

Town of Caroline Town Board Minutes

April 13, 2006

The regular meeting of the Town Board of the Town of Caroline held on April 13, 2006 at the Town Hall was called to order by Supervisor Don Barber at 7:00 p.m.

Present:

Don Barber, Supervisor
Ed Cope, Councilman
Tim Seely, Councilman
Dominic Frongillo, Councilman
Nelly Farnum, Councilwoman

Recording

Secretary: Debra DeAugustine, Town Clerk

Visitors: Steve Nicholson, Dmitri Levchenkov, Beth Harrington

Privilege of the Floor

Steve Nicholson, municipal rep to the environmental management council, came from TRIA meeting. They're interested in using Caroline's wind project as a demo project and will provide all the materials necessary to carry that out. Energy Independent Caroline is working on options.

Dmitri Levchenkov from Cornell Cycling Club is setting up a race to be staged at Caroline Center, starting and finishing at the Old 76 Club. Will notify all residents along the road about the race. The race judges need a form that says the town does not object to the race. The town will be named as the co-insured on the insurance policy. A map is available on cornellcycling.org. Rain or shine.

Town business

Candidates for code enforcement officer

Tim and Dominic interviewed 5 candidates and asked 2 to present to the board tonight.

Ed Heatherington. Gave background. Previously code enforcement officer in Enfield. Is signed up for the civil service on June 3. Still has cases pending in Enfield, but will have no problem fulfilling 30 hours per week. Could start as early as tomorrow.

John Daniels: Gave background. Has taken code enforcement certification. Has been involved in building code review as part of his own construction and remodeling business. Needs to finish a couple construction projects. Would be available for 30 hours per week within a couple weeks.

Midnight Sun Structural Analysis

All the finished portions of the building need to be removed, because they contain the majority of the mold. This is selective demolition. Nearly 3000 ft of trusses are salvageable. The large section behind the front-most portion is mostly salvageable. The portion behind that has water wicking up through the masonry wall and the slab. Back area with the coolers needs to come down. The area to the right of the main building, which was apt., has majority of the mold. Small portion behind that needs to come down immediately. How can we incorporate 1400 sq ft of useable space into a larger building? At least \$40 per sq foot, the salvaged area recovers the cost of purchasing the parcel.

Taft Road Tower

Letter from Lee Shurtleff, Dept. of Emergency Response. Contained answers to our list of questions. Will ask them to resolve several issues: need for a drainage plan, engineer certification that tower will only fall at the break point, assessment issue, snow and ice removal.

Monthly Reports

Supervisor's Report

Correspondence

1. Letter from ITCTC looking for project proposal (can be bike paths, sidewalks, upgrading a road for a different use); 20% town match. Workshop 5/2; applications due 6/30.
2. Notice from personnel: code enforcement exam scheduled for June 3; employment applications due by 4/24.
3. NYMIR annual meeting 5/5. Will vote on the board of governance.
4. TC dept of emergency response responding to Don's letter of 2/11 regarding tower on Taft Rd.
5. Dept of labor: ALL contracts must include prevailing wage schedule, regardless of cost.
6. TC Planning regarding Natural Features Focus Areas. Meeting dates are 5/2 in Lansing, 5/22 at the TCPL, 5/23 in McLean.
7. Assessment office analysis of the effect of radio towers on neighboring property values. Could not find negative effect.
8. TC Department of Emergency Response will meet on 4/22 to talk about FEMA and SEMO mandates on preparedness and planning.

Report

- Will close on the property across the road 4/17 at 10 a.m.
- Shared services: Have been working with other towns to get on their agenda for May
- Besemer area noise dispute: met with both parties. No resolution, but good listening.
- Flashing lights at Caroline School. Sent letter to DOT to find out the process to move ahead.
- Amphibian Study. Press had garnered some private economic support for a culvert. Wondering if a board member could work with Prof. Confer. Nelly would like to.
- Smith-Barney. State controller didn't see why we could not invest in higher earning CDs. But said we need to get legal advice.
- Municipal officers meeting 4/18 will discuss SPCA, shared services, and health insurance.
- Personnel committee: Dennis Kuhn is interested in serving on the committee. Anyone else?
- Email from our attorney that said we need to enact parallel legislation for the state technology law. Was supposed to be passed by April 6. Peter Hoyt will look it over.
- Received appraisal of land from CU land swap. Discuss next month.
- Valley Road stream bank protection. Ed will talk to engineer.
- Received two notices in the past month of doors being open in the courthouse when the judge comes in in the morning.

Liaison report

- Steve Nicholson. In the fall will be working on woodlands. County will look for ways to protect those woodlands. The state will no longer manage forests for only timber, but for other purposes like human recreation and ecological habitats. Deer management: 400,000 need to die each year in NYS in order to stay at present population. Only management technique that works is issuing doe permits. Enforcement of open burning is strictly on a complaint basis; health dept. will come out and give educational materials (on first offense). The dept of health does not have to be there during burn; only need evidence that there was a burn.

Department, Committee, & Liaison Reports

Seely: 4 streetlights have been put up in the town, not the ones over route 79.

