

Minutes of the Smithville Town Board
April 15, 2013

OPENING

by Supervisor Fred Heisler Jr.

6:30PM

ROLL CALL

Supervisor Fred Heisler Jr
Councilwoman Elizabeth Vanderweyde
Councilman Karl Ludwig
Councilman John Cammarata

Absent: Councilman Bob Whitmore

ALSO PRESENT

Town Clerk Alison Owens
Hwy Sup't Bruce Kinney (arrived @ 8pm)
Planning Board Chair Jackie Centerwall
DCO Christine Stark
Don & Lynne Conklin
Bill & Julie Lenga, James Reynolds
Unidentified residents of Tarbell Rd.

LATE ADDITIONS/DELETIONS/REMARKS: NB3: James Reynolds

PRESENTATION BY STEPHANY MOWRY OF TOSHIBA BUS. SOLUTIONS 6:35pm

Ms. Mowry gave a presentation to Town Board members regarding a Toshiba copier for the Town Office. The digital Studio 306 would replace the Canon copier no longer able to be under a service contract and would be used by the Assessor, Town Clerk and Justice. Three options are available: purchase at \$3200.; lease for 39 months @ \$87.00 per month, or lease for 63 months @ \$61.00 per month. The copier has a wireless option for an additional \$7.00 per month, and a \$20.00 per month service contract. No decision was made by the Board.

CORRESPONDENCE

6:50PM

C1: Chenango County Board of Elections: 2013 campaign Finance Seminar 6/6/13

C2: Chenango County Sheriff/911 Addressing Coordinator: final notice of Tarbell & Pearl St. assignments.

C3: Chenango County Att'y Alan Gordon: liens authorized/not authorized as tax relievis.

C4: request from residents of Tarbell Rd: Residents have submitted a petition requesting to have their addresses changed back to the original #'s of Tarbell Rd. Supervisor Heisler indicated the Town of Smithville is not responsible for the #'s on a Town Rd—that is done by 911 addressing. Supervisor Heisler reiterated the road name change request by the Town of Smithville began in the fall of 2012 when it was discovered there were conflicting road names between NYS, the Town of Smithville, 911addressing, and Chenango County during a speed limit reduction request for Round Pond Rd. In order to avoid future conflicts with addressing and emergency services, and to comply with a Chenango County request for updated road information for new maps, it was decided by the Town Board to make changes to these road names to prevent further confusion between the different agencies. Doing so would reduce the names of these roads from 4 to 2. According to legal counsel, the Town has authority to make these kinds of decisions, and it is not subject to public referendum.

Councilwoman Vanderweyde would support the residents' request. Councilmen and Cammarata Ludwig feel the decision should remain the same for safety reasons. There was no further discussion and no further change to the road names or #'s.

C5: letter from SHS regarding proposed temporary Justice quarters: read by Councilwoman Vanderweyde.

The Grange presented a letter asking the Town Board put in writing their proposal for a temporary office upstairs, including a time line and dimensions of the space needed. There were some additional concerns listed. The Grange would appreciate a response before May 3rd so the Grange could vote on it that evening.

NEW BUSINESS

7:20PM

NB1: Consider request by Smithville Day Committee for \$300. advance. This is done on an annual basis and taken from A1990.4. The following Resolution was brought forth:

Minutes of the Smithville Town Board
April 15, 2013

RESOLUTION # 22 (2013): ADVANCE SMITHVILLE DAY COMMITTEE \$300.

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

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

RESOLVED to advance the Smithville Day Committee \$300. from A1990.4 to apply toward Smithville Day.

NB2: Consider request by JRC for use of softball field Apr. 22-June 20th, M-Th from 6-8:30pm. This was put to Resolution.

RESOLUTION # 23 (2013): ALLOW JRC USE OF SOFTBALL FIELD

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

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

RESOLVED to allow the JRC to use the softball fields from Apr. 22nd to June 20th M-Th from 6-8:30pm.

NB 3: James Reynolds, 1753 County Rd. 3, has a neighbor who built a fence on his (Reynold's) property, Tax Map #193.06-1-4. The problem will be referred to the Enforcement Officer and the Assessor.

OLD BUSINESS 7:30PM

OB1: Discussion of Justice quarters: no further discussion.

OB2: Copier information: no decision was made with regard to the copier. The Board felt they would like to wait a few more months before making a decision, perhaps at Budget time in the fall.

