

A P P R O V E D October 8, 2008

Enfield Town Board  
Regular Meeting  
September 10, 2008 at 7:00 PM  
Enfield Community Building -- 182 Enfield Main Road

Meeting called to order by Supervisor Frank Podufalski

Present: Supervisor Frank Podufalski  
Councilperson Stephanie Gaynor  
Councilperson Roy Barriere  
Councilperson Rob Harvey  
Councilperson Herb Masser

Town Clerk Alice Laue  
Also present: Deputy Town Clerk Pat Dougherty

Pledge of Allegiance:

Supervisor Frank Podufalski led the assemblage in the Pledge of Allegiance.

Approval of Minutes:

A motion was made to approve the August 13, 2008 minutes.

*Motioned: Councilperson Gaynor*

*Seconded: Supervisor Podufalski*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

Communications/Announcements/Correspondence:

\*\* Community Forum on Gas Drilling September 18 from 7-9:30 p.m. at the Women's Community Building.

\*\* Notice of Local Registration Days in Tompkins County October 7<sup>th</sup> from 4:00 to 8:00 p.m. and October 11<sup>th</sup> from 2:00 p.m. to 9:00 p.m. at the Town Hall.

\*\* Transportation Security Administration hiring screeners for Tomp. Co. Airport.

\*\* Office of Community Renewal notifying the Town of Enfield of its unsuccessful bid for the \$400,000 Block Grant.

\*\* The Tompkins County Department of Planning announced town hall discussions in Ulysses, Danby, Tompkins Co. Library and Dryden to help plan for the County's energy future.

\*\* Attorney General Andrew Cuomo's Community Outreach will be at Cornell Cooperative Extension on September 17<sup>th</sup>.

\*\* Consumer Rights discussed by Attorney Guy Krough. New exemption reporting.

\*\* "Order to Remedy" issued on property at 1774 Mecklenburg Road.

\*\* TCAT asked Enfield to become a Board member. Supervisor Podufalski asked what positive impact that could have on Enfield.

### **Budget Amendment:**

Resolution No. 22 of 2008

Transfer of Appropriations  
Budget Amendment #9

WHEREAS, there are unexpended funds in General Fund appropriations account A1410.2 titled, "Town Clerk Equipment", NOW, THEREFORE BE IT

RESOLVED that General Fund account A1410.4 titled, "Town Clerk Contractual", be increased by \$100.00 to \$1,900.00 and General Fund account A1410.2 titled, "Town Clerk Equipment" be decreased by \$100.00 to \$400.00.

*Motioned: Councilperson Barrier*

*Seconded: Supervisor Podufalski*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

### **Audit Claims:**

It was motioned that Supervisor Podufalski, on behalf of the Town Board of the Town of Enfield, be authorized to pay the following:

- General Fund vouchers #185 - #194 dated September 10, 2008 in the amount of \$7,408.87.

- Highway Fund vouchers #59 - #65 dated September 10, 2008 in the amount of \$5,178.18.

*Motioned: Councilperson Barrier*

*Seconded: Councilperson Gaynor*

*Discussion: Councilperson Harvey asked that it be noted in the record that he has been abstaining from voting on the bills until he can get a monthly accounting of bills paid and account balances.*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...abstain. Supervisor Podufalski...aye. Carried.*

**COMMITTEES/BOARDS REPORTS****Tompkins County Board of Representatives:**

There was no representative from the Board of Representatives.

**Tompkins County Environmental Management Council [TCEMC]:**

Michael Miles agreed to continue to represent Enfield on this Council for two more years.

**Code Enforcement:**

A written report was submitted.

**Enfield Community Council [ECC]:**

Carolyn Tschanz reported that the youth programming was well under way. Harvest Festival pretty much arranged. Supervisor Podufalski asked for their 2009 budget. Newsletter going out in October. Contact Debbie Teeter.

**Enfield Volunteer Fire Company:**

Art Howser reported on last month's calls and next month's training. Looking for old cars to use in their training. Open House October 4, 2008.

**Facilities Building Manager:**

Councilperson Barriere delivered a sealed envelope to Supervisor Podufalski. It contained a Proposal Summary (bid) from Night Owl Construction for work to be done on the Town of Enfield Community Building...main floor, downstairs and outdoors at a cost of \$12,245.

