

Caroline Town Board Meeting Minutes of January 11, 2011

Supervisor Don Barber called the Town Board meeting held on January 11, 2011 at the Caroline Town Hall to order at Time 7:02 p.m.

Attendance:

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

Recording

Secretary: JoAnn Reinhardt, Deputy Town Clerk

Privilege of the Floor

Mr. Frank Proto addressed the board regarding the Schickel development/ subdivision. Mr. Proto's concern with erosion and the run off that has flooded his lane. Mr. Proto wants to make it known that Bruno Schickel is very descent to work with. Bruno before 12/1/10 installed another pipe (culvert) in his driveway right next to the other existing 24' pipe and he also did me a favor, Bruno filled in a pothole there as well. Mr. Proto has kept track every since the project started. There have many times that the murky water is too muddy and Mr. Proto sometimes cannot use it at all for his horses. Mr. Proto plans to write a letter to the Town Board with all of this information again. Mr. Proto is seeing muddy water coming from the runoff. The heavy down fall of rain runs into the pond and runoff is creating discolored water that he is not able to use for his horses water supply. On several occasions, Mr. Proto has called Bruno. Bruno would come down and check the areas and he even brought drinking water for Mr. Proto's horses. Mr. Proto commented that Bruno said, "If anytime Mr. Proto needs water that Bruno would come". Mr. Proto commented that was a very generous offer. Mr. Proto is not disputing that at all. Mr. Proto took some pictures of what happen in that down pour of rain even with the additional culvert in it, the water jump over lane. The reason Mr. Proto wanted to mention this at all, is with the construction continuing quickly along and his objection to the beginning of this project. At the time prior to the approval of a permit the DEC had not give them permission to start that project. There was not enough time to place any seeding or vegetation on that pond to be planted before the winter. The seed is probably run off on to Mr. Proto's property or the pastures. The reason Mr. Proto wanted to make a statement tonight because he is anticipating as we go in to the spring that there will more rain. In addition, there is three buildings up; the foundation of several others is in the waiting and the septic systems are in. NYSEG has been out there 2-3 days doing work on pole work (which Mr. Proto feels is fine) beefing it up to accommodate the housing. However, what Mr. Proto is worried about is when the spring is here and along with the rain, Mr. proto questioned "How much time will it take for the seeding to take hold in that pond?" He believes that not all the Town Board members were at the subdivision meeting when this project was being discussed. The timing could not be worse, and what he is concerned about is Bruno not having enough time to seed it in the spring. How long is this situation going to be going on with the murky water? In addition, Mr. Proto reiterated that Bruno has been very descent in trying to help with the problem. As Mr. Proto stated before, Bruno is bringing Mr. Proto clean water when he needs it. With his apprehension about this project from the beginning he stated that is misgivings were coming true. Mr. Proto wished that Mr. Daniels was present tonight because Mr. Daniels gave permission for the project to proceed in spite of the fact that Mr. Proto raised objections to the project. Mr. Proto went over all of this with Craig Schutt, who approved the pond design. Mr. Proto also stated that Soil & Water is aware of all of this and they have a copy of the pictures and details of this situation. Mr. Proto had invited all of the Board members to come to see the area, but it is not flooding now. Mr. Proto does not want to deal with the problems the project is causing and thought he would come tonight because it would be appropriate to let the board know of the situation. Mr. Barber asked Mr. Proto: "Did he talk to Mr. Daniels?" Mr. Proto said, "That he left two messages and had not

