

Caroline Town Board Meeting Minutes of August 10, 2010

The Town Board agenda meeting held on Tuesday August 10, 2010 at the Caroline Town Hall was called to order at 7:04 p.m. by Supervisor Don Barber.

Attendance:

Don Barber, Supervisor
Dominic Frongillo, Councilman
Linda Adams, Councilwoman
Toby McDonald, Councilman
Pete Hoyt, Councilman

Recording

Secretary: Marilou Harrington, Town Clerk

Also present: Frank Proto, County Legislature. Brian Dill and Barry Goodrich

Privilege of the Floor

Frank Proto – Had the opportunity to attend the Public Hearing for the Sub-Division Review committee about the Schickel Construction/Boiceville project. The hearing was adjourned because there were a few questions that needed to be answered, which required further information not available at the time. The committee wanted to review the Stormwater area that included the pond. They didn't know that the Town of Caroline code officer had issued a permit prematurely. Frank's comment was he was surprised that 5 well meaning town residents, subdivision committee members- didn't know that a Stormwater contract had been signed by the Town which employed Soil and Water to review the MS4 plans and the Stormwater plans. He is suggesting as a resident of town, that any citizens appointed to a committee have some training or at least any ordinances or contracts made available to review so it will help them complete their tasks. If someone is appointed, then some training should be offered to the committee member, so when a citizen comes to a meeting and has a question they know what they are talking about. These committees are between the Town board and the public and should have pertinent information available.

Frank wanted to know if the resolution being offered tonight to sign the easement and maintenance agreement for the stormwater system was "jumping the gun" since the original hearing was adjourned and another meeting of the Sub-Division Review Committee hasn't taken place yet. The Sub-Division Review Committee hasn't made any recommendations yet. Don said the Resolution only gives the supervisor the authority to sign it (the contract) once the final plat has been approved by the Sub-Division Review Committee. The board would have to go all the way through the process before the supervisor could sign it. Frank asked if the board was anticipating the approval of the plan. Don said, no, that the Town board is not approving the plan at all. He said what we are approving is the easement to allow us to get on the property and also the maintenance plan. We are not approving the Stormwater plan as it exists. The way the sub division law works is the Town board has to go through their actions before the final plat can be approved. The resolution will say that we will sign it after the final plat has been approved. The Sub-Division Review committee gives the approval of the final plat not the Town board. So everything has to be done, all the approvals from the health dept., the stormwater issuance has to be done before the final plat can be approved, including any action by the Town board. Frank asked to review a copy of the resolution, which Don provided.

Pete asked does the town board have veto power. Don said we don't have veto power, as we are the appeals board, and we don't have any veto power before the Sub-Division Review Committee does it's work, and presents everything to the Town Board.

Frank is also concerned as it as been stated the land is not too dry, but he explained it is correct to say it is poorly drained. Bill Crispell and R. Dean tried for years to farm it will little to no success because it was so wet. He is also concerned about the right of access as half of that hedge-row adjacent to the 15 ft right of way belongs to him and he doesn't want it cut for access.

Septic system drainage – Frank's other concern is the septic drainage system drains onto the first part of the road lane, (on his property) and it has been soaked for the first 100 ft or so until he had Kim Whetzel install drainage. Before he had the problem corrected, the poor drainage and excess water from rain, etc would cause the area to be

so soaked it raised the driveway, and he is worried that the proposed septic system for the Boiceville project may cause problems. He said it looks like with there may not be a problem (as he has viewed the lay-out for the plans) however having 37 units on the adjacent property does make him worry.

Pond- Frank said he is not worried about the location of the pond but the fact that the tributary into which this pond will drain when it rains or becomes to full may be problematic. The tributary runs the entire northern border part of his property and he has just had work done on it (the property border) to keep his pasture from flooding and he wants to make sure it that any overflow is not going to flood onto his property.

These were some of Frank's main issues and the fact that those plans have not been submitted to the code officer or the subdivision review committee. The plans have been submitted to Soil and Water and the committee is waiting to hear back, along with John Daniels.

Don said Darryl Sturgis who working for Soil and Water had a couple of questions for the engineer which are being addressed as of this morning. Based on that information, Darryl will submit his input to John Daniels. After all the information is assembled, because of the size of the project, it will go to the DEC who will issue the permit.

