

**TOWN OF CARROLLTON**  
**MONTHLY MEETING**  
**September 19, 2017 4:00PM**

**MUNICIPAL COMPLEX**

**640 MAIN STREET**

**LIMESTONE, NY 14753**

**Present:** Supervisor James Stoddard, Councilman Florence Fuller, Councilman Ralph Bottone, Councilman Brian Jacoby, Councilman James Rounsville, Town Clerk Julie Carlson, and Water/Sewer/Rental Clerk Rosemary Fowler, Rick Dixon W/S/Maintenance, John Helgager CEO, Highway Superintendent Mike Fox, Bookkeeper Mary Rhodes. **Public Attendance:** Town Residents-David Frederick, Greg Ralph, Curtis Peters. MDA Engineer Caleb Henning.

Supervisor Stoddard called the Meeting to order at 4:55 following the Public Hearing at 4:00pm.

**Motion** made by Councilman Fuller, Seconded by Councilman Bottone to pay bills presented. All voting yes, Motion carried.

**2017 Bills presented**

- General \$16,792.27 v#209-228
- Highway \$16,594.43 v#77-92
- Sewer 1 \$ 98.73 v#19
- Sewer 2 \$188,568.82 v#95-108.5
- Water \$ 1,110.05 v#77-84
- Total \$223,164.30**

**Motion** made by Councilman Fuller, Seconded by Councilman Bottone to approve the August 2017 Monthly Meeting Minutes and August Special Meeting Minutes as written. All voting yes, Motion carried.

**Checks Received:**

322.72 Town Clerk's Acct-August 2017 Sales  
686.00 Justice Michael Soper-Fines Collected for August 2017  
1,165.00 Justice Joseph Crowley-Fines Collected for August 2017  
150.00 Matt Zurat-Rm 210 Rent-September 2017  
109.00 Bradish & Associates Rm 203-Rent & Mail Box Rental-September  
165.00 Karen Fox-Foxy's Pet Shop- (641) Garage Rent-September 2017  
69.51 Fire Commissioners- Fuel Usage  
291.00 Dennis Johnson-Rm 109-Rent-September 2017  
1,050.00 Enchanted Mountains Roller Derby-Gym Rent-Aug, Sept, Oct. 2017  
124.00 McCaffery -Rm 205 Rent August 2017  
157.00 W. Songer-Barber Shop Rm 100 Rent-September 2017  
157.00 S & B Sound Production -Rm 204-Sept 2017  
269.73 C. White Sluice pipe reimbursement to Highway  
329.47 Metalico Bradford, Inc.-pipe-Hwy Dept.  
117.18 Metalico Bradford, Inc-pipe-Hwy Dept.  
3,587.00 Perma-refund of contribution 01/2016-01/2017  
65,885.31 Sales Tax Distribution – 2<sup>nd</sup> qtr.

**Total \$ 74,634.92**

**Monthly Reports:** Supervisor Financial Report, The Town Clerk, Water/Sewer/Rental Clerk, Highway Superintendent, Town Justices Reports, & Dog Reports were all distributed and reviewed.

**Correspondence:**

- Town of Portville Shared Services Agreement

**Motion** made by Councilman Bottone, Seconded by Councilman Rounsville to authorize Supervisor Stoddard to sign the Renewal of the Shared Services Agreement with the Town of Portville for a term of 5 years effective October 12<sup>th</sup>, 2017 and terminating on October 11<sup>th</sup>, 2022. All Voting Yes, Motion carried.

- Planning Board Resignation-Julie Chartreau

**Motion** made by Councilman Jacoby, 2<sup>nd</sup> by Councilman Bottone to accept the resignation of Julie Chartreau as a Planning Board Member effective immediately. All voting yes, Motion carried.

**Motion** made by Councilman Rounsville, 2<sup>nd</sup> by Councilman Fuller to appoint Colleen Dixon to the Planning Board, term 01/2014-12/31/2018. All voting yes, Motion carried.

- Town of Carrollton Planning Board submitted a letter that was mailed to Ralph Bottone and Deb Santora thanking them for the effort, time and energy contributed to the 2017 Revitalization Project.

