

Minutes of the Smithville Town Board  
November 21, 2016

OPENING of Regular Town Board meeting By Supervisor Fred Heisler Jr @6:38PM

ROLL CALL/PLEDGE:

Board members:

Supervisor Fred Heisler Jr.,  
Karl Ludwig, Deputy Supervisor  
John Cammarata, absent  
Bob Whitmore  
Tom Pollard

Also Present: Alison Owens, Town Clerk  
Jackie Centerwall, Planning Board Chair  
Christine Stark, DCO  
Tracy Oliver, Hwy Sup't  
Angelo and Deborah Cioffi

LATE ADDITIONS/DELETIONS/REMARKS:

**Mr. Cioffi:** would like Collyer Rd. finished from the stone house barn to where he lives; the road has damaged their cars because of the stones. He is now living on Collyer Rd. full time.

**Hwy Sup't Oliver:** gravel was put down and the road graded at the end of the summer.

**Supt. Heisler:** CHIPS money was probably used which means that 5 years has to pass before the road can be worked again. (to Hwy Sup't Oliver) What can be done from this point?

**Hwy Sup't Oliver:** We cannot seal the road in 2017. Next year the Hwy Dept will do better topping with gravel which will be tighter and smoother.

**Mr. Cioffi:** I would like dust oil, I would like what's fair since the stone house has a black top road and I don't.

CORRESPONDENCE 6:40PM

C1) none

NEW BUSINESS 6:55PM

NB1) SPCA contract for 2017. This was reviewed by Board members and directed to be signed by Supervisor Heisler and returned to the SPCA.

**RESOLUTION # 38 (2016): SIGN SPCA Contract for 2017**

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

AYES: Ludwig, Pollard, Whitmore, Heisler

NAYES: 0

ABSENT: Cammarata

RESOLVED to sign the SPCA contract for 2017.

OLD BUSINESS (UPDATES) 7:15PM

OB1) lights on poles: will be taken care of before the end of the year. Outside bathrooms: Town Clerk Owens was asked to communicate with Councilman Cammarata, who was absent from the meeting, and discuss the TO DO list from last year, then communicate with a local plumber to see if he can do the work from the list.

OB2) Consider information regarding speed limits in the hamlet/tickets. Judge Lilley was not available to comment. It was agreed to purchase 3 as per the discussion from October's meeting at an approximate cost of \$5,000.

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OB3) discussion of Cincinnatus Lake Dam repairs/Association: no new news

OB4) fees associated with the Cable franchise: Supervisor Heisler has spoken with Att’y Berger regarding the Cable franchise contract, who has said he was not able to discover any franchise fee in the language of any of the Town’s previous records or communications. With any new contracts entered into, the Town might be able to affix a franchise fee. Things are still being worked out.

OB4) speed limits on County Rd 2 and State Hwy 41. Nothing new, hopefully flashing speed limit signs will help slow down traffic. Businesses along the road have changed the traffic pattern on State Hwy 41. Supervisor Heisler will make contact with the vendor about the cost of 3 flashing speed limit signs.

OB5) NYSEG response to possible change of street lighting fixtures to LED bulbs. NYSEG does not have a program in place at the current time. Bruce Kinney was not present to give information from the Village of Greene’s electric street lighting costs.

OB6: status of the Communications Tower:

- Test scores were given at last month’s meeting. The property across from Virginia Smith’s provided the best signal and property owners (the Wolford’s) were willing to work with the Town of Smithville to have the tower on their property.
- It was suggested then to work with Joe Warren’s property on the south side of County Rd. 3. If the pole could be placed in right of way on Joe Warren’s property, it could be done so without an easement.
- The latest quote from Tri-County Communications is \$10,000 vs. the \$3,000 originally thought. Supervisor Heisler suggested talking with Tri-County to have them explain the charges. Hwy Sup’t Oliver said he is now working within Jeff Livingston’s (Village of Greene) schedule for installation of the pole and then a wait of 2-3 weeks for the FCC license. Board members recommended this expense to come out of Highway line item and not the General. Also recognizing the lateness of the season and other variable factors, available Board members will meet with the Tri-County Communications and gave authorization in the following Resolution to spend Town funds for this project.

**RESOLUTION # 39 (2016): AUTHORIZE SPENDING OF TOWN HIGHWAY FUNDS IN AN AMOUNT NOT TO EXCEED \$10,000**

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

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

RESOLVED to have available Board members meet with the rep from Tri-County Communications to have him explain the increased cost for having the Communications Tower put in place. Also Resolved, based on review of the contract to then give authorization to proceed, with a total cost not to exceed \$10,000.

