

Minutes of the Smithville Town Board
June 20, 2011

The regular meeting of the Smithville Town Board was called to order at 6:02pm by Supervisor Allan Johnson. Present were the following:

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

Others:
Bruce Kinney, Highway Sup't
Alison Owens, Town Clerk
Tim Hanna, Planning Board Chair
Bob Whitmore, Genegantslet Fire Chief
Members of the Playground Committee—
Mindy, Toby Eldred, Darrin Mills;
also Stacey Mowatt, Sally Crow
Carol Omalyev, Pat & Fred Heisler Sr.
Debbie & Dick Thomas

ADDITIONS/DELETIONS:

C5: Dept. of Commerce, Census Bureau
C6: Check from Chenango County added by Hwy Supt. Kinney

CORRESPONDENCE

C1: Grant Announcement for Park Development and Planning
C2: NYSDOT: special use permit for events and banners on State Hwy's. The new permit may be required if there is a Smithville Day parade next year.
C3: ACH (Justice) payment of \$195.00 to the Town was noted.
C4: 2011/12 NYS Budget notes 2% cap on increases in STAR savings.
C5: Dept. of Commerce, Census Bureau: release of 2010 Town Census information for online access.
C6: \$132. Check received from Chenango County for sand.

NEW BUSINESS

No new business

OLD BUSINESS

OB1: Playground Committee's legal ad **bids for septic system**. The Playground had previously met, opened the bids and discussed the results. They have decided to accept the lowest bid of \$4500. from A-1 Concrete Systems, P.O. Box 732, Oxford NY 13830. The following Resolution was brought forth:

RESOLUTION # 25 (2011): ACCEPT BID FOR PLAYGROUND SEPTIC SYSTEM FROM A-1 CONSTRUCTION

On a motion by Supervisor Johnson, 2nd by Councilman Connelly, the following Resolution was ADOPTED.

AYES: Johnson, Vanderweyde, Schultes, Mohr, Connelly

NAYES: 0

Minutes of the Smithville Town Board
June 20, 2011

RESOLVED to authorize the Playground Committee to accept the \$4500. Bid from A-1 Construction, P.O. Box 732, Oxford NY 13830, for the septic system for the Playground.

Further Comments: Councilwoman Mohr stated that although she is in favor of the Playground Committee's efforts to improve the playground, she is not in favor of putting in bathrooms that could have a financial impact on the Town budget, i.e. vandalism, cleaning, supplies and upkeep. Highway Sup't Kinney responded the park gets a lot of use but the cost is offset by savings in other areas.

The Playground Committee also has received a quote from Sergi's well drilling for \$2850. to drill a well for water for the bathrooms and running water in the Pavilion. The rest of the plumbing and remaining work will be done through volunteer labor. The following Resolution was brought forth:

RESOLUTION # 26 (2011): ACCEPT SERGI'S FIRM BID OF \$2,850. FOR WELL FOR PLAYGROUND.

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

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

RESOLVED to authorize the Playground Committee to accept the \$2,850.00 firm bid from Sergi's Well Drilling, for running water to the proposed bathrooms and to the Pavilion.

OB2: Resolution to eliminate 1 Justice position: The Resolution was published in the Chenango American's May 25th issue. There has been no Public Comment reported to the Town Office. The change from 2 Justices to one will become effective after the 30 day Public Comment period.

OB3: Consider participation in the no-cost NYS Deferred Compensation Plan (Al has info). Al distributed the paperwork sent to the Town to Board members and asked them to review it. The program seems to be similar to a 401K option.

OB4: NYSDEC: Memorandum of Understanding pertaining to certain categories of work in state protected waters and wetlands. Supervisor Johnson asked Hwy Supt. Kinney to sign and return the document.

MINUTES APPROVAL: The minutes of May 16, 2011 were reviewed. A motion to accept the minutes was made by Councilman Connelly, 2nd by Councilwoman Mohr. All 5 Board members: Vanderweyde, Schultes, Mohr, Connelly and Johnson were in favor, motion passed.

REPORTS

R1.) Planning Board: Comprehensive plan, need to update Census data, FEMA data, cemetery locations, pictures of other buildings; plan to have it done by the July meeting w/a Public Hearing shortly after.

R2.) Assessor: no report

R3.) Enforcement Officer: report submitted County: report submitted

R4.) Justice: report submitted

Minutes of the Smithville Town Board
June 20, 2011

R5.) DCO: no report. Town Clerk Owens has sent the DCO a list of delinquent dogs from Sept. 2010 thru April 2010.

