

MINUTES OF THE SMITHVILLE TOWN BOARD

March 21, 2011

The regular meeting of the Smithville Town Board was called to order at 6pm by Supervisor Allan Johnson. Present in addition to the Supervisor were the following:

BOARDMEMBERS

Elizabeth Vanderweyde,
Charles Schultes,
Roger Connelly,
Holly Mohr,

ALSO PRESENT

Town Clerk Alison Owens
Highway Sup't Bruce Kinney
PB Chair Tim Hanna
PB member John Cammarata
Enforcement Officer Neal Root
a few Townspeople

ADDITIONS/DELETIONS

Public Comment on FYI items: There were 2 comments by the Public with regard to FYI items on gas drilling.

Vic Furman, Town of Barker: Recommended Road Use Agreements to encourage the use of gas drilling. RUE is where an oil company would approach the Town for a permit to use the road; if the road is destroyed, the gas co. would repair it. Mr. Furman asked the Board to consider this approach before adopting Local Laws restricting Road use. He suggested working through an attorney.

Susan Dorsey, Town of Smithville: brought a copy of the PA DEC rebuttal of the New York Times article on gas development. Susan also brought a letter of introduction for herself as a Steering Committee member of the Central NY Landowners Coalition.

CORRESPONDENCE

C1: CMS Imaging Solutions: letter regarding maintenance agreement of copier. The copier is 10 years old and CMS is not able to provide a maintenance agreement for it this year due to its age. The Canon copier is in good shape right now but Town Clerk Owens suggested looking into replacement for 2012. The Town Clerk will bring in some estimates next month.

C2: Cell Tower info: Shawn Payne called Enforcement Officer Root requesting information on adding antennas on a tower belonging to American Tower Inc. on Fred Wilcox Rd. Planning Board Chair Tim Hanna, who helped draft the Local Law, enlightened the Town Board on the application/fee process. There was no commitment to add service—just a request for information.

C3: Acknowledgement of receipt of Town AFR and JRC AFR. These will be on file at the Town Clerk's office for the Public to view.

C4: Chenango County: Delinquent Tax Information made available.

NEW BUSINESS

NB1: Request from JRC to use ball field for Tball and softball Apr 25th-June 22nd. Board members had no problems with the JRC using the ball field. One concern discussed was parking. The JRC used the CC parking lot last year which created a parking space problem on the evening of the TB and other meetings. People using the playground/walking track and needing a parking place was also discussed. It was suggested the JRC players could use the grass parking area to the north of the paved parking lot or the Post Office parking lot after its hours of operation. Playground committee rep Darin Mills said the area behind the backstop could also be used but discouraged too much parking use due to the # of kids running loose. The following Resolution was brought forth:

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RESOLUTION # 6 (2011): AUTHORIZE JRC USE OF BALL FIELD FOR GAMES

Offered by Councilwoman Mohr, 2nd by Councilwoman Vanderweyde. ADOPTED

AYES Vanderweyde, Schultes, Connelly, Mohr, Johnson
NAYES 0

RESOLVED to allow the JRC to use the Ball Field from Apr. 25th-June 22nd and to request participants to park on grass lot parking lot near the Pavilion or to use the Post Office parking lot (during non-business hours).

NB2: Request from Tim Hanna, who heads up the 5K, to use Water Street for the 5K and to ask the Town to Co-sponsor the 5K race on June 11th. The following Resolution was brought forth.

RESOLUTION # 7 (2011): CO-SPONSER 5K RACE AND ALLOW USE OF WATER ST.

Offered by Councilwoman Mohr, 2nd by Councilman Schultes. ADOPTED

AYES Vanderweyde, Schultes, Connelly, Mohr, Johnson
NAYES 0

RESOLVED to co-sponsor the 5K race on June 11th, and to allow the use of Water St. for the race.

OLD BUSINESS

OB1: **need Resolution to advertise Action on Justice position** in the Chenango American. An ad was placed in the Chenango American, and an article in the Norwich Evening Sun notifying the Public of the Board's intent to move from 2 Justice positions to 1. A question came from the Public asking why the need to move from 2 Justice positions to 1. Supervisor Johnson pointed to savings in travel, training and need; no negative impact is anticipated. A Resolution was needed to advertise the legal ad in the Chenango American.

RESOLUTION # 8 (2011) : ADVERTISE MARCH 21ST TOWN BOARD MEETING IN CHENANGO AMERICAN

Offered by Councilman Connelly, 2nd by Councilwoman Vanderweyde, the Resolution was ADOPTED.

AYES Vanderweyde, Schultes, Connelly, Mohr, Johnson
NAYES 0

RESOLVED to advertise the March 21, 2011 meeting in the Chenango American. At that meeting will be further discussed any comments with regard to reducing the number of Justice positions from 2 to 1.

MINUTES APPROVAL February 21, 2011

The minutes of the February 21st were reviewed. These minutes were taken by Colette Sands, Deputy Clerk from the Town of Greene. Supervisor Johnson asked to add word "Utility" to the Resolution authorizing timely payment of Utility bills on page 5 of the Minutes of Feb. 21. The Minutes were then

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approved with this addition by Councilwoman Mohr, 2nd by Councilman Connelly. All 5 Board members Vanderweyde, Schultes, Connelly, Mohr and Johnson were in favor, motion carried.

