

MINUTES OF THE SMITHVILLE TOWN BOARD  
JULY 21, 2008

The regular meeting of the Smithville Town Board was called to order at 6pm by Supervisor Allan Johnson. Present were the following:

Supervisor Allan Johnson  
**Board members:**  
Kay Borne  
Holly Mohr  
Vince Coletta  
Roger Connelly

Also: Bruce Kinney, Highway Sup't  
Alison Owens, Town Clerk  
Marcia Miller, rep from Sen. Libous office

**ADDITIONS TO AGENDA:**

Correspondence items C3 and C4 were added to the agenda; also OB2.

**CORRESPONDENCE:**

C1: NYS Public Service Commission re: Verizon installations  
C2: STAR Administrative Aid Distribution  
C3: 2008/09 JCAP grant application  
C4: received grant paperwork for TM81252--\$10,000. for paving the parking lot

**NEW BUSINESS:**

**NB1:** A request from the Unified Court System has been received asking for a copy of the Town's most recent audit of the Justice accounts. Councilwomen Borne and Mohr offered to take this responsibility. Supervisor Johnson asked to have it completed by the August meeting so the Board could review it.

**NB2:** Marcia Miller, legal representative from Senator Libous office was recognized and presented a certificate of honor to Supervisor Johnson in celebration of the Town of Smithville's Bicentennial. As mayor of the Town of Greene, Mrs. Miller also congratulated Supervisor Johnson.

**NB3:** A copy of the Chenango County Mitigation Plan was shown to and reviewed by Board members. A Resolution template was provided to the Town for adoption of the Mitigation Plan. Board members asked for the following Resolution to be adopted:

**RESOLUTION # 26 (2008): ADOPTION OF THE CHENANGO COUNTY  
MITIGATION PLAN**

**SEE ATTACHED SHEET**

**OLD BUSINESS:**

**OB1:** Community Park Lawn Mower: The lawn mower for the Community Park is leaking oil and breaking belts. It is a Craftsman and is approx. 10 years old. Councilman Coletta suggested checking with Lowe's and Norwich Implement to see if a Zero Turn mower could be purchased with a 2-3 yr. warranty. It was suggested by Board members to obtain 3 quotes before purchasing. Highway Sup't Kinney reminded the Board that if equipment is purchased on State Bid, or if equipment is replaced in an emergency

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situation, it does not need to be bid out. Councilman Coletta will check 1<sup>st</sup> with Norwich Implement to see if they have mowers on State Bid, or what models are on State Bid. After additional discussion, Board members gave authorization for the following resolution to purchase a lawn mower, payment to be made from the NBT Building fund.

**RESOLUTION # 27 (2008): AUTHORIZE PURCHASE OF LAWN MOWER**

On a motion by Councilwoman Mohr, 2<sup>nd</sup> by Councilwoman Borne, the following resolution was:

ADOPTED    AYES: Borne, Mohr, Coletta, Connelly, Johnson  
NAYES: 0

RESOLVED to authorize an expenditure of up to \$5,000 for the purchase of a zero-turn lawn mower for the Community Park. Payment will be made from the NBT building fund account.

**OB2:** Quotes for Parking Lot: Highway Superintendent Kinney was able to obtain 2 quotes for paving the parking lot at the Community Center and creating the walking track at the Community Park. They are as follows:

<u>Vendor</u>	<u>Walking Track</u>	<u>Parking Lot</u>
Broome Bituminous	\$9,000., no base 600'x8' can quote w/base	\$23,400., no base 105'x105' can quote w/base
Chenango Asphalt	\$16,250. no base 660'x8,5' + \$15,000. for base	\$31,875. no base 105'x105' +\$12,500 for base

660" = 1/8 mile.

Highway Sup't Kinney recommended the paving for the parking lot and walking track be put out to bid for the next meeting. The work should be done before October due to weather and use of the Community Center for voting in November. The bids can be with or without the dirt base; the Board could reject any or all bids. If the Highway crew has time, they might be able to do the dirt base. Highway Sup't Kinney will put a spec sheet together and work with Town Clerk Owens to advertise it in the paper. The parking lot will need to be sealed every other year. The Board put forth the following Resolution:

**RESOLUTION # 28 (2008): ADVERTISE FOR BIDS FOR PAVING PARKING LOT AND A WALKING TRACK**

On a motion by Councilwoman Borne, 2<sup>nd</sup> by Councilwoman Mohr, the following resolution was:

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ADOPTED

AYES: Borne, Mohr, Coletta, Connelly, Johnson  
NAYES: 0

RESOLVED to advertise in the Chenango American for 2 weeks for bids to (1) pave the existing dirt parking lot at the Community Center, and (2) to create and pave a walking track at the Community Park. The Board will reserve the right to reject any and all bids.

**MINUTES:**

The minutes of the June 16<sup>th</sup> meeting were reviewed. A motion to approve the minutes was made by Councilwoman Mohr, 2<sup>nd</sup> by Councilman Coletta. All five Board members in favor, motion carried.

