

**THE TOWN OF CHENANGO TOWN BOARD MET MONDAY, APRIL 6, 2015, AT 7:00 P.M. IN THE TOWN OF CHENANGO TOWN HALL, 1529 N.Y. ROUTE 12, BINGHAMTON, N.Y.**

**PRESENT:** Harold Snopek, Supervisor  
Russ Hemedinger: Councilperson  
Gene Hulbert, Councilperson  
Terry Kellogg, Councilperson  
Jim DiMascio, Councilperson

**ALSO PRESENT:** Donald G. Walls, Town Attorney  
Rhonda D. Milks, Town Clerk

Mr. Snopek called the meeting to order and requested that all present stand and join in the Pledge of Allegiance to the Flag.

**APPROVAL OF THE MINUTES:**

Mr. DiMascio moved, seconded by Mr. Kellogg, that the minutes of the previous meeting be approved as prepared and presented. Motion carried.

**BID OPENINGS:** None

**PUBLIC HEARINGS:**

- (a) Members of the Town Board and members of the general public shall be permitted to ask questions of sponsor after recognition by chair.

**OPEN HEARING-GENERAL TOWN BUSINESS**

- (a) Members of the general public are invited to address the Town Board. Speakers shall address comments the Town Board and no other members of the audience. Said speakers shall speak in an orderly fashion and are requested to limit their remarks to five (5) minutes. At the conclusion of the open hearing for general town business public participation in the meeting will be concluded and the Board will resolve itself into session to handle all new and unfinished business without public participation.

Charlotte Schotanus, Port Road, asked about the properties at 5 Fuller Road and 10-12 Prescott Road that were supposed to be demolished but have not as yet.

Mr. Walls said we are waiting for the contractor to disconnect the wires going to the properties and then we can proceed.

Joe Pratt, 41 Treadwell Road, wished to thank the Town Clerk and the Ordinance Office for their help.

Joe had other issues with the Fendick camp property. There have been ongoing problems since 1995 Mr. Fendick is not a good neighbor and does not respect the Town laws or Law Enforcement. There is ongoing loud music and undesirable noise. He would like to ask Mr. Snopek for help to stop the drunken behavior.

Mr. Pratt also voiced concerns about the property of Mark Gregory, 76 Treadwell Road. In 2009 he was denied, by the Zoning Board, approval for storage of business equipment at that property. He is running a business, Primo Turf, and that should not be allowed. In 2014 a building was put up. If you go on line and google Primo Turf, it comes up 76 Treadwell Road.

Mr. Pecha wanted me to take pictures but Mr. Pratt is concerned about taking pictures of someone else's property. He will do what he can to prove a business is being run at this property. Mr. Pratt hopes that the Town Board will not allow businesses on Treadwell Road.

Mr. Hulbert asked if Joe had filed a written complaint and Joe answered, yes.

Mr. Pratt said he had a phone conversation with Mr. Pecha and had foiled for some other information so he could better understand exactly what happened.

Mr. Hulbert asked when he filed the written complaint.

Mr. Pratt replied that he thought it was sometime in March.

Mr. Snopek asked if Mr. Pratt had ever seen anyone come out of the campground drunk.

Mr. Pratt said no, but when he sits on his deck at night, he can hear the hooting and hollering.

As no one else wished to be heard, the Open Hearing was closed.

**COMMUNICATIONS:** Rhonda D. Milks, Town Clerk

Julie Wyatt, Budget Director, filed the annual Financial Report in the Town Clerk's Office on 3/24/2015 and a legal notice was published in the Press & Sun Bulletin on 3/27/2015, notifying the public that it is available in the Town Clerk's Office for inspection.

We will all miss Mike Linville sitting in our Town Board meetings and he will be missed by everyone in the Town who ever knew him.

