

**November 9, 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
Bud Baril	Henry LaClair	

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

**Town Clerk:**

**Correspondence:**

- Judge Clarence Giles's October 2005 report. **(See attached report.)**
- Judge Clifford James's October 2005 report. **(See attached report.)**
- Letter from June Hughes, Office of NYS Comptroller Re: request for info about cost and procedures for election of new retirement Plan "Section 75-I". **(See attached letter.)**  
**RESOLUTION NO 46 OF 2005** offered by George Kittle, 2<sup>nd</sup> by Donald Turcotte, a resolution that the Town Board of the Town of Clayton does hereby elect to provide the addition pension benefits of Section 75-I of the Retirement and Social Security Law, as presently or hereafter amended, effective date of such shall be the 21<sup>st</sup> day of November, 2005. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor abstained and Donald Turcotte aye. **(SEE RESOLUTION BOOK.)**
- Memo from STAR Unit Staff, Office of Real Property Services Re: distribution of 2005 STAR Administrative Aid for Town of Clayton. **(See attached memo.)**
- Letter from David R. Dingman, Assistant Resident Engineer for NYS DOT, Jefferson County, Region 7 Re: Municipal Snow and Ice Agreement Operation Plan. **(See attached letter.)**
- Notice from Jefferson County Tug Hill Commission Re: Land Use Planning Workshop Notice for a training session on subdivision review on Wednesday, November 30, 2005 from 6:30 – 8:30 p.m. Jules Center Amphitheater (Room 6-002), Jefferson Community College, 1240 Coffeen Street, Watertown, New York. **(See attached notice.)** Bud Baril, John Kehoe, Larry Aubertine and possibly more people would be interested in attending this Workshop.
- Memo from Mary Mascot, TIPAF to CLDC Re: Clayton Opera House Renovation – USDA Grant Application. **(See attached memo.)**

- Letter from Rob Company, Bernier & Carr Associates to Robert Boulton, Highway Supt. Re: Town of Clayton Depauville Sewer District WWTF Sand Filter Evaluation and their recommendations. **(See attached letter.)**

Supervisor Cantwell introduced Abby Zeigler, an intern from T.I. Central School, who has been working with him for three days.

**Points of Interest:**

Supervisor Cantwell discussed:

- Report on Central City Opera House **(See attached report.)**
- Letter from Snowmobile Club Re: Building at Frink America. **(See attached letter.)**
- Bill received from C-Way Trail for \$920.00 for sign and has not received any correspondence from Village or Chamber on help paying this bill.
- Law suit on assessment and settlement is pending.
- Copy of note from Judge Giles that he may be in need of the use of an interpreter for deaf person in court.

**Motion** by Justin Taylor, 2<sup>nd</sup> by Vivian Black to approve the minutes from October 26, 2005, as written. Motion carried.

**Action on Delinquent Depauville Sewer Rents:**

**Motion** by Justin Taylor, 2<sup>nd</sup> by Donald Turcotte to approve the delinquent Depauville Sewer Rents. Motion carried. **(See attached delinquent list.)**

**Action on Reed Point Sewer Levy:**

**Motion** by Justin Taylor, 2<sup>nd</sup> by George Kittle to approve the Reed Point Sewer Levies. Motion carried. **(See attached Sewer Levies.)**

**Action on Heritage Heights Sewer Levy:**

**Motion** by Vivian Black, 2<sup>nd</sup> by George Kittle to approve the Heritage Heights Sewer Levies. Motion carried. **(See attached Sewer Levies.)**

**Supervisor:**

**Motion** by Vivian Black, 2<sup>nd</sup> by Donald Turcotte to approve Supervisor's report for October 2005. Motion carried. **(See attached report.)**

**Motion** by Justin Taylor, 2<sup>nd</sup> by George Kittle to approve abstract No. 11 of 2005, voucher #1357 thru #1490, totaling \$528,249.51. Motion carried. **(See attached abstract.)**

**Motion** by Justin Taylor, 2<sup>nd</sup> by George Kittle to approve budget transfers dated November 9, 2005. Motion carried. (See attached budget transfers.)