**Water/Sewer/Rental Clerk-Rosemary Fowler:**

- Rose reported that Rm 110/ Wilt- still waiting to hear on the status from the Town Attorney.
- Sunday night Basketball has rented out the gym at 7pm.
- Sewer 1- As of 9/14/2017 \$26,528 has been paid of the \$49,364 due for the year. 53.7%.
- Water/Sewer 2 nothing to report.

**John Helgager-Code Enforcement Officer/Building & Zoning:**

- John reported he attended the continuing education annual training for certification the week of September 11<sup>th</sup>, 2017. Some of the information shared is that State Laws to permitting 1 unregistered vehicle, out of sight- can't be in the front. They have eliminated the Registration process of it. They were told that as far as property maintenance not to spend too much time on the grass issues, to concentrate more on life threatening issues. They suggested implementing a Registration of Business with the Town, so everybody is aware of all businesses and it would be easier for fire safety inspections.
- Update of the Order of Remedies was reviewed, he is still working through the ones he has issued. He is issuing them approximately 8 per month. Councilman Bottone questioned the ones are expiring and what his procedure is. He doesn't go door to door he is only part-time, there is not enough time. The State says that if the Code Enforcement goes to the door they are to have Law Enforcement with them, because they are not Law Enforcement. John suggested the Town could hire servants, who specifically do just that. Councilman Bottone said he is not one bit happy with the Code Enforcement. He said not much has happened since he started. Supv. Stoddard questioned Bottone on what he means. Stoddard said it takes time and it is a process to be followed. Bottone said we need to increase his pay or something to get things done. Why should people who keep up their property have to deal with the ones who don't care. It's not right. Stoddard said it is just one of things, it's a process and we have to deal with it and it takes time.
- John said that zoning wasn't included at the conference, but will be next year. There is a lot of Zoning issues that come up along with property maintenance that the area not being zoned correctly.

**Soccer Board-Stephanie Parsons, Samantha Hayes, Tish Howard-Clark, Chuck Kohler.**

Stephanie Parsons presented the 2017 Soccer Report. Information provided included the list of Sponsors and donations. The Soccer Board wanted to clear any questions as to the sponsors being from out of area. The area businesses were asked, not all could sponsor the 2017 program as previously due to financial strains, so as they lost a sponsor they reached out to other businesses in the nearby communities. Steph Reported that in 2016 there were 196 players, in 2017 there were 226 players. She stated in our community there were 63% age eligible players, 25% from the Town of Carrollton. The Soccer Board has made some changes after meeting with other Soccer Clubs and getting their input on what their procedures are. For 2018 Winter Soccer they are going to have a mandatory meeting for the parents of the players, and at that meeting the child will get their team t-shirt. At this meeting the Soccer Board will review all the rules for the Soccer Season. The intentions are to be sure each parent knows the rules/Code of Conduct for the new Soccer Season. The Board is making changes to participation and recognition of the volunteers that come and help at practices, and every Saturday at the games. These volunteers begin their day helping by being there before games start, turning on lights, setting up bleachers, sweeping and doing anything needed to be done to get the day started and then throughout the day. They are proposing to pay referees per game. They will schedule a referee per game so it is done fairly. This year the referees will be getting paid \$5.00 per game. This year it will be Youth Referees only. Another item on the list for Soccer is a new scoreboard.

Supv. Stoddard asked the Soccer Board since they are self-sustaining why can't they stand on their own with the donation of the Gym from the Town. Samantha Hayes said they have looked into it but haven't started the

process of a tax id number yet, it is a very hard process. Steph stated they like having a liaison from the Board to have his input and to take it to the Board. The Soccer Board said they are not able to run the program on their own yet and would like to know if the Town Board would consider having the program run under the Municipality. Tish Howard-Clark asked the Board about having their own check book for purchases. Clerk Carlson said that it can't be handled that way under a Municipality. The Soccer Board said last year there was a Councilman that was the liaison for Soccer. They always kept in contact with him and would like to know if it could be handled the same way.

Supv. Stoddard and the Board discussed the pros and cons of the Program and then voted on the Winter Soccer 2018 Program to continue running under the Municipality. Ayes-Councilman Bottone, Councilman Fuller, Councilman Jacoby, Councilman Rounsville. Noes-none. All voting yes, the program will continue under the Town of Carrollton Board.

