

DRAFT
TOWN OF ENFIELD
REGULAR TOWN BOARD
MEETING MINUTES
WEDNESDAY, JUNE 10TH, 2009
7:00 P.M.

The regular monthly meeting of the Town of Enfield Town Board was held Wednesday, June 10th, 2009 at the Enfield Community Building, 182 Enfield Main Road, Ithaca, N.Y. at 7:00 p.m... with Supervisor Podufalski presiding.

Present: Supervisor Frank Podufalski, Town Councilperson Roy Barriere, Town Councilperson Herb Masser, Town Councilperson Robert Harvey, Highway Superintendent Barry Rollins, Town Clerk Alice Laue. Town Councilperson Stephanie Gaynor was absent.

Pledge of Allegiance to the Flag:

Supervisor Podufalski led the assemblage in the Pledge of Allegiance to the Flag.

Privilege of the Floor:

Supervisor Podufalski read the rules and guidelines concerning Privilege of the Floor. Privilege of the Floor to be held after the Pledge of Allegiance to the Flag with a three minute per person speaking time. Beginning at the next board meeting a Privilege of the Floor sign in sheet will be available before the meeting and anyone wishing to speak needs to sign in giving their name and a brief description of what they are going to be speaking about.

Scottish Games Festival – Mary Bishop

Second annual festival to be held July 11th, 2009 at Pine Creek Campgrounds. Festival to include bagpipe competition, dancing, athletic games, food, crafts and more. Festival starting at 8:00 a.m. Insurance certificate still needs to be obtained.

Motion made by Supervisor Podufalski, seconded by Councilperson Barriere that the board approve the issuance of a mass gathering permit and authorizes the Code Enforcement Office to issue this permit with the restriction that the insurance certificate be in place by the July 8th, 2009 board meeting.

Discussion:

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye. Councilperson Gaynor was absent. Motion carried.

Approval of the May 13th, 2009 Minutes:

Motion made Councilperson Masser, seconded by Supervisor Podufalski that the Town Board approves the May 13, 2009 regular Town Board minutes.

Discussion:

Vote: Councilperson Barriere abstained, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Motion carried.

Correspondence:

Sue Thompson, Historian, e-mail – Enfield Historical Society meeting Wednesday, July 17th at 7:00 p.m. at the community building.

Enfield Volunteer Fire Company Ladies Auxiliary – Developing a Fire Prevention Safety Calendar to be distributed to all Enfield residents.

TCAD fax memo – Resolution supporting county’s grant application to research Water and Sewage Treatment facilities countywide. – Consensus of the board was Supervisor Podufalski to support resolution at TCCOG meeting.

Motion made by Councilperson Barriere, seconded by Councilperson Masser that Supervisor Podufalski supports this resolution at the next TCCOG meeting.

Discussion:

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Motion carried.

Audit Claims:

Motion made by Councilperson Barriere, seconded by Councilperson Harvey that the Town Board authorizes Supervisor Podufalski to pay:

General Fund Vouchers # 143 – 162, dated June 10, 2009, in the amount of \$25,677.60.

Highway Fund Vouchers # 63 – 95, dated June 10, 2009, in the amount of \$22,057.82.

Discussion: Bill description needs to be on all vouchers, i.e. Highway vouchers pipe-what kind and where used. Replacement of windshield and back window, do we have glass insurance coverage? Supervisor Podufalski stated Highway Superintendent needed to answer these questions.

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Motion carried.

Committees/Reports:

Enfield Tompkins County Board of Legislation Representative Dennis.

Sales tax has diminished eight percent a quarter this year, spending more money in social services areas, i.e. food stamps demand has gone up due to economy. Legislation this year fixed a three percent levy increase. Urged town to join Health Consortium.

Highway: - Superintendent Rollins.

Superintendent Rollins presented the 284 Agreement to Spend Highway Funds.

Agreement doesn’t require a resolution; it requires three signatures from board members. Only thing that is not to be paid if agreement isn’t signed is materials for road maintenance, all other bills should be paid.

