

Minutes of the Smithville Town Board
December 21, 2015

OPENING Supervisor Fred Heisler Jr. 6:31PM

ROLL CALL/PLEDGE OF ALLEGIANCE

Board members:

Karl Ludwig

Tom Pollard

John Cammarata

Bob Whitmore

Also Present: Alison Owens, Town Clerk
Jackie Centerwall, PB Chair
Gloria Micha, Assessor
Tracy Oliver, newly elected Hwy Sup't
Christine Stark, DCO
Jordon Lilley, Town Justice (briefly)
Jeff Wiggins, Greene Driftriders Snowmobile Club

CORRESPONDENCE 6:35PM

C1) Report from NYS Ag& Markets regarding satisfactory condition of DCO facilities

C2) Time Warner Cable: notice of increase in billing for 2016

NEW BUSINESS 6:40PM

NB1) consider Resolution to NYS to do a property re-val in the Town of Smithville for 2017. A template for the Resolution was provided by Assessor Gloria Micha. There will be several mailings done in 2016 to initiate information about the properties from the property owners. Board members will review the 2016 Budget at the January meeting to discuss how to finance the mailings.

RESOLUTION # 53 (2015): SUPPORT THE TOWN ASSESSOR IN UPDATING THE 2017 ASSESSMENT ROLL

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

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler

NAYES: 0

WHEREAS the Town of Smithville Town Board supports the efforts of its Town Assessor, Gloria Micha, in updating the Town's 2017 Assessment Roll and maintenance of such Assessment Roll at full-market value, and WHEREAS the Town Board supports the allocation of sufficient resources for Town staff and services to complete the project,

NOW, THEREFORE BE IT RESOLVED that the Town of Smithville Town Board hereby expresses its support of Town Assessor Gloria Micha in updating the Town's 2017 Assessment Roll and maintenance of such Assessment Roll at full-market value, and authorizes the allocation of sufficient resources for Town staff and services to complete such project and

BE IT FURTHER RESOLVED that the Town Board further requests the New York State Office of Real Property Tax Services and the Chenango County Office of Real Property Services provide assistance that is typically afforded during such projects to the Town of Smithville Town Assessor and

BE IT FURTHER RESOLVED that the Town Board further authorizes and directs the Town Assessor send a certified copy of this Resolution to the New York State Office of Real Property Tax Services and the Chenango County Office of Real Property Services and authorizes and directs the Town Supervisor, Town Assessor and/or Town Clerk to take such other and further actions as may be necessary to effectuate the terms of the Resolution.

So ADOPTED December 21, 2015

Minutes of the Smithville Town Board
December 21, 2015

NB2) discussion on ongoing dog problems: DCO Christine Stark was present to give a verbal report on 2 recurring dog situations. She is planning to collect a dog on Stone Quarry Rd. with the assistance of a Deputy Sheriff. This has been an ongoing problem and she is no longer able to make phone contact with the dog's owner. There have been 2 more complaints from neighbors of a dog owner living across the road from the Fire Station where it has been loose and wandering around. The owners of this dog have been very threatening against the DCO. Judge Lilley, who was present at this particular time, indicated a summons to appear in Court can be issued to the dog owner and that he would make sure Court action is accounted to the dog owner.

The DCO has also picked up a Chocolate Lab and a 10 yr. old beagle from Smithville. She asked about a Deputy DCO to help her with some of the sticky situations. It was recommended by Board members to continue to use a Deputy Sheriff.

NB3) discussion of appointments for 2016: It appears all positions will be full with the exception of 1 Planning Board member. Supervisor Heisler said he would make a couple of suggestions.

NB4) Jeff Wiggins of the Greene Driftriders Snowmobile Club was recognized and spoke concerning the following situation. After an incident on Enggaard Rd last year in which a rider was injured near the intersection of Enggaard and Stone Quarry Rd., he would like to use the Town's 25' right of way from the center of the road to travel on, which he feels the riders are allowed to use. The property owner has an issue and does not want snowmobiles on any portion of her property. Using the 25' right of way to skirt the property owner instead of going through it would help the situation. NYS has liability insurance availability for snowmobilers.

OLD BUSINESS (UPDATES)

7:05PM

OB1) lights on poles, outside bathrooms: bathrooms will not be done until spring. Electric—no one has spoken with Mr. Mertz; Welcome to Smithville sign can be put on Don Harrington property. Hwy Sup't Oliver will find out what permissions are needed for County and State.

OB2) JCAP Grant update: There will be nothing reported until spring 2016.

OB3) CHIPS Payment: 2 payments were received on the 17th and 18th \$23,450.00 and 18, \$136, 251.48 respectively.

OB4) Town Barn addition: 4x10 slab for propane tank has been removed. There was some discussion of there being no water in the new addition. Garage doors are scheduled for installation in early January.

A 2nd invoice has been received from Randy Hay Construction, in the amount of \$161, 206.50.