OB7: Parking on Water St. from last month’s meeting. Councilman Whitmore suggesting creating a parking lot on Round Pond behind Paul Meddleton’s house on the corner. The property would have to be purchased from the owners and the lot would have to be plowed. There is a possibility that walking trail \$ could be used as per the Comprehensive Plan. Also, a Snowmobile trail goes right up Round Pond Rd. Several ideas and areas were discussed including inviting area businesses to see if a downtown area could be opened up for parking. The Planning Board was given the responsibility as well to make that a part of their discussion.

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OB8: continue with Advantage Plan for Town Clerk Owens for 2017? An approval by Resolution was given last month to pay for a Sr. Advantage Health Plan for Town Clerk Owens for the remainder of 2016, with payment for 2017 to be decided at the November meeting. Board members discussed it briefly and decided to move forward with the same plan for Town Clerk Owens for 2017.

**RESOLUTION # 40 (2016): AUTHORIZE 2017 SPENDING FOR SENIOR ADVANTAGE HEALTH PLAN FOR TOWN CLERK FOR 2017**

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

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

RESOLVED to spend \$166.80 per month on a Senior Advantage Health Plan for Town Clerk Owens for 2017.

REPORTS

7:35PM

R1.) Highway: report submitted:

- Money is being spent on trucks
- Driveway pipe for Joe Warren
- Oxford school put a chip in the Town radio for road conditions in the winter.
- A safety rail has to be put on the pit in the Town Barn to comply with PESH requirements. A quote of \$1400. by Steel Sales was obtained. Hwy Sup't Oliver would like it to be in place by the end of December. This was so moved:

**RESOLUTION # 41 (2016): AUTHORIZE SPENDING NOT TO EXCEED \$1500. TO PURCHASE RAIL SYSTEM FOR PIT AT TOWN BARN**

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

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

RESOLVED to authorize purchase of a rail system for the pit at the Town Barn at a cost not to exceed \$1500.

R2.) Assessor: report submitted. The reval has been held up by NYS; Karl Ludwig is done with updating about ½ of the Town.

R3.) Enforcement Officer: no report submitted County: report submitted

R4.) Planning Board: no report submitted. Chair Centerwall was present with verbal report.

- The Town's Tower Local Law will not impact the proposed Tower for Highway communications.
- Planning Board Survey data was available for members of the Town Board. Board needs to review the survey and also the Comprehensive Plan, which has to be done every 5 years.

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- Road Use proposed Local Law needs review

R5.) DCO: no report submitted

R6.) Attorney: no report submitted

R7.) Smithville Day: no report submitted. Smithville Day will probably not happen next year.

R8.) Custodian: no report submitted

R9.) Playground Committee: no report submitted

R10) Town Clerk: monthly report submitted.

R11) vacant

R12) Supervisor's Report: report submitted

Supervisor Heisler indicated extra money in the General Savings could be transferred out, to be used for other purposes before the end of the year. A motion to accept the Supervisor's report was made by Councilman Pollard, 2<sup>nd</sup> by Councilman Whitmore. All four Board members: Ludwig, Pollard, Whitmore, Heisler were in favor, Cammarata absent, motion carried.

MINUTES APPROVAL for October 17<sup>th</sup> and November 9<sup>th</sup> \*

8:15PM

The minutes of the October 17<sup>th</sup> and November 9<sup>th</sup> meetings were reviewed. A motion to accept both sets of minutes was made by Councilman Ludwig, 2<sup>nd</sup> by Councilman Pollard. All four Board members: Ludwig, Pollard, Whitmore, Heisler were in favor, Cammarata absent, motion carried.

WARRANTS

8:20PM

General Warrant # 11, Vouchers # 137-151, in the amount of \$7,051.17 were reviewed.

Vouchers #137-140 have already been paid but will still show up on the warrant. A motion to accept and pay claims #141-151 was made by Councilman Pollard, 2<sup>nd</sup> by Councilman Whitmore. All four Board members: Ludwig, Pollard, Whitmore, Heisler were in favor, Cammarata absent, motion carried.

Highway Warrant # 11, Vouchers # 130-154, in the amount \$16,462.48 were reviewed. A motion to accept and pay these claims was made by Councilman Pollard, 2<sup>nd</sup> by Councilman Ludwig. All four Board members: Ludwig, Pollard, Whitmore, Heisler were in favor, Cammarata absent, motion carried.

There was no other business to come before the Board. The meeting was adjourned at 8:30pm until December 19, 2016.

Alison B. Owens

Smithville Town Clerk