

April 16, 2021

Minutes of the Regular Meeting of the Town Board of the Town of Smithfield held **April 13, 2021** at the Smithfield Community Center Commencing at 7:00 p.m.

Present:

Supervisor	Thomas J Stokes
Councilperson	James Corpin
Councilperson	Brenda Goff
Councilperson	Richard Looft
Councilperson	Nell Ziegler
Highway Superintendent	Dan Davis Absent
Town Clerk	Janice Sebring

Others Present: John Soule of 5217 Swamp School Rd

Town Attorney James Stokes

-The meeting was called to order by Thomas Stokes, Supervisor.

-Pledge of Allegiance

Resolution # 35 – 2021

APPROVAL OF MINUTES of March 9, 2021

On a motion of Councilperson James Corpin seconded by Councilperson Brenda Goff

Resolution #35-2021 was

ADOPTED: Ayes 5- Supervisor Stokes Councilperson, Richard Looft, James Corpin, Brenda Goff and Nell Ziegler
Nays 0

Resolution #36-2021

--**Supervisor's Monthly Report** – of Receipts and Payments for March 2021 was read and filed. General Fund Revenues totaled \$1,080.83 with expenditures of \$19,722.43

Streetlight expenditures totaled \$ 245.14

Highway fund revenues totaled \$.46 Expenditures, of \$29,081.96 Profit and Loss Budget vs. Actual was, presented for both General and Highway Funds for January-March 2021.

On a motion of Councilperson James Corpin seconded by Councilperson Brenda Goff

Resolution #36-2021 was

ADOPTED Ayes5-, Supervisor Thomas J Stokes Councilperson, Richard Looft, Brenda Goff, Nell Ziegler and James Corpin

Nays 0

RESOLUTION #37-2021

Town Clerk's Monthly Report -

- Receipts and payments for March 2021 read and filed. Gross receipts totaled \$694.00 Town retained \$597.20

On a motion of Supervisor Stokes seconded by Councilperson Richard Looft

Resolution #37-2021 was

ADOPTED Ayes5-, Supervisor Thomas J Stokes Councilperson, Richard Looft, Brenda Goff, Nell Ziegler and James Corpin

Nays 0

-Codes Enforcement Report – Report was read and filed

-Planning Board – Clerk Sebring reported The Annual Training for the Planning board members was held March 29, 2021 Present: Robert Burnett

-Zoning Board – Clerk Sebring reported The Annual Training for the ZBA board members was held March 29, 2021 Present: Lewis Graham and Eric Howard.

-Highway– Superintendent Davis: there will additional monies from CHIPS to do Road Repairs

Public Courtesy of the Floor: Mr. John Soule had concerns about the slurry pond that is reportedly going in across from his home at 5217 School Swamp Rd. He wanted to know what he can do to prevent it, as it will diminish his property value, could harm his well and make it hard to sell his home.

Supervisor Stokes, will contact with Codes Officer Cesario and the Department of Environmental of Conservation as they are ones that issue the permit.

Old Business:

Solar Panel Farm: Attorney Stokes presented to the board copies of Local Laws from other towns as guide lines for the Board to review. Mr. Stokes mentioned, it might be in the best interest of the town to have a Local Law setting up a moratorium on Solar Farms, so the board has to time research, options on regulations.

NYS Clean Communities Program: Councilperson Ziegler outlined several things the Town can do to accumulate points that New York State will apply towards Grants. **Hamlet Improvement Plan:** Attorney Stokes gave a synopsis of the plan, and an updated map that concentrated only on the establishing sidewalks and parking. The board will do a site walk, of the proposed .

New Business: -

Attorney Stokes introduced and explained Local Law # 2, changing the date for the meetings of the Board of Assessment Review.

Resolutions:

Resolution# 38-2021 Schedule Public Hearing for Local Law #2 Board of Assessment Review Date Change

On a motion of Councilperson James Corpin seconded by Nell Ziegler the following resolution was Adopted: Ayes 5 Supervisor Stokes Councilpersons Brenda Goff, James Corpin, Richard Loft and Nell Ziegler

Resolved that the Public Hearing for Local Law #2 be @ 7:05PM on May 11, 2021@ Smithfield Community Center

Resolution# 39-2021 Schedule Public Hearing for Local Law #3 Establishing a Moratorium on Solar Farms

On a motion of Councilperson James Corpin seconded by Brenda Goff the following resolution was Adopted: Ayes 5 Supervisor Stokes Councilpersons Brenda Goff, James Corpin, Richard Loft and Nell Ziegler

Resolved that the Public Hearing for Local Law #3 be @ 7:10PM on May 11, 2021@ Smithfield Community Center

Resolution #40-2021 Executive Session

On a motion of Councilperson James Corpin seconded by Councilperson Brenda Goff following resolution was adopted

Adopted: Ayes 5 Supervisor Stokes Councilpersons Brenda Goff, James Corpin, Richard Loft and Nell Ziegler

Resolved that the board move to executive session at 8:45 pm to discuss items concerning pending litigation for the damage done on Rich Road.

Resolution #41-2021 Return to Regular Meeting

On a motion of Councilperson James Corpin seconded by Councilperson Brenda Goff following resolution was adopted

Adopted: Ayes 5 Supervisor Stokes Councilpersons Brenda Goff, James Corpin, Richard Loft and Nell Ziegler

Resolved that the Board return to regular session at 8:55 pm

Resolution #42 Start Small Claims procedure against Dennis Deforge for the damage to Rich Road

On a motion of Councilperson James Corpin seconded by Councilperson Brenda Goff Resolution #42 was adopted

Ayes 5 Supervisor Stokes Councilpersons Brenda Goff, James Corpin, Richard Loft and Nell Ziegler

Resolution #43-2021 Payment of Claims

On a motion of Richard Loft seconded by Brenda Goff

Resolution #43-2021 was

ADOPTED: Ayes 5 Supervisor Thomas J Stokes, Councilpersons, Richard Loft, Brenda Goff, Nell Ziegler and James Corpin

Nays 0

Resolved that the bills be paid on Abstract #4 in the following amounts:

General Fund 63-81 in the amount of \$ 6,987.50

Highway Fund 26-37 in the amount of \$ 10,860.01

Notes and Communication: Letter from James Zophy was read. Supervisor Stokes will reply.

With no further business, on a motion made by Councilperson James Corpin seconded by Councilperson Richard Loft the meeting was adjourned at 9:05pm. Carried unanimously.

Respectfully Submitted

Janice Sebring
Town Clerk