

MINUTES OF THE SMITHVILLE TOWN BOARD

November 16, 2009

structural problems on the properties. Owners have until the day of the sale to redeem their properties.

C5: Assoc. of Towns: dues for 2010 & training

C6: Mang Insurance: policy changes

C7: Board of Elections: payment of Election Inspectors will be made through Chenango County

C8: Email: Establishment of "Heavy Haul" Routes. This was a forwarded email from a Town resident with regard to establishing legal restriction of Town roads (in NYS) to local deliveries except by permit. Supervisor Johnson asked if this was something the Town should reconsider or if the current NYS law would provide enough protection. He said this could possibly re-open Local Law # 1 2009 if the intent from the Town Board was to prohibit heavy trucks from accessing certain roadways. Highway Sup't Kinney responded the Town was initially concerned about logging and rock picking and not necessarily gas, however, if gas drilling is to become the primary focus, it might be worth looking at it again.

C9: Chenango Co .Arts/: Grant money available for cultural activities within the Town. Supervisor Johnson will contact Sandee Utter and Sue Carlin to see if they have any ideas to apply for.

C10: Congressman Arcuri: Grant Workshop/panel discussion Dec 7th

NEW BUSINESS

NB1 SPCA CONTRACT

Board members reviewed the 2010 SPCA contract. Neither the content nor the contractual amount has changed for 2010. Supervisor Johnson asked for a Resolution authorizing him to sign the contract.

RESOLUTION # 54 (2009): AUTHORIZE SUPERVISOR JOHNSON TO SIGN SPCA 2010 CONTRACT

On a motion by Councilwoman Mohr, 2nd by Councilwoman Graves, the following Resolution was

ADOPTED AYES: Mohr, Borne, Graves, Connelly, Johnson
 NAYES: 0

RESOLVED to authorize Supervisor Johnson to sign the SPCA 2010 Contract for the Town of Smithville.

NB2 SMITHVILLE CENTER FIRE CONTRACT PUBLIC HEARING

A Public Hearing will need to be held for the Smithville Center Fire Protection District offered by the Village of Greene. The amount of the contract is the same as 2009, \$10,000.00 .

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RESOLUTION # 56 (2009): SET PUBLIC HEARING DATE OF DEC. 21ST FOR SMITHVILLE CENTER FIRE PROTECTION DISTRICT

On a motion by Councilwoman Mohr, 2nd by Councilwoman Graves, the following Resolution was

ADOPTED AYES: Mohr, Borne, Graves, Connelly, Johnson
NAYES: 0

RESOLVED to set the Public Hearing date for the Smithville Center Fire Protection District, offered by the Village of Greene as Dec. 21, 2009 at 6PM. The amount of the 2010 contract will be \$10,000.00 . A legal ad will be posted in the Chenango American for 2 weeks.

OLD BUSINESS

OB1 STORAGE BUILDING

The storage building has been finished and a County Occupancy Permit has been issued. One key has been turned in to the Town Clerk. The invoice for the key has also been received, but the Town Clerk is awaiting a written request from the Playground Committee to use the Bottle Fund to pay for the lock.

OB2 NYS RETIREMENT PAYMENT

A Resolution is needed to pay the NYS Retirement invoice by December 15th as opposed to Feb. 1, 2010. Doing so would save approx \$130. Board members had discussed this in a previous meeting but had not made a Resolution authorizing payment. The following Resolution was brought forth:

RESOLUTION # 55 (2009): AUTHORIZE EARLY PAYMENT OF NYS RETIREMENT INVOICE

On a motion by Councilwoman Mohr, 2nd by Councilwoman Graves, the following Resolution was

ADOPTED AYES: Mohr, Borne, Graves, Connelly, Johnson
NAYES: 0

RESOLVED to authorize early payment of the invoice to the NYS and Local Retirement System of \$13,839.00 by December 15, 2009.