The Sub-Division Review Committee will meet on Monday August 16th at 7:30pm. Don said, in answer to Frank's early comment about the committee's receiving training, that they are required to get 4 hours training (each year) which will take place later this year.

Frank will meet with Steve Maybee at the health dept, and will contact Darryl Sturgis

Brian Dill -What is the process for getting the fireworks permit which Mark Mara is interested in? Don answered that the board will be addressing the permit at about 8:00pm in the meeting, and invited Ryan to stay for the discussion.

Town Business

Barrile 2 Barry Goodrich addressed the board; Phase 1 and 2 have completed with five structures done. Phase 3 will be done next week with another two structures done. There are eight structures total. The hope is all will be done by the first or second week of September. At the Buffalo Rd structure the rocks will be brought in on the left side, near the Starr property. The process will only be raising the stream about 18 inches. Don asked about the plan for vegetation and planting of trees. Barry has been looking at Willow stakes and Willow posts with different methods of planting of trees with machinery, etc. They have a source of Willow stakes and Willow posts, so that is not a problem. Barry believes that Soil and Water is planning on doing the project "in house" and it will not be RFP'd out, unless it is decided to do just the RFP for the planting of trees. Barry and John Nagely Negley will oversee the process very carefully. Don told Barry that the Town will need receive the invoice before the end of September for anything we are going to charge SEMO. The Town will need to finish the SEMO grant before the end of the month of September. Barry and John have discussed that everything has to be finalized for SEMO, DEC and FEMA before the end of September. Pete asked when do you plan on planting the 200 trees. Barry said when the physical work in the creek is done they will turn their attention to the trees Barry said probably about mid September. He wants the trees to be established before winter. Dominic asked how much is the stream being raised. Barry said in phases 2-4 aprox 1 ½ feet, some places 2 ft and near Buffalo Rd and one place is 3 ½ ft, but on average through the whole creek 1 ½ ft..

Mobile Home Park Law

Pete thinks the best thing to do would be to repeal the mobile home law. He feels it is redundant to have a law that merely duplicates the State law. If there is no requirement to have a law that is more restrictive then there is not much sense in it. Dominic questioned, if we are going to look at revising the law, why the change in the lot size, from 5000 ft to 15000 ft. Toby concurs with Pete, he doesn't see the need to have a law more restrictive then the State law. He also said we don't need to be more restrictive about lot size. If we do do away with the law, is everything covered under the subdivision law, like the county standards for septic, etc? Don said the County septic rules don't give much direction to someone who wants to put in a mobile home, they would have to comply otherwise they wouldn't get a permit. Pete would like not to have a law, and not creating a new law it would save work for everybody. Dominic agreed. The Sub-Division law which is essentially the same as the State law, except it gives the Town of Caroline local control of sub-division projects. Don said all of the things covered under the current Mobile Home Park law and more are covered by the sub division review- Don believes that

mobile home parks could be covered under the Subdivision law. There was a discussion about the spacing between units so the fire company could have easy access. Don said one of the concerns expressed during the development of the Mobile Home Park law was necessary spacing between the homes for Emergency service access. Town board members discussed eliminating the Mobile home park law and amending the subdivision law. This would result in consolidation of regulations.

Benefit Changes for Part-time Employees

The town clerk proposed holiday, sick time and vacation time for ½ time employees (those who worked at least 20 hours a week. The time would be prorated based the 20 hours worked which is 4hrs per day for each holiday, sick time day, and vacation days. Toby figured the time to be about 11 half day. He figured the total is 88 hours a year for the deputy clerk and highway assistant with a total cost for both \$2506.00 (\$1253 each) in the wage of the benefit. The question the board discussed is does the Town want to offer this type of package. Pete is opposed although he might consider sick time. Toby is opposed and is concerned that if we offer any of these benefits that the next request will be for health insurance. He also mentioned that he ran his own business and doesn't offer any benefits to part-time employees, as he does for full time employees. The Town Clerk stated that the restaurant business was a lot different than the office of the Town Clerk. Dominic said we might want to consider some kind of benefit especially if it would help keep a deputy clerk in the position. Dominic and Don also suggested that maybe the Town clerk could consider making some concessions in her original proposal and resubmit it at the next meeting. The discussion was tabled.

