

**August 10, 2005**

The regular meeting of the Town Board of the Town of Clayton was held in the Board Room with the following present:

Robert W. Cantwell Jr.	Vivian Black	George Kittle
Justin Taylor	Donald Turcotte	Robert Boulton
Bonnie Rose		
Jim Yuhas	Kathy LaClair	Sherie Derrickson
Douglas Eberhart	Rob Company	

Supervisor Cantwell opened meeting at 5:00 p.m.

**Town Clerk:**

**Correspondence:**

- Judge Clarence Giles's July 2005 report. **(See attached report.)**
- Judge Clifford James's July 2005 report. **(See attached report.)**
- 2005 Rabies Clinic Information, Clayton Town Barn on Thursday, September 1, 2005. **(See attached information.)**
- Notice of Petition, Clayton Housing Associates (Petitioner) against Town Assessor of the Town of Clayton and the Board of Assessment Review of the Town of Clayton (Respondent(s), Re: to review a certain real property assessment for the year 2005 under Article 7 of the Real Property Tax Law. **(See attached Petition.)**
- Thank you from Kevan Readon for the bike and helmet he won at the Willie Putnam Softball Tournament.
- Thank you from Craig Rogers for the bike and helmet he won at the Willie Putnam Softball Tournament.
- Letter from Kara Wilson, Project Manager NYS Environmental Facilities Corp. Re: EFC Agreement No. EF-0150 notifying Mr. Guy Clark, owner of the Clark Farm that his application is complete and he is eligible to receive state assistance. **(See attached letter.)**
- Press Release from Governor Pataki Re: Announcing revisions to Proposed Great Lakes Water Management Agreements. **(See attached Press Release.)**
- Letter from Henry LaClair, Zoning Officer, to Town of Clayton and CLDC Re: Notice of violation on tax parcel #20.39-1-8 erecting a storage building without Site Plan Review and a Zoning Permit. **(See attached letter.)**
- Memo from Division of Local Government Services and Economic Development Re: other Post employment Benefits (OPEB). **(See attached letter.)**
- Letter from Penny Clark, PHN Coordinator, Jefferson County Rabies Control Program for August and September and thanking the Town for their support and involvement in this program. **(See attached letter.)**

- Letter from Michael Clenahan, Assistant Director, Member & Employer Services Bureau, Office of the New York State Comptroller Re: February 2006 Estimate Contributions for State fiscal year 2005-06, for informational purposes only. **(See attached letter.)**
- Letter from Supervisor Cantwell to Stephen Marshall, NYS Dept. of Health, Bureau of Public Water Supply Protection Re: Town of Clayton, Depauville Water District IUP Listing Request, Project No. 2002-012. **(See attached letter.)**
- Letter from Bethany J. Cheever, Workers' Compensation Supervisor, Jefferson County Dept. of Insurance Re: Workers' Compensation Coverage under the Jefferson County Self-Insured Program effective 2005 and in effect through the calendar year 2006. **(See attached letter.)**
- Certificate of the Final State Equalization rate for the 2005 Assessment roll from State of New York State Board of Real Property Services, final State Equalization Rate 77.00. **(See attached certificate.)**
- Letter from Bud Baril, Chairman Joint Town and Village of Clayton Planning Board Re: Replacement of regular Board members Joe Orobona and George Houlihan. Recommends that Ron Duford would be Village appointment replacing George Houlihan and filling out Mr. Houlihan's term, which expires 4/30/06. Recommends that Paul Heckmann would be Town appointment replacing Joe Orobona and filling our Mr. Orobona's term, which expires 4/30/06. **(See attached letter.)**
- Copy of the final expenditure report that has been audited and approved by the New York State Education Dept. for the GIS grant and the balance of \$1,228.00 due to the Town of Clayton. **(See attached final expenditure report.)**

**Supervisor's Points of Interest:**

- Theresa Mitchell from the Seaway Trail will be taking pictures of local officials with the sign located at the corner of Riverside Drive and John Street on Monday August 15<sup>th</sup>, 2005, at 9:30 a.m.
- Resident on Sylvester Road asked the Town Board to write a letter of support to Time Warner for service down his road. Councilman Taylor will write a letter of support to Time Warner.
- Supervisor gave Town Board a copy of the report for the LWRP individual survey.
- Supervisor Cantwell stated the pool was inspected and there were 2 minor items, however, it is in compliance with the NYS Sanitary Code.

**Joint Town/Village meeting minutes of 7/13/05:**

Supervisor Cantwell stated that the Joint meeting minutes from 7/13/05 will be approved by each entity at the next Joint meeting.

**Motion** by George Kittle, 2<sup>nd</sup> by Vivian Black to approve minutes from July 27, 2005, with a change. Motion carried.

**Supervisor:**

**Action on Town/CLDC agreement:**

Supervisor Cantwell gave Town Board copy of Town/CLDC Agreement and discussed minor changes.

**Motion** by Justin Taylor, 2<sup>nd</sup> by George Kittle for Supervisor to sign the Town/CLDC Agreement. Motion carried.

**Action on asbestos abatement bids:**

Rob Campany from Bernier & Carr discussed the asbestos abatement bids on Frink Park that were opened on August 3<sup>rd</sup>, 2005, (received 4 bids).