E-mailed Town Board members four times last month to meet to get agreement signed and received only two responses (Harvey and Barriere). Agreement last year was done under 44.5 miles instead of projects.

Superintendent Rollins asked for a resolution allowing him to participate in the county’s bidding process. He also requested a resolution allowing him to purchase a plate tamper.

Discussed purchasing a plate tamper or renting/ borrowing one. If purchased it would be available when needed where renting/ borrowing one has its draw backs, availability when needed, and waste of man time going to and returning a rented or borrowed one. Priced one at \$1,450.00 from Volvo Rentals.

Asked about amending CHIPS fund budget line and was advised by the Supervisor that CHIPS would be amended when funds were received.

Concerned about \$750.00 taken out of Traffic Control budget line last month. When he ordered new signs using \$479.00 grant money he was advised that you had to order all the signs being replaced at one time in order to use grant money. Grant money is applied to signs ordered and doesn't go through town funds.

Concerned about roller, there are safety issues. Need to look at replacing the roller possibly next year. Supervisor Podufalski suggested that at budget time a proposal is put together and a price be put in budget as an equipment line item and see what the town can afford to do.

To answer questions: Pipe (culvert) is sometimes purchased ahead of time to have on hand, gravel is stock piled for road projects, we don't have the time or means to go after individual loads of gravel when doing a road project. Glass replacement was in pick up truck. Replaced windshield because it was badly scratched and back window hit with a board and shattered. So had windshield replaced at the same time as back window and also have two dump trucks that need window replacements. Called insurance company and there is no glass coverage all they cover under glass coverage is police cars.

Plate Tamper – Supervisor Podufalski asked Highway Superintendent Rollins to get a couple of quotes on a plate tamper. Supervisor Podufalski will bring up a resolution at the next board meeting for which ever one is the best price for plate tamper.

Aiken Road – Traffic complaints, Highway Superintendent contacted bridge contractor and he will put up no through traffic signs. Also contacted the Sheriff's Department and Sheriff's Department to up patrol.

Code Enforcement – Alan Teeter

Reviewed written report – Issued or renewed 8 building permits for a total of 28 this year. 11 Certificated of Occupancy for completion, 24 inspections, received 1 complaint listing multiple violations, investigated complaint, some were valid and all have been resolved. 4 faxes, issued 10 Orders to Remedy, received 61 phone calls, performed 5 Fire Safety inspections at public assemblies, 2 Fire Safety inspections at multiple residents, installed 2 house numbers. Mecklenburg Road apartment project still on hold, waiting for a Site Plan Approval and Septic and Water permits form Health Department. Public Hearing two weeks from tonight on Site Plan Review.

Enfield Community Council – Ann Rider

Summer Camp starts July 6, 2009, still taking applications. Camp to be held at Treman Park. Paid positions at camp for Junior Counselors are available.

Beautification Committee – Missing Welcome to Enfield sign has been returned. Will not pursue prosecution and those who contributed to the reward fund will be reimbursed.

Enfield Volunteer Fire Company – Art Howser

Reviewed written report – 22 calls – 14 EMS calls – 4 MVA calls – 3 times requested Medical Health Helicopter – 1 House fire , out on arrival - 3 severe weather calls – 106 calls at the end of May.

Facilities Manager – Councilperson Barriere

All community building issues taken care of. Night Owl Construction starting counter work in town hall around June 24, 2009.

Facilities Planning Committee – Councilperson Masser

Still working on broadband. Need county working with provider to get funding.

Highway Facilities – Supervisor Podufalski

Looking into financing available. Trying to schedule a meeting with RWR Funding to find out what it would cost. Estimate of price on building, close to being able to go out to bid, biggest concern now is can we afford it, what will it cost in the long run to get it done and paid for. As soon as he has information regarding financing he will let board members know. Doesn't know if we will have to bond, depends on amount we are financing. At this point looking at about 1.5 million dollars total which is all site work septic systems, providing actual highway facilities, salt shed, wash bay. Overall picture we may have half the money on hand. Bare bone design, Morton type structure.