Sidewalk and Landscaping Project at Town Annex Building

Sidewalk

<u>Contractor</u>	<u>Bid</u>	<u>Warranty</u>	<u>> 3000#</u>
Iacovelli	10,155	1 yr	10,435
Carson	9,975	2 yr	
SDM	8,500	no	8,700
Scott Land	15,062	indefinite	15,362

Topsoil

<u>Contractor</u>	<u>Bid</u>	<u>Warranty</u>	<u>Cubic Yards</u>
all seeding with rye, bluegrass and fescue			
Cayuga	22030	reseed	277
Carson	11450	reseed	300
SDM	9500	reseed	275
Scott Land	10502	reseed	will rock hound and add to 3"

Lawn and Landscaping Discussion-Toby concerned about having 2 contractors in case there is a problem with the sidewalk which may cause lawn issues, and then the 2nd contractor would be involved. Don suggested going with 4000-5000psi concrete. Pete thinks sidewalk is too expensive. He was thinking of a black top path which would be less expensive. Don said black top takes a lot to maintain with having to replace/repair it periodically. Pete worried about the cost, thinks the project could be done cheaper. Topsoil would be 3" deep. Toby asked what was the recommendation of the committee. The committee has not reconvened and asked the Town Board to look at the answers to the questions submitted. Toby would choose SDM because they submitted the lowest bid but he would require a 1 year warranty on the sidewalk. Cindy has been out with the transit; the idea is to excavate a 5" deep swale that runs to the street, and not connect with drain pipe. Barry said Town should require a Slump test for the sidewalk concrete, and a guarantee of 1 year is important. The Highway Department will

install a shim so the black top in the parking lot is the same height when it meets the sidewalk elevation.

Reports

Toby McDonald, Highway Superintendent's Report

See attachment 1

Don Barber, Supervisors Report

Correspondence of Note:

1. Notice from NYS Retirement that our 2011 payment will be \$49K, 2010 payment was \$30K
2. Copy of Contract with NYSEDA for Town Hall and Barn Energy Conservation project
3. Letter from Water Resource Council looking for members
4. Notice from NYS Office of Real Property that Caroline's equalization rate is 100%

Report:

1. Monitoring process and supporting the Subdivision Review Board in their first project in several years
2. Preparing for budget development process
3. Developing fireworks permitting process

Water Resource Council looking for members. Barry Goodrich is already a member

Notice Office of Real Property are at 100 percent. Assessment is very accurate. Check sales from 2007 assessment and actual sales cost. In 1980's and 1990's we were not at 100 percent equalization rate.

Frank Proto, County Representatives Report

Health Care Insurance Consortium- There is a assumption that it will be approved so the County is including it in their projections for the new year. The County is also keeping it in there reserve in case it doesn't go through. Don- The State Insurance is sending 4-5 e-mails a day with questions and we are sending information back. They seem to be very engaged in the process. The State is taking the application very seriously and are working very hard on it. Frank wanted to thank Don for all the time and effort that he put in to this, that it may not have gone through without him doing all he has done to help keep it going. The county legislature has passed the \$500000 as their portion to contribute of Capitalization to the Consortium.

The County budget is complete disarray. They thought they had a pretty good budget going forward but after the State budget passed things have changed. The County gave each department a proposed 7% cut for their spending. They had expected a mortgage tax to pass to help give some relief but it did not. Frank had voted against the tax because of the transfer tax already in use, but the extra funds had it passed could have been used. The mortgage tax would have been worth 1 million dollars revenue. So the County may have to raise the 7% cut for each department to 10%. The Gov. took another 146 million out of the budget for health care. This makes 1 billion dollars total budget cuts. The loss to this county is about 105 million. There will be a public presentation will be the last Monday of September in the Borg Warner room, in the Tompkins County Library. Because of the cut of the budget the County can not make the over target requests for additional money. A lot of the departments were going to try and make up the 7-10% cut with the over target requests. The departments are allowed to submit applications with their requests. There is 4.5 million in that request category and the County has none of the money to offer. If we can't do it for the departments then we can't do it for the agency's. It will be devastating. The County expects to have additional cuts to their budget in the coming years, estimating as much as 11% in 2011, 20% in 2012 and 33% in 2013. There is no money left over for discretionary items which is items like highway repair, equip repair and health care items.