REPORTS 7:55PM

R1.) Planning Board: no report submitted prior to the meeting but Chair Jackie Center was present with a verbal report from the April 8th meeting. The Comprehensive Plan has been completed and is ready to forward to Chenango County. The Site Plan Review Law being most considered is the Steuben Co. template. A Site Plan Review Local Law would allow the Planning Board to act as an entity approving all sites for building before receiving a County building permit. The anticipation is to enact this as a Local Law by the end of the year. Tim Hanna has agreed to help with the writing for the Site Plan. Chairperson Centerwall would also like to involve the Highway Sup't and Enforcement Officer in different aspects of the Site Plan.

R2.) Assessor: no report submitted

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

R4.) Justice: previously discussed.

R5.) DCO: no report submitted. DCO Stark was present to give a verbal report. A dog bite was reported March 11th. Owner decided to euthanize the dog, but the DCO has not received confirmation of euthanization. Need

Minutes of the Smithville Town Board
April 15, 2013

DL-18's which are no longer provided by NYS. Supervisor Heisler will check with BOCES to see if they have a template for printing.

R6.) Attorney: no report submitted

R7.) Smithville Day: no report submitted.

Supervisor Heisler reported things are shaping up. Tractor upkeep will include smoothing out the area behind the Post Office. Many different activities are planned with new members being involved.

R8.) Community Center: CC Inspection report items discussion. Phone lines have been installed: new Justice phone bundled with the Town Clerk phone and fax line. The Town Barn phone line has been revamped and internet added.

- door handle on front door: Councilman Cammarata reported there is a lock at Lowes for \$124.95, a rubbed oil bronze set that would appear to be a good replacement for the front door handle. This was brought to Resolution:

RESOLUTION # 24 (2013): PURCHASE DOOR HANDLE AND LOCK FROM LOWE'S

On a motion by Councilman Ludwig, 2nd by Supervisor Heisler, the following Resolution was adopted:

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

RESOLVED to purchase a rubbed oil bronze door handle set from Lowe's for \$124.95. This to replace the current one as outlined in the County Code Enforcement Officer's recent report.

- Cigarette butts have been unsightly on the Community Center lawn. It was suggested to purchase a cigarette waste receptacle to place near the entrance to the Community Center for extinguishing and placing cigarette butts. A recent catalogue was reviewed and an online search produced a suitable receptacle from Global Industries for \$98.95. A Resolution to purchase this was made:

RESOLUTION # 25 (2013): PURCHASE CIGARETTE WASTE RECEPTACLE

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

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

RESOLVED to purchase a cigarette waste receptacle from Global Industries for \$98.95.

- light posts for side entrance: information was submitted by Supervisor Heisler from Folund Lumber of Binghamton. Replacement posts can either be Hollow wood or Aluminum, either primed or a New Orleans Turned Post. Board members decided on the 6" by 6" New Orleans Turned Post at \$200.00.

RESOLUTION # 26 (2013): PURCHASE REPLACEMENT LIGHT POSTS FOR COMMUNITY CENTER

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

Minutes of the Smithville Town Board
April 15, 2013

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

RESOLVED to purchase 2 wood Turned posts of New Orleans style for \$200. ea from Folund Lumber. These will replace the broken one(s) at the side entrance lawn of the Community Center.

R9.) **Playground Committee:** report submitted. With the restrooms in the additional storage building in back of the Pavilion nearing completion, the Playground Committee is suggesting a price increase to rent either the Pavilion or the Community Center from \$30. to \$40., or both on the same day for \$50. After some discussion, it was decided to move forward with the price increase.

RESOLUTION # 27 (2013): INCREASE IN RENTAL FEES FOR PAVILION AND COMMUNITY CENTER

On a motion by Supervisor Heisler, 2nd by Councilman Cammarata, the following Resolution was adopted:

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

RESOLVED to allow a price increase in the rental fees from \$30.00 to \$40.00 for the Pavilion and the Community Center; both buildings may be rented the same day (to the same person) for \$50.00.

Councilman Cammarata was told by Enforcement Officer Neal Root the well pump needs a flow meter to keep a record of how much water goes through the septic system. These are upwards of \$500. Could a water meter be used rather than a flow meter?

Councilman Cammarata also suggested the installation of electric hand dryers in the Playground bathrooms rather than the use of paper towels.

