

MINUTES OF THE SMITHVILLE TOWN BOARD
March 18, 2024

OPENING of Town Board meeting by Supervisor John Cammarata 6:32PM
ROLL CALL/PLEDGE/LATE ADDITIONS:

ATTENDANCE:

Supervisor John Cammarata
Board members: Bob Whitmore
Shane Butler
Russell Wark

ALSO:

Alison Owens, Town Clerk
Vince Witkowski, Hwy Sup't
Bob and Pam Holcomb, residents of King Rd
Marie Kehl, PB Chair
Bruce Kinney, Code Enforcement
Don Conklin, Mindy Eldred, Playground Committee

ABSENT: Board member Fred Heisler

ROLL CALL/PLEDGE/LATE ADDITIONS:

CORRESPONDENCE 6:35PM

C1) Thank you for flowers given at funeral service for Pat Heisler

NEW BUSINESS

NB1) Consider suggestions for the \$10K grant for Clean Energy Communities: A prior list had been emailed out from Board member Butler who suggested Board members choose from the list or go through and energy audit to determine what else the Town might be eligible for. It was recommended, of the options available, that it might work best to update the heating/cooling units in the Community Center itself. The current heating units are old, some not working and not available for replacement; the cooling unit only cools the downstairs. Of all the options, Board members seemed to feel this one was the best. Supervisor Cammarata will look for pricing for replacements, perhaps through Air Source LLC.

NB2) The Smithville Historical Society has received a letter from an Att'y in Oneonta representing the estate of a deceased client who had held shares in the Genegantslet Gas & Oil company. The Att'y involved is trying to liquidate the stock for the estate. The SHS asked the Town to consider having the Town Att'y respond to the request as it is not known if the company is still in existence. Board members were in agreement with this.

NB3) Consider additional camera for outside the Community Center: A situation occurred last week where Judge Lilley was harassed by a vehicle in the parking lot and then followed him along the road when he left the premises. Cameras on the Community Center property recorded the incident though the placement of another camera in a different location was recommended by Maximum Security, the company who installs/maintains the current cameras. Board members were in agreement with this in the following Resolution.

RESOLUTION #14 (2024): MOVE FORWARD WITH QUOTE FOR PURCHASE OF ADDITIONAL SECURITY CAMERA FOR OUTSIDE THE COMMUNITY CENTER

On a motion by Board member Wark, 2nd by Board member Whitmore the following Resolution was ADOPTED

AYES: Butler, Wark, Whitmore, Cammarata
NAYES: 0
ABSENT: Heisler

RESOLVED to proceed with a quote for an additional security camera for the outside of the Community Center.

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NB4) Consider Resolution for a Justice audit. This was so moved in the following Resolution.

RESOLUTION #15 (2024): MOVE FORWARD WITH THE ANNUAL AUDIT OF THE JUSTICE RECORDS

On a motion by Board member Butler, 2nd by Board member Whitmore the following Resolution was ADOPTED

AYES: Butler, Wark, Whitmore, Cammarata
NAYES: 0
ABSENT: Heisler

RESOLVED to proceed with an audit of the Justice Court records.

NB5) Consider Resolution for purchase of pressure pump and boom for dust control (MidWest Industries) If it can be purchased through CHIPS, it will be purchased for \$5500. No Resolution at this time.

OLD BUSINESS (UPDATES IF ANY)

6:50PM

OB1) Protection plan for the JD tractor: Supervisor Cammarata has said John Deere will not offer the extended warranty to the Town saying the Town has 2 years of service left on the original warranty.

