

MINUTES OF THE SMITHVILLE TOWN BOARD

June 18, 2012

CALL TO ORDER BY SUPERVISOR FRED HEISLER JR.

6:30PM

ROLL CALL

Supervisor Fred Heisler Jr  
Board members:  
Elizabeth Vanderweyde  
Robert Whitmore  
Karl Ludwig  
John Cammarata

Also: Town Clerk Owens  
Hwy Sup't Bruce Kinney  
PB member Bob Brooks  
DCO Christine Stark  
Playground Committee member  
Mindy Eldred  
PB Chair Jackie Centerwall  
About 25Townspersons

NO LATE ADDITIONS/DELETIONS

CORRESPONDENCE

6:35PM

- C1.) Announcement of NYS Urban/Community Forestry Cost Share Grant
- C2.) Thank you from Barbara Coleman for \$50.00 donation in Dave's name to Genegantslet Fire Co.
- C3.) Application from American Fireworks, Oxford NY received for display @ Spanish Baptist Campground
- C4.) letter from Teamsters Local Union # 693 re: intent to negotiate changes to agreement
- C5.) letter from NYS Worker's Compensation Board re: Larry Lupole claim
- C6.) Treasurer, Chenango Co: check in the amount of \$110. for sand loading
- C7.) Southern Tier East Regional Planning Development Board: Cleaner Greener Southern Tier Plan project; input for draft regional sustainability goals at website

PRESENTATION by NBT Bank representative John Deierlein

6:45PM

PRESENTATION on Ad Valorem Tax: Robert Williams, DEC Advisory Panel

6:55PM

QUESTIONS BY BOARD MEMBERS

COMMENT by Carol Omalyev

7:30PM

REPORTS

7:45PM

R1.) Planning Board: report submitted. The Comprehensive Plan has been submitted for review to the Chenango County Planning and Development Board but no response has been received. The Planning Board is also considering the list of items given to them in February. Supervisor Heisler asked for the Town Barn improvement item to be near the top of the list. Planning Board Chair Jackie Centerwall suggested a meeting with the Supervisor, Hwy Sup't, and the Planning Board to discuss locations, etc. Planning Board member Bob Brooks suggested they take a new look at a Noise Ordinance and/or Highway Restriction Local Law. Broome County does have a Road Use Law Local Law. Town Clerk Owens will provide the Planning Board with copies of the previous attempts at these local laws/ordinances.

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R2.) Assessor: no report

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

R4.) Justice: no info yet on the JCAP grant

R5.) DCO: verbal report given. Only 1 incident of a lost dog was received and which was handled. The DCO has made phone calls to dog owners of delinquent (now unlicensed) dogs. Some dogs are deceased; some owners are no longer living in the area.

R6.) Attorney: report submitted

R7.) Smithville Day: Report submitted--Recap. Despite its late start in planning, the fact it rained all morning of Smithville Day, and that some events had to be cancelled, Smithville Day was successful. Many Community members and businesses contributed financially and materially. The Town contributed \$400. but a check for only \$300. was written. Barbara Coleman was the Parade Marshall with a parade dedication to David Coleman authored and read by Board member Liz Vanderweyde. There will be a recap meeting of the Committee on Wednesday 6/20 to address the event for next year.

R8.) Community Center: Custodian Mindy Eldred has indicated the floors in the Community Center should have something more done to them, such as a finish. A previous attempt a few years ago to have something done did not go through. Supervisor Heisler will make some contacts. Mrs. Eldred also suggested painting the in the hallway and inside of Community Center as they are becoming scuffed up.

R9.) Playground Committee: Report submitted. John Cammarata will do the work on the bathrooms as time permits.

The following items were recommendations from the Playground Committee to the Town Board:

- Order 2 port-a-johns during the season; bathrooms to be used during rental and special occasions
- Suggested changing the rental fee to \$40. for Pavilion rental and to have a separate line item for these monies to be put into for maintenance/repairs
- Protocol for damages in the park
- Request 2 months prior notice in writing to use funds from the Bottle Account.
- Would like to see the T.O.Y. Tractor club continue use of the new Town property in return for maintenance.
- Purchase locks for electrical panels in the park that use the same key.
- Tentative changes on the rental form
- Proposed changes to the garden beds putting in new dirt and weed killer

R10) Town Clerk: report submitted. NYSDEC training is mandatory so that sporting licenses can be sold at the Clerk's office. Training will be done in a 4 hr. block on the computer. Town Clerk Owens reported she visited Perkins cemetery to verify dates on a cemetery stone and found the stone completely unreadable. She had "read" the stones in this cemetery in 2000. The weather or atmosphere is taking a toll on many of the older stones in our cemeteries.

