

Town of Enfield
Regular Town Board Meeting Minutes
Enfield Community Building
Wednesday, April 11, 2012
6:30 p.m.

Present: Town Councilperson Chris Hern, Town Councilperson Vera Howe-Strait, Town Councilperson Ann Rider, Town Councilperson Debbie Teeter, Town Highway Superintendent Barry Rollins, Town Clerk Alice Linton. Absent: Town Supervisor Roy Barriere

Town Councilperson Teeter opened the meeting at 6:30 p.m. by leading the assemblage in the Pledge of Allegiance to the Flag.

Councilperson Teeter asked for a moment of silence in memory of Cpl. Christopher Bordoni, a local Marine who was critically injured in January in Afghanistan and died April 3 in San Antonio, Texas.

Privilege of the Floor: Mary Jo Lovelace of 2504 Mecklenburg Road stated she hoped the board would act on the proposed moratorium on gas drilling at this meeting.

Martha Fischer of 772 Bostwick Road formally announced the event "Tighten Up Enfield" sponsored by Enfield Neighbors for Safe Air & Water and the Enfield Community Council; presented by Cooperative Extension. It will be a community potluck dinner starting at 6 p.m. May 1 at the Enfield Grange, followed by a program at 7 p.m. that will include an introduction by Cooperative Extension, followed by several contractors who do energy audits and then a panel of residents who have experienced tightening up their homes.

Nancy Spero of 68 North Van Dorn Road stated she hopes the moratorium moves forward. She also announced a benefit square dance for the Enfield After School Program to be held May 4 at 7:30 p.m. at the old Baptist Church on Enfield Main Road.

Approval of Minutes: Councilperson Howe-Strait moved, with a second by Councilperson Rider to approve the minutes of the March 14, 2012 regular board meeting and the March 28 public hearing.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Correspondence: Notification from the Office of the Governor stating as of April 1, 2012 we'll no longer have to pay the 4% state portion of sales tax on clothing and footwear purchases up to \$110 per item.

Notice that the Ithaca-Tompkins County Transportation Council will be holding a planning committee meeting April 17 from 10 a.m. to noon at the Transit Center, 737 Willow Avenue.

Notice that the Tompkins County Council of Governments presents "Developing Road Preservation Local Law and Road Use Agreements: A Half-Day Forum on May 8, 2012 at the New York State Grange in Cortland.

Budget Amendment #2012-6

WHEREAS, the Enfield Town Board approved at the February 8, 2012 Regular Town Board meeting the purchase of the Williamson Law Book Company Municipal Accounting Software and Payroll Software for \$5,900.00 along with a one year support contract, installation and training, and

WHEREAS, the Bookkeeper has received training from the outgoing Town Bookkeeper and a local municipal Bookkeeper very experienced with the Williamson Municipal Accounting Software, NOW THEREFORE

BE IT RESOLVED, that General Fund Account A1990.4 titled "Contingency Account" be reduced by \$5,900.00 for the purchase of the Williamson Law Book Company Municipal Accounting Software and Payroll Software and a one year service contract and to further reduce General Fund Account A1990.4 titled "Contingency Account" by \$281.25 for training of the Bookkeeper, and increase General Fund Account A1220.42 titled, "Contractual Bookkeeper" by \$6,181.25.

Councilperson Teeter moved, with a second by Councilperson Rider to approve Budget Amendment #2012-6.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Audit Claims: Councilperson Teeter brought to everyone's attention a voucher for \$123.75 to pay Pat Podufalski, former town bookkeeper, for her services in February, 2012 which is above and beyond what the board had expected.

Councilperson Howe-Strait moved, with a second by Councilperson Hern to authorize the supervisor to pay General Fund vouchers #100 to #123 dated April 11, 2012 in the amount of \$15,101.52 and Highway Fund vouchers #57 to #76 dated April 11, 2012 in the amount of \$22,716.01.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Highway Superintendent's Report: Highway Superintendent Buddy Rollins reported the crew has started ditching, shoulder cutting and trying to sweep the roads after it rains to keep the dust down. Chris Willis will be starting as a new employee April 12.

Councilperson Rider asked why salt was purchased recently. Superintendent Rollins explained with the state bid if at least 75% of the salt expected to be purchased isn't purchased, Cargill will charge to store the salt.