**Highway Supt.:**

Supt. Boulton discussed:

- Sand is done.
- Loads of Salt (400 tons).
- Managed to get sluice crossings paved on Pelo Road. Next year will set up and pave the whole road.
- Continuing working on Frink America demolition.
- Boilers from Frink's.
- Putting plow equipment on.
- Putting up shoulder material for the Sylvester Road.
- Fixing the JHG corner of the building (cover over eave needs repair).

**Public Hearing on Zoning amendments:**

**Motion** by George Kittle, 2<sup>nd</sup> by Donald Turcotte to open Public Hearing at 6:00 p.m. on Zoning amendments. Motion carried.

Attendance for Public Hearing:

- Bud Baril
- Henry LaClair

No changes from before and no inquiries regarding the amendments.

**Motion** to close Public Hearing on Zoning Amendments at 6:04 p.m. by George Kittle, 2<sup>nd</sup> by Donald Turcotte.

**Action on Zoning amendments:**

**RESOLUTION NO. 43 OF 2005** offered by Donald Turcotte, 2<sup>nd</sup> by Vivian Black, a resolution adopting Amendment #28 of the Town of Clayton Zoning Ordinance. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor aye and Donald Turcotte aye. (SEE RESOLUTION BOOK.)

**Public Hearing on 2006 Budget:**

**Motion** by Justin Taylor, 2<sup>nd</sup> by George Kittle to open Public Hearing on 2006 Budget at 6:08 p.m. Motion carried.

No one in attendance.

**Motion** by Vivian Black, 2<sup>nd</sup> by Justin Taylor to close Public Hearing at 6:09 p.m. Motion carried.

## **Action on 2006 Budget:**

### **Discussion on 2006 Budget:**

Jim Yuhas stated that the Preliminary budget had been change for the Highway Dept. Supervisor Cantwell, Supt. Boulton, Jim Yuhas and Candie Pecor met and there was an additional \$25,000.00 put in the budget for next year for the Highway Dept. to defray uprising costs of fuel etc.

Lengthy discussion on how the sales tax revenue should be budgeted. Councilman Taylor stated he would like the unallocated sales tax revenue to be split 45% Highway Fund, 45% General Fund and 10% capital fund. The Board stated there should be a plan for the unallocated sales tax revenue and use this plan barring any unanticipated problems.

**RESOLUTION NO. 44 OF 2005** offered by Justin Taylor, 2<sup>nd</sup> by Vivian Black, a resolution adopting the 2006 Budget. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor aye and Donald Turcotte aye. **(SEE RESOLUTION BOOK.)**

### **Committee Reports:**

Vivian Black discussed:

- Hawn Memorial Library doing well.
- Paynter Center, needs more people to attend and discussed Bingo at the Center.

George Kittle discussed:

- Youth Commission – winter sports starting (Basketball). Discussion on roofs for the dugouts (who will put the roofs on).
- Chamber of Commerce – Meeting is tomorrow 11/10/05. Business with a twist is at the new Community Bank.

Justin Taylor discussed:

- GIS – Grant is due by December, contractor is doing the budget.  
**RESOLUTION NO. 45 OF 2005** offered by Justin Taylor, 2<sup>nd</sup> by George Kittle, a resolution to apply to The State Education Department, New York State Archives, for the 2<sup>nd</sup> phase of the Geographic Information Systems (GIS) grant due by December 1, 2005. Robert W. Cantwell Jr. aye, Vivian Black aye, George Kittle aye, Justin Taylor aye and Donald Turcotte aye. **(SEE RESOLUTION BOOK.)**
- Consensus of the Town Board is to partner with Jefferson County for automated updating of tax mapping at no cost to the Town, as a pilot program. This is an electronic file program.
- Fire Dept. will be moving out of the Municipal Building by March 1, 2006. They will be paying rent to the Village for January and February.
- T.I. Regional Dock – presented with a floating concrete dock (400' section). The Village will make a decision by December 31<sup>st</sup>, 2005.

Donald Turcotte discussed:

- Depauville Sewer Board – Because of a death, there is an opening on the Sewer Board and they will be getting a new board member. Discussed getting Sewer Board minutes the Friday before Town Board meetings.
- Heritage Heights Sewer – retired \$5