

Minutes of the Smithville Town Board  
March 20, 2017

OPENING by Supervisor Fred Heisler 6:31PM

ROLL CALL/PLEDGE:

Board members:

Fred Heisler, Supervisor

Karl Ludwig, Deputy Supervisor

John Cammarata

Bob Whitmore

Tom Pollard, absent

Also Present: Alison Owens, Town Clerk

Bruce Kinney, Enforcement Officer

Tracy Oliver, Hwy Sup't

Shane Butler, Planning Board

LATE ADDITIONS/DELETIONS/REMARKS:

No new business. Supervisor Heisler thanked the Board, Deputy Supervisor Ludwig and other Town personnel for helping out while he was gone.

PRESENTATION: David Craine, Mang Insurance for annual Town policy 6:32PM

For 2017: a projected increase of 2.4% increase over 2016 or a new total of \$ 22,230.67

After the presentation the Board asked Mr. Craine to quote an added crime policy for the bookkeeper for \$50,000, also Computer fraud under the crime policy and a Cyber liability quote. There was also a short discussion on the Counterfeit money situation encountered by the Tax Collector last month.

CORRESPONDENCE 7:00PM

C1) none

NEW BUSINESS 7:01PM

NB1) Budget/Salary issues. Supervisor Heisler reminded the Board that Town Official salaries have not kept up with changing times and asked the Board for considerations during the Budget process this year.

OLD BUSINESS (UPDATES IF ANY) 7:05PM

OB1) update on speed limit signs for hamlet: The new signs are currently being stored at the Town Barn. Hwy Sup't Oliver asked for direction as to placement of the signs: either at, in front of, or behind the current speed limit signs.

OB2) status of the Communications Tower: There is still no inspection sticker on the Tower. Once that happens it will 2 days-3weeks before NYSEG will perform the final hook-up.

OB3) Public Parking: no new info. The owner of Seeber's Tavern is aware of the situation but does not have any workable suggestions. Something needs to be done because of possible personal injury and the blockage of Water St.

OB4) Cowles Cemetery: Despite numerous previous discussions, Supervisor Heisler feels that in order to protect the interests of the Town and follow NYS Town Law, it will probably be necessary to invite the Town Att'y to attend a Board meeting in either April or May to have him address the Board concerning Town Law and Cemeteries. Supervisor Heisler will contact Att'y Berger to see if he can attend April or May's meeting.

Minutes of the Smithville Town Board  
March 20, 2017

OB5) Discussion of Assessor position: There are currently 2 candidates for the position, both of who have approved applications from Chenango County. There is also a possible 3<sup>rd</sup> candidate whom Supervisor Heisler will contact. The Town Board would like to interview the candidates next Monday at 6:30pm.

REPORTS

7:30PM

R1.) Highway: report submitted

- Truck accident: During the last snowstorm the '97 MACK, the oldest truck in the fleet was involved in an accident on County Rd. 3. The employee who was driving and was slightly injured has returned to work for "light duty". Most reports from agencies are not yet available. The truck may/may not be fixable. The plow, although bent, was removed and put on another truck; the box took the major brunt of the accident.
- Supervisor Heisler wants to see evaluations of employees and other forms about employees kept on file. He asked for this policy to be in place as of today March 20, 2017. Hwy Sup't Oliver concurred.
- CHIPS \$ for new pick-up truck has not yet been received but should be there shortly.

R2.) Assessor: report submitted.

R3.) Enforcement Officer: no report submitted, but Enforcement Officer Kinney was present to give a verbal report. New construction with a Building/Septic permit on Fred Wilcox Rd., also on Decker Rd.; and some suspicious activity on Lewis Hill Rd. County: report not submitted .