**REPORTS:**

**R1:** Planning Board: no report

**R2:** Assessor: no report

**R3:** Enforcement: no report

**R4:** Justice: no written report. Town Clerk Owens reported the JCAP grant of 2007/8 included only grant \$ for flags and a sign, not the Justice software. The Justices will fill out the grant application for 2008/9 and ask exclusively for the software. Also, the computer given to the Court by the NYS Court System was NOT part of the grant, but was a part of the statewide update system for Village and Town courts. Town Clerk Owens received verbal confirmation from the Technology Dept of the Justice Court System that the Town can hook the internet up to this (Justice) computer and sporting licenses can be sold from it. It will be installed July 29<sup>th</sup> in the same location as the current DEC computer. There will be a few days involved after that where the Town Clerk will not be able to selling sporting licenses until the internet connection can be established.

**R5:** DCO: no report

**R6:** Attorney: report reviewed.

**R7:** Mitigation: notebook received will be stored at the Town Clerk's Office.

**R8:** Community Center: Councilwoman Mohr reported the railings for the Community Center made by Alron are nearly ready and should be installed this week.

The Community Center committee is considering revising the fee schedule for renting the 2 facilities (Community Center and Pavilion). Town Clerk Owens will research the reports over the past year to determine building usage, utility usage and custodian/groundskeeper need.

**R9:** Playground: The Board continues to hear reports of vandalism at the Pavilion. Councilman Coletta will check on security cameras. Padlocks were mentioned for the doorway back to the counter and plywood for the rafters to discourage kids from climbing over them to gain entrance to the back.

**R10:** Town Clerk: report reviewed.

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**R11:** Highway: There was no written report. Highway Sup't Kinney reported verbally the following items:

- Prices for pipes have been obtained from OGS. New property owners will need to purchase the pipe. Existing driveways needing pipe replacement will be done by the Highway Dept.
- The Highway Sup't has worked with Milly Auwarter on the Comprehensive Plan for the Town Planning Board.
- Town roads are receiving dust oil/calcium. Logging trucks continue to be monitored because they tear up roads. Highway Sup't Kinney recommended the Town of German's Local Law bonding companies who want to log, pick stone or drill for gas be reviewed. Something similar could be used for the Town of Smithville.
- Three areas in Smithville are now under consideration for drilling for natural gas exploration: the Williams farm at Buckley Hollow, the Warn farm on Harbor Rd., and a location on Stone Quarry Hill Rd.
- It has been reported that "waste water" (salt water which comes up with the natural gas being drilled is being used to spray roads for dust control
- CHIPS paperwork is expected to arrive shortly
- The repair account DA5130.4 is overdrawn. There have been many repairs on the equipment this year. Winter contractual DA5142.4, used for sand, salt and fuel is also low.
- Highway Sup't Kinney mentioned the fire truck, firewood, 2 dump boxes not being used and possibly the F350 truck could be advertised for bids. Board members agreed if this is excess material, it could be advertised.

**RESOLUTION # 29 (2008): ADVERTISE EXCESS EQUIPMENT**

On a motion by Councilman Connelly, 2<sup>nd</sup> by Councilman Coletta, the following resolution was

ADOPTED

AYES: Borne, Mohr, Coletta, Connelly, Johnson  
NAYES: 0

RESOLVED to establish price and advertise to bid the following excess equipment: fire truck, firewood, 2 dump boxes and possibly the F350. Such will be advertised in the Chenango American.

**R11:** Supervisor's report: reviewed and accepted on a motion by Councilwoman Mohr, 2<sup>nd</sup> by Councilwoman Borne. All five Board members: Borne, Mohr, Coletta, Connelly, and Johnson were in favor, motion carried.

**GENERAL WARRANT # 11:**

General Warrant # 11, Vouchers # 114-130, in the amount of \$ 4409.43, was submitted for payment.

Board members questioned Voucher # 128 to the Chenango County Treasurer for \$24.00. Town Clerk Owens explained this was a bill for services rendered by the Chenango

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County Enforcement Office in 2006 for 2 complaints in the Town of Smithville, each complaint being billed for \$12.00 for a total of \$24.00. The County Board of Supervisors passed a revised fee schedule in December 2007 allowing property maintenance complaints to be billed to the Towns. Board members did not feel this claim should be paid as it occurred before the passage of the 2007 County fee revision schedule.

Vouchers # 118 and 125 are scheduled to be paid from the building fund and A7140.4 respectively, but pending authorization of the Bottle Fund committee, will be paid from the Bottle Fund. These are for repairs to the playground and garden area.

A motion was made by Councilman Coletta, 2<sup>nd</sup> by Councilwoman Mohr to pay General Warrant # 7, excepting Voucher # 128 to the Chenango County Treasurer, for a total warrant amount of \$4,385.43.

AYES: Borne, Mohr, Coletta, Connelly, Johnson

NAYES: 0

Motion carried.

**HIGHWAY WARRANT # 7:**

Highway Warrant # 7, Vouchers # 104-121, in the amount of \$21,862.79, was reviewed. A motion to accept and pay these bills was made by Councilman Coletta, 2<sup>nd</sup> by Councilman Connelly:

AYES: Borne, Mohr, Coletta, Connelly, Johnson

NAYES: 0

Motion carried.

**JRC:** One JRC bill for additional insurance premium for \$25.00 for indoor soccer was noted. A motion was made by Councilman Coletta, 2<sup>nd</sup> by Councilwoman Mohr to accept and pay this bill:

AYES: Borne, Mohr, Coletta, Connelly, Johnson

NAYES: 0

Motion carried.

There was no other business to come before the Board. The next meeting will be Aug. 18<sup>th</sup>. Supervisor Johnson declared the meeting adjourned at 8:18pm.

Alison B. Owens

Smithville Town Clerk