A motion was made to accept the bid from Night Owl Construction for work to be done on the Town of Enfield Community Building...main floor, downstairs and outdoors at a cost of \$12,245.

*Motioned: Councilperson Barrier*

*Seconded: Councilperson Masser*

***Discussion:***

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

**Facilities Planning Committee:**

Councilperson Masser commented on a building design he saw which might work for Enfield.

**Planning Board:**

Co-chair, James McConkey sending a new amendment to the Town Board regarding Site Plan Review because there are some quality review issues.

**Recreation Partnership:**

Councilperson Gaynor says the partnership has joined the Chamber of Commerce and plans a direct mailing to businesses.

**Tompkins County Council of Governments (TCCOG):**

Supervisor Podufalski reported that there has been no quorum the past two sessions.

**OLD BUSINESS****Broadband Access:**

Councilperson Masser spoke with Mr. Haefele who may be invited to speak to the Board. There may be Federal and State matching grants. [At October 8, 2008 meeting, Masser said he said "we should" talk with Mr. Haefele.]

**NEW BUSINESS****Wind Generation Law:**

The Planning Board sent the draft "*Wind Energy Facilities Local Law*" to the Town Board. Attorney Guy Krough reviewed it. Mr. Krough gave an overview of changes he felt were needed which will be incorporated into the local law before a public hearing is scheduled.

A motion was made to accept the "*Wind Energy Facilities Local Law*" with incorporated changes suggested by Attorney Krough.

*Motioned: Councilperson Barrier*

*Seconded: Supervisor Podufalski*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

**Public Hearing on Wind Law:**

A motion was not made at this meeting to hold a public hearing.

**Appointment of Deputy Highway Superintendent.**

David Owens was appointed as Deputy Highway Superintendent, succeeding retiring Superintendent, David Miller, effective September 13, 2008 at an hourly wage of \$18.77.

*Motioned: Supervisor Podufalski*

*Seconded: Councilperson Harvey*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

**Justice Court Assistance Program Grant:****TOWN BOARD RESOLUTION NO. 23, 2008- : Justice Court Assistance Program  
Grant Application for 2008**

WHEREAS, in 2008 the State Legislature once again appropriated funds establishing the NYS Justice Court Assistance Program, hereafter referred to JCAP, to assist town and villages in the operation of their Justice Courts, and

WHEREAS, the Chief Administrative Judge of the State's Unified Court System is again entertaining grant applications for the year 2008, maintaining the maximum amount able to be awarded to \$30,000, and

WHEREAS, the deadline for the application is August 31, 2008, now therefore be it

RESOLVED, that this governing Board authorizes and directs the Town Supervisor and the Town Justice to complete and file the 2008 JCAP application with the State of New York, Unified Court System.

*Motioned: Supervisor Podufalski*

*Seconded: Councilperson Gaynor*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

**Cemetery Burial Procedures-Accountability of Funds:**

Supervisor Podufalski read a letter from Karen Miller-Kenerson of Newfield regarding a problem with the burial of her grandmother, Ruth Arnold Miller who passed away August 23, 2008. It appears that

the Enfield Christian Cemetery caretaker, George Laue, required a 7-day advance notice. There presently is no policies and procedures manual for the Town's cemeteries and personnel.

A motion was made to speak with Mr. Laue about the situation. Councilpersons Barriere and Masser were appointed to serve on an audit committee.

*Motioned: Supervisor Podufalski*

*Seconded: Councilperson Gaynor*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

**Announcements:**

There were no announcements.

**Privilege of the Floor:**

Questions and answers were asked and received from the floor:

-- Thor Oschler(sp) thanked the Town for letting him use their property for growing crops. He said that if there were any pieces of property not being used in the construction of new town buildings available, he like to use them. He has always left the property better than he found it. Supervisor Podufalski said construction may begin this Fall or Winter and the Town didn't anticipate any extra space available.

**Adjournment:** 9:00 p.m.

A motion was made to adjourn.

*Motioned: Supervisor Podufalski*

*Seconded: Councilperson Masser*

*Discussion:*

*Vote: Councilperson Barriere...aye. Councilperson Gaynor...aye. Councilperson Masser...aye.  
Councilperson Harvey...aye. Supervisor Podufalski...aye. Carried.*

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Minutes typed by Deputy Town Clerk N. Pat Dougherty.