heard back from Mr. Daniels yet.” In addition, those two phone messages he had left were in December. Mr. Proto commented that he was also out of town for a period in December. Mr. Barber asked Mr. Proto “If he left a detailed message with Mr. Daniels?” Mr. Proto answered” that he only left his name & phone number and that it was about the Bruno Schickel project.” Mr. Barber said that Mr. Daniel could not be proactive if he does not know the details of the situation. Mr. Proto has spoken with an advisor. Mr. Barber suggested to Mr. Proto that he needs to talk to the Code Enforcement Officer as soon as possible. Mr. Daniels would know that seeding isn’t going to take and be of any good even after a very heavy rain. Mr. Daniels needs to make sure the silt fencing and other things are done properly. Mr. Barber suggested for Mr. Proto to discuss the situation with the Code Enforcement officer. Mr. Daniels would consult with Darryl of SWCD, an advisor of the project regarding this situation. Mr. Proto continued to discuss his concerns further to the Board. Mr. Barber commented that they can work on sediment control and Bruno would need the appropriate authorities to give work instructions to correct the situation. Mr. Barber & Mr. Proto continued to discuss further about the culvert installation for the run off. In addition, Mrs. Adams recommended to Mr. Proto to contact and be advised by Mr. Daniels, the Town’s Code Enforcement Officer.

Department, Committee, & Liaison Reports

Mr. Frank Proto, County Legislator

Mr. Proto reported Martha Robertson, Chairperson organizational meeting at the County level with all of the 2011 committee assignments.

Mrs. Cindy Whittaker, Highway Superintendent (given by Mr. McDonald) sees attachment #1.

Mr. Toby McDonald, Town Board

No report

Mrs. Linda Adams, Town Board

No report

Mr. Dominic Frongillo, Town Board

Mr. Frongillo talked about the appointments for the Community Service Award Committee.

Mr. Barry Goodrich, Water Shed Co-Chairman

Mr. Goodrich commented that on the agenda it mentioned an update of the Barille Project II. Mr. Barber responded that was an error. The project is complete other than in the spring 2011 the planting of trees and planting of hydro seeding is to be completed. They will check the trees planted in the fall of 2010 and they see how they are progressing. Mr. Goodrich asks, “If we have a way to track the usage of the utilities with the new solar system?” He is often asked this question from town residents. Supervisor, Mr. Barber commented that John Reed is collecting a monthly reading off the meters, and the usage of demand taken from the line. Therefore, the necessary information is available and can be calculated. NYSEG has updated their records and corrected our billing recently. Mr. Frongillo will request John Reed to supply a report on the solar panels. Mr. McDonald suggested getting a 6 months report of the new meter readings.

Mr. Don Barber, Supervisor

Correspondence of Note:

1. Letter from Teamsters regarding Health Insurance

2. Workers Comp Loss Runs for 2010: the only claim with reserves, Mr. Rodney Russell, was closed on 12/23/10. Therefore all listed claims are closed
3. Historian and Library Year End Reports
4. Documentation for check received from SWCD for Water Quality Improvement Program
5. Commendation from M. Nazarawh of work and attention from Mrs. Barbara Kone, Historian
6. Violation Notice Form for persons storing material in Road ROW
7. Workers Comp On site audit- no recommendations

Report:

1. Board meeting protocol: See attachment #2
2. Still Supplying paperwork for NYSERDA Energy Conservation grant
3. Youth Services Report to TCCOG on 1/27 at 3PM
4. Capacities – Energy - RFD
5. Road construction & excavation local law (Permit package being developed by Mrs. Whittaker and Mr. Daniels)

Approval of Abstracts

Resolution 1-38 of 2011

General Fund Abstract

A motion was made by Mr. Barber and seconded by Mrs. Adams to approve payment for the General Fund voucher numbers 1 through 30 for \$53,965.72

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

Resolution 1-39 of 2011

Highway Fund Abstract

A motion was made by Mr. Barber and seconded by Mr. McDonald to approve payment for the Highway Fund voucher numbers 1 through 11 for \$50,182.21.

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

Resolution 1-40 of 2011

Streetlight Fund Abstract

A motion was made by Mr. Barber and seconded by Mr. Frongillo to approve payment for the Streetlight Fund voucher number 1 for \$447.85.

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

Transfers

Resolution 1-41 of 2011 Resolution 1-2011

Motion made by Mr. Barber and seconded by Mr. Frongillo of all transfers.

