

MINUTES OF THE SMITHVILLE TOWN BOARD  
21 July 2014

OPENING by Supervisor Fred Heisler Jr. 6:30PM

ROLL CALL:

Councilman Karl Ludwig	Town Clerk Alison Owens
Councilman Tom Pollard	Hwy Sup't Harry Schultes
Councilman Bob Whitmore	Christine Stark, DCO
Councilman John Cammarata	Ken Whitmore IV
	Shane Butler, Planning Board
	Jackie Centerwall, Planning Board Chair

Adding NB2: request from Smithville Valley Grange

CORRESPONDENCE 6:35PM

C1) Time Warner contract info and call for Public Hearing Aug. 18<sup>th</sup>. Time Warner has bought out Haefle TV and is proposing to take over the Smithville Flats service route. Board members asked if there would be a fee to have Time Warner come and put the cable in? The answer was unknown. The Public Hearing might answer some of these questions.

**RESOLUTION # 23 (2014): CALL FOR AUG. 18<sup>TH</sup> PUBLIC HEARING ON TIME WARNER CABLE PROPOSAL**

On a motion by Councilman Ludwig, 2<sup>nd</sup> by Supervisor Heisler, the following Resolution was ADOPTED.

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler  
NAYES: 0

RESOLVED to call for a Public Hearing Aug. 18<sup>th</sup> at 6:30pm to discuss entering into a contract with Time Warner Cable.

NEW BUSINESS 6:45PM

NB1) Consider NYS Retirement Resolution to retain Harold Schultes on the Retirement System based on an 8 hr. work day. Highway Sup't Harold Schultes has moved into that position from Highway worker and needs to be retained on the NYSLR roll, working an 8 hr. day.

**RESOLUTION # 24 (2014) : ESTABLISH FOR THE NYS AND LOCAL RETIREMENT SYSTEM, AN 8 HR. WORKDAY FOR HAROLD SCHULTES AND RETAIN HIM AS A MEMBER OF THE NYSLRS BASED ON HIS ROA KEPT AND FILED IN THE TOWN CLERK'S OFFICE.**

On a motion by Councilman Whitmore, 2<sup>nd</sup> by Councilman Pollard, the following Resolution was ADOPTED.

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler  
NAYES: 0

RESOLVED to establish for the New York State and Local Retirement System a Standard Work Day of 8 hrs and Reporting Resolution (RS2417-A) to retain Highway Sup't Harold Schultes in the current

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membership, he having filed an ROA with the Town Clerk. Such Resolution will be posted on the Town's website ([www.smithvilleny.com](http://www.smithvilleny.com)) for 30 days, as well on as the wall outside the Town Clerk's office.

NB2) Request from Mindy Eldred, Smithville Valley Grange for the annual Harvest Festival funds (\$200.) for the Smithville Valley Grange to set up for the Festival

**RESOLUTION # 25 (2014) : APPROVE REQUEST BY SMITHVILLE VALLEY GRANGE FOR \$200. FOR HARVEST FESTIVAL FUNDS**

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

AYES: Ludwig, Cammarata, Pollard, Whitmore, Heisler  
NAYES: 0

RESOLVED to authorize a release of \$200. (annual amount) requested by Smithville Valley Grange for preparation of the Harvest Festival.

OLD BUSINESS

6:55PM

OB1) Tax Cap Override Local Law discussion. It is unknown how much money will be returned for a rebate. Discussion continues on whether to override the 2% Tax cap for 2014 or not.

OB2) JCAP grant project update: air conditioning in, Justice bench in, floors done—all complete. New JCAP grant application currently being considered for 2015 will cover security and lighting.

OB3) Town sign on State Hwy 41: Rapp Signs sent in 2 samples; a 2x3 for \$185. and a 4x6 for \$550. Board members agreed to continue seeking out sources for signage.

OB4) The recent purchase of the new truck for the Highway was discussed as to payment. Some or all of the major equipment \$ to fund the truck will come from Highway Savings. The Boxes will be paid out of Highway Equipment where moneys have been deposited from the sale of scrap.

REPORTS

7:30PM

R1.) Highway: working hours submitted. Stone and oil some roads next week or week after, guide rail on Hammerle Rd., some Seasonal Roads were started but the hard rain washed the part of the road they were working on. Logging trucks, trailers, dump trucks leave deep ruts on the Town roads. Road use Local Laws can be put into place—several model laws are available. Would bonds be a good idea to implement on Town Roads? Consult with the Town Att'y to find out if a bond could be implemented without a Local Law. The County template is not yet out. The Highway Sup't would like to see a bond put into place. If McDonough and German have Road Use Local Laws, Smithville should consider the same/similar. Board members will take a copy of McDonough's Road Use home to consider for the next meeting.

R2.) Assessor: no report submitted. The Assessor will ask someone from NYS to come and talk to the Board about a re-val.

R3.) Enforcement Officer: report not submitted. The Enforcement Officer is ill. County: report submitted

R4.) Mitigation: no report submitted.

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R5.) DCO: no report submitted though Christine Stark was present to give verbal report. Would like to remove dog at 5340? State Hwy 41 due to neglect. Town Clerk Owens had info on EDD Mailing for a Dog Enumeration and will obtain more info for the next meeting.

R6.) Attorney: report submitted

R7.) Smithville Day: no report submitted

R8.) Custodian: report submitted. A new refrigerator in the kitchen is needed. The Town Board asked to have a request put on the website. Custodian Eldred had given a quote of \$100. Minimum to come and clean the carpet. Board members suggested she rent a carpet cleaner to clean carpet. A quote for painting the outside of the Community Center building and repairing the rotted wood will be obtained from Bob Flowers and/or Ivan King.

R9.) Playground Committee: report submitted. New water and light pole keys will be obtained.

R10) Town Clerk: report submitted.

R11) Planning Board: no report submitted. The recommendations from the Town Att'y to the Site Plan Review will be considered. Still have need for a Planning Board Clerk.

R12) Supervisor's Report: report submitted and reviewed. A motion to accept the Supervisor's report was made by Councilman Cammarata, 2<sup>nd</sup> by Councilman Pollard. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried.

Town Barn construction: 3 Board members will visit to Afton's new Barn as part of the consideration.

Town Logo: Board members will put out feeler for suggestions on the website

MINUTES APPROVAL for June 16<sup>th</sup>, July 9<sup>th</sup>, 15<sup>th</sup>

8:15PM

The minutes of the above 3 meetings were reviewed. A motion to accept the minutes of all 3 meetings was made by Councilman Whitmore, 2<sup>nd</sup> by Councilman Pollard. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried.

WARRANTS

8:20PM

**General Warrant # 6, Vouchers # 88-98 in the amount of \$2,271.51** were considered for payment. A motion to pay these claims was made by Councilman Cammarata, 2<sup>nd</sup> by Councilman Ludwig. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried. Councilman Pollard will check on a Consortium of schools, municipalities for electric rates.

**Highway Warrant # 6, Vouchers # 61-72 in the amount of \$42,962.39** were considered for payment. A motion to pay these claims was made by Councilman Pollard, 2<sup>nd</sup> by Councilman Ludwig. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried.

There was no other business to come before the Board. A motion to adjourn was made by Councilman Ludwig, 2<sup>nd</sup> by Councilman Cammarata. All 5 Board members: Ludwig, Cammarata, Pollard, Whitmore and Heisler were in favor, motion carried. Meeting adjourned at 8:37PM. The next meeting will be a Budget work session on July 30<sup>th</sup> @ 6:30pm and the regular Town Board meeting on Aug. 18<sup>th</sup>.

Alison B. Owens

Smithville Town Clerk

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