**COMMITTEE REPORTS:**

**Gene Hulbert – Public Works**

In the month of March 2015, the Public Works Department had to dig up seven water services and thaw the lines from the water main to the curb box. They also had to dig up and repair two water curbs.

They dug up the sewer line at the end of Peninsula Drive and installed a cleanout. We were then able to clear the blocked line.

We repaired a major water main beak on Kattelville Road at the intersection with Hi-Over Road.

They installed a new sewer pump at the McGirk's lift station.

The 2014 Water Withdrawal Report was filled out and filed with NYSDEC

All the fire extinguishers throughout the town were inspected and certified.

The 3 generators at the Sewer Plant along with the Northgate well-house generator were serviced.

An insurance appraiser visited all town owned buildings and properties. All were entered by GIS and very detailed information was gathered by the appraiser for each location.

There were 12 water and sewer after hour call-outs.

### **Russ Hemedinger – For the Safety Committee**

The “Right to Know” training and hearing protection awareness training was held for the public works and highway department employees last month.

The hearing test will be conducted later this week for those same employees.

LIABILITY INSURANCE – A visit took place this last month by an underwriter from NYMIR (our insurance carrier). The representative spent a day and a half going to all town-owned property and recording information. Mr. Hemedinger spoke to a representative from NYMIR and had no negative findings with our property.

This was done to ensure all of our property information was accurate in accordance with our policy. He would like to thank our Public Works Director, Don Benjamin, for handling this in his absence.

### **Terry Kellogg- Highway Report**

The Highway Department performed snow removal services 13 times throughout the month of March. Snowfall totals for the month were 14.8” which is .3” below average snowfall. The average temperatures were also well below normal. This was the 5<sup>th</sup> coldest March since records began.

Snow was removed from several areas to help prevent snow melt drainage issues.

Brush piles were chipped on David Ave., Penny St. and Poplar Hill Rd.

The ditch line in front of 672 Brotzman Rd. was cleaned as it was creating water problems on the road.

A portion of the Maye St. drainage system was replaced due to damages incurred while water duties were performed. A pipe was replaced and a catch basin rebuilt.

Mailboxes were repaired at 432 Brotzman Rd., 50 Daniel Dr., Hillside Dr., 297 Dimmock Hill Rd., 690 East Hill Rd., 744 East Hill Rd., 71 Grant Rd., 20 Johnson Rd., 131 Mix Rd. and 61 Trafford Rd. Many of these repairs were temporary and will be completed once the frost is out of the ground and snow removal is no longer an issue.

Pothole patching was performed as well as patching the water break on Kattelville Rd.

Sand debris removal began with the Elgin Sweeper working in the streets and truck #11 with the York broom in the hills.

We worked with the Water Department by providing personnel and equipment for the Kattelville Rd. water break.

All on-duty full-time employees attended the mandatory “Right to Know” training held on March 25, 2015 in the Community Room. Hearing Conservation training was also included at that time. Brian Stinson took the written portion of his CDL requirements and passed on March 6, 2015.

Trees were trimmed on East Hill Rd. and on Oak Hill Rd. Michael Kwartler responded to afterhours call about a downed tree on Deborah Dr.

### **Jim DiMascio – Planning Board and Zoning Board of Appeals Report**

Planning Board –March 9, 2015  
New Business

#### Advisory Opinion/Referrals

- William & Beverly Chilson – 5 Matthews Rd. - TM# 112.05-3-19 – Application for a use variance to allow a mobile home in a residential zone. Application voted with a favorable advisory to the ZBA.
- Frank Zmitrowitz – 47 Dorman Rd. – TM# 111.01-1-19 – Application for an area variance to reduce the minimum lot width from 240 ft. to 35.35 ft. in an agricultural zone. Application voted with a favorable advisory to the ZBA.
- Michael Kasabian – 148 W. Chenango Rd. – TM# 094.01-2-32 – Application for a use variance to allow a recreational vehicle in front of the front building line. Application voted with a favorable advisory to the ZBA.