REPORTS

R1.) Planning Board: would like to meet April 11th with the Town Board to discuss the next steps in getting the Comprehensive Plan into Local Law.

R2.) Assessor: no report

R3.) Enforcement Officer: no report

County report submitted

R4.) Justice: report submitted. There was additional discussion on improving facilities for a combined workstation for the Justice/Assessor in the current combined Town Clerk/Assessor or a gate across the open office area. Supervisor Johnson read the 4 available quotes. Councilman Connelly asked if it was possible to rent a room in the new Fire Station. Supervisor Johnson will speak with the Judge. Councilman Connelly will check with the Fire Dept. No action was taken on the quotes.

R5.) DCO: no report

R6.) Attorney: no report

R7.) Smithville Valley Grange: no report

R8.) Community Center: no report

R9.) Playground Committee: Still continuing work on the proposed septic system for the new storage building on the playground. The committee would like to keep the size down, but the Enforcement Officer and Chenango County Enforcement officials would like to see a 2000 gal tank; Committee member Darrin Mills feels a 1000 gal tank would work. Supervisor Johnson will work with the County Officials and see if they would approve a 1000 gal tank. The Committee is also obtaining figures to see what it would cost to fix the ball field.

R10) Town Clerk: report submitted. Information was given on the balance in dog account; the current balance is \$313.50 after all immediate expenses although approx. \$100. will need to be expended shortly for postage.

Town Clerk Owens would like to attend the Town Clerk’s (NYSTCA) conference in Buffalo May 1-4 if she can find a roommate to offset the cost of the room. A 2 night stay with meals is \$300. and will come from A , the training account. The registration fee of \$100. will come from the Town Clerk contractual A1410.4. Town Clerk Owens will only attend if she can find a roommate as the cost is significantly higher without. The following Resolution was brought forth:

RESOLUTION # 9 (2011) : TO AUTHORIZE TOWN CLERK OWENS TO ATTEND THE NYSTCA CONFERENCE MAY 1-4, IF A ROOMMATE CAN BE FOUND.

Offered by Supervisor Johnson, 2nd by Councilwoman Vanderweyde, the Resolution was ADOPTED.

AYES Vanderweyde, Schultes, Connelly, Mohr, Johnson
NAYES 0

RESOLVED to authorize Town Clerk Owens to attend the NYSTCA conference in Buffalo May 1-4, contingent on her finding a roommate. The cost of the Conference will be \$300. for 2 nights with meals, coming from A1430.4, and the Registration fee of \$100. Coming from A1410.4. Town Clerk Owens will not request mileage reimbursement.

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R11) Highway Report submitted and is included in the archival copy of the minutes. Sup't Kinney commented on 6a available from a salesman: a gas and diesel generator package deal sale /\$8600 retail. This is a Yahnmar diesel w/pressure wash and trash pump/air compressor sale \$4390; the other is portable. Sup't Kinney did not price generators at other places but did see the product in other catalogues. He has not looked into the cost of hiring an electrician to do a switch box (back feed). The generator would be crucial for heat in the Town Barn.

R12) The Supervisor's Report was reviewed. A motion to approve the report was made by Councilwoman Vanderweyde, 2nd by Councilman Connelly. All 5 Board members Vanderweyde, Schultes, Connelly, Mohr and Johnson were in favor, motion carried.

WARRANTS

General Warrant #12, Vouchers # 27-38 in the amount of \$4859.45 were reviewed. A motion to approve these bills was made by Councilman Connelly, 2nd by Councilman Schultes. All 5 Board members Vanderweyde, Schultes, Connelly, Mohr and Johnson were in favor, motion carried.

Highway Warrant # 12, Vouchers # 30-39 in the amount of \$14,144.04 were reviewed. A motion to approve these bills was made by Councilman Schultes, 2nd by Councilman Connelly. All 5 Board members Vanderweyde, Schultes, Connelly, Mohr and Johnson were in favor, motion carried.

There were **2 JRC bills**:

- Gray & Sons, insurance, \$1050.00
- Allan Johnson, postage, \$70.40

A motion to approve these bills was made by Councilwoman Mohr, 2nd by Councilwoman Vanderweyde. All 5 Board members Vanderweyde, Schultes, Connelly, Mohr and Johnson were in favor, motion carried.

FYI items:

- Educational Opportunity DCO Seminar
- Town of Afton's position on Gas Drilling
- "Regulation Lax as Gas Wells' Tainted Water Hits Rivers (NY Times)
- "Wastewater Recycling No Cure-All in Gas Process"
- "Better Buildings Sub-Grants to Small Municipalities"
- Eaton Airport Layout Plan Update (spiral notebook)

There was no other business to come before the Board. The next meeting will be April 18th. Supervisor Johnson adjourned the meeting at 8:03pm.

Submitted by Town Clerk

Alison B. Owens