The Water Resource Council is looking for applicants. A letter was sent to EPA about hydrofracking. Part of

watershed is in the Great Lakes and part in Chesapeake. It will cost 1.5 million to do a 2 year study study on hydrofracking. A meeting was set up in Syracuse but if 5000 people showed up at the On-center and it will only hold 1200. A new meeting will held but not advertised yet.

Dominic Frongillo, Town Board

Energy Improvement developing the RFP, based on report by Taitem Engineering. The report went through in details what a contractor should do. There are 2 sections where we applied for funding, for the base bid, and an extended bid (items we did not apply for funding for.) We will have a “bidders” conference where contractors could walk around and inspect the buildings. Barry and Don could be available to answer questions. Barry attended a meeting about improvements to the highway building and the historic Town Hall. The Town Hall - areas that need to be addressed; supports under building, window wall, bilco door, etc.

Barry noticed Taitem recommended caulking windows along the of the highway department. The windows are similar to what you would find in an old mobile home, not in a frame work. Caulking won't help. They also mentioned replacing the old windows with new windows but there is no frame work for new windows. Regular windows need to be framed in when you put in new ones. These things need to be addressed before the windows are replaced or caulked and called an “energy savings”. The steel angle irons would need to be removed before you can put in frames for any new windows. The question is, do you want to replace the windows in the highway department or wait until you put on a extension and do the new windows at that time? Many things need to be considered before a lot of money is put into replacing just the windows.

Dominic said, we seem to have 2 options, tear windows out and replace them, or expand the building and then replace the windows.

Don asked what is the sill height 8 or 10 feet? Barry thinks 10 feet. Don said where the wall is it will have to be structural.

Don will add to agenda Building and Grounds Committee meeting. Toby said he wouldn't put in a lot of money on a building that may not have the value in it. Dominic said it was important to make an assessment, and to have an objective look at the building.

Toby talked about how long we will have this building. He doesn't think a lot of structural work would be worth it. Putting new windows in okay

Cooperative Extension- Is offering a pilot program for area residents. It would help home owners upgrade their propane or heating oil units and help make their homes more energy efficient. The program would offer low interest loans and tax credits. Toby commented that he was surprised that people with electric heat was not included in the program, as heating with electric is very expensive. To apply, contact gm52@cornell.edu.

Linda, Adams, Town Board

Nothing additional to report

Pete Hoyt, Town Board

The Recreation Partnership adopted a 0% budget increase. A couple programs were cut. Caroline will go up about \$365 based on 2 parts participation and 1 part assessed property value.

Transfers

Resolution 8-4 of 2010

A motion was made by Mr. Barber and seconded by Mr. Hoyt to make the following transfers:

Resolved, the Caroline Town Board hereby authorizes the Supervisor to transfer 2010 funds as follows:

\$ 250.00 from General Fund Account A 1220.102 Bookkeeper PS to

General Fund Account A 1220.103 Typist

\$ 1,000.00 from General Fund Account A 1620.42 Annex Reserve CE to

General Fund Account A 1620.41 Annex CE
 \$ 262.05 from General Fund Account A 9010.8 Retirement to
 General Fund Account A 9040.8 Workers Comp
 \$ 100.68 from General Fund Account A 9010.8 Retirement to
 General Fund Account A 9055.8 Disability Insurance
 \$ 878.50 from Highway Fund Account DA5112.1 Capital Improvement PS to
 Highway Fund Account DA5112.2 Capital Improvement

Further resolved, the Caroline Town Board makes the following budget adjustment:

Increase General Fund Revenue Line A3089 by \$2292.00 and Increase General Fund Appropriation line A1620.4 by \$2292.00; and

Increase General Fund Revenue Line A2189 by \$5000.00 and Increase General Fund Appropriation line A1620.4 by \$5000.00

A motion was made by Mr. Barber and was seconded by Mr. Frongillo to approve the transfers

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Approval of Abstracts

Resolution 8-5 of 2010

General Fund Abstract

A motion was made by Mr. Barber and seconded by Mr. Frongillo to approve payment for the General Fund voucher numbers 234 through 274 in the amount of \$18,553.69.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Highway Fund Abstract

A motion was made by Mr. Barber and seconded by Mr. Frongillo to approve payment for the Highway Fund voucher numbers 126 through 145 in the amount of \$54,783.84.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Streetlight Fund Abstract

A motion was made by Mr. Barber and seconded by Ms. Adams to approve payment for the Streetlight Fund voucher numbers 14 and 15 in the amount of \$421.00.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Resolutions