Planning Board – Debbie Teeter

Met with Orson Ledger to start Site Plan Review process for Mecklenburg Road project. Waiting for Water and Septic permits from Health Department. Public hearing scheduled for June 24, 2009 at 7:00 p.m...

Tompkins County Council of Government – Councilperson Barriere

TCCOG passed a resolution to move forward with Health Consortium setting a sign on date for 8/1/2009. Steve Locey to be at our next board meeting.

Animal Control – SPCA continuing with animal control for another year at the same rate we paid this year.

Sub Committee working on Cell Towers chaired by Martha Robinson. She would like input from each municipality.

Old Business:

284 Agreement to Spend Highway Funds

Basic agreement showing what is going to be done and cost involved. Majority of work on Fish, Bostwick and Harvey Hill Roads.

Supervisor Podufalski made a motion to accept the agreement as written. Seconded by Councilperson Barriere.

Discussion:

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Motion carried.

Resolution #16-2009

Authorization of Town Officials to Contact Attorney for the Town.

Moved by Supervisor Podufalski, seconded by Councilperson Barriere.

WHEREAS, it is the responsibility of the Enfield Town Board to spend taxpayer funds in a responsible manner, and

WHEREAS, attorney costs for the town are increasing at a rapid rate,

Now, Therefore Be It Resolved, that all Town of Enfield officials will get authorization from the Supervisor before contacting the Attorney for the Town, effective immediately, and the Supervisor shall contact one councilperson prior to contacting the Town's Attorney,

Be It Further Resolved, that this resolution supersedes all resolutions and policies adopted by the Town Board addressing the procedures for contacting the Attorney for the Town prior to this date.

Discussion: Who the Supervisor contacts prior to contacting the Attorney for the Town. Supervisor is to contact one councilperson for authorization to contact the Attorney for the Town.

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Resolution carried.

Hiring of Legal Firm with Expertise in Wind Farm Development: - Supervisor Podufalski John Rancich is to present Site Plan Review at July board meeting.

To protect the Town's interest in legal work needing to be done on the Wind Farm Development as the law states most towns that have gone through this process hire a legal firm or an engineering firm specializing in Wind Farm development procedures to do the paperwork, permits, SEQR, reviews, any testing that needs to be done ahead of time, development agreement, making sure everything is done according to the law. Supervisor has scheduled a meeting with four different firms that specialize in this type of work, LaBella Associates, an engineering firm out of Rochester, Harris Beach, a legal firm and Delaney Group out of Gloversville, N.Y. who not only installs but does prep work also. Supervisor Podufalski asked Councilperson Barriere to accompany him to look at their presentations and after looking at presentations they will come back to the board with their recommendation on who best fits the town's needs. Any costs to the town for all the services will be born by the developer.

Public Hearing: - Proposed Amendment to Town of Enfield Site Plan Review Law. Proposal amendment concerns amending Section 2.1 of Local Law #1 of the year 1999 which amended Local Law #1 of the year 1998. Attorney for the Town to put together the public hearing notice for the paper regarding the amendment.

Motion made by Supervisor Podufalski, seconded by Councilperson Masser that the Town Board hold a public hearing on the Proposed Amendment to Town of Enfield Site Plan Review Law on July 8, 2009 at 6:45 p.m..

Discussion:

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Motion carried.

Executive Session:

Supervisor Podufalski entertained a motion to go into Executive Session to discuss a personnel issue involving a possible legal action. Motion made by Councilperson Masser, seconded by Supervisor Podufalski.

Discussion:

Vote: Councilperson Barriere aye, Councilperson Masser aye, Councilperson Harvey aye, Supervisor Podufalski aye, Councilperson Gaynor was absent. Motion carried.

Supervisor Podufalski appointed Councilperson Barriere to take minutes of Executive Session

Board to come back into regular session following the Executive Session.

Regular Town Board Meeting Minutes respectfully submitted by,

Alice Laue
Town Clerk