

MINUTES OF THE SMITHVILLE TOWN BOARD
JULY 16, 2012

OPENING BY SUPERVISOR FRED HEISLER JR AT 6:30PM

ROLL CALL VOTE:
Supervisor Heisler
Board members:

Elizabeth Vanderweyde
Bob Whitmore
Karl Ludwig
John Cammarata

ALSO PRESENT:
Town Clerk Alison Owens
Hwy Sup't Bruce Kinney
Playground/Grange rep Mindy Eldred
About 25 Townspersons

NO LATE ADDITIONS/DELETIONS

CORRESPONDENCE 6:32PM

C1.) Thank you from the Smithville Day Committee for \$300. donation
C2.) NYSEG: summer power needs & inspection of transmission poles
C3.) letter from Ray & Sherry Butts, Marvin Rd. re: complaint about ATV's speed and drivers age limits, loud music, trash on neighboring property, potholes on Marvin Rd. The Highway Sup't responded he had done the following with regard to the problems mentioned:

- * potholes have been repaired
- * dust oil tonight on Marvin Rd.;
- * sheriff's dept. has been notified of ATV's

Councilman Whitmore indicated there is a possible burn ban by NYSDEC in effect or shortly to be in effect.

C4.) Thank you from Ed & Anita Bonsell for window replacement
C5.) NYS Office of Emergency Management re: 3 notifications of claim payments for 2011 TS Lee damage. This is not the Federal (FEMA) claim payments.

PRESENTATION by Steve Palmiter, Chenango County Advisor on Natural Gas 6:37PM
COMMENT BY MIKE BERNHARD, CAROL OMALYEV, AND OTHERS

RESERVATIONS for 12 TO TOUR CHESAPEAKE HEADQUARTERS AND WELL SITE AUG 3RD

REPORTS 7:41PM

R1.) Planning Board: report submitted by PB Chair Jackie Centerwall. The Comprehensive Plan can be submitted to the Town Board but it will start the 90 day window for a Public Hearing. Town Board members will consider when would be the best time for the submission.

R2.) Assessor: no report

R3.) Enforcement Officer: report submitted

R4.) Justice: Resolution already submitted (March 2012 meeting) to support the 2013 JCAP grant. Possible tour of Plymouth and Guilford Justice courts.

R5.) DCO: no report. [The DCO report was submitted but not found by Town Clerk Owens until 7/17/12]

Councilman Whitmore spoke of a dog bite situation on Round Pond Rd. Discussion ensued about dog licensing with 1 suggestion being to charge a surcharge on a dog license with the DCO receiving the compensation.

R6.) Attorney: no report. The Attorney is up to speed with regard to gas drilling and will be able to help with Local Laws regarding gas drilling if needed.

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R7.) Smithville Day: Chairperson for 2013

Jenn Fleury would like to be considered for the position of Chairperson for next year's Smithville Day. The Supervisor and Board would like to see a Committee of at least 10 persons to make sure that everyone has a job to do. Preparation will need to begin now for a successful 2013 Smithville Day.

RESOLUTION # 31 (2012): APPOINT JENN FLUERY AS 2013 SMITHVILLE DAY CHAIRPERSON

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

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

R8.) Community Center:

Additional railings built by ALRON were donated and installed by Ron Williamson and Tom Pollard. It is suggested to write a thank you to Ron Williamson and possibly send a small gift certificate for Ron's (Alron's) donation. It was further suggested to send a certificate from Bonnie's (Restaurant). The following Resolution was brought forth:

RESOLUTION # 32 (2012): PURCHASE \$25. GIFT CERTIFICATE FROM BONNIE'S FOR RON WILLIAMSON

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

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

RESOLVED to purchase a \$25.00 gift certificate from Bonnie's Restaurant for Ron Williamson of Alron Corporation, in appreciation for his efforts with the 2nd set of railings on the Community Center steps

Supervisor Heisler will write the thank you and send the gift certificate.

Community Center floors: The United Way Day of Sharing/Caring is Sept. 21st. United Way Volunteers are available that day for service projects such as re-finishing floors. It is possible the Community Center floors could be refinished by the volunteers if an application is approved and materials are provided. Floors would need to be set for nails and cleaned prior to refinishing. It was decided in the following Resolution to move forward with the application process.

RESOLUTION # 33 (2012): FILL OUT UNITED WAY APPLICATION FOR REFINISHING COMMUNITY CENTER FLOORS

On a motion by Councilman Whitmore, 2nd by Councilman Ludwig, the following Resolution was ADOPTED

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

RESOLVED to fill out and submit an application to the United Way Day of Sharing/Caring for Sept. 21st, for the possible refinishing of the floors in the Community Center.

Discussion: It was further suggested the Smithville Historical Society be informed first of this intent in case there was serious objection.

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R9.) Playground Committee: no meeting in July. There is a Youth on Community Service to repaint tables in the Pavilion. John Cammarata is still scheduled to do work on the bathrooms. The pole light in the Community Center parking lot is intermittent. Hwy Supt. Kinney will contact the Village of Greene or NYSEG to come and replace the bulb. It was also mentioned of the possibility of a light for the front part of the Community Center. Councilman Cammarata will check on a motion detector for the light pole in front of the Community Center.
R10) Town Clerk: report submitted. There is an additional claim from Staples for \$83.22 which Town Clerk Owens was not able to check on prior to the meeting. If it is found to be valid, she is requesting to add it to August's Warrant but to be paid now to avoid finance charges. The following Resolution was brought forth.

