

PUBLIC HEARINGS OF THE
SMITHVILLE TOWN BOARD

NOVEMBER 4, 2010

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The meeting for the Public Hearings was called to order at 6pm by Supervisor Allan Johnson. Present were the following:

Supervisor Johnson,
Board members:
Holly Mohr
Charles Schultes
Elizabeth Vanderweyde
Roger Connelly

Also: Highway Sup't Bruce Kinney
Town Clerk Alison Owens
Enforcement Officer Neal Root
Genegantslet Fire Chief Robert Whitmore
Donald Whitmore
Jane Whitmore, BarbaraAnn Whitmore
Bob Brooks, Dennis Smith

There were no additions/deletions to the agenda.

PUBLIC HEARINGS:

6pm: Village of Greene for Fire Protection for Smithville Center; the legal ad as published in the Chenango American read was read by Town Clerk Owens and the hearing declared open by Supervisor Johnson. This a renewal of the Fire contract with the Village of Greene for the Smithville Center Fire District.

Roger Connelly: Is this being taken away from Greene? ["No" response by Supervisor Johnson]. Then I am against it.

Bob Whitmore: The Genegantslet Fire Co. would like it [the Smithville Center District] back but with the new fire station in this district, it would be wiser to wait a year or two to see how things fall into place.

Roger Connelly: How many calls have been to the Smithville Center Fire District in the past year that the Genegantslet Fire Co. could have handled?

Bob Whitmore: Do not know. The process is very simple to change when the time comes.

Bob Brooks: If the change were to be made, what would the process be? Would residents be able to comment on this?

Bob Whitmore: Resident comment is not required.

Bruce Kinney: asked where the district lines are for Greene?

Roads/District lines were discussed. It was suggested that if the Genegantslet Fire Co. were to request to take over the Smithville Center Fire District next year, that either a Public Hearing or an Informational meeting be scheduled to request input from the Public. There were no other comments.

A motion to close the Public Hearing for the Smithville Center Fire Protection District was made by Councilman Schultes, 2nd by Councilwoman Vanderweyde. All 5 Board members were in favor, motion carried.

6:15pm, Genegantslet Fire Co., Inc. for Fire Protection; the legal ad as published in the Chenango American was read. The hearing declared open by Supervisor Johnson.

Bob Whitmore: The budget was not raised last year because we knew the amount would have to be raised this year. All of the fuel in the new fire station will be LP, estimated to be \$10,000. per year, other utilities and insurance are expected to be higher. The building fund in the old budget, which has been

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\$15,000., could be expended higher to pay for the new station. The new radial system has been costly; cash was paid for the new truck, new State mandates have made the Budget request for 2011 necessary.

A motion was made by Councilman Connelly, 2nd by Councilwoman Mohr to close the Public Hearing. All 5 Board members in favor, motion carried.

6:30pm, 2011 Preliminary Budget; the legal ad as published in the Chenango American read was read by Town Clerk Owens and the hearing declared open by Supervisor Johnson. There were no comments. A motion was made by Councilwoman Vanderweyde, 2nd by Councilman Schultes to close the Public Hearing. All 5 Board members in favor, motion carried.

6:45pm, Snowmobile Roads; the legal ad as published in the Chenango American read was read by Town Clerk Owens and the hearing declared open by Supervisor Johnson.

Dennis Smith: lives on Round Pond Rd. At 2,3,4 am in the morning when sleds whiz by they are very noisy. There is a trail available. That portion should not be a snowmobile rd.

Bruce Kinney: I do not mind changing the status of the road but there is no enforcement.

Dennis Smith: a sign might help.

A motion was made by Councilwoman Vanderweyde, 2nd by Councilman Schultes to close the Public Hearing. all 5 Board members in favor, motion carried.

6:50pm, Seasonal Roads; the legal ad as published in the Chenango American read was read by Town Clerk Owens and the hearing declared open by Supervisor Johnson.

Bob Whitmore: There is a problem on Skillman-Hofmann Rd.; the last house (Seyler's) has a fire/burglar alarm connected directly to Norwich which has a tendency to go off.

Bruce Kinney: We keep the road as clear as possible to allow the seasonal residents and emergency vehicles access.