R6.) Attorney: report submitted

R7.) Smithville Day: Smithville Day does not have a process by which Committee members are chosen. 5K Race coordinator Tim Hanna recommended a selection process with application; the Town Board would choose applicants. Supervisor Johnson feels a Smithville Day Committee was never created by the Town Board but felt the Town Board may want to consider that possibility. Councilwoman Vanderweyde indicated standing committees preclude a member of the Town Board to serve on that committee. Councilwoman Mohr thought it might be a good idea in order to bring information back to the Town Board. After additional discussion it was decided to:

- Put an article in the Chenango American asking for interested persons to be on the Smithville Day committee and/or new ideas. Applications can be obtained at the Town Office.
- Ask a Board member to be on the committee

Al will write the article; Tim will generate an application form.

R8.) Community Center: first aid kit; Supervisor Johnson will call Attorney Monaco to ask if we need to have an OSHA required kit. If an OSHA kit is required, training of Town personnel may also be required to administer first aid. A locking first aid kit was recommended. Resident Pat Heisler asked if there could be a “curator” to keep an eye on the building historically speaking.

R9.) Playground Committee: Signs are available in the Pavilion to put out saying the Park and Pavilion are closed for a private event. The park cannot be rented as it is a Public area, only pavilion can be rented. The Committee asked to have the application revised.

The picnic tables in the Pavilion need painting. Town Clerk Owens mentioned there was leftover paint in the janitorial closet.

R10) Town Clerk: report submitted. Additionally she and the Deputy Clerks will be helping Judge Hosford organize previous Justice records. According to Disposition schedules for Courts, many of the Court records can be disposed of after certain retention periods.

R11) Highway:

- 4e: flash flood/SEMO/FEMA meeting; Hwy Sup’t Kinney has given estimate of damages
- Not on report: well drilling on Nowalk property on Engard Rd. and on Pollard’s property. Resident Carol Omalyev asked if a citizen has any right to say we don’t want diesel fumes coming thru our home? Highway Sup’t Kinney responded with this being a Public Highway—probably can’t do anything about it. Can you document road damage? Yes, but repairs have been done previously by gas companies to stay in “good graces” with Municipalities.
- Board and Batten fence on County Rd. 3, corner of Winner Rd. has been moved back due to the County right of way. It was not a sight issue.
- Cemeteries: Highway crew does not have time to fully take care of the cemeteries as mandated by NYS law. Highway Sup’t Kinney suggested the groundskeeper or perhaps a part-time position to help with the upkeep. It was suggested to ask the Groundskeeper Keith Sabin.
- Turn around on Art Lake Rd. will be maintained

Minutes of the Smithville Town Board
June 20, 2011

R12) Supervisor's Report: A motion to accept the Supervisor's report was made by Councilwoman Mohr, 2nd by Councilman Connelly. All 5 Board members: Vanderweyde, Schultes, Mohr, Connelly and Johnson were in favor, motion passed.

WARRANTS

General Warrant # 6 with Vouchers #72-89 in the amount of \$8,488.67 was presented for payment. A motion to pay the claims was made by Councilman Connelly, 2nd by Councilwoman Vanderweyde. All 5 Board members: Vanderweyde, Schultes, Mohr, Connelly and Johnson were in favor, motion passed.

Highway Warrant # 6 with Vouchers #67-82 in the amount of \$14,533.89 was presented for payment. A motion to pay the claims was made by Councilman Connelly, 2nd by Councilman Schultes. All 5 Board members: Vanderweyde, Schultes, Mohr, Connelly and Johnson were in favor, motion passed.

1 JRC claim to SPST for printed t-shirts in the amount of \$1300.40 was presented for payment. A motion to pay the claim was made by Councilwoman Mohr, 2nd by Councilman Schultes. All 5 Board members: Vanderweyde, Schultes, Mohr, Connelly and Johnson were in favor, motion passed.

FYI items:

- * NYSEG Refrigerator/Freezer Recycling Program
- * NYSEG Energy Assistance program news release
- * list given by Carol Omalyev of Municipalities/Counties where fracking has been or is in the process of being banned

Other: it was suggested by Dick Thomas to submit a request for a defibrillator to Greene Community Services, N. Chenango St., Greene, NY. They have donated the item in the past to non-profits.

There was no other business to come before the Board. Supervisor Johnson declared the meeting adjourned at 8:10pm.

Alison B. Owens

Smithville Town Clerk