

Minutes of the Smithville Town Board
August 19, 2019

OPENING of Town Board meeting by Supervisor Heisler @ 6:31PM
ROLL CALL/PLEDGE:

ATTENDANCE in addition to Supervisor Heisler:

Councilman Mike Evans
Councilman Bob Whitmore
Councilman John Cammarata

ALSO:
Alison Owens, Town Clerk
Vince Witkowski, Hwy Sup't; Jeff Lowe, Assessor
Shane Butler, Pam Holcomb, Bob Brooks, Planning Board;
Ken Whitmore III, Fire Chief
Bruce Kinney, Enforcement Officer.
Ken Whitmore Jr., Mr. Buckley, Hattie Clark Rd.

Councilman Karl Ludwig, absent

LATE ADDITIONS/DELETIONS/REMARKS: None

CORRESPONDENCE 6:35PM
None

NEW BUSINESS 6:35PM
NB1) resignation of Custodian Mindy Eldred effective August 31st.

RESOLUTION # 37 (2019): ACCEPT RESIGNATION OF CUSTODIAN MINDY ELDRED

On a motion by Supervisor Heisler, 2nd by Councilman Whitmore, the following Resolution was ADOPTED.

AYES	Cammarata, Evans, Whitmore, Heisler
NAYES	0
ABSENT	Ludwig

Resolved to accept the resignation of Custodian Mindy Eldred effective August 31st.

There are 2 candidates for Custodian, 1 approved by Chenango County and the other in the process of being approved. Town Clerk Owens asked if the Board would like to schedule a meeting with these candidates at the next Budget work session on August 28th @ 7pm, to which Board members replied yes. Town Clerk Owens will contact the 2 people involved to see if they can be present.

OLD BUSINESS (UPDATES IF ANY) 6:40PM
OB1) complaint of unkempt properties on Pearl St./Fred Wilcox Rd: Enforcement Office Kinney has no new information or updates.

OB2) LED upgrade at the Town Barn. Nothing has been done nor has there been further discussions. The Hwy Sup't is trying to get bids on the roof replacement at the Town Barn.

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OB3) update on rear façade of Town Barn: The Hwy Sup't would still like to bid out for materials, but the Highway employees are busy with road work now. They could work on it in the fall.

OB4) considerations for addition to Community Center (JCAP)

Feedback: It was mentioned by Supervisor Heisler that office space created by other Towns for a Sheriff's presence is never used. Since JCAP would not speak with Supervisor Heisler about plans for JCAP assistance with grant funding for as addition for the Court, and since the time has deadlined for JCAP grant applications for work to be done next year, Supervisor Heisler asked if the Board wanted to pursue for plans to put up a shell. This was agreed on by Board members. An application could be considered for JCAP for next year, and also perhaps for Records Management.

OB5) no new information on street light updates

OB6) inspection of old Town dump: Supervisor Heisler has not heard anything and has considered that case closed.

OB7) update on Road Preservation Local Law.

Supervisor Heisler has asked for a date for a Public Hearing for September 16 @ 6pm on the road Preservation Local Law. At the meeting between the Town Board and Planning Board on August 7th, no changes were made.

RESOLUTION # 38 (2019): CALL FOR A PUBLIC HEARING FOR THE ROAD PRESERVATION LOCAL LAW ON SEPT. 16TH @ 6PM

On a motion by Councilman Whitmore, 2nd by Councilman Evans, the following Resolution was ADOPTED.

AYES	Cammarata, Evans, Whitmore, Heisler
NAYES	0
ABSENT	Ludwig

Resolved to call for a Public Hearing for the Road Preservation Local Law on Sept 16th @ 6pm.

OB8) no new information from Frontier on support for the Town's Mitel system

OB9) update on Emergency Action Plan. The County Att'y has said the new plan was not sufficient and that the wording gave more authority to the Town Supervisor. Emergency Services Director Matt Beckwith has not returned an answer.

OB10) update on the Cincinnatus Lake Dam situation. The original Engineer has been contacted with the original EAP. The Hazzard Class is hoping to be lowered. NYS is making the decision to lower the class of the dam but there is no new info.

Board members asked Supervisor Heisler to consult with the Town Att'y about land use for Town between Post Office and Fire House.

REPORTS

7:10PM

R1.) Highway: report submitted:

- Most of the roads are graded and repaired
- Fixing pipes
- CHIPS work on Hattie Clark from Windham to French will take place shortly
- Beavers are continuing to be a problem and will tackle those shortly as well