There were no other comments. A motion was made by Councilman Schultes, 2nd by Councilwoman Mohr to close the hearing. All 5 Board members were in favor, motion carried

ACTION:

VILLAGE OF GREENE FIRE CONTRACT:

RESOLUTION # 38 (2010): AUTHORIZE SUPERVISOR JOHNSON TO SIGN THE VILLAGE OF GREENE FIRE CONTRACT

On a motion by Councilman Schultes, 2nd by Councilwoman Vanderweyde the following Resolution was ADOPTED

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AYES: Schultes, Vanderweyde, Johnson

NAYES: Connelly, Mohr

RESOLVED to authorize Supervisor Johnson to sign the 1 yr. contract with the Village of Greene Fire Dept. for Fire Protection to the Smithville Center Fire District.

It was suggested to pursue the Genegantslet Fire Company request to contract for the Smithville Center Fire District for next year. A notice should be put in the paper announcing the proposed change.

GENEGANTSLET FIRE CONTRACT:

**RESOLUTION # 39 (2010): AUTHORIZE SUPERVISOR JOHNSON TO SIGN THE
GENEGANTSLET FIRE CO., INC CONTRACT**

On a motion by Councilwoman Mohr, 2nd by Councilman Schultes, the following Resolution was ADOPTED.

AYES: Mohr, Schultes, Vanderweyde, Connelly, Johnson

NAYES: 0

RESOLVED to authorize Supervisor Johnson to sign the 1 yr. contract with the Genegantslet Fire Co., Inc. for the Genegantslet Fire District.

SNOWMOBILE ROADS:

**RESOLUTION # 40 (2010): APPROVE THE LIST OF SNOWMOBILE ROADS NOV 1, 2010-
APR 1, 2011**

On a motion by Councilman Schultes, 2nd by Councilwoman Mohr, the following Resolution was ADOPTED.

AYES: Mohr, Schultes, Vanderweyde, Connelly, Johnson

NAYES: 0

RESOLVED to approve the list of Snowmobile Roads as read in the legal notice for the period Nov. 1, 2010-Apr. 1, 2011.

SEASONAL ROADS:

RESOLUTION # 41 (2010): APPROVE THE LIST OF SEASONAL ROADS NOV 1, 2010-APR 1, 2011

On a motion by Councilman Schultes, 2nd by Councilwoman Mohr, the following Resolution was ADOPTED.

AYES: Mohr, Schultes, Vanderweyde, Connelly, Johnson

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NAYES: 0

RESOLVED to approve the list of Seasonal Roads as read in the legal notice for the period Nov. 1, 2010-Apr. 1, 2011.

There was no action on the 2011 Preliminary Budget.

OTHER BUSINESS ITEMS

SEPTIC APPLICATON FOR PLAYGROUND: Questions from Playground Committee

1.) who pays for the septic application? Darin Mills has voucher for septic application fee of \$35.00. Will need to do leach field rather than holding tanks. Would like to do perk test, and then plan for the septic system.

Johnson: The 6 month hold on the property purchased has just passed; paperwork has been mailed to the proper authorities, ask Board members what their feeling would be for authorizing preliminary work on a septic system for the proposed playground restrooms. Board members were ok with doing a perk test and following through with the septic system.

Board member Mohr would like to be informed of what is happening on the Playground Committee.

2.) Who signs the septic application? Supervisor Johnson said he would be willing to sign the application, Board members concurred.

RESIGNATION OF JUSTICE BRUCE BRAMAN:

Justice Bruce Braman has submitted his resignation effective December 31, 2010.

RESOLUTION # 42 (2010) ACCEPT JUSTICE BRUCE BRAMAN'S RESIGNATION

On a motion by Councilwoman Mohr, 2nd by Councilwoman Vanderweyde, the following Resolution was adopted.

AYES: Mohr, Schultes, Vanderweyde, Connelly, Johnson

NAYES: 0

RESOLVED to accept the resignation of Justice Bruce Braman, effective December 31, 2010.

The comments from those in attendance included: why was the Justice resigning?

Councilman Connelly: they wanted a clerk (for the Court)

Supervisor Johnson: Justice Braman's letter did not give reasons.