#### Comprehensive Plan Update Discussion

Board was updated that Jim DiMascio, Russell Hemedinger and Cynthia Paddock visited with Elaine Miller and Frank Evangelisti and discussed the Energy section and the rezoning of the section of Route 12 north of 12A. We asked the County to review and offer recommendations to be presented to the Planning Board at their meeting on Monday, April 13, 2015.

Zoning Board of Appeals- March 24, 2015, meeting

#### Public Hearings-

- William & Beverly Chilson- 5 Matthews Rd. –TM# 112.05-3-19 – Application for a use variance to allow a mobile home in a residential zone. Variance approved.
- Frank Zmitrowitz – 47 Dorman Rd. – TM# 111.01-1-19 – Application for an area variance to reduce the minimum lot width from 240 ft. to 35.35 ft. in an agricultural zone. Variance approved.

- Michael Kasabian – 148 W. Chenango Rd. – TM# 094.01-2-32 – Application for a use variance to allow a recreational vehicle in front of the front building line. Variance approved with restrictions that RV on premise for 6 month period per year and RV must be set back from the road.

**New Business-**

- Michael Brewer – Michael’s Auto Sales – 226 East Hill Rd. – TM# 066.10-1-37 – Application for a double area variance for minimum lot size from 6 acres and minimum lot depth from 450’ to 185’. Application was found to be completed and voted to accept.
- James & Susan Bohn – 21 S. Morningside Dr. – TM# 128.11-5-10 – Application for an area variance to expand a driveway with less than required side yard setback from 10’ to 1’ in a residential zone. Application found to be completed and voted to accept
- Martha Budine – Bows & Bandanas – 17 Newman Ave. – TM# 112.06-3-25 – Application for a special permit for dog grooming business. Application found to be completed and voted to accept.

**Harold Snopek- Supervisor**

He just received an e-mail from Bernie McDermott , Chenango Forks School, because they are going to buy one of our mowers from our Parks Department which we were going to trade in at Lindsey Lawn & Garden on a new mower.

Janet Smith also sent an e-mail regarding parking tickets. Mr. Walls will be re-doing the parking tickets for next year to correct the language on the ticket.

Julie Wyatt also asked him to mention that the AUD Report that has been filed with the State Comptroller’s Office and the Town Clerk.

**RESOLUTIONS:**

RESOLUTION ADJUSTING CEMETERY RATES, was offered by Russell Hemedinger, seconded by Jim DiMascio, and carried by the following roll call: 5 ayes, no nays, absent none.

RESOLUTION AUTHORIZING SPRING CLEAN UP DAYS AND PARTICIPATION IN THE BROOME COUNTY TIP FEE WAIVER PROGRAM, was offered by Jim DiMascio, seconded by Terry Kellogg, and carried by the following roll call: 5 ayes, no nays, absent none.

RESOLUTION AUTHORIZING THE TOWNS TO ENTER INTO THE REQUIRED SUB-RECIPIENT AGREEMENT WITH THE HOUSING TRUST FUND CORPORATION, was offered by Terry Kellogg, seconded by Gene Hulbert, and carried by the following roll call: 5 ayes, no nays, absent none.

RESOLUTION AUTHORIZING HIRING OF A SCHOOL CROSSING GUARD, and Mr. Hemedinger asked that the resolution be rescinded due to applicant not completing required paperwork.

RESOLUTION APPOINTING A MEMBER TO THE BOARD OF ASSESSMENT REVIEW, was offered by Gene Hulbert, seconded by Russell Hemedinger, and carried by the following roll call: 5 ayes, no nays, absent none.

**UNFINISHED BUSINESS-** None

Being there was no further business, Mr. DiMascio made a motion to adjourn the meeting, seconded by Terry Kellogg. Meeting was adjourned at 7:25 p.m.

Respectively Submitted By,

Rhonda D. Milks, Town Clerk