OB2) update on properties at Smithville Center and on Enggaard Rd :

- letters were sent out to owners of the listed properties
- There were also 3 other properties identified: one each on County Rd 3, Marvin Rd and Pollard Rd

REPORTS

7:00PM

R1.) Highway: report submitted

- FEMA is making an appointment to come and review paperwork, especially for the Stone Quarry project
- New mower will be delivered soon to go on the Challenger mower/tractor
- Challenger tractor is out with new hoses and circuit board and with lights being installed
- Ditching is being done on Marvin Rd, , Nelson Rd
- Transmission ordered for the '02 Volvo
- There was a core charge so it was easier to go with a new transmission than a used one
- Still working on the Gradall part
- There is some excess equipment to be sold: tires, welder, old transmission and possibly more. A Resolution will be needed for that. A full list of items will be compiled later.

RESOLUTION #16 (2024): SELL EXCESS HIGHWAY EQUIPMENT, FULL LIST TO BE PROVIDED LATER

On a motion by Board member Whitmore, 2nd by Board member Wark the following Resolution was ADOPTED.

AYES: Butler, Wark, Whitmore, Cammarata
NAYES: 0
ABSENT: Heisler

RESOLVED to proceed with selling excess equipment. A complete list will be provided later.

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- Quarry rock from Smithville can be brought to the Town Barn and can be crushed there to make crusher run. Can't sell it but can use it in Smithville. Hwy Supt. Witkowski will get more info and bring it next month. A quarry in Oxford is being used now.

R2) Assessor: report submitted

R3.) Enforcement Officer: no report submitted, but Enforcement Officer Kinney was present to discuss with the Planning Board an item of business which had already taken place (see Planning Board discussion)

R4.) Planning Board: no report submitted. Chair Kehl was present to discuss a prior SPR on King Rd.

- 554 King Rd was a ½ acre lot purchased by a couple from PA who wanted to put a shed on the property to later convert to a tiny home. The lot originally had a trailer on it which was removed; it also has a well and septic which purportedly are in working condition. Since the lot was less than a 2 ac. minimum, it was required to have an SPR (Site Plan Review). The original trailer was on a gravel pad close to the road and to put a storage shed/tiny home in that location did not meet the SPR law's set back requirement. At the SPR on March 1st, an agreement was made to call the (shed) building a "tiny home" from the start and to move it back a distance from the road, putting it on piers instead of the ground. The CE Officer signed the application pending re-submission of drawings. Planning Board members present at the March meeting were to each sign off on the paperwork when it was resubmitted. There is a question as to the location of the original application signed by CE Officer Kinney and the new copy subsequently brought in which has been signed by some Planning Board members. Supervisor Cammarata will check with the County Code Enforcement Office to see if a permit has been issued.

It was also approved to use a motor home during the temporary time of the construction of the tiny home

- Town Clerk Owens asked for an official application for the Site Plan Review(Local Law) as generally it only requires a sketch. Over the last couple of years she has used the County building permit application as most of the SPR's are for building purposes. Board member Butler indicated he would provide one.
- Planning Board Chair Kehl asked about a variance for the Genegantslet Fire Co. who would like to put an electronic sign up at the Fire Station. The project will require an SPR but she asked if the fee could be waived. Board member Whitmore who is also a member of the Fire Dept. explained the sign would be put up on the back of the current sign and not in the NYS right-of-way. Board members were in agreement with waiving the fee,

RESOLUTION #17 (2024): WAIVE SPR FEE FOR THE GENEGANTSLET FIRE COMPANY'S REQUEST FOR ELECTRONIC SIGN

On a motion by Board member Butler, 2nd by Board member Wark the following Resolution was ADOPTED.

AYES: Butler, Wark, Cammarata
 NAYES: 0
 ABSENT: Heisler
 ABSTAIN: Whitmore

RESOLVED to allow a waiver of the application fee for the Genegantslet Fire Company's SPR for an electronic sign on the Fire Dept. premises.

R5.) DCO: no report submitted;

R6.) vacant R7.) vacant

R8.) Custodian: no report submitted

- Custodian feels that a proper carpet cleaning with the current cleaner will solve the problem of dirty carpets.

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R9.) Playground Committee: no report submitted. Mindy Eldred/Don Conklin Playground Committee starting up again beginning April 22nd and continuing throughout the summer. May 4th will be Park Clean-up day.