Councilwoman Vanderweyde felt the Justices should have taken advantage of additional help for technical assistance. She does not feel the need for a Court Clerk is justified.

Supervisor Johnson: These avenues are available: The Town Board can appoint anyone until the election next year who would have to be trained; 6th Judicial Court System can find one to serve in the interim. The volume of business which goes through Smithville could dictate court 2x a month. Feels the Town could have 1 Justice and Court 2x a month and still have enough funds in the budget to supply some clerical help.

Neal Root: suggested committee of 1 or 2 people to talk with the Justices.

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Bob Brooks: if one is not appointed by the next Board meeting to start training (offered in Nov, Dec. 2010 and Mar 2011), then an interim Justice would have to be appointed.

Service Education Inc. renewal was invoiced 10/30/2010. The cost for the 1 yr. contract is \$800. with the contract period being from November to October. Would the Board like the Town Clerk to add this to the Warrant for Nov. 15th? Board members replied affirmatively.

PRELIMINARY BUDGET: Supervisor Johnson asked the Board what they would like to do with the 2011 Preliminary Budget. It could be adopted as is, or adjustments could be made. He made some suggestions the Highway Reserve could be toggled up or down to increase/decrease the final calculation; for every \$1,000. upward =.02 increase. After discussion, the Board made adjustments in a few of the line items.

Total changes from the 2010 to the 2011 Budget are listed below:

LINE ITEM	FROM 2010	+/-	TO 2011	
A1110.1	\$ 6500.	-	\$ 3700.	No option for Clerk
A1110.4	\$ 900.	+	\$ 1310.	
A1220.4	\$ 500.	-	\$ 400.	
A1355.1	\$ 9500.	+	\$10000.	
A1410.4	\$ 4500.	+	\$ 5000.	
A1620.1	\$ 4000.	-	\$ 3500.	
A1910.4	\$21345.	-	\$20363.	
A1920.2	\$ 600.	-	\$ 500.	
A1990.4	\$ 2000.	-	\$ 1500.	
A3120.1	\$ 750.	-	\$ 300.	
A3510.1	\$ 2600.	-	\$ 2500.	
A3510.4	\$ 500.	+	\$ 1100.	
A5132.4	\$15000.	-	\$14000.	
A5182.4	\$ 4000.	-	\$ 3800.	
A7140.4	\$ 1000.	-	\$ 750.	
A8020.4	\$ 250.	+	\$ 950.	
A8090.4	\$ 250.	+	\$ 280.	
A8820.4	\$ 1000.	-	\$ 750.	
A9010.8	\$ 7400.	+	\$12387.	
A9030.8	\$ 5500.	-	\$ 4500.	
A9050.8	\$ 350.	-	\$ 250.	
A9055.8	\$ 1000.	-	\$ 800.	
A9060.8	\$ 5000.	+	\$ 5500.	
A1080	\$66000.	+	\$69000.	
A2401	\$ 1200.	-	\$ 700.	
A2544	\$ 1000.	+	\$ 3351.	
A2590	\$ 250.	+	\$ 300.	
A2610	\$ 2000.	+	\$ 3000.	
A3001	\$ 7000.	+	\$ 7500.	
A3005	\$11000.	-	\$10000.	

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DA5110.1	\$64401.	+	\$67629.
DA5112.2	\$95000.	+	\$100000.
DA5130.2	\$22500.	-	\$20000.
DA5142.1	\$70194	+	\$73712.
DA9010.8	\$11850.	+	\$18580.
DA9050.8	\$ 800.	+	\$ 900.
DA9055.8	\$ 400.	-	\$ 300.
DA9060.8	\$16432.	+	\$18075.
DA9950.9	\$15000.	-	\$10000.
DA1120	\$42000.	+	\$44000.
DA2401	\$35000.	-	\$ 1000.
DA2665	\$ 500.	+	\$ 1000.

The Board also asked to leave the Hwy Reserve at 10,000.

There was no other business to come before the Board. The monthly Board meeting will be Nov. 15th.
Supervisor Johnson declared the meeting adjourned at 8:53pm.

Alison B. Owens

Smithville Town Clerk