

Minutes of the Smithville Town Board
December 5, 2012

A special meeting of the Smithville Town Board was called to order at 6:30pm by Supervisor Fred Heisler Jr. The purpose of the meeting was to review a proposed contract for 2013-2015 by the Teamsters Union for the Highway employees.

Attendance:

Supervisor Heisler
Councilwoman Liz Vanderweyde
Councilman Bob Whitmore
Councilman Karl Kudwig
Councilman John Cammarata
Town Clerk Alison Owens

Also in Attendance:

Roberta Dunker, Teamsters Rep.
Kevin Schultes, Highway Employee
Harry Schultes, Highway Employee

Ms. Dunker distributed copies of the proposed 2013-2015 contract for Board members to review. Differences from the previous contract to the proposed contract were listed by Ms. Dunker. Some of the highlights in changes are

- increase comp time to rolling 60 hours
- increase in wages
- add holidays, vacation, sick leave; change personal time
- add boot allowance to clothing allowance
- add motor vehicle fines to be paid by the Town of Smithville
- request policy on time clock
- open on duration of contract

Board members will continue to review the proposed contract at the Town Board meeting on Dec. 17th and will meet with Ms. Dunker on Wednesday Dec. 19th @ 6pm.

The **Tax Cap overview** requested by the NYS Comptroller's office and headed up by Councilman Ludwig has been reviewed by Andrew Hickey of the Binghamton office. Mr. Hickey has been in communication with Supervisor Heisler and has indicated things look good for the Town of Smithville. There was some discussion about his recommendation to vote to override the 2% tax cap.

JUSTICE APPOINTMENT

A request from the Pennsylvania State Police for a background check on an individual for a firearms application was received Nov. 29th. The request was to be completed by Dec. 6th. Since the Town of Smithville has no one in the office of Town Justice, the request could not be filled. Additionally, other similar requests have been coming in that cannot be handled. A call was made to the Association of Towns to ask if the Town Board could appoint a Court Clerk to handle the request for a background check. An Attorney for the Association of Towns indicated a court clerk can only be appointed on the advice and consent of the Town Justice. The Attorney also said that since the Town of Smithville Justice-Elect has completed initial Justice

Minutes of the Smithville Town Board
December 5, 2012

training, he can be appointed to the vacant position for the remaining part of the month of December. When that takes place, a Court Clerk can then be appointed by the Town Board on the new Justice's advice/consent for the month of December; the required background search can then be completed. The following Resolution was brought forth:

RESOLUTION # 59 (2012): APPOINT JORDON LILLEY AS TOWN OF SMITHVILLE JUSTICE FROM DECEMBER 5, 2012-DECEMBER 31, 2012

On a motion by Councilwoman Whitmore, 2nd by Councilman Ludwig, the following RESOLUTION was adopted

AYES Vanderweyde, Whitmore, Ludwig, Cammarata, Heisler
NAYES 0

WHEREAS the Town of Smithville has no current sitting Justice, and WHEREAS there is continuing Court business needing to be conducted in the month of December, and WHEREAS Justice-Elect Jordon Lilley has completed initial Justice training and is authorized to be a sitting Judge, BE IT THEREFORE RESOLVED to appoint Jordon Lilley as interim Judge from December 5, 2012 until December 31, 2012.

Justice Lilley has approved the decision for a Court Clerk for the remainder of December 2012 to help him with the paperwork. Therefore the Town Board may appoint a Court Clerk to assist the new Judge. It was discussed briefly and recommended to appoint Paul O'Connor as the Court Clerk for December 2012. Mr. O'Connor will be reimbursed for his time.

RESOLUTION # 60 (2012): APPOINT PAUL O'CONNOR AS TOWN OF SMITHVILLE COURT CLERK FROM DECEMBER 5, 2012-DECEMBER 31, 2012

On a motion by Councilman Cammarata, 2nd by Councilwoman Vanderweyde, the following RESOLUTION was adopted

AYES Vanderweyde, Whitmore, Ludwig, Cammarata, Heisler
NAYES 0

RESOLVED to appoint Paul O'Connor as Court Clerk for the Town of Smithville from December 5--December 31, 2012. Mr. O'Connor will be reimbursed for the time spent in the position, up to 3 days.

BAS Tax Program:

Town Clerk Owens told Board members the BAS tax program has been installed on the laptop computer. She re-iterated to Board members the procedure BAS explained to her in collecting online payments and has called other Town Clerks to ask their opinion on the program and online collecting. While most other Towns did not use the online collection, they did feel it was a service that should be provided to taxpayers and they hoped to provide that service in the

Minutes of the Smithville Town Board
December 5, 2012

very near future. The Clerks also appreciated the online tax bills and updated payments to a website to give property owners and mortgage holders better access to tax information. Tier II, which includes online viewing, will cost an additional \$1270. with an annual update fee. Tier III, which includes online bill paying, does not cost anything additional and can be implemented later. Board members were satisfied with the answers provided and felt the additional services would be an asset for Town of Smithville taxpayers. Purchase of the Internet Tax program was authorized in the following Resolution:

RESOLUTION # 61 (2012): APPROVE PURCHASE OF THE INTERNET TAX PROGRAM FROM BAS

On a motion by Councilman Ludwig, 2nd by Councilwoman Vanderweyde, the following RESOLUTION was adopted

AYES Vanderweyde, Whitmore, Ludwig, Cammarata, Heisler
NAYES 0

RESOLVED to purchase the Tax Collection program from BAS for \$1270.00. RESOLVED also that monies to pay for the program will be taken from Unexpected Expenses 8500440024 with the notation that if there is residual money at the end of the year from unexpended accounts, it will be added back in.

There was no other business to come before the Board. Supervisor Heisler declared the meeting adjourned at 7:41pm. The December monthly meeting will be Dec. 17th.

Alison B. Owens

Smithville Town Clerk