County Legislator's Report: Dave McKenna reported a special meeting was held to choose the floor plan for the new county legislator chambers in the old courthouse. Redistricting maps are now available for the public. There will be a meeting on broadband on May 9 in Newfield.

Code Enforcement Officer's Report: Code Enforcement Officer Alan Teeter reported in March there were 6 building permits issued which brings the year to date total to 14. There were 2 Certificates of Occupancy issued, 2 Certificates of Completion issued, 29 building inspections and progress checks, 1 complaint received, 2 complaints investigated, 3 fire and safety inspections, 1 house number issued, and 3 house numbers installed. He also reported he received 24 hours of in-

service training in Syracuse and will be taking 1 other training course at the end of the month, which is free.

Councilperson Rider asked how many of the building permits issued were for new homes. Officer Teeter responded just one.

Committee Reports:

Planning Board: Councilperson Howe-Strait reported the Planning Board has started to update and revise the Comprehensive Plan. Individual sections of the plan were looked at and while going through the goals and objectives, they found some goals were already met. The board will be working with George Frantz's students as they are doing a project on Comprehensive Plans, and Enfield is their project.

Health Insurance Consortium: No report.

Enfield Community Council: Ann Rider reported the newsletter was delivered earlier this week. Summer camp applications will be out next week. The United Way grant application is in. There will be a town meeting organized by the Tompkins Foundation, a local foundation interested in learning more about rural parts of the county, hopefully with the idea of granting more money to those areas. The meeting will be held at the Community Building at 6:30 p.m. on April 16 and is open to the public. The regular meeting of the Community Council will be Tuesday, April 17 at 6:30 p.m.

The Youth Board is meeting in each other's home town locations. The meeting in Enfield will be Tuesday, April 17.

Facilities Manager: Chris Hern reported the new furnace has been installed and is operational in the downstairs of the Community Building.

Communication Access Committee: No report.

Facilities Development: No report.

Personnel Committee: No report.

Tompkins County Council of Governments: No report.

Old Business:

Update on Road Preservation Plan: No update

Moratorium on Gas Drilling Discussion: Councilperson Teeter read a note from Supervisor Barriere stating that if the board is in agreement on the language presented at the public hearing, the proposed law can be forwarded to Tompkins County Department of Planning. This is required because it falls under the heading of planning and the county has to have the opportunity to review and comment. Whatever comments the Planning Department has, the town board will review. The Planning Department's recommendations can be adopted or can be overridden by a super majority vote of the town board, or 4 aye votes.

Councilperson Rider asked what the next step would be. Councilperson Teeter stated if there were no changes, we could go forward. If there were changes made, town attorney Guy Krogh may have to look at the law once again.

Review/discuss Site Plan Review Local Law: Councilperson Teeter stated there was one issue remaining from two months ago regarding stormwater discharges. MS4 is a stormwater designation that refers to ditches and drainage ways and there is a relationship to population. At this time Enfield doesn't have MS4s, but the rest of the paragraph is correct. This means there is a chart that will evaluate any soil disturbance over one acre, to determine if a Stormwater Pollution Prevention Plan is required.

Councilperson Hern mentioned there was no definition shown for Flood Plain. He also suggested a change, under Review and Decision with Public Hearing, on the time frame for the applicant to mail written notice to landowners, which probably should be extended to 15 days. That way the land owner will have 5 days to comply.

Councilperson Teeter will contact Tompkins County Soil and Water and ask them for a definition of Flood Plain. She suggested after a definition is obtained and minor changes made, the law could go to public hearing.

Councilperson Teeter moved, with a second by Councilperson Rider to approve the proposed Site Plan Review Law with changes suggested, in order to set a public hearing.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Councilperson Teeter moved, with a second by Councilperson Hern to set a public hearing on the proposed Site Plan Review Law for May 9 at 6:30 p.m. and authorize the town clerk to publicize the public hearing.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Park-and-Ride Update: Highway Superintendent Rollins asked for guidance from the town board on how to proceed. He has sent information to Nancy Oltz of TCAT on how much crusher run gravel would be needed at the new facility to prepare parking spaces. Nancy responded with a question of what the cost would be to purchase the crusher run on state bid. At the last meeting there was discussion that maybe a better location for the Park-and-Ride would be at the old highway facility. The property across the road from the old facility is owned by 3 different individuals, so there is some concern about using that for buses to turn around. Since the sand pile has been moved, there is room for parking and for buses to circle around behind the old highway facility and go back out. In order to use the new highway facility for a Park-and-Ride, the main cost would be time spent by the highway department preparing the area with machinery – TCAT would pay for the material.