Resolution 8-6 of 2010

Establishing Fireworks Permitting Process

Moved by Mr. Barber; Seconded by Mr. Hoyt

Whereas NYS Penal Law 405.00 provides the authority for the administration of permits for fireworks displays, and

Whereas the NYS Attorney general has opined that the responsibility for administering firework display permits lies with local governments,

Now Therefore Be It Resolved that the Caroline Town Board creates for the following procedure for the application and issuing of permits for fireworks displays within the Town of Caroline pursuant to Penal Law

405.00:

The Town of Caroline Code Enforcement Officer shall administer and enforce all the provisions of the NYS Penal Law 405.00.

A) The Code Enforcement Officer shall have the following powers and duties:

(1) to receive, review, and approve or disapprove applications required for Fireworks Display Permits pursuant to Section 405.00 of NYS Penal law, and the plans, specifications and construction documents submitted with such applications;

(2) to determine such terms and conditions, as the Code Enforcement Officer may deem to be appropriate, to be incorporated in the permit;

(3) to conduct site inspections prior to the time of Display and any inspections incidental to the investigation of complaints, and all other inspections required or permitted under any provision of this Penal law;

(4) to review and investigate complaints;

(5) to maintain records;

(6) to collect fees as set by the Town of Caroline

(7) Notify appropriate Fire Company Chief of the issuance of the Fireworks Display Permit

(8) Notify Tompkins County sheriff of the issuance of the Fireworks Display Permit

(9) to pursue administrative enforcement actions and proceedings;

(10) Before issuing the Fireworks Display Permit, Consult with regional DEC officials regarding fire danger at time of planned Fireworks display

(11) In consultation with the Town attorney, pursue such legal actions and proceedings as may be necessary to enforce the provisions of this Penal law;

(12) Permits must be issued within 2 weeks of the date of submission of a complete application

B) Permits

1) The Code Enforcement Officer must develop and maintain a permit application form that complies with the requirements of NYS Penal Law Section 405.00

2) Time limits. Fireworks Display Permits shall become invalid unless the Display is commenced within [4] month following the date of issuance. A Fireworks Display Permit which has become invalid or which has expired pursuant may be renewed upon application by the Permit Holder, payment of the applicable fee, and approval of the application by the Code Enforcement Officer.

- 3) Revocation or suspension of Permit. If the Code Enforcement Officer determines that a Fireworks Display Permit was issued in error because of incorrect, inaccurate or incomplete information, or that the information for which the Fireworks Display Permit was issued violates the NYS Penal Law Section 405.00, the Code Enforcement Officer shall revoke the Permit or suspend the Permit until such time as the Permit Holder demonstrates that all plans and information supplied then is in compliance with all applicable provisions of NYS Penal law Section 405.00.
- 4) Fee. The fee for Review and Issuance of Application is \$ 40.00 and must be paid at the time of submission of an application for a Fireworks Display Permit or for renewal of a Fireworks Display Permit.

C) Appeals

- 1) Any applicant for Fireworks display permit or other person who is aggrieved by a requirement or determination of the Code Enforcement Officer or other person affecting the interpretation, applicability, compliance with or enforcement of any of these regulations may appeal to the Caroline Town Board for a review of such requirement or determination.
- 2) The appeal for an aggrieved person shall be made in writing, shall set forth in a reasonably concise manner the determination from which an appeal is made, and a full statement of the particulars and reasons why the person believes the requirement or determination should be reviewed. Such appeal must be filed with the Town Clerk of the Board at least 7 days prior to the meeting of the Board at which the appeal shall be heard. The Board, at its sole discretion, may waive the aforesaid requirement and permit an appeal to be reviewed in a shorter period of time. The Board shall render its decision in writing within 7 days of the meeting at which the appeal is reviewed.

D) COMPLAINTS

- 1) The Code Enforcement Officer shall review and investigate complaints which allege or assert the existence of conditions or activities that fail to comply with the NYS Penal law 405.00. The process for responding to a complaint shall include such of the following steps as the Code Enforcement Officer may deem to be appropriate:
 - (a) performing an inspection of the conditions and/or activities alleged to be in violation, and documenting the results of such inspection;
 - (b) if a violation is found to exist, providing the applicant and any other Person who may be responsible for the violation with notice of the violation and opportunity to abate, correct or cure the violation,;
 - (c) if appropriate, issuing a Stop Work Order;
 - (d) if a violation which was found to exist is abated or corrected, performing an inspection to ensure that the violation has been abated or corrected, preparing a final written report reflecting such abatement or correction, and filing such report with the complaint.