The Town Board told the Soccer Board to get 3 estimates for a Score Board to submit to the Board.

### **Mike Fox Highway Superintendent:**

Hwy Superintendent Mike Fox reported that Rock City who won the bid for the new F550 will not be able to get it in for another for 4-5 months, another 5-6 weeks to get the plow on and have it ready. Councilman Jacoby stated that is good for what the plans are for the money to pay for it. Mike said he told Rock City that would not work for him. Rock City offered another for \$5000.00 more, not at State Bid, and he can get one sooner. Mike said he received a phone call from Linda Keane offering a F-450 from Boston, NY at \$1,371.00 over bid originally received from Rock City. He said this is a Onondaga County Bid. It would be ready in 4-6 weeks. He went up and looked at it and it would fit his needs. The Board questioned Mike why he would be interested in a 450 when he wanted a 550 when originally discussed. Mike said a 550 would have been better but a 450 would do the job. Councilman Fuller said you have to put it out to bid again. Mike said there isn't enough time for that. This truck is available now. Councilman Bottone said he thought we wouldn't be buying until next year. Mike said a bond works that you get in now and plan to pay for it next year in the Budget. Supv. Stoddard said he needs to contact the Town Attorney about it and ask him some questions. He will call Five Star and see what all the need now that the AUD has been filed. Supv. Stoddard said he had asked the Board if they would use the CHIPS money that Mike researched and found it is possible to do, and it is cash we would have. Councilman Bottone said he didn't like that, it's robbing Peter to pay Paul. Supv. Stoddard said he would make some phone calls and get back to Mike. Councilman Jacoby said his outlook is if we had the big budget we had 4 or 5 years ago then fine, pay cash now, but now he doesn't feel that way. Stoddard said the General Fund is not hurting. Discussion detoured to the budget. Councilman Jacoby said he would rather see the money from General fund given to Highway to get the roads fixed. We really need our roads fixed. Councilman Bottone said he agrees on that 100%. Jacoby said that is what he is looking at. Supv. Stoddard stated he will check into how long it takes to know if the AUD is accepted. Councilman Fuller asked if he had looked into the County. Mike said they are done with that now, that is taken care of in the Spring. She suggested shared services, Mike said the problem is that in the winter all the equipment is already being used. Councilman Fuller said not to come back saying a 450 won't do the job. Supv. Stoddard if he gets the go ahead with the Bank what does he Board want to do? Bottone asked Stoddard what he thinks, Stoddard said he thinks if we get the okay from the Bank. Jacoby said so if we are good with the Bank, are we good with the buying of the F-450? He said our hands are tied, aren't they? Supv. Stoddard told Mike that if the Bank says they have to wait for the AUD to be accepted then our hands are tied.

### **WWTP Project Update:**

Councilman Bottone said he is acting on the Public Hearing. Supr. Stoddard said we had the Public Hearing already. Bottone said he doesn't feel like the Public knows what is going on. Stoddard said what do you want it to do just have the project be at a standstill? Bottone said I'm not acting on it. Councilman Jacoby asked Caleb Henning of MDA Engineering what happens if we hold off on everything right now? Caleb said The Town will

continue to be in violation with DEC. Supv. Stoddard asked if they can fine you? He said yes. Jacoby said if they fine us and we shut down the sewer plant. What happens now? Everyone puts in a septic system. Bottone said you can't shut down the Sewer plant. Jacoby said "if". He said honestly where this will fall is on the guy that ran this 15-20 yrs. ago. Whoever was running this. Jacoby said it is what it is. Bottone said you're not paying for it. Jacoby said whether I'm paying for it or not, it is what it is. Bottone said how many people at this table are paying for sewer? 2 people. Jacoby said whether we pay for it or not the sludge is there. Yes, it stinks that a line wasn't signed on a contract, but no matter what it is there. The contractor didn't put the sludge there. Caleb of MDA stated he wanted to clarify that they aren't trying to stick the town. Bottone said oh I understand that. Jacoby said ultimately the sludge is there. Councilman Rounsville said he would like to see what Crystal Abers could help us with for grants. Bottone asked Rick Dixon Water/Sewer/ Maintenance what he thought. He said the project needs to get done. Nobody can point their fingers at anybody, money should have budgeted in a few years ago, things should have been done at the plant previously, the engineers, contractors made a mistake. The truth is the job needs to be done. Bottone said okay. Jacoby said all he is saying is the sludge is there somebody didn't just put it in there overnight. Rick said over the past 40 years is has almost tripled. Jacoby said we told everybody that it was a ½ million dollar and now it has changed. Bottone said we didn't tell anybody! Jacoby said anybody that has asked him he has told.

