOLVED that:

1. The Caroline Town Board accepts this offer of services by the Town of Ithaca and Tompkins County for outfall mapping, and
2. The Caroline Town Board authorizes the Tompkins County Soil and Water Conservation District to reimburse the Town of Ithaca and Tompkins County through the grant monies for outfall mapping work done in the Town of Caroline MS4 area.
3. The Caroline Town Board requests notification prior to outfall mapping activities in the Town of Caroline, and the opportunity to review the mapping protocol.

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

Executive Session

On a motion by Supervisor Barber and seconded by Councilman Seely, the meeting went into executive session at 9 p.m. to discuss acquiring property.

On a motion, the executive session adjourned at 9:24 p.m.

Resolution 5-7 of 2005

Authorization to Contract with Buck Engineering

By Councilman Seely; Seconded by Councilman Schmit

RESOLVED, that the Town Board authorizes the supervisor to enter into agreement with Buck Engineering to complete a Phase I environmental site assessment related to the property at 2668 Slaterville Road.

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

Resolution No. 5-8 of 2005

Moesch Wall

By Councilman Schmit; Seconded by Councilman Goodrich

WHEREAS, the Town of Caroline is active in watershed management in our community, and

WHEREAS, the Town, through its Watershed Committee, works with local residents in addressing issues of stream bank erosion, sedimentation, and protection of our water resource environmental amenities, and

WHEREAS, recent high water and flooding conditions have severely damaged the concrete mass retaining wall located near the headwaters of Six Mile Creek in the Town of Caroline, and on the Dave Moesch property, and

WHEREAS, the destruction of this wall will lead to significantly increased sediment loads to Six Mile Creek and negatively impact the existing water resource quality and downstream sections of the creek by altering flow patterns, disrupting sediment carrying capacity, and altering depositional characteristics, and

WHEREAS, previous remediation and construction at this site has occurred, however without tying the blocks together and anchored, a procedure that has been recommended by Flood Mitigation Needs Assessment completed in October 2003 for the Tompkins County Planning Department, and

WHEREAS, recognizing the importance of immediate remediation of this area to protect the water resource, the New York Department of Environmental Conservation has issued an Emergency Stream Permit to reconstruct the wall with pinning and anchoring, and

WHEREAS, the Tompkins County Soil and Water Conservation District is coordinating and contracting for repairs to this wall area with a cost of \$23,500, and

WHEREAS, the Tompkins County Soil and Water Conservation District is appropriating \$8,000 towards the project cost and the Cayuga Lake Watershed Intermunicipal Organization is contributing \$10,000, and

WHEREAS, the property owner will be contributing cash and in-kind services to construct an approximate 150 foot gabion basket stream bank protection wall immediately downstream of the pinned rock wall as developed with the assistance of the Soil and Water Conservation District and with an approximate cost of \$4,650 for the gabion baskets and stone and gravel fill plus labor installation expenses, and

WHEREAS, the Town has worked cooperatively with property owners and local agencies to cost-share similar watershed and stream bank projects,

NOW THEREFORE BE IT RESOLVED, that the Town will contribute \$5,500 towards the project cost leveraged with the other agencies and the property owner.

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

Discussion: Dave Moesch discussed work he has done over the years on the stream and retaining wall, such as pulling 160 concrete blocks from the stream that had tipped over and become embedded in the stream bottom after this last flooding. This is the first time the water has gone over the top of the wall.

Adjourn

On a motion, the regular board meeting adjourned at 9:34 p.m.

Respectfully Submitted,

Debra DeAugustine, Town Clerk