**Motion** by George Kittle, 2<sup>nd</sup> by Donald Turcotte for intent to award to the apparent low bidder “S & S Environmental Services, Rochester, New York” for \$176,400.00 less a change order for Building #7 in the amount of \$12,100.00 subject to receipt and acceptance of documentation including but not limited to contract, bonding, insurances, etc. Motion carried.

**Supervisor’s report:**

**Motion** by Vivian Black, 2<sup>nd</sup> by Justin Taylor to approve Supervisor’s report for July 2005. Motion carried. **(See attached report.)**

**Bills & Transfers:**

**Motion** by Justin Taylor, 2<sup>nd</sup> by George Kittle to approve abstract #8 of 2005; voucher #985 thru #1103, totaling \$52,716.86. Motion carried. **(See attached abstract.)**

**Planning Board appointments:**

**Motion** by Justin Taylor, 2<sup>nd</sup> by Donald Turcotte to ratify the Village appointment of Ron Duford to replace George Houlihan on the Joint Town/Village Planning Board, term which expires 4/30/06. Motion carried.

**Motion** by George Kittle, 2<sup>nd</sup> by Vivian Black to approve the Town appointment of Paul Heckman to fill the term of Joe Orobona on the Joint Town/Village Planning Board, term which expires 4/30/06. Motion carried.

**TIERS quarterly report:**

Supervisor Discussed TIERS quarterly report and gave Town Board copies to review.

**Revised Historian agreement:**

Supervisor Cantwell discussed revised Historian’s agreement. (See attached copy of the revised agreement.)

**Opera House USDA Grant resolution:**

**RESOLUTION NO. 37 OF 2005** offered by Donald Turcotte, 2<sup>nd</sup> by Vivian Black, a resolution for the Town of Clayton to approve filing a grant application with the US Dept. of Agriculture (Rural Business Enterprise) for funds to assist in the Clayton Opera House Renovation. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor aye, and Donald Turcotte aye. (SEE RESOLUTION BOOK.)

**Frink Am Bond resolution:**

**RESOLUTION NO. 38 OF 2005** offered by Justin Taylor, 2<sup>nd</sup> by George Kittle, a bond resolution of the Town of Clayton, Jefferson County, New York, authorizing the issuance of Serial Bonds of the Town of Clayton not exceeding \$750,000.00 for Asbestos Abatement and Demolition of the Buildings at Frink Am property. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor aye, and Donald Turcotte aye. (SEE RESOLUTION BOOK.)

**Frink Park Dock local match resolution:**

**RESOLUTION NO. 39 OF 2005** offered by Justin Taylor, 2<sup>nd</sup> by Vivian Black, a resolution supporting the Village of Clayton’s 1000 Islands Regional Dock Project by approving a local match for a NYS Dept. of State Environmental Protection Fund-Local Waterfront Revitalization Program grant of \$550,000 “DOS Grant” through the value and dedication of a Public Access Easement over a portion of the former Frink America property. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor aye and Donald Turcotte aye. (SEE RESOLUTION BOOK.)

**Jefferson County Project Priority List:**

Supervisor Cantwell discussed Jefferson County Project priority list – every year updates go to the governing bodies and they look over projects for funding. For the Town of Clayton for example for public infrastructure the proposed water district was highlighted and funding for the Clayton Opera House and Frink Am were also indicated as important projects.

**Sign gift from Seaway Trail:**

The Seaway Trail produced the sign and artistic design while Thousand Island Property Service (TIPS) has donated the labor for delivery and installation of the sign at the corner of John Street and Riverside Drive.

## **Highway Supt.:**

Supt. Boulton discussed:

- Installing air conditioner at the JHG offices.
- Sewer Bids for pumping tanks in Depauville (5 year contract) bids to be opened on August 24<sup>th</sup>, 2005, at 5:30 p.m. at the Depauville Community Center.
- Started hauling sand last week.
- Being done with the crusher, 20,000 yards of crushed stone at the pit.
- The road going from County Rte. 179 down to the sands beds by the Community Center (re-naming it Library Lane) with the same 911 number already assigned to it.
- Re-naming Gustina Lane to Oak Tree Lane off of Old Town Springs Road.

## **Committee Reports:**

Vivian Black discussed:

- Paynter Center doing well.

George Kittle discussed:

- Antique Boat show comments very positive.
- Capital Steps performance at Opera House went very well.
- Fundraiser at Moynihan's Thursday August 11<sup>th</sup> for River Hospital.
- Youth Commission – Mike Dano at the Joint Meeting with the Town and Village asking for more space for the Youth Commission.

Justin Taylor discussed:

- GIS grant and final report in and approved and will be receiving the final payment of \$1,228.00 soon.
- Preparing for the next grant to be in by December 1, 2005 for GIS. The selected Vender will prepare their own grant for their use.
- Consolidation Committee and discussion on having a road trip to Booneville to see their new joint offices.
- Amendment to the Joint Agreement for Zoning (when payments would be made by the Village to the Town of Clayton).
- Opera House and parking problems.

Donald Turcotte discussed:

- Both Heritage Heights Sewer Dist. And Depauville Sewer District working fine.
- Air conditioner for Depauville Library.

**New Business:**

**Items for Depauville meeting:**

- Petition on water district status.
- Depauville Sewer District.
- Community Center parking.

**Motion** by George Kittle, 2<sup>nd</sup> by Vivian Black to adjourn meeting @ 6:42 p.m. Motion carried.

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**Town Clerk**