The Playground Committee asked about "children crossing" or "children at play" signs along State Highway 41 near the Community Center. Hwy Sup't Kinney replied that these type of signs have to be applied for from NYS and a policy created by the Town for the reason for their use. It takes quite a while for the application process and NYS is reluctant to place those signs. Councilwoman Vanderweyde will talk to Mindy Eldred about the lengthy process

R10) Town Clerk: report submitted. Town Clerk Owens has received notification from the DEC of their plans to change phone vendors from Verizon to a larger multi-agency e-licensing system by February 2014. The result to the Town of Smithville will be the loss of the DEC computer, scanner and receipt printer. All agents will be required to provide their own computer, printer and paper. The Town Clerk's Office may need to be reconfigured to allow for a computer to be located closer to the counter since the extra desktop computer was cleaned off and given to the Highway Sup't. The Town Clerk program from BAS was reinstalled on the main computer.

One Port-a-John was ordered and installed. The dog notice requested for the Chenango American and the Pennysaver was placed in those 2 papers. Response has been minimal.

R11) Highway: report submitted.

4i.) The Hanson's bill has been paid.

4c.) CHIPS funding has been increased this year about \$30,000. This will help finish the rest of King Rd.

Minutes of the Smithville Town Board
April 15, 2013

4g.) Pond Creek work expected to start this week or next. Stone has already been dropped off.

5b.) The grader had motor replaced

6a.) Pricing on a new truck can be in the \$180-220,000. range. There is one at Oneida Trucks, base price without additional equipment for \$93-110,000. Adding a plow and other features brings it closer to the price just mentioned. The Palmyra auction is coming up May 11th where 2 trucks are being offered from 2 different municipalities selling because the Municipality has a 10 yr. replacement plan. One is a Volvo, the other a Sterling, both with Tenco plows, and both with less than 100,00 miles. Hwy Sup't would like to see if a good used one could be purchased at the auction for cash and saving the unspent money toward a new Town Barn. He does not feel there would be repairs to either of these potential trucks to offset the cost of buying brand new. Town Board members were in agreement with the Hwy Supt. The Hwy Supt. would like a budget to work with for the May 11th auction. of perhaps \$60-80,000. for the 10 wheeler and some additional for a pick-up truck. After price discussions, the following Resolution was brought forth:

RESOLUTION # 28 (2013): TO EXPEND UP TO \$90,000. AT THE PALMYRA AUCTION FOR A 10 WHEELER AND A PICK-UP TRUCK

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

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

RESOLVED to expend up to \$90,000. on a 10 wheeler and pick-up truck at the Palmyra Auction on May 11, 2013.

R12) Supervisor's Report: report submitted. A motion to accept the Supervisor's report was made by Councilwoman Vanderweyde, 2nd by Councilman Cammarata. All four Board members: Vanderweyde, Ludwig, Cammarata, and Heisler were in favor, motion carried. Whitmore absent.

MINUTES APPROVAL FOR Mar. 18th

9:10PM

The minutes of the March 18th meeting were reviewed. On a motion by Councilman Cammarata, 2nd by Councilman Ludwig, the minutes of March 18th were approved. All four Board members: Vanderweyde, Ludwig, Cammarata, and Heisler were in favor, motion carried. Whitmore absent.

WARRANTS

9:15PM

General Warrant # 4, vouchers # 44-53 in the amount of \$22,307.51, adding the Smithville Day request (#56) and the following 2 vouchers: # 55 (under May Warrant) for Staples Advantage for \$158.55, and # 54 (under May Warrant) for Mindy Eldred for \$76.50 were submitted for payment. These claims were moved to be paid by Councilman Cammarata, 2nd by Councilman Ludwig. All four Board members: Vanderweyde, Ludwig, Cammarata, and Heisler were in favor, motion carried. Whitmore absent.

Highway Warrant # 4, vouchers # 39-51 in the amount of \$6,693.75 were submitted for payment. These claims were moved to be paid by Councilwoman Vanderweyde, 2nd by Councilman Cammarata. All four Board members: Vanderweyde, Ludwig, Cammarata, and Heisler were in favor, motion carried. Whitmore absent.

FUEL BIDS: After brief discussion, it was decided to advertise for Fuel/propane bids for the May 20th meeting.

Minutes of the Smithville Town Board
April 15, 2013

RESOLUTION # 29 (2013): TO ADVERTISE FOR FUEL BIDS FOR THE MAY 20, 2013 MEETING

On a motion by Councilman Cammarata, 2nd by Councilman Ludwig, the following Resolution was adopted:

AYES: Vanderweyde, Ludwig, Cammarata, Heisler

NAYES: 0

ABSENT Whitmore

RESOLVED to advertise for fuel and propane bids for the May 20, 2013 meeting.

There was no other business to come before the Board. The next meeting will be May 20th. Supervisor Heisler declared the meeting adjourned at 9:31pm.

Alison B. Owens

Smithville Town Clerk