Adopted: ay Barber: Aye; Frongillo: Aye; Adams: Aye; McDonald: Aye; Hoyt: Aye
Resolved, the Caroline Town Board hereby authorizes the Supervisor to transfer 2010 funds as follows:

\$ **29.52** from General Fund Account A 9010.8 Retirement to
General Fund Account A 5010.11 Highway Typist PS

\$ **98.10** from Highway Fund DA 5130.1 Machinery PS to
Highway Fund Account DA 5142.1 Snow and Ice PS

\$ **105.46** from Highway Fund DA 5130.1 Machinery PS to
Highway Fund Account DA 5142.11 Snow and Ice PS OT

And Be It Further Resolved that the Caroline Town Board hereby authorizes the Supervisor to transfer 2011 funds as follows:

\$ 606.28 from General Fund Account A 1990.4 Contingency to
General Fund Account A 1910.4 Unallocated Insurance

Resolutions

Resolution 1-42 of 2011 Establishing Standard Work Day and Reporting and Pay Rates
for Elected and Appointed Personnel

Whereas the last available work log data taken in 2006 is as follows:

Supervisor	4 hour day 5 days/week
Court Clerk	6 hour day 5 days/week
Councilperson	2 hour day 5 days/week
Town Justice	3 hour day 2 days/week
Highway Supt	8 hour day 5 days/week
Town Clerk	4 hour day 5 days/week
Historian	1 hour day 3 days/week
CEO	6-hour day 5 days/week

And whereas the 3 month work log for the Supervisor in 2010 averaged 21 hours per week

Now Therefore Be It Resolved, the Town Board hereby rescinds resolution number 21-2011, and

Be It Further Resolved the Caroline Town Board hereby establishes the following standard workdays, as required for determination of retirement benefits for Town Officials, and their annual salaries:

Position Name	Days/month	St'd workday	Term Ends	Salary	Participates in Time Reporting System
Supervisor, Donald L. Barber,	13.33	6 hours	12/31/2011	\$ 16,500	ROA
Court Clerk, Rachel Brown	20	6 hours	12/31/2011	\$ 16,459	ROA
Councilperson	6.67	6 hours		\$ 2,000	
Town Justice, Harold Phoenix	4	6 hours	12/31/20	\$ 10,028	ROA
Paul Grennell	4	6 hours	12/31/20	\$ 10,028	ROA
Highway Supt, Cindy Whittaker	20	8 hours	12/31/2011	\$ 52,225	ROA
Town Clerk, Marilou Harrington	13.33	6 hours	12/31/2011	\$ 28,851	ROA
Historian	0.67	6 hours		\$ 1,200	
Code Enforcement Officer	20	6 hours	12/31/2011	\$ 38,944	ROA

And Be It Further Resolved that, the Town shall require, for each position where the employee is part of the NYS Retirement System, a "Record of Activity" of actual time worked or, in the case where actual hour record is not required, the official holding the office shall submit to the Town Clerk a record of his or her activities for a period of three consecutive months.

"Town Clerk" days be changed to 16 /mos. And 8 hours 12/31/2011 at \$ 28,851 salary

Resolution 1-43 of 2011

A motion was made by: Mr. Frongillo, and seconded by Mrs. Adams

The Caroline Town Board appoints Cal Snow, Mary Psiaki, and Dominic Frongillo to the Community Service Award Committee

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

A Discussion of the Sub-division local law and mobile home division definition and wording the existing local law to merge the two locals together. See attached copy of local law of both laws.

Adjourn

On a motion by Mr. Barber and seconded by Mr. Frongillo for the meeting was adjourned at time.8:39 p.m.

The Town Board went into executive session. A motion was made by Supervisor, Mr. Barber and seconded by Mrs. Adams to open executive session: meeting started at 8:45p.m. The executive session ended at 9:15 p.m.

Respectfully Submitted,

Jo Ann Reinhardt, Deputy Town Clerk