

Town of Newfield Regular Board Meeting  
July 8, 2010

The regular meeting of the Newfield Town Board was called to order by Supervisor Driscoll at 7:00PM. Present: CP James, CP Laughlin, CP Hart, CP Dolge and Supervisor Driscoll. Also present: Atty Russ Maines, Code Enforcer Tony Petito, County Legislator Dave McKenna.

The meeting was opened with the Pledge of Allegiance led by Supervisor Driscoll.

Supervisor Driscoll stated he would like to make some changes in the Agenda. Under Old Business – item B Resolution Adopting Fee Structure for Stormwater Law will be discussed at the July 22<sup>nd</sup> work session. In it's place he would like to discuss the Lease Agreement with Thor Ochesner.

PRIVELEGE OF THE FLOOR – There was no one to wishing to speak.

CORRESPONDENCE – No correspondence

Motion was made by CP Dolge to approve the Minutes of the June 10, 2010 Board Meeting. Motion was seconded by CP Hart. All approved.

#### NEW BUSINESS

Supervisor Driscoll reviewed the June 2010 financial reports with the Board. CP Dolge stated he would like to comment on the highway funds DA 5142. Snow Removal. It looks like the Town has been purchasing salt all along and there is only \$9000.00 left in that line. Is the salt shed full at this time. Supervisor Driscoll stated he would check into it. CP James asked for the codes for the traffic court report. Supervisor Driscoll stated he had them and would get them for her. Supervisor Driscoll stated that he discovered that in the general fund revenue A3001 State Grant \$26,000.00 that is DEC monies for Stormwater items. Expenditures on page 3 A7454.4 Flood and Erosion Control. CP Hart stated he thought we had received the monies. Supervisor Driscoll stated he would check with Brenda Gill on this issue.

CP Hart asked who was supervising the Frandsen project on Route 13. Is it the Stormwater Coordinator or Tompkins County Soil and Water. Supervisor Driscoll stated that it is the Tomp. County Soil and Water.

CP Hart stated that if there isn't anything in the books when they have already started the project can we come back and charge them for a fee structure for stormwater now. Supervisor Driscoll asked Mr. Maines if the town could charge a stormwater fee now if the law is there and states the town will establish a fee structure for stormwater activities. CP Hart stated it could be included in the building permit fee. Mr. Maines stated the town could charge a retroactive fee. It is implied if the town law references a fee structure. CP Hart stated that it doesn't state what the fee is. Mr. Maines stated it leaves it up to the discretion of the Town to establish what the fee is. CP Dolge stated that they haven't been charged for anything yet. Mr. Maines stated it seemed to him you could do that. As long as there is something in the ordinance which allows you to establish the fees you can do so and charge. CP Hart asked if someone has already started the work and there is no fee schedule how can you go back to charge a fee? Supervisor Driscoll will look further into this issue.

Update on Route 13 complaint – Supervisor Driscoll stated the last month Dorothy Sholeen spoke to the Board regarding 3 items that she was concerned about on Route 13. He has been in contact with Barb Lifton's office and asked what the procedure would be. He was told to write a letter to the District

Director of DOT report the complaint made and request a traffic study investigation by DOT. CP Hart stated that this issue was kind of a catch 22. If they widen the road to make a turning lane the residents could loose 25 ft. of their front yard. The Board agreed that Supervisor Driscoll should investigate this and write a letter to DOT when he has more info.

#### OLD BUSINESS

Supervisor Driscoll stated that the lease was signed this week with Thor Oeschner and they discovered the duration of the Contract that was signed ended June 30<sup>th</sup>. He said that it was problematic because the winter wheat would not be available until July. A request is being made to amend the contract to a year to year and would be renewed on a 90 days notice prior expiration by either the Town or Mr. Oeschner. CP Hart stated that the town should decide what they are going to do with the land. They should consider either turning it into a park or sell the land depending on what the residents of the town desire.

CP James made a motion that the contract lease should be amended to extend the first year agreement to 9/30. Motion was seconded by CP Hart. All approved.

CP Hart stated that if the town is going to lease the land next year the Board should check the value of the land before it was taken off the tax roll.

Supervisor Driscoll stated that in the Board packets he had given them the hard copies of emails for the Delta Engineers. He also provided a hard copy of the Professional Engineering Services for the Establishment and Implementation of Road Use Agreement Services that Delta submitted to the Town. Dryden and Danby have adopted this agreement and it is being discussed by the Towns of Caroline, Enfield and Trumansburg. CP Dolge asked if the other towns were happy with the work that Delta did for them. CP Dolge will contact the towns in Sullivan County and see if there are any issues the Town should be aware of.

Motion was made by CP Laughlin to approve the payments of the July bills. Motion was seconded by CP Hart. All approved.

General fund totaling	\$15,741.03
Highway fund totaling	\$65,325.45
Sewer District fund totaling	\$ 365.45
Water District 1 totaling	\$ 1,852.89
Water District 2 totaling	\$ 1,737.91
Recreation fund totaling	\$ 1,717.70
Fire Protection totaling	\$83,062.50
Street Lighting totaling	\$ 1,178.92

#### REPORTS

Supervisor – Supervisor Driscoll stated he wanted to create a Finance Committee to help keep the finances on track and going through the 2011 budget process. CP James and CP Laughlin had agreed to serve on this committee.

Supervisor Driscoll gave a short update on the bridge. CP Dolge asked if this item could be placed on the Agenda to be reviewed each month. Supervisor Driscoll said he could that.

Highway Superintendent – No report

Water/Sewer Supervisor – No report

Code Enforcement – Code Enforcer Tony Petito reviewed the cases he is working on. He will be doing inspections on 7/10.

Recreation – CP Laughlin stated that the Recreation Meeting will be held on 7/14. She did attend the Ithaca Recreation Partnership Committee Meeting and they are working on the 2011 budget. There is another meeting in July to continue working on this issue. She has asked for a report on how many children actually participate in the Ithaca Recreation.

County Legislator – County Legislator Dave McKenna reported that the Hanshaw Rd. project will be done. The plan is to widen the road 25 feet for a bike route and sidewalk. Ed Marks plans to do a county map and show the right of way on local roads. This will be started next year. CP Hart asked if the County could date the maps they make.

There being no further business motion was made by CP Dolge to adjourn the meeting at 8:00PM. Motion was seconded by CP Laughlin. All approved.

Respectfully submitted,

Katharine Crance  
Town Clerk

July 15, 2010  
Date