R11) Highway:

- doing summer work, doing dust oil on Hattie Clark, working on Collyer Rd., will work on Stone Quarry and Ludlow.
- Doing potholing; Pollard, Windham, Hammerle
- Can't haul stone right now because the County is hauling
- Highway school was last week: road use agreements were discussed, NYSDOT, laws; there is now a "storm anticipations" push to make town garage self sufficient in case of extreme weather.

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- Cemetery work is being done by Keith Sabin, but Hwy Supt will check in to the Sheriff's office to see if prisoners could be tapped to help out
- Auction equipment: bids were rejected because they were not the price the Hwy Supt. Felt should be paid. The highest bid for the tractor was \$1056, which the Hwy. Sup't felt was a little low. The tractor has been used daily since being fixed and the Hwy Supt would rather buy another one before letting the older one go. The highest bid for the parts Gradall was \$1350—it's worth \$2000. for salvage; the highest bid on the usable gradall was \$4100. The Hwy Sup't. has bundled these together in the \$7-8,000. range. The truck's highest bid was \$15,000. The Hwy Sup't thinks he can get \$20,000. and has some interested parties for this and the other items.
- Creek work: An order has been placed for stone. Greene will help with excavator. The creek projects include Pond Creek @ Stan Emert's and further down @ Neal Roots; also Hammerle Rd by the Grange Hall, and culvert replacement on Windham Rd.
- There have been many calls for Dust oil/Calcium.

R12) Supervisor's Report: submitted and reviewed by the Town Board. A motion to accept the Supervisor's report was made by Councilwoman Vanderweyde, 2<sup>nd</sup> by Councilman Cammarata. All five Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler in favor, motion carried

Karl Ludwig and Supervisor Fred Heisler have reviewed and started the 2013 Budget process. Supervisor Heisler would like the Town Board to make a decision at the next Town Board meeting with regard to which bank to use instead of Citizens.

NO NEW BUSINESS

OLD BUSINESS

8:45PM

OB1: action on highway auction items: previously discussed

OB2: speed reduction on Mill and Oak Streets: the Town Board will need a Resolution to request the Department of Transportation to establish a lower maximum speed. The following Resolution was brought forth:

**RESOLUTION # 30 (2012): REQUEST REDUCED SPEED ON SECTIONS OF CERTAIN TOWN ROADS**

On a motion by Councilman Whitmore, 2<sup>nd</sup> by Councilwoman Vanderweyde, the following Resolution was

ADOPTED

AYES: Vanderweyde, Whitmore, Ludwig, Cammarata, Heisler

NAYES: 0

RESOLVED to request the NYS Department of Transportation, pursuant to Section 1622.1 of the Vehicle and Traffic Law, to establish a lower maximum speed at which vehicles may proceed on Oak St., Water St., and a quarter mile section of Round Pond Rd.

Supervisor Heisler will take a signed copy of the Resolution to the Chenango Co. Dept. of Public Works. Bob Brooks asked if the speed reduction request in 2010 on County Rd. 2 near his house could be revisited.

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MINUTES APPROVAL FOR APRIL 23<sup>RD</sup>, May 21<sup>ST</sup>, June 5th

9:05PM

The minutes of the three previous meetings were reviewed. A motion was made by Councilwoman Vanderweyde, 2<sup>nd</sup> by Councilman Whitmore to approve the minutes of all three meetings. All five Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler in favor, motion carried .

WARRANT # 6

9:10PM

General: Claims # 73-87 in the amount of \$7217.69 were submitted for payment. A motion to accept and pay these claims was made by Councilman Ludwig, 2<sup>nd</sup> by Councilwoman Vanderweyde. All five Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler in favor, motion carried.

Highway: Claims # 69-85 in the amount of \$24,189.56 were submitted for payment. A motion to accept and pay these claims was made by Councilman Ludwig, 2<sup>nd</sup> by Councilwoman Vanderweyde. All five Board members: Vanderweyde, Whitmore, Ludwig, Cammarata and Heisler in favor, motion carried.

OTHER: kids are at the Mill constantly. The situation has been brought to the attention of the Sheriff's Dept. but no action has been taken.

DISCUSSION OF COLLECTIVE NEGOTIATIONS

9:25PM

No action was taken

The meeting was declared adjourned by Supervisor Heisler at 9:40PM. Next meeting is July 16, 2012.

Alison B. Owens

Smithville Town Clerk