

On Monday, January 12, 2009, the Preble Town Board held its organizational meeting. The meeting was called to order by the Supervisor, Betty Ann Pitman, with the salute to the flag at 8:00

Board members present: Jim Doring, Tom Fox, Dave Morse and Peter Knapp, Councilmen..

Others present: Victoria Monty, Jeff Griswold, John Steger; William Luety and Calvin Griswold

### **CORRECTIONS/APPROVAL OF PREVIOUS MINUTES**

**Motion made by Tom Fox, seconded by Peter Knapp**

**RESOLUTION #1: To accept the December 29, 2008 year end meeting minutes as submitted  
Jim Doring(aye) Peter Knapp(aye) Tom Fox(aye) Dave Morse(aye)**

### **COMMITTEE REPORTS:**

**DOG CONTROL:** -2008 Year-to-date report  
-4 dogs impounded  
-3 cats impounded  
-7 complaints  
-8 dogs at large  
-2 unlicensed dogs  
-3 sick/injured cats  
-8 cruelties (5 neglect of dogs; 3 abandonment)

**JUSTICE REPORT:** -\$18,327.20 submitted to the Town of Preble for December

**HIGHWAY REPORT:** **Roads:**  
-  
**Equipment:**  
-Took the F-450 to the transmission shop today. It lost overdrive and started whining in other gears.  
-Got the grader back 2 weeks ago. According to Beck's, it has some more years left in it.  
**Shop:**  
-The fire extinguishers have had their yearly inspection.  
-Jeff is asking the Board to consider hiring one of the engineers that were interviewed to put together 2 sets of plans for the new garage. (One all inclusive and one that would allow the project to be done in steps (pay as you go) to go out to bid on.)

**Motion made by Tom Fox, seconded by Jim Doring**

**RESOLUTION #2: To contact engineer, Paul Sherman, to come to Preble to discuss the highway building project.  
Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Personnel:**

-Received new C-2 forms from the County regarding compensation

**Other:**

-The County has approved paying for the modifications to the room and burying the conduit for UHF repeater on the tower.(pending contract approval)

**RECREATION:** -

**COUNTY LEGISLATURE:** -John stated the Legislature had met and the County will write a letter of support regarding the River Trail..  
-The new DMV project is being redesigned.  
-The recycling center will be handling electronic recycling  
-The County is the lead agency of "wind farms"

### **ZONING & CODE ENFORCEMENT:**

**December Report**

-No building permits granted

**PLANNING BOARD:** -Meeting January 22nd @7:00.

**HISTORIAN** - Anne is absent

**TOWN CLERK:** -\$40.00 - fees collected in December. Disbursed \$9.40 to CC Treasurer; and \$30.60 to Elizabeth Pitman, Supervisor.

**DON ARMSTRONG:** - Victoria Monty is sitting in for Don

### UNFINISHED BUSINESS

**Highway Garage** -Will hire an engineer for the new highway building project.

**Farmland Protection** - Last meeting was December 13. The Farmland Protection Group has been hired and will handle the grant money from start to finish.

**Time Warner** - A resolution regarding an application made to the Town Board by Time Warner Entertainment-Advance/Newhouse Partnership. The contract has been reviewed and Betty Ann will be authorized to sign it.

**In the matter of the Renewal of the Cable Television Franchise held by Time Warner Entertainment-Advance/Newhouse Partnership in the Town of Preble, Cortland County, New York**

An application has been duly made to the Town Board of the Town of Preble, County of Cortland, New York, by TIME WARNER ENTERTAINMENT-ADVANCE/NEWHOUSE PARTNERSHIP (“Time Warner”), a partnership organized under the laws of the State of New York, doing business at 6005 Fair Lakes Road, East Syracuse, NY 13221; and holder of a cable television franchise in the Town of Preble for the approval of an agreement to renew Time Warner’s cable television franchise for an additional ten (10) years commencing January 12, 2009. The Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Town of Preble, New York on January 12, 2009, at 7:45 p.m. and notice of the hearing was published in the Cortland Standard on December 19, 2008, and December 26, 2008.

NOW, THEREFORE, the Town Board of the Town of Preble finds that:

1. Time Warner has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. The quality of the Time Warner service, including signal quality, response to customer complaints and billing practices has been in light of community needs; and
3. Time Warner has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
4. Time Warner can reasonably meet the future cable-related community needs and interests,, taking into account the cost of meeting such needs and interests

**BE IT FURTHER RESOLVED THAT THE** Town Board of the Town of Preble hereby renews the cable television franchise of Time Warner in the Town of Preble for ten (10) years commencing January 12, 1009 and expiring January 11, 2019.

**BE IT FURTHER RESOLVED** that the Town Board of the Town of Preble hereby confirms that this Franchise Renewal Agreement replaced the franchise last amended on September 14, 1998.

The foregoing having received a majority vote was thereby declared adopted.

Motion made by Dave Morse, Seconded by Jim Doring  
**RESOLUTION #3:** To accept the Agreement with Time Warner and grant permission to the Supervisor, Betty Ann Pitman, to sign the contract which is for 10 years and expires in 2018.

Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)

**Campbell Road** - No further information

**Low Volume Roads** -Postponed until February

**Dog Control Contract** - Paul Burhans has not received his business certificate as Country Acres Pet Services yet so the Board will make a resolution to hire Paul Burhans for the month of February.

Motion made by Tom Fox, seconded by Jim Doring  
**RESOLUTION #4:** To contract Paul Burhans as Dog Control Officer for the month of February until his certification is received as County Acres Pet Services  
Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)

**Della Clark property - Clean up trash:** Tom stated that Jeff Dillenback is interested in the property and had offered \$1450. but wasn’t accepted. Don will check. The property went into foreclosure December 31st.

**Tower** - The Intermunicipal Agreement with Cortland County has been received for the Supervisor's signature.

**Motion made by Peter Knapp, seconded by Tom Fox**  
**RESOLUTION #5: To authorize Betty Ann Pitman, Supervisor, to sign the Intermunicipal Agreement regarding the Tower with Cortland County.**  
**Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Doug Staley Contract** - The Board has reviewed Doug's contract and there is a change. (Monthly salary being \$916.17) The Board has okayed Betty Ann to sign the corrected contract.

**Motion made by Peter Knapp, seconded by Tom Fox**  
**RESOLUTION #6: To accept Doug Staley's contract with the change made and authorize Betty Ann Pitman, Supervisor, to sign.**  
**Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

## NEW BUSINESS

### **First meeting of year appointments -**

**Town Board meetings** will be held throughout the year of 2009 at 8:00 p.m. on the second Monday of the month in the Town Hall of the Town of Preble.,

**Official newspaper** - Cortland Standard

**Official Bank** - Alliance Bank

**Attorney's** - the firm of Pomeroy, Armstrong, Casullo; and Monty. Don Armstrong with Town Board and Fran Casullo with ZBA and Planning Board

**Utility bills** will be paid in advance as necessary when the due date is before the Town Board regular meeting.

**Salaries** - Town Officials and Contracts as stated in the budget of 2009 will be paid monthly, semi-monthly, quarterly or annually.

**Mileage** - (For Town business, outside of Town) \$.45 per mile.

**Review** - Investment & Procurement Policy to remain the same.

**Town Superintendent of Highways** is authorized to purchase equipment, tools and implements during the year without prior approval of the Town Board; the amount is \$1000.00.

### **Appointments:**

Code Enforcement Officer & Services - Doug Staley

Deputy Supervisor - Peter Knapp

Deputy Highway - Dale Mosher

Deputy Town Clerk - Sharon Flint

Bookkeeper - Gina Nourse

Historian - Anne Henderson

Budget Officer - Elizabeth Pitman

Registrar of Vital Statistics - Jane Davenport

Justice Clerk - Phyllis Adams

Assessor - Per contract with Cortland County

Dog Control - Paul Burhans

Secretary of ZBA/Planning Boards - Sharon Flint

Planning Board - Tom VanPatten, Chairman(2010)

Barbara Albro(2009)

**James Harris(2013)**

Jennifer George(2012)

Beth Brill(2011)

Zoning Board - Dan O'Shea, Chairman(2012)

William Underwood(2009)

**Kay Vossler(2013)**

Robert Lieber(2011)

Rudy Kobelia(2010)

Assessment Review - David Griswold, Chairman(2011)\*\*

Jerome Kleisath(2009)

Thomas VanPatten(2010)

William Underwood(2012)

**Ann McLyman(2013)**

**Motion made by Peter Knapp, seconded by Dave Morse**  
**RESOLUTION #7: To approve the slate of appointments as listed by Supervisor, including the reappointments of James Harris and Kay Vossler and the appointment of Ann McLyman under subsequent terms.**  
**Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**County Treasurer** - A Check for \$61,267.95 for the 4<sup>th</sup> quarter Sales tax has been received

**Six-year plan for Re-inspection & Re-appraisal for 100%** - Literature has been distributed to the Board to review.

**Application for extension of time to collect taxes** - The Board is in agreement to extend the time to collect taxes until June 1<sup>st</sup> .

**Motion made by Tom Fox, seconded by Dave Morse**

**RESOLUTION #8: To extend the time for collecting property taxes to June 1<sup>st</sup> 2009**  
**Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

The Cortland County Health Department has issued a memo on Minimum Lot Sizes Regulations - Revision for Final Review. Each Board member has a copy to review.

#### PUBLIC COMMENTS

#### APPROVE GENERAL AND HIGHWAY BILLS

**Motion made by Dave Morse, seconded by Jim Doring**

**RESOLUTION #9 To pay the General Fund Vouchers, Abstract No. 1, Nos. 1to 18, totaling \$14,625.44**

**Jim Doring (aye) Tom Fox(aye) Peter Knapp(aye) Dave Morse(aye)**

**Motion made by Tom Fox, seconded by Jim Doring**

**RESOLUTION #10: To pay the Highway Fund Vouchers, Abstract No. 1, Nos. 1 to 8, totaling \$8,449.11**

**Jim Doring(aye) Tom Fox(aye) Peter Knapp(aye)**

There being no further business, Betty Ann asked for a motion to adjourn. Motion made by Dave, seconded by Jim; meeting adjourned at 8:50.

Respectfully submitted,

Unofficial 1/12/2009  
Official

Jane W. Davenport  
Town Clerk