Councilperson Teeter asked if TCAT would be willing to maintain both areas.

Superintendent Rollins stated TCAT has asked to use the area at the new facility. TCAT thinks this will attract more riders from the Newfield area who might travel down Trumbull Corners Road and the bus would be going all the way through town and they could pick up passengers on the way.

Councilperson Rider has spoken to several constituents who aren't supportive of going to the new facility. She has looked at the site across the road from the old facility, and it is far larger than the site at the corner. At this time, everyone who is picked up at the old facility is a walker. She isn't clear how many would drive to the old facility to park. The site prep is already done at the old facility.

Councilperson Hern feels if the Park-and-Ride were at the new facility, traffic would increase at that area on Route 327.

Councilperson Howe-Strait asked how many cars would be anticipated to use the Park-and-Ride. Superintendent Rollins stated there is an overrun at the corner where the current Park-and-Ride is and some people would probably drive down to the new spot, depending on where they live. Some would continue to park at the corner.

Councilperson Teeter thought the stop could be maintained at the old facility and a third stop could be at the new facility. That way the bus could continue down Route 327 to the new facility and this would provide more service. She stated there are many plans for the new highway facility area and there might be better plans for a future Park-and-Ride there, not right by the road.

Councilperson Rider feels the town has plenty of space already prepared that could handle the traffic and parking at the old facility. Councilperson Teeter, Howe-Strait and Hern agreed. This will not cut off any options for the future at the new facility.

Highway Superintendent Rollins will pursue the option of using the old facility with TCAT for a new Park-and-Ride. If TCAT is resistant to this idea, more board action can be taken.

Resolution Amendment for Employee Pay Schedule:

Resolution #2012-15 – amended Public Officials/Town Employees Pay Schedule

Councilperson Teeter moved, with a second by Councilperson Howe-Strait, to approve the amendment to Resolution #2012-15.

Resolved, the following salaries and pay schedule for all Town Officials and employees, is approved for 2012:

- Town Supervisor - \$15,000.00/year; paid monthly
- Town Councilpersons - \$2,727.84 each/year; paid quarterly
- Town Clerk - \$15,000.00/year; paid monthly
- Town Justices - \$11,031.24 each/year; paid monthly
- Highway Superintendent - \$50,668.56; paid monthly
- **Motor Equipment Operator – Hiring rate - \$14.00 per hour; after 90 days, rate will be increased to \$15.00 per hour. MEOs with three years or less of time in service, will receive an additional \$1.00 per hour on his/her anniversary of date of hire. Maximum rate for MEOs - \$19.40/hour; paid biweekly**
- Highway Department “Part-Time” or “Seasonal” Employees - \$10.00 to \$12.00/hour; paid biweekly

Councilperson Teeter explained this relates to the change in the handbook made last month. The actual dollar amounts are included in the organizational resolutions, so the handbook doesn't have to be changed each year.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

New Business:

Beautification Budget and Resolution for 2012:

Councilperson Rider reported the Beautification Committee's budget request was approved in the amount of \$1,800. The Committee can expend up to that amount and the town will be reimbursed before December 31, 2012. Matching funds are necessary, but the highway department dumps gravel and there are volunteer hours, so that will not be a problem.

Councilperson Rider moved, with a second by Councilperson Teeter, that the town participate in the county beautification program within the budget approved.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Councilperson Rider moved, with a second by Councilperson Teeter to approve Resolution #2012-27.

Resolution #2012-27 Resolution to Appoint Celebrations Committee Employees

WHEREAS, grant money up to the total amount of \$1,800 from the Tompkins County Tourism funds for Community Beautification was awarded to the Town of Enfield for Beautification, and

WHEREAS, these funds can be used for related labor and materials, now

THEREFORE BE IT RESOLVED, that Mark Stilwell and Joe Hubbell are hired to work with the Beautification Committee, during the year of 2012, at the rate of \$10.00/hour, not to exceed 60 hours total.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Councilperson Rider moved, with a second by Councilperson Teeter to approve Budget Amendment #2012-7.