- E) **RECORD KEEPING.** The Code Enforcement Officer shall keep permanent official records of all transactions and activities conducted by all Code Enforcement Personnel. All such records shall be public records open for public inspection during normal business hours.

- F) **PROGRAM REVIEW AND REPORTING:** The Code Enforcement Officer shall annually submit to the Caroline Town Board a written report and summary of all business conducted by the Code Enforcement Officer with regards to Firework Display permitting, including a report and summary of all transactions and activities in conjunction with the issuance and enforcement of Fireworks display permits and a report and summary of all appeals or litigation pending or concluded.

As amended

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Discussion Linda asked if John Daniels was comfortable with the process. Don answered that he was fine with the way the process is set up.

Pete had questions about Brian Wilbur. Don said he asked him to put together a proposal where he is willing to do the training with other municipalities. This would reduce the cost for individual training. Linda wanted to follow up with how important the training process. The board discussed the inspection as \$125 per event. It was the thought that once a business was established through the inspection (like Celebrations) that the code officer should not have to go back time after time. The board discussed that in the contract, the part about the holding of inside fireworks should be included even though it would probably not be used, but if it ever was proposed then it would be covered.

Toby said the people putting on shows are certified, and have knowledgeable of how to be safe. He said it gets difficult when we (the board) have been asked to oversee people who has more experience then we do. Linda agrees. Toby thinks the training for the code officer is necessary. He also feels that the resolution is talking about rules that fits everyone. He also thought that having an inspection (of the grounds) for established business may not be necessary for every event, as long as they file for the permit and have the appropriate certification

Don agrees except for one thing, which is the inspection of the site. He said it was important to have the inspection before each event, even if it is an established business. If someone or a business for example, builds a house, adds an addition, etc, since the last time the fire works took place there could be an issue.

Pete thinks the permit should remain low cost. Pete would the town would absorb the cost if he has to call in the expert Brian Wilbur. Dominic likes the idea that John Daniels has a back up incase he has questions or a situation arises. The board discussed the cost of the permit and asked the Town Clerk what a permit fee was for houses and additions. The Town clerk said the average permit ranges from \$50- \$100, and every once in a while depending on the structure, \$150 or more. Pete suggested \$25.00 for the permit, Linda \$40.00 Dominic \$30.00, Don \$40.00 and Toby \$50.00. The Town Board decided \$40.00 for the permit for outside display and \$125 for inside display.

Time limits for the permit is 4 months from the date of issue, which is not the date of the application.

Resolution 8-7 of 2010

Authorize the Town Supervisor to sign the Right-of-Way and Easement and Maintenance Agreement for Stormwater Management System for proposed Boiceville Road Subdivison

Moved by Mr. Barber; Seconded by Ms. Adams

Resolved, the Caroline Town Board hereby authorizes the Town Supervisor to sign the Right-of-Way and Easement Agreement with Schickel Rentals for access off Boiceville Road upon approval of Final Plat by the Town of Caroline Subdivision Review Board;

And Be It Further Resolved, the Caroline Town Board hereby authorizes the Town Supervisor to sign the Stormwater Control Facility Maintenance Agreement with Schickel Rentals upon approval of Final Plat by the Town of Caroline Subdivision Review Board.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Resolution 8-8 of 2010**Award Contracts for Sidewalk and Landscaping at Town Hall**

Moved by Mr. Barber; Seconded by Mr. McDonald

Resolved, the Caroline Town Board hereby authorizes the Town Supervisor to sign a contract with SDM Landscaping to install the Sidewalk and Lawn/Landscaping at the Caroline Town Hall.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Nay

Resolution 8-9 of 2010**Appointment of a Town of Caroline Representative to the Tompkins County Fire, Disaster, and EMS Advisory Council**

Motion made by Mr. Barber, Seconded by Mr. Hoyt

Resolved, the Caroline Town Board appoints Beth Harrington to be the Town of Caroline representative on the Tompkins County Fire, Disaster, and EMS Advisory Council, and

Be It Further Resolved, that the Caroline Town Board directs the Town Clerk to send a certified copy of this resolution to Tompkins County Administration