Supv. Stoddard asked the Board to make a Motion on the following Resolutions. Motions moved by Councilman Brian Jacoby, seconded by Councilman James Rounsville.

**Resolution No. 21-2017** The adoption of the foregoing Resolution Approving the Joint Increase and Improvements of Facilities of the Town of Carrollton Limestone Sewer District and Sewer District No. 1 was duly put to a vote on roll call as follows: AYES: Councilman Ralph Bottone, Florence Fuller, Brian Jacoby, James Rounsville, Supervisor Stoddard. NOES: NONE. ABSENT: NONE. The Resolution approving the Joint Increase and Improvement of the facilities of Town of Carrollton Limestone Sewer District and Sewer District No. 1 was declared adopted.

**Resolution No. 22-2017** Resolution addressing State Environmental Quality Review(SEQR) Status for Proposed improvements to the Town of Carrollton Municipal Wastewater Treatment Plant as a Type 2 Action. AYES: Councilman Brian Jacoby, Ralph Bottone, Florence Fuller, James Rounsville, Supervisor James Stoddard. NOES: None. ABSENT: None. The Resolution approving the SEQR TYPE 2 Action was declared adopted.

**Resolution No. 23-2017** Title: Resolution to adopt and authorize Supervisor Stoddard to sign Change Order No. 1 Resulting in an overall contract price decrease of \$589,387.87 for a total Contract Price to date of \$355,612.13. This decrease will be adjusted in Payment Application #2 by J. D. Construction, Inc. AYES: Councilman Brian Jacoby, James Rounsville, Florence Fuller, Ralph Bottone. NOES: None. ABSENT: None. The Resolution to adopt Change Order No. 1 and authorize Supervisor Stoddard to sign the Order was approved.

**Resolution No. 24-2017** Title: Resolution to execute and authorize Supervisor Stoddard to sign Payment Application #2 in the amount of \$182,934.85 to J. D. Northrup Construction, Inc. The ayes and nays are recorded as: AYES: Councilman Florence Fuller, Ralph Bottone, Brian Jacoby, James Rounsville. NOES: None. Absent: None. The Resolution Approving Supervisor James Stoddard to sign the payment application #2 to J. D. Northrup Construction, Inc. was adopted.

**Resolution No. 25-2017** Title: Resolution to adopt and authorize Change Order No. 2 presenting an addition to the original scope of work to fully replace the existing liners inside the primary and secondary lagoons, the \$380,330.00 contract price increase from Change Order No. 2 will result in a total Contract Price to-date of \$735,942.13. AYES: Councilman James Rounsville, Brian Jacoby, Ralph Bottone, Florence Fuller. NOES:

None. ABSENT: None. Resolution to adopt Change Order No. 2 and authorize Supervisor James Stoddard to sign the Order was approved.

At 6:15PM Councilman Ralph Bottone, and Florence Fuller excused themselves due to prior commitments.

Caleb Henning, MDA Engineer Consultant apologized for the extra work that has been created for the Town and any Town Residents it may affect. He did say that it had been discussed before about how much the sewer rates would be affected per customer. He said he figured it would cost each sewer customer \$15-16 towards the loan. Supv. Stoddard stated that hopefully the last two years increases would cover this. Rick Dixon stated that Rose figured it out per customer and she came up with the same figure of \$16.55 towards the loan payment. Councilman Rounsville, and Jacoby, and Supv. Stoddard all agreed that the Sewer rates should not have to be raised in the new budget even after the increase of the loan.

**New Business:**

The Town Justices have put in a request to submit information for a Grant for the Courts.