Transfers

Motion to Authorize Transfer of Funds

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

	From	To
\$403.22	General Fund Account A 1990.4 Contingency	General Fund Account A 1010.4 Legislature CE
\$16.49	General Fund Account A 7510.2 Historian EQ	General Fund Account A 7510.4 Historian CE

Adopted

Don Barber	Aye
Ed Cope	Aye
Tim Seely	Aye
Nelly Farnum	Aye
Dominic Frongillo	Aye

Action Topics

Approval of Abstracts

Approval of General Fund Abstract

A motion was made by Councilman Frongillo and seconded by Councilman Seely to approve payment for the General Fund voucher numbers 066 through 0111 in the amount of \$76,254.52.

Adopted

Don Barber	Aye
Ed Cope	Abstain
Tim Seely	Aye
Nelly Farnum	Aye
Dominic Frongillo	Aye

Approval of Highway Fund Abstract

A motion was made by Councilman Seely and seconded by Councilwoman Farnum to approve payment for the Highway Fund voucher numbers 055 through 079 in the amount of \$57,728.25.

Adopted

Don Barber	Aye
Ed Cope	Aye
Tim Seely	Aye
Nelly Farnum	Aye
Dominic Frongillo	Aye

Approval of Streetlight Fund Abstract

A motion was made by Councilman Cope and seconded by Councilman Seely to approve payment for the Streetlight Fund voucher numbers 006 through 007 in the amount of \$535.82.

Adopted

Don Barber	Aye
Ed Cope	Aye
Tim Seely	Aye
Nelly Farnum	Aye
Dominic Frongillo	Aye

Approval of Fire Protection Fund Abstract

A motion was made by Councilman Cope and seconded by Councilman Frongillo to approve payment for the Streetlight Fund voucher number 002 in the amount of \$39,000.00.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Resolutions

Resolution 4-1 of 2006

Citation for Barry Goodrich’s Public Service

By Supervisor Barber; Seconded by Councilwoman Farnum

WHEREAS, Barry served the citizens of Caroline as Councilperson from 2002 through 2005, and
 WHEREAS, Barry served as liaison between the emergency service providers and the Town Board, and
 WHEREAS, Barry managed and maintained the physical plants and other property of the town, and
 WHEREAS, Barry was a contributing member of the town’s Watershed’s Committee and the county’s Water Resource Council, which would become very important during his tenure, and

WHEREAS Barry made the unselfish commitment to be present at the Barrile project every day and worked many long hours, including weekends, when he ensured the dewatering pumps were fueled and functioning, and

WHEREAS, all of these commitments saved the taxpayer thousands of dollars,

NOW THEREFORE BE IT RESOLVED, that the Caroline Town Board, on behalf of the citizens of Caroline, commend Barry Goodrich for his dedication and commitment to his responsibilities as a public servant and place his name on the Community Service Award Plaque, and

BE IT FURTHER RESOLVED that the Town Clerk is directed to send a certified, framed copy of this resolution to Barry Goodrich.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Resolution 4-2 of 2006

Citation for Todd Schmit’s Public Service

By Supervisor Barber; Seconded by Councilman Seely

WHEREAS, Todd served the citizens of Caroline as Councilperson from 2002 through 2005, and
 WHEREAS, Todd quickly rose to leadership positions in the Tompkins County Recreation Partnership and Water Resources Council, and

WHEREAS, Todd, serving as chair of the Town of Caroline Watershed Committee, guided the town through many successful stream bank stabilization projects and the aquifer study, and

WHEREAS, Todd’s skills in developing collaborative relationships allowed the town to successfully fund and staff the Barrile Project, which is the largest public works project in the history of the town,

NOW THEREFORE BE IT RESOLVED, that the Caroline Town Board, on behalf of the citizens of Caroline, commend Todd Schmit for his dedication and commitment to our town and place his name on the Community Service Award Plaque,

AND BE IT FURTHER RESOLVED that the Town Clerk is directed to send a certified, framed copy of this resolution to Todd Schmit.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Resolution 4-3 of 2006
EBE Contract for Sharp AR-207 copier

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, the town board authorizes the supervisor to sign the contract for copier services through April 14, 2007.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Resolution 4-4 of 2006
Fire Protection Contract, Brooktondale Fire District

By Supervisor Barber; Seconded by Councilwoman Farnum

RESOLVED, the town board authorizes the supervisor to sign the Brooktondale fire protection contract for 2006.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Resolution 4-5 of 2006
Adopt All-Hazards Mitigation Plan

By Councilwoman Farnum; Seconded by Supervisor Barber

WHEREAS, Tompkins County and the municipalities therein have identified a history of damages resulting from flooding, severe storms, winter storms, and other weather-related phenomena, and have recognized the potential for future damages resulting from natural, human-caused, and technological disasters, and

WHEREAS, an all-hazards mitigation plan can provide recommendations to help prevent and minimize the damages resulting from such events, and

WHEREAS, the adoption of an all-hazards mitigation plan is required to be eligible to receive State and Federal funding for hazard mitigation initiatives, and

WHEREAS, the Towns of Dryden and Newfield and the City of Ithaca are developing or have developed their respective hazard mitigation plans, and