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Resolution 8-10 of 2010**Authorization to Enter Into An Agreement with the Greater Tompkins County Municipal Health Insurance Consortium**

Moved by Mr. Barber; Seconded by Mr. Frongillo

WHEREAS, the Tompkins County Council of Governments (TCCOG) is comprised of all the municipalities in Tompkins County, and

WHEREAS, the Town of Caroline is a member of the Tompkins County Council of Governments (TCCOG), and

WHEREAS, health care costs for Tompkins County and other local governments have been increasing each year at rates much higher than inflation, which can be addressed by pooling our buying power,

WHEREAS, in 2007, the County, on behalf of TCCOG, accepted an incentive grant award under the New York State Shared Municipal Services Program to assist the municipalities in Tompkins County to create a local municipal health care consortium, and

WHEREAS, the Greater Tompkins County Municipal Health Insurance Consortium developed health benefits coverage for all participating municipalities with the intent of providing a net savings to the taxpayers of Tompkins County, a goal the Town of Caroline supports,

THEREFORE BE IT RESOLVED, that the Caroline Town Board authorizes the Supervisor to execute the municipal cooperative agreement with the Greater Tompkins County Municipal Health Insurance Consortium.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Special note: In June-August 2009, municipalities passed a similar resolution. However, most resolutions included the condition that the agreement could only be signed as written on that date. The Consortium has revised the agreement language to comply with the intent of the New York State Insurance Department's Article 47 law, which governs municipal health consortiums.

The substantive change to the agreement is the inclusion of a union/labor representative as a voting member of the Consortium's Board of Directors.

Resolution 8-11 of 2010

Authorization to Contribute to the Reserves of the Greater Tompkins County Municipal Health Insurance Consortium

Moved by Mr. Barber; Seconded by Mr. Frongillo

WHEREAS, the Town of Caroline shall join the Greater Tompkins County Municipal Health Insurance Consortium for the purpose of providing employee health insurance and prescription drug coverage, and

WHEREAS, the Consortium, as required by the New York State Insurance Department, must establish sufficient financial reserves to begin working as a consortium, now, therefore be it

RESOLVED, that the Town of Caroline shall contribute \$37,000 as Initial Capitalization and authorizes the supervisor to make such payment when invoiced by the Greater Tompkins County Municipal Health Insurance Consortium

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Discussion; The 5 year performa shows the total capitalization of 1.22 million. The Town of Caroline is contributing \$37,000. We are overpaying our share along with Danby, Dryden and Town of Ithaca, (refer to chart below for break down of municipality). The capitalization monies will be paid back to the Town of Caroline, Town of Danby, Town of Dryden and Town of Ithaca before anyone else. Those who are paying their share or who underpaying will receive their capitalization after we receive ours. Don explained we receive the monies back in 2014 with 3% interest, which is much higher than the .25% we receive from the money being in the bank, so we are gaining a larger return on this one time investment. Pete asked why the disparity in the amounts the different municipalities are paying. Don said ¾ of the total amount is owed by the County and due to budget cuts they don't have the money available. The County should pay \$800,000 instead off the \$500,000 they are initially able to contribute. Pete asked who would be covered by the insurance. Don answered, Town employees, including the Town Clerk, Highway Superintendent, Retirees and depending on negotiations the Highway Department employees.

	Initial Capitalization
County	500,000
City of Ithaca	300,000
Town of Ithaca	137,033
Town of Caroline	37,000
Town of Danby	62,000
Town of Dryden	137,032
Town of Enfield	2,520
Town of Groton	6,305
Town of Ulysses	5,659
Village of Cayuga Heights	18,040
Village of Dryden	6,067
Village of Groton	7,545
Village of Trumansburg	<u>4,535</u>
	1,223,736

Resolution 8-11 of 2010

Authorize the Highway Superintendent to sell a Town Pick-up Truck

Moved by Mr. McDonald; Seconded by Mr. Frongillo

Resolved the Town Board authorizes the Highway Superintendent to put a 2006 pick-up truck with attached plow equipment , in the Lansing Municipal Auction.

Adopted Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye

Adjourn

On a motion by Mr. Hoyt and seconded by Mr. Frongillo, the meeting adjourned at 09:58 p.m.

Respectfully Submitted,

Marilou Harrington, Town Clerk