RESOLUTION # 34 (2012): PAY ADDITIONAL STAPLES INVOICE OF \$83.22 IF IT IS FOUND TO BE VALID On a motion by Councilwoman Vanderweyde, 2nd by Councilman Cammarata, the following Resolution was ADOPTED.

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

RESOLVED to pay an additional Staples invoice of \$83.22 if the invoice is found to be valid.

R11) Highway: written report received 7/17/02. These are the highlights from the verbal report of 7/16

- summer work: dust oil and calcium work done at night; dust oil cannot be applied in dry weather-the road needs to have moisture on it for the dust oil to stick.
- Sign repair—new signs ordered
- Stone and oil projects for August
- Grinding and shimming project for August
- NYS share for flood damage is about 25% of the total ; Federal share is 50%. In the past 2/3 to ¾ is put back into the Highway, the rest is put into the building fund
- Marvin Rd. settled
- Stone ordered for Pond Creek at Stan Emert's
- Town wide permit for work to be done within the Town; Hammerle Rd., Pond Creek at Emert's
- Normal breakages for highway equipment
- Salt and sand on hand
- Union negotiations—no new info

Highway Sup't is willing to look at Road Use Local Laws

R12) Supervisor's Report: submitted. Preliminary budget work will begin this week. Some budget questions by Supervisor Heisler were considered. Air conditioning for the main meeting room was also discussed. A motion to accept the Supervisor's report was made by Councilwoman Vanderweyde 2nd by Councilman Cammarata. All 5 Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler were in favor, motion carried.

Insurance costs for events were discussed. Mang Ins. says unless there are contact sports involved, the current Town insurance policy should cover normal events. This would include the Harvest Festival sponsored by the Grange Oct. 13th. Supervisor Heisler will ask for a letter from Mang verifying the statement.

NEW BUSINESS

8:55 PM

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NB1: consider request by Smithville Valley Grange for **advance of \$150.** for children's activities during the Harvest Festival Oct. 13th; amount to come from A7310.4

RESOLUTION # 35 (2012): ADVANCE \$150. TO SMITHVILLE VALLEY GRANGE FOR CHILDREN'S GAMES AT HARVEST FESTIVAL OCT. 13TH

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

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

RESOLVED to advance \$150. for Children's activities to the Smithville Valley Grange (Mindy Eldred) for children's games at the Harvest Festival Oct. 13th.

OLD BUSINESS

9:05PM

OB1: Decision on bank accounts: Boardmembers felt NBT was more local and afforded the best options for the Town of Smithville accounts. This was put to Resolution.

RESOLUTION # 36 (2012): CHOOSE NBT FOR THE TOWN OF SMITHVILLE BANK ACCOUNTS On a motion by Councilman Ludwig, 2nd by Councilman Cammarata, the following Resolution was ADOPTED.

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

RESOLVED to choose NBT as the Town's official bank and depository.

OB2: Cincinnatus Lake property trash problem: residents did clean up the lot enough to quell the complaint, however the structure may have a code violation and will need to be inspected by Chenango County.

OB3: Genegantslet Creek 2A dam safety proposal: Confirm Roger Hatfield owns the property the dam is located on. In 2015 the Town will need to pay \$3000 for an engineering assessment fee.

OB4: Speed limit submission: waiting for response

OB5: JCAP grant information: the information is available

OB6: The prior resolution to expend funds for Smithville Day was for \$400. but only a \$300. check was written. Supervisor Heisler asked what the Board would like to do with the \$100. in limbo—return it to the budget or write an additional check to the Smithville Day Committee. After some discussion the following Resolution was brought forth:

RESOLUTION # 37 (2012): APPROVE ADDITIONAL \$100. TO BE PLACED IN SMITHVILLE DAY ACCOUNT

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

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

RESOLVED to approve the additional \$100. be placed in the Smithville Day account.

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MINUTES APPROVAL FOR June 18th

9:25PM

The minutes of the June 18th meeting were reviewed. A motion to approve these minutes was made by Councilwoman Vanderweyde, 2nd by Councilman Ludwig. . All 5 Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler were in favor, motion carried.

WARRANTS

9:35PM

General Warrant # 7, Claims # 88-99, in the amount of \$1742.30 were submitted for payment. After reviewing these claims a motion to pay them was made by Councilman Whitmore, 2nd by Councilwoman Vanderweyde. . All 5 Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler were in favor, motion carried.

Highway Warrant # 7, Claims # 86-97, in the amount of \$16,221.21 were submitted for payment. After reviewing these claims, a motion to pay them was made by Councilwoman Vanderweyde, 2nd by Councilman Ludwig. . All 5 Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler were in favor, motion carried.

OTHER: Teamsters Union negotiations were discussed. There was no other business to come before the Board. The next meeting will be August 20, 2012.
The meeting was declared adjourned by SUPERVISOR HEISLER at 9:30PM.

FYI Items: numerous gas drilling emails

Smithville Town Clerk

Alison B. Owens