WHEREAS, the County of Tompkins and the towns of Caroline, Danby, Enfield, Groton, Ithaca, Lansing, and Ulysses (Partners) executed a Memorandum of Understanding in 2003 to develop a Multi-Jurisdictional All-Hazards Mitigation Plan (Plan), and

WHEREAS, the Partners subsequently drafted the Plan in accordance with the requirements of the New York State Emergency Management Office (SEMO), Federal Emergency Management Agency (FEMA), and Disaster Mitigation Act of 2000, and

WHEREAS, the Plan includes jurisdiction-specific recommendations to minimize the damages associated with natural, human-caused, and technological disasters, and

WHEREAS, the Plan has been made available for public review online at the Tompkins County Planning Department Hazard Mitigation website (www.tompkins-co.org/planning/haz_mit.htm) and by placement in municipal offices, the Tompkins County Planning office, and the Tompkins County Public Library, with notices published in the *Ithaca Journal*, the local paper of record, inviting public comment, and

WHEREAS, public meetings were hosted by the Partners throughout the development of the Plan to discuss the contents of the Plan with members of the public, and

WHEREAS, comments from the public and Partners have been incorporated into the Plan, and

WHEREAS, the revised Plan is wholly supported by its reviewers, and

WHEREAS, once all the hazard mitigation plans for the respective jurisdictions in Tompkins County are complete, the County, Towns, and City of Ithaca will work to coordinate the implementation of the hazard mitigation plans, and

WHEREAS, the Caroline Town Board has reviewed the Plan and affirms that the Plan will be updated no less than every five years; now therefore be it

RESOLVED, by the Caroline Town Board, that the Town of Caroline adopts the Tompkins County Multi-Jurisdictional All-Hazards Mitigation Plan as its all-hazards mitigation plan, and resolves to execute the actions in the Plan.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Discussion: Beth Harrington gave favorable comments on the plan. Urges our Planning board to look at the plan in reference to their activities. Offered to spearhead public awareness efforts for parts of the plan. Also offered services for NIMS compliance for federal disaster money. Noted that all fire departments and the town itself get their fuel from the town fuel depot and that they have a generator for possibly three days. Don suggested that we look into getting generators for other town organizations, like the school. Grants: fire companies can apply for grants from private industry, not much federal funding.

Resolution 4-6 of 2006
Appoint Building Code Officer

By Supervisor Barber; Seconded by Councilwoman Farnum

RESOLVED, the Caroline Town Board hereby appoints John Daniels to fill the position of Zoning/Code/Fire Enforcement Officer. This position is a part-time position (less than 40 hours per week) and is paid a weekly salary of \$675.96. The responsibilities are described in the Civil Service Position Description by this title. The appointee is responsible for the towns of Caroline, Harford, and Richford. The position is provisional pending passing the civil service exam for this position being offered on June 3, 2006. The appointee must have filed an application with the County Personnel no later than April 24, 2006, and it is further

RESOLVED, that pursuant to Title B of Article 4 of the New York Civil Service Law (and Sections 63, 64, and 65 therein, all as now exist or as hereafter amended), the Town of Caroline reserves all rights of termination of this temporary and/or provisional hiring and appointment, including, but not limited to, rights of termination relating to the person or the position based upon the temporary nature of this appointment, the probationary nature of the initial hiring, the legality of any hiring or appointment, and the provisional nature of the appointment made to fill the position in question, and the civil Service classification(s) thereof.

Adopted	Don Barber	Aye
	Ed Cope	Aye

Tim Seely	Aye
Nelly Farnum	Aye
Dominic Frongillo	Aye

**Resolution 4-7 of 2006
Youth Services Contract with County**

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, the town board authorizes the supervisor to sign the Youth Services contract with Tompkins County for a sum not to exceed \$5307.00.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

**Resolution 4-8 of 2006
Approve Caroline Center Bike Race**

By Supervisor Barber; Seconded by Councilman Seely

RESOLVED, that the Caroline town board affirms that neither state nor local law gives the town the authority to approve or deny your ability to conduct a bike race. The town does not have a permitting process. Based on the information that you provided, the highway superintendent has determined that the proposed bike race is an appropriate use of town roads and that the bike race will not restrict the general public's use of these roads. Our only request is that the town be named "Additional Insured" on your Certificate of Insurance and that you will be requiring the riders to sign "Liability Release" forms.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

**Resolution 4-9 of 2006
Stormwater Management Plan Annual Report**

By Councilman Frongillo; Seconded by Councilwoman Farnum

RESOLVED, the Town Board will publicly present and seek public comment on the 2006 Town of Caroline Stormwater Management Plan Annual Report on May 2, 2006 at 7 p.m. during the Town Board Agenda meeting at the Caroline Town Hall.

Adopted	Don Barber	Aye
	Ed Cope	Aye
	Tim Seely	Aye
	Nelly Farnum	Aye
	Dominic Frongillo	Aye

Adjourn

On a motion, the meeting adjourned at 10:30 p.m.

Respectfully Submitted,

Debra DeAugustine, Town Clerk