

MINUTES OF THE SMITHVILLE TOWN BOARD

December 19, 2011

The regular meeting of the Smithville Town Board was called to order at 6:03 pm by Supervisor Allan Johnson. In addition to Supervisor Johnson, the following were also present:

Board members:
Elizabeth Vanderweyde
Charles Schultes
Holly Mohr
Roger Connelly

Other:
Alison Owens, Town Clerk
Fred Heisler
Bob Whitmore
John Cammarata
Karen Wood
Bruce Kinney, Highway Sup't

ADDITIONS: NB3: Sign statement for EMT code # for Genegantslet First Responders

CORRESPONDENCE

C1: NYSDOT CHIPS Payment \$88,252.00 to Town of Smithville 12/16/11

C2: letter from Supervisor Johnson to Mayor Marcia Miller of Greene re: Smithville Center Fire Protection District

C3: Annual Watershed Inspection Report of Cincinnatus Lake Dam. Some items will need attention. The report will be given to Hwy Sup't Kinney.

C4: Chenango Co. SPCA hours and scope change notice.

C5: letter from Supervisor Johnson to Dep't Attorney Gen. re: code of ethics

C6: notification of change in service at Citizens Bank

OLD BUSINESS

OB1: consider request by Community Life Ministries to be added to Group annual rental rate (Sept. 1st to Aug 31st). Supervisor Johnson would like to see the group rental rate extended to this group. Other Board members indicated they would like to see the annual rate increased at the end of the contract period (Aug. 31st) due to the increase in the Community Center's electric and fuel costs. After further discussion the following Resolution was brought forth:

RESOLUTION # 51 (2011): EXTEND GROUP RATE TO COMMUNITY LIFE MINISTRIES THROUGH END OF AUGUST 2011 WITH NOTICE

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

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to extend the group rate of \$25.00 to the Community Life Ministries group through the end of August 2011 common renewal date. RESOLVED also that the annual group rate of \$25.00 be re-evaluated by the Town Board in 2012.

OB2: **Smithville Day Co-ordinator:** Supervisor Johnson has spoken with Karen Wood who is willing to be the Smithville Day Committee Chair for 2012. Board members asked Mrs. Wood to mention some of her ideas for Smithville Day. It was then proposed to appoint Karen Wood as the Chairperson.

MINUTES OF THE SMITHVILLE TOWN BOARD

December 19, 2011

RESOLUTION # 52 (2011): APPOINT KAREN WOOD CHAIR OF SMITHVILLE DAY 2012

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

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to appoint Karen Wood Chairperson of the Smithville Day Committee for 2012. 656-9303

OB3: sign 2 fire contracts: Genegantslet Fire District and Smithville Center Fire District

RESOLUTION # 53 (2011): SIGN THE GENEGANTSLET FIRE CONTRACT AND SMITHVILLE CENTER FIRE DISTRICT CONTRACTS FOR 2012

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

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to sign the Genegantslet Fire Contract and the Smithville Center Fire District contracts for the period Jan. 1, 2012-Dec. 31, 2012.

NEW BUSINESS

NB1: The **SPCA Contract for 2012** has been received by Supervisor Johnson and has also been reviewed by Att’y Roger Monaco. A change has been made by the SPCA to allow a charge of \$75.00 for a dog being taken to the SPCA by a Town “Good Samaritan” resident. Board members were not in favor of the added clause and asked to have it stricken from the contract before signing it. The following motion was brought forth:

RESOLUTION # 54 (2011): AUTHORIZE SUPERVISOR JOHNSON TO SIGN SPCA CONTRACT AFTER DELETING “GOOD SAMARITAN” CLAUSE

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

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to authorize Supervisor Johnson to sign the 2012 Chenango County SPCA contract after striking out the \$75.00 “Good Samaritan” clause which would hold the Town responsible for a \$75.00 fee if any resident from the Town of Smithville,(a “Good Samaritan”) brought a stray dog in to the shelter.

NB2: end of year Resolution to authorize bill paying

RESOLUTION # 55 (2011): AUTHORIZE DEPUTY SUPERVISOR ROGER CONNELLY TO SIGN CHECKS TO PAY BILLS AT YEARS END

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

MINUTES OF THE SMITHVILLE TOWN BOARD

December 19, 2011

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to authorize Deputy Supervisor Connelly to sign checks for end of the year bills turned in from Dec. 19th through Dec. 29th in the absence of Supervisor Johnson.