- It was asked about signage for walking dogs in the park as there is a Town Local Law requiring dogs to be on a leash if not in their yard. (Town Clerk Owens found the current sign down on the ground in back of the guard rail)
- It was also asked if there could be “Doggie Bag” supplies and a sign; perhaps purchase 2. Prices will be checked.
- A copy of a 2004 letter from an Att’y was read regarding use/maintenance of Bottle Funds
- Discussion of Port-a-John rental for this season. The park will need something earlier than May, perhaps April to the end of October. It was recommended to contact Oneonta again this year as their pricing included weekly cleaning and monthly pricing which is around \$150. Per month. Board member Wark knew of another vendor but they stated they would not come to Smithville.

RESOLUTION #18 (2024): CONTRACT WITH ONEONTA (BUTTS CONCRETE) FOR A PORT-A-JOHN FROM APRIL TO OCTOBER

On a motion by Board member Wark, 2nd by Board member Butler the following Resolution was ADOPTED.

AYES: Butler, Wark, Whitmore, Cammarata
 NAYES: 0
 ABSENT: Heisler

RESOLVED to contract with Oneonta (Butts Concrete) for port-a-john service from April to October 2024.

R10) Town Clerk: report submitted.

- Town Clerk Owens reported she had been asked by a couple of people about an agenda being made available on the Town website; also there had been a couple of requests for the Town Board meetings to be made available on Zoom. Board members were ok with having an agenda on the website but they felt the Town did not have the right equipment to have the meetings up for Zoom.

R11) vacant

R12) Supervisor’s Report: submitted

- Tax refund received from Shipton Rd property divided between the Town and the Genegantslet Fire Co. \$457.79 to go to the Town and \$152.62 to go to the Genegantslet Fire Co. Inc.
- Hwy Equipment CD will hopefully be used to pay off the new truck
- “FEMA” account, approx 207K will be used for N. Tyner resurfacing
- There is \$6.95 left in ARPA (grant) funds to send back
- A motion to accept the Supervisor’s report was made by Board member Butler, 2nd by Board member Wark. All four Board members: Butler, Wark, Whitmore and Cammarata were in favor, motion carried; Heisler absent.

MINUTES APPROVAL for February 19th

7:40PM

The minutes of the February 19th meeting were reviewed. A motion to approve these minutes was made by Board member Butler, 2nd by Board member Wark. All four Board members: Butler, Wark, Whitmore and Cammarata were in favor, motion carried; Heisler absent.

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WARRANTS

7:45PM

General Warrant # 3, Vouchers # 26-41,43 in the amount of \$ 5,355.70 were submitted for payment. A motion was made by Board member Butler, 2nd by Board member Whitmore to approve payment of these bills. All four Board members: Butler, Wark, Whitmore and Cammarata were in favor, motion carried; Heisler absent.

Highway Warrant # 3, Vouchers # 28(previously paid)-39 in the amount of \$8892.79 were submitted for payment. A motion was made by Board member Whitmore, 2nd by Board member Wark to approve payment of these bills. All four Board members: Butler, Wark, Whitmore and Cammarata were in favor, motion carried; Heisler absent.

EXECUTIVE SESSION to discuss Union negotiations

Into Executive Session at 7:54pm on a motion by Board member Butler, 2nd by Board member Wark. All four Board members: Butler, Wark, Whitmore and Cammarata were in favor, motion carried; Heisler absent.

A motion to come out of Executive Session at 8:20pm was made by Board member Wark, 2nd by Board member Butler. All four Board members: Butler, Wark, Whitmore and Cammarata were in favor, motion carried; Heisler absent.

No action was taken

Supervisor Cammarata declared the meeting adjourned. Next meeting is April 15, 2024.

CLOSE:

by Supervisor Cammarata

8:20pm

Alison B. Owens

Smithville Town Clerk