MINUTES APPROVAL

The minutes of the October 19th, 26th and November 5th meetings were reviewed. A motion to approve all 3 sets of minutes was made by Councilman Connelly, 2nd by Councilwoman Graves. All five Board members: Johnson, Mohr, Borne, Graves and Connelly were in favor, motion carried.

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REPORTS

R1.) Planning Board: no report submitted

R2.) Assessor: no report submitted

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

R4.) Justice: no official report. The computer cart and computer have been set up. Training day for the Justices will be Tuesday, Nov. 24th. The newly elected Justice Bruce Braman has applied for Justice training.

R5.) DCO: No report submitted

R6.) Attorney: report submitted

R7.) Mitigation: no report

R8.) Community Center: Supervisor Johnson has spoken with Ron Williamson at Alron Corporation and has been advised the material is awaiting to be crafted into railings for the Community Center

R9.) Playground Committee: There was a question about the foam covers being removed from the poles for the winter. This should be taken care of.

R10) Town Clerk: report submitted. The Co-operative Extension would like to rent the building in January for a meeting. Can they be exempt from paying the fee. Supervisor Johnson suggested they be exempt. The Board was in agreement.

R11) Highway: report submitted. Highlights are: the CHIPS paperwork is completed, FEMA paperwork will be ongoing through November, there is a possible "Historic" sluice pipe on Windham Rd. near Kay Borne's; the rental equipment has been returned except for the excavator; the Highway has been hauling sand in prep for winter; safety training course are being offered.

PAYMENT OF NEW LOADER: There was discussion of how to finance the new loader. \$60,000. is being used as a down payment, the rest could be bonded or a bond anticipation note can be issued. The Attorneys fees to do paperwork for the bond anticipation note would be \$500. plus each time new paperwork would be required. Information on bonding from NBT was also considered. They are offering a 2 yr. bond @ 3%, a 3 yr. bond @ 3.33% or a 4 yr. bond @ 3.65%. Payment would not be required until 2011. A payment could also be built into the 2011 Budget. Board members will consider the options.

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R12) Supervisor's Report: submitted. A motion to accept the Supervisor's report was made by Councilwoman Mohr, 2nd by Councilwoman Graves. All five Board members: Johnson, Mohr, Borne, Graves and Connelly were in favor, motion carried.

OTHER: John Cammaratta was recognized and asked a question on refinishing the Community Center floors. Supervisor Johnson replied nothing will be done to the floors at this time. He also asked about the Oxford Fire Contract. Supervisor Johnson replied the Contract was accepted as is with no changes.

GENERAL WARRANT # 11: Vouchers # 165-186 in the amount of \$17,659.05, was submitted for payment. \$25.00 was deleted on Voucher # 181 to Alison Owens for reimbursement to the Town Clerk day conference because she could not attend. A motion to accept and pay these bills was made by Councilwoman Mohr, 2nd by Councilwoman Graves. All five Board members in favor, motion carried.

HIGHWAY WARRANT # 11: Vouchers# 158-168 in the amount of \$18,169.48, was submitted for payment. A motion to accept and pay these bills was made by Councilman Connelly, 2nd by Councilwoman Borne. All five Board members in favor, motion carried.

JRC WARRANT: Vouchers # 5-12 in the amount of \$3046.64, was submitted for payment. A motion to accept and pay these bills was made by Councilwoman Mohr, 2nd by Councilwoman Graves. All five Board members in favor, motion carried.

There was no other business to come before the Board.

EXECUTIVE SESSION: Supervisor Johnson moved to go into Executive session to discuss Union negotiations. This was 2nd by Councilwoman Graves. All five Board members in favor, motion carried. Into Executive session @ 7:30pm.

A motion was made by Councilwoman Mohr, 2nd by Councilwoman Graves to come out of Executive session. All five Board members in favor, motion carried. Out of Executive session at 8:52pm.

Supervisor Johnson declared the meeting adjourned at 8:53pm. The next meeting will be December 21st 2009.

Alison B. Owens



Smithville Town Clerk