NB3: NYSDOH has requested an EMT code # for the Genegantslet Fire Co. Inc. First Responders. It is necessary to have the Town Supervisor write a letter to NYSDOH indicating the Town has granted authority to the Genegantslet Fire Co. Inc. First Responders to provide Emergency Medical Care to the Town and to request the NYSDOH issue such EMS Agency ID code to the Genegantslet Fire Co., Inc. First Responders. The following Resolution was brought forth:

RESOLUTION # 56 (2011): AUTHORIZE SUPERVISOR JOHNSON TO SIGN REQUEST TO NYSDOH FOR FIRST RESPONDERS EMS ID CODE

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

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to authorize Supervisor Johnson to write and sign letter to the NYSDOH indicating the Genegantslet Fire Co., Inc was given authority to operate within the Town, does provide EMS response within the Town, and that the Town requests an EMS code # be given to the Genegantslet Fire Co., Inc First Responders.

MINUTES: The minutes of November 21st and December 12th were reviewed. Small typos in the minutes of Nov. 21st. were noted and corrected. A motion to accept both minutes was made by Councilman Connelly, 2nd by Councilman Schultes. All 5 Board members in favor, motion carried.

REPORTS

R1.) Planning Board—no report but PB has scheduled a Public Hearing for Jan. 9, 2012 on Lyon subdivision

R2.) Assessor: no report

R3.) Enforcement Officer: report submitted County: no report

R4.) Justice: report submitted. Audit is set for Dec. 29th

R5.) DCO: no report

R6.) Attorney: report submitted

R7.) Smithville Day: no additional information

R8.) Community Center: see Town Clerk's report. The date of the last Community Center inspection was 2008. Code Enforcement will be doing one in 2012.

R9.) Playground Committee: no report

R10) Town Clerk: Town Clerk Owens had several options for replacing the curtain at the Town Clerk's window. Fred Heisler said he would be able to come up with additional options. Did it have to be replaced this year? Town Clerk Owens replied there was money in her contractual account, plus additional monies from the Community Center account to help pay for replacing it this year. Money can be encumbered from 2011 to pay for something in 2012. It was decided to offer a resolution to encumber \$1000. for a replacement window blind from 2011 budget to spend in 2012 on the replacement.

MINUTES OF THE SMITHVILLE TOWN BOARD

December 19, 2011

RESOLUTION # 57 (2011): ENCUMBER \$1000. FROM 2011 BUDGET TO HELP PAY FOR A REPLACEMENT CURTAIN/BLIND AT THE TOWN CLERK'S WINDOW.

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

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to encumber \$1000. From the 2011 budget to offset the purchase in 2012 of a replacement curtain/blind at the Town Clerk's window.

R11) Highway:

- Summer work still being done, driveways, brush cutting, chain sawing
- Sign replacements and repairs
- Still working with FEMA person; additional projects on Pond Creek @ Stan Emert's and Neal Root's; Money coming back from FEMA next year; Mandatory Homeland Security/FEMA class taken by employees
- '99 MACK is not fixed; part was shipped but was lost enroute
- Another truck had an accident and is being repaired
- Looking at another sander
- Flags down, wreaths up
- Nothing done about Town Barn doors yet

R12) Supervisor's Report: reviewed. A motion to accept the report was made by Councilwoman Vanderweyde, 2nd by Councilman Connelly. All 5 Board members in favor, motion carried.

WARRANTS

GENERAL: Warrant # 12, Vouchers #165-180 in the amount of \$34,134.36 was presented for payment. A motion to pay these bills was made by Councilman Connelly, 2nd by Councilwoman Vanderweyde. All 5 Board members in favor, motion carried.

HIGHWAY: Warrant # 12, vouchers # 139-155 in the amount of \$28,513.89 was presented for payment. A motion to pay these bills was made by Councilman Schultes, 2nd by Councilman Connelly. All 5 Board members in favor, motion carried.

Other: The **Ambit Energy** option to NYSEG was revisited and described by Supervisor Johnson. Ambit claims they can sell energy for less with a guaranteed 1% savings rate; the consultant is based in northern NY. Additional information was given by Fred Heisler and John Cammarata. Based on this information, customer satisfaction, and the money savings realized by those in the audience who have switched it was decided to switch all 5 or 6 of the Town's electric accounts from NYSEG Solutions to Ambit Energy for 2012.

RESOLUTION # 58 (2011): SWITCH TOWN'S NYSEG SOLUTIONS ACCOUNTS TO AMBIT ENERGY FOR 2012.

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

MINUTES OF THE SMITHVILLE TOWN BOARD
December 19, 2011

AYES Vanderweyde, Schultes, Mohr, Connelly, Johnson
NAYES 0

RESOLVED to switch the Town's NYSEG Solutions Accounts to AMBIT Energy for 2012.

There was no other business to come before the Board. Supervisor Johnson declared the final meeting of 2011 adjourned at 8pm.
Smithville Town Clerk

Alison B. Owens

FYI items:

- * Town of Alfred passes moratorium
- * Jaeckle Alert: Empire State Development Application Deadline
- * U.S. Census Bureau Advance Response
- * Local Gov't Efficiency Grant Program
- * Enforcement Officer Root's cumulative mileage report for Apr.-Dec. 2011