**Resolution No. 26-2017** Title: Resolution to approve the Town Justice to submit a request for a Grant for the Courts for the Town of Carrollton located at 640 Main Street, Limestone, NY. Resolution moved by Supervisor Stoddard, Seconded by Councilman Jacoby. AYES: Councilman Brian Jacoby, James Rounsville, Supervisor James Stoddard. NOES: None. ABSENT: Councilman Ralph Bottone, Florence Fuller. Resolution approved to apply for a grant for the Town of Carrollton Court.

Clerk Carlson put in a request to modify the Town Clerk's Petty Cash fund from \$100 to \$150.00. She stated the Code Enforcement Officer has had a lot of Certified Mailings and must use personal credit card to take of the mailings and then get reimbursed by the Town. The Auditor said we should not be doing that. The petty cash is also used to make change for the Clerk's sales.

Councilman Rounsville said he would ask a Postal employee about getting postal machine here, the cost of it, if it does certified mailings.

**Motion** moved by Councilman Jacoby, Seconded by Councilman Rounsville to increase the Town Clerk's Petty Cash fund to \$150.00. AYES: Councilman Brian Jacoby, James Rounsville, Supervisor Stoddard. NOES: None. ABSENT: Councilman Ralph Bottone, Florence Fuller.

**Old Business:**

Supv. Stoddard said the dumpster has been locked up. Rick Dixon said Jerry Peterson had a problem this morning with it. It was unlocked and chains were off, he went to look in the dumpster and there were white garbage bags in there, beer cans, bottles in the dumpster. Jerry only puts 2 bags a week in the dumpster from the Town Complex. Supv. Stoddard said then this answers the question as to who is putting it in there. He will talk to John Smith-Parts R Us in the morning. Councilman Rounsville suggested having a regular pick up instead of a dumpster for the Complex, and maybe paying more during soccer season if needed and having Smith have his own dumpster. Stoddard said he would talk to Smith in the morning.

**Open Forum:**

Town Resident Curtis Peters asked the Board if they would be interested in allowing the field behind the complex to be used Garden Tractor Pull Club. He would like to do a money pull. He explained the event in detail, and said it is usually a 2-day event, they put in their own track, own lights and they maintain it with own equipment. They carry their own insurance. He would like to have a home track here in Limestone. He said he does scheduling in the Winter so he is trying to get this done now. He would like to have 4-5 pulls a year. It would be about 90 tractors. He would like to also ask the LVFD to sponsor, and do a chicken bbq also.

Councilman Jacoby asked what happens if this doesn't work out. Peters said throw grass seed down and cover it up. He is looking at hopefully making this a yearly event. He is thinking once the Town hears the tractors they will come down and watch the event. Supv. Stoddard asked about seating. Peters said they considered bleacher rentals. But decided to bring your own lawn chairs like they do at other kinds of events. Peters asked about the people from out of town bringing their campers and staying out back on the field. Councilman Jacoby said legally by State law they can. Stoddard said he would like to talk to the Town Attorney and ask him some questions.

Rick Dixon suggested to ask the neighbors how they will feel about hearing the tractor noise. He recalls when somebody wanted to put a race track in one time down by the tracks the neighbors were upset about the noise it would create.

Councilman Jacoby suggested the upper baseball field to be the "pit", Peters said he is concerned about that idea bringing the tractors down that hill to the football field where the tracks will be. He would prefer to stay all one level. The ages for the pulls start at 5 years old. Jacoby there are a few things that need to be answered. Some of them concerning the Town residents and how they feel about it. He said we may have to do a Public Hearing on it. Supv. Stoddard said he will contact the lawyer about it. He would like to see something good come to the community. Councilman Rounsville asked questions about digging up to make the track. Jacoby said the first thing would be see if they can legally do it. Supv. Stoddard said right now we can only say we will look into it. Rounsville confirmed with Peters that this is at no cost to the Town? Peters said it would be no cost to the Town.

**Motion** made by Councilman Jacoby, Seconded by Councilman Rounsville to adjourn the meeting at 6.45PM. All voting yes, Motion carried.

*The next scheduled Monthly Meeting is October 17, 2017 @ 4PM.*

**Respectfully Submitted,**

**Julie Carlson –Town Clerk**