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- Freak storms have caused trees to come down
- '02 Volvo as been torn down for brakes, it is worse than anticipated but should be put back together soon.
- For the 2015 truck, **Burr Truck estimated \$12,000.** to fix the box and hinges with same weak ones. John Cliffords from **Cliffords Welding in Sherburne will do it for \$3650.** and will use thicker hinges which will provide stronger structural support. Hwy Sup't Witkowski said he would probably choose Clifford's Welding. Board members asked Hwy Supt. Witkowski to go ahead and make the decision, as the repair is needed.
- Requested new pick up: The one Hwy Sup't Witkowski spoke of at the last Town Board meeting has been sold. There is another one from **DeLacy Ford, Elma NY (near Albany); a 2019 FORD F-350 \$ 35,820.80** with snow plow prep package. It will also need a new plow frame for it: \$3731.75 from Trux Outfitter in Binghamton; 4 snow tires from McKee's in Cincinnatus \$1567.48; Zbart: undercoating \$895.95 + free annual resprays; safety lights and lettering from Lights and Sirens Chenango Bridge:\$1258.00. **Total \$43,277.98.** Selling the Doosan and other equipment will put additional monies in the budget to cover the cost of the truck plus features.
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RESOLUTION # 39 (2019): AUTHORIZE PURCHASE OF FORD F-350 FROM DELACY FORD AND INCLUDING ADDITIONAL EQUIPMENT

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

AYES	Cammarata, Evans, Whitmore, Heisler
NAYES	0
ABSENT	Ludwig

Resolved to purchase a 2019 Ford F-350 from DeLacy Ford in Elma NY and to include the extra equipment as mentioned above for total cost of \$43,277.98 +/-.

R2) Assessor: report submitted: still working with property updates. The Assessor has bumped into many undocumented buildings on properties that are not being assessed because building permits are not being obtained for them or for updates to properties. This has become problematic because NYS can lower the equalization rate of the Town if these properties are not dealt with in a timely fashion.

R3.) Enforcement Officer: An addition to a camp on Echo Lake was started without a permit. EO Kinney called Chenango County and a County Code person visited the site to make an evaluation for code violations. Another septic and building permit were signed. EO Kinney also had two calls on trailers being moved. There is the potential for 2 new houses being built on Collyer Rd (in the subdivision). Supervisor Heisler will check with County Code Enforcement on previous problems properties

R4.) Planning Board: no report or minutes. Planning Board Chair Shane Butler indicated the Dollar General SPR application has been received and will be addressed at the September 4th Planning Board meeting . There is a long procedure chain for Dollar General until approval. A Public Hearing will probably be planned for early next year.

R5.) DCO: no report submitted.

R6.) Attorney: no report submitted

R7.) vacant

R8.) Custodian: no report submitted

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R9.) Playground Committee/Eagle Scout project: Open House/Dedication planned for October 12th. Supervisor Heisler asked that the Eagle Candidate be present at the Sept meeting to give his final report.

R10) Town Clerk: report submitted:

- The new laptop is on the General Warrant for payment. It will need to have BAS's Town Clerk program transferred to it from the current laptop. Town Clerk Owens received a quote from BAS (the software vendor) to do the transfer at a cost of \$350. This is a one time fee. Board members agreed this would be the best way.

RESOLUTION # 40 (2019): AUTHORIZE \$350 TO BAS TO TRANSFER THE TOWN CLERK PROGRAM TO THE NEW LAPTOP

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

AYES	Cammarata, Evans, Whitmore, Heisler
NAYES	0
ABSENT	Ludwig

Resolved to authorize BAS to transfer the Town Clerk program from the old Town Clerk laptop to the new for a fee of \$350.

R11) vacant

R12) Supervisor's Report: submitted and reviewed

- State Aid being returned to the Town is approx. \$7200.
- Oxford Fire Dept has hinted at 2% increase
- August 28th 7pm will be the next Budget meeting
- There is a 21 day hold on the check paid for the Doosan
- A motion to accept the Supervisor's report was made by Councilman Evans, 2nd by Councilman Cammarata. All four Board members: Cammarata, Evans, Whitmore and Heisler were in favor, Ludwig absent. Motion carried.

MINUTES APPROVAL for July 15th

7:50PM

The minutes of the July 15th meeting were reviewed. Councilman Whitmore asked that Ken Whitmore II be changed to Ken Whitmore Jr. to reflect the correct suffix in the name, and then to approve the minutes. The motion was 2nd by Councilman Cammarata, all four Board members: Cammarata, Evans, Whitmore and Heisler were in favor, Ludwig absent. Motion carried.

Change II to Jr., Kenny is the III

WARRANTS

7:55PM

- General Warrant # 8, Vouchers # 95-108, in the amount of \$2827.99 were submitted for payment. After reviewing them, a motion to pay these claims was made by Councilman Cammarata, 2nd by Councilman Evans. All four Board members: Cammarata, Evans, Whitmore and Heisler were in favor, Ludwig absent. Motion carried.

Cammarata/Whitmore all 4

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- Highway Warrant # 8, Vouchers # 95-106, in the amount of \$ 69565.13. were submitted for payment. After reviewing them, a motion to pay these claims was made by Supervisor Heisler, 2nd by Councilman Cammarata. All four Board members: Cammarata, Evans, Whitmore and Heisler were in favor, Ludwig absent. Motion carried.

OTHER: Mr. Buckley, resident of Hattie Clark Rd. was recognized and wished to express that Hattie Clark Rd still exists. There was no other comment.

There was no other business to come before the Board. Supervisor Heisler declared the meeting adjourned at 8:08pm

CLOSE

8:08PM

Submitted by

Alison B. Owens
Smithville Town Clerk