RESOLUTION # 54 (2015): AUTHORIZE PAYMENT TO RANDY HAY CONSTRUCTION FOR COMPLETION OF 2nd PHASE OF TOWN BARN ADDITION

On a motion by Councilman Pollard, 2ND BY Councilman Ludwig the following Resolution was ADOPTED.

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler

NAYES: 0

RESOLVED to pay Randy Hay Construction \$161,206.50 in funds for materials/work so far completed at the Town Board during the 2nd phase of the construction. Foundation work still needs to be completed at the Town Barn to correct potential drainage problems.

Minutes of the Smithville Town Board
December 21, 2015

REPORTS

7:20PM

R1.) Highway: no report submitted

R2.) Assessor: report submitted. The Assessor will be out on Medical leave until the end of January 2016.

R3.) Enforcement Officer: no report submitted County: report was submitted. There was continued discussion on building permit applications and whether site plan reviews should be done on them before the Enforcement Officer signs the app and before it goes to the County.

R4.) unassigned

R5.) DCO: no report submitted

R6.) Attorney: no report submitted

R7.) Smithville Day: no report submitted

R8.) Custodian: no report submitted

R9.) Playground Committee: no report submitted

R10) Town Clerk: report submitted. The Christmas wreaths were refurbished by the SHS and hung by Tim Braman. Town Clerk Owens reported that only \$161.00 of the \$400. Since the allotted funds to refurbish the wreaths were not totally used up, Town Clerk Owens asked Board members if the remaining funds (\$239.) could be used to purchase flags to replace the worn out ones taken down by Mr. Braman. Board members were in agreement with this. It was reported the Town of Coventry has a bucket truck which they are willing to loan to help with taking down the wreaths. Town Highway Sup't Oliver will co-ordinate the removal.

R11) Planning Board: report submitted at the meeting.

- Recommends adopting a "fee schedule" as a beginning to remove fees from Local Laws. A Public Hearing would then be required for each Local Law to remove the fees from that Local Law. The fee schedule was reviewed by Board members who moved forward with adopting said schedule for 2016.

RESOLUTION # 55 (2015): ADOPT A TOWN FEE SCHEDULE FOR 2016 IN PREPARATION FOR REMOVING FEES FROM LOCAL LAWS.

On a motion by Councilman Pollard, 2ND By Supervisor Heisler the following Resolution was ADOPTED.

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler

NAYES: 0

RESOLVED to adopt a Town Fee Schedule for 2016 in preparation for removing fees from Local Laws. Fees would remain a part of the Local Law until a Public Hearing is held for each Local Law to remove the fee associated with it. A fee schedule would be adopted annually to establish the fees for that year.

- There were complaints by a Townsperson at a recent Planning Board meeting with regard to the way information about Monolith Solar was disseminated to the Public. All transactions with Monolith Solar were completed according to Town of Smithville Town and Planning Board guidelines.
- The Planning Board is still working out Site Plan review "how to's" for the Enforcement Officer and Town Clerk

R12) Supervisor's Report: report submitted:

Minutes of the Smithville Town Board
December 21, 2015

Letters were written to Tefft Trucking regarding garbage pick-up at the Town Barn and to NYSDOT regarding the bridge replacement over State Hwy 41. Supervisor Heisler was informed by NYSDOT that no final decision has been made about the bridge detour up Tarbell and Round Pond Rd. A Public Hearing would be held first.

Sales tax revenue for the 2015 budget is expected to be in the \$75,000.--\$100,000. Range.

Ludlow Bridge over Ludlow Creek may not be replaced by Chenango County. Hwy Supt Oliver will check on the rumor.

A motion to approve the Supervisor's financial report was made by Councilman Cammarata, 2nd by Councilman Pollard. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried.

MINUTES APPROVAL for November 16th

8:00PM

The minutes for November 16, 2015 were reviewed. A motion to approve these minutes was made by Councilman Whitmore, 2nd by Councilman Pollard. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried.

WARRANTS

8:05PM

General Warrant # 12, Claims # 157-172; 174-178 in the amount of \$5,146.17 were considered for payment. A motion to approve these claims was made by Councilman Pollard, 2nd by Councilman Ludwig. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried.

Highway Warrant # 12, Claims #124-128, in the amount \$2,085.94 were considered for payment. A motion to approve these claims was made by Councilman Pollard, 2nd by Councilman Ludwig. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried

NYS Retirement was paid early in December; it was approx. \$25,000. due to most employees being in Tier 6.

RESOLUTION # 56 (2015): AUTHORIZE SUPERVISOR HEISLER TO PAY END OF THE YEAR CLAIMS

On a motion by Councilman Cammarata, 2ND By Councilman Ludwig the following Resolution was ADOPTED.

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler

NAYES: 0

RESOLVED to authorize Supervisor Heisler to pay end of the year claims.

The Organizational meeting for January 2016 will be held Monday Jan. 4th 6:30pm. There was nothing else to come before the Board. Supervisor Heisler declared the meeting adjourned at 8:28PM.

Alison B. Owens

Smithville Town Clerk