Budget Amendment #2012-7

WHEREAS, the Town of Enfield will be reimbursed by Tompkins County Tourism funds for Community Beautification, now

THEREFORE BE IT RESOLVED that:

General Fund account A1990.4 titled "Contingency" be reduced by \$600 and General Fund Account A7550.1 titled "Celebrations" Personnel be increased by \$600.00.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Resolution for Time Warner Cable negotiation:

Councilperson Teeter reported the town was asked to join with others in the county to show support for a consortium that would negotiate with Time Warner Cable. Passing the resolution would not obligate the town, but might give the town more options.

Councilperson Teeter moved, with a second by Councilperson Rider to accept Resolution #2012-28.

Resolution #2012-28 Resolution for Time Warner Cable Negotiation

WHEREAS, the Town of Enfield may be interested in cable service by Time Warner Cable; and

WHEREAS, the Town of Enfield recognizes the advantage of cooperation with other municipalities with regard to cable franchise issues; and

WHEREAS, the Town of Enfield is interested in exploring, through the Tompkins County Council of Governments, the possibility of entering into an agreement with other municipalities to form a Consortium to negotiate, on behalf of the Town of Enfield a franchise agreement with Time Warner Cable; and

WHEREAS, the intent would be to form a Consortium with the authority to conduct public hearings, conduct surveys, and engage in all activity, within the limits of applicable State and Federal Law, that is necessary and appropriate to negotiating a franchise agreement for its member municipalities; and

WHEREAS, the Consortium may be charged with analyzing the financial, technical, and legal issues related to cable television regulation to enable the member municipalities to reach sound judgments in exercising their regulatory authority with regard to such matters as cable television rates, franchise fees, and nature and quality of service; and

WHEREAS, all members of the Consortium would individually reserve the right to approve, disapprove, or amend the franchise agreement so negotiated on their behalf; and

NOW THEREFORE, it is

RESOLVED, that the Town of Enfield does hereby express interest in exploring the possibility of forming a consortium of municipalities to negotiate on its behalf for a franchise agreement with Time Warner Cable; and it is further

RESOLVED, that the Town of Enfield does hereby reserve the right to refrain from joining the consortium should the terms and conditions of joining the consortium prove to be unacceptable to the Board.

Discussion: Councilperson Rider stated often when she is with a group of constituents the subject of high speed internet comes up, or the lack thereof. This is one vehicle where the town could increase high speed capacity, but there is no obligation with this resolution – the town could pull out at any time.

Vote: Councilperson Hern aye, Councilperson Howe-Strait aye, Councilperson Rider aye, Councilperson Teeter aye. Supervisor Barriere absent. Carried

Enfield Volunteer Fire Committee Report: Art Howser reported in March there were 44 calls of which 34 were EMS, 1 motor vehicle accident, 1 CO detector investigation, 1 Upper Treman Park search, 1 illegal burning extinguish fire, 2 outside brush burning investigation, 4 mutual aid. Training in April will include CPR, truck checks, extrication and patient treatment. The number of EMS calls is increasing - over 40 every month. The last BBQ of 2012 was in April and over 500 chicken halves were cooked for each of the last three months. Remaining dates for the Red Cross Blood Drives are May 15, July 17, September 18 and November 20. The contract has been sent in to the Tompkins County Board of Elections for use of the fire station for elections on April 24, June 26, September 11 and November 6, 2012.

Other Business: Cris McConkey asked to have the privilege of the floor extended so he could speak regarding Time Warner Cable. The last time there was an attempt made for an inter-municipal cable commission, it fell through over supporting public access. There was a time of great optimism when there were thoughts about tying all the communities into a public access system, but it fell apart. He is encouraged with the development of a renewed effort to form this consortium. The interconnection between Time Warner and Haefele was previously discussed. If we can get involved with other municipalities, this will provide an opportunity for dialogue regarding governmental access for all county residents. Cris would like to be involved in this issue and would like to get the Communication Access Committee started up again.

Announcements: Highway Superintendent Rollins stated there was a recent Public Employee Safety and Health Bureau (PESH) inspection at the new highway facility, which went well. There were a few issues that will need to be addressed such as installation of a stair railing. The fuel tanks need to have the vent run different and more safety training needs to be recorded. An official report should be received in a few weeks and it will state how many days the town has to take care of the issues. After the issues are taken care of, PESH can decide whether or not to re-inspect.

Adjournment: Councilperson Howe-Strait moved, with a second by Councilperson Hern to adjourn at 8:00 p.m.

Respectfully submitted,

Alice Linton
Enfield Town Clerk