R4.) Planning Board: report submitted. Three items were identified:

- Co-Chair Shane Butler said at the last PB meeting resident Angelo Cioffi asked about \$ for a walking trail which was designated in the Genegantslet Horse Farms subdivision. It appears adjoining property owners were against the development of a walking trail along the Genegantslet so the project was not pursued.
- mission statement for Comprehensive Plan: this was worked on at the January meeting. Supervisor Heisler said he would check his paperwork from the meeting.
- Road Use Agreement: This was developed by the Planning Board and then sent to the Attorney who identified it as "vanilla". Should the Town Board move forward with it or send it back to the Planning Board for modification? Should it be a Resolution or a Local Law? Shane Butler, Planning Board co-chair said it could be either. Supervisor Heisler recommended something be done to set the current policy in place, then modify it later if need be. Councilman Ludwig had a specific concern about enforcement, asking whose job it would be to enforce the Road Use Agreement? It was replied that in the area of logging, companies are supposed to know what Towns have a Road Use agreement and let customers know. Board members then decided to pass a RESOLUTION to put this proposed Road Use Agreement into effect beginning May 1, 2017. Town Clerk Owens will request the proper procedure, whether simple Resolution or preparation for a Local Law.

**RESOLUTION # 9 (2017): MOVE ROAD USE AGREEMENT INTO EFFECT  
BEGINNING MAY 1, 2017**

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

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

Minutes of the Smithville Town Board  
March 20, 2017

RESOLVED to move the Road Use Agreement into effect beginning May 1, 2017 in the Town of Smithville, AND RESOLVED ALSO to advertise this Resolution in the Chenango American.

R5.) DCO: no report submitted

R6.) Attorney: no report submitted

R7.) Smithville Day: no report submitted. There has been no response to communication requests to the chairperson. The website domain has not been renewed. There will be no Smithville Day in 2017. The chairperson's name will be removed from the Smithville Day bank accounts.

R8.) Custodian: no report submitted

R9.) Playground Committee: no report submitted

R10) Town Clerk: monthly report submitted. The printer and the laptop are still not communicating. The business from Greene which had been working to resolve the situation did not show up for a scheduled appointment and has not called to re-schedule. Supervisor Heisler said he would contact Chenango County and see if there were businesses able to work on this problem. Sentry Alarms also came to the office, fixed the non-operating cameras and gave specific instructions on how to recover data that was recorded.

R11) vacant

R12) Supervisor's Report: report submitted.

Fire District checks have been distributed. Front phase and doors for the Town Barn are planned for when the SAM grant money comes in.

A motion to accept the Supervisor's report was made by Councilman Ludwig, 2<sup>nd</sup> by Councilman Whitmore. All 4 Board members present: Ludwig, Cammarata, Whitmore and Heisler were in favor, Councilman Pollard absent, motion carried.

MINUTES APPROVAL for February 20, 2017

8:20PM

The minutes of the February 20, 2017 meeting were reviewed. A motion to accept the minutes was made by Councilman Whitmore, 2<sup>nd</sup> by Councilman Cammarata. All 4 Board members present: Ludwig, Cammarata, Whitmore and Heisler were in favor, Councilman Pollard absent, motion carried.

WARRANTS

8:25PM

**General Warrant # 3** with Vouchers # 27-39, in the amount of \$3,832.81 was reviewed. # 36/#37 for Town insurances have already been paid but still need approval. A motion to pay these claims was made by Councilman Cammarata, 2<sup>nd</sup> by Councilman Ludwig. All 4 Board members present: Ludwig, Cammarata, Whitmore and Heisler were in favor, Councilman Pollard absent, motion carried.

Highway Warrant # 3 with Vouchers # 41-60, in the amount \$18,917.21 was reviewed. A motion to pay these claims was made by Councilman Cammarata, 2<sup>nd</sup> by Councilman Ludwig. All 4 Board members present: Ludwig, Cammarata, Whitmore and Heisler were in favor, Councilman Pollard absent, motion carried.

Minutes of the Smithville Town Board  
March 20, 2017

There was no other business to come before the Board. Supervisor Heisler declared the meeting adjourned at 8:40pm. The next meeting will be Monday March 27<sup>th</sup> to interview candidates for the Assessor position and Monday April 17<sup>th</sup> for the regular meeting, both at 6:30pm.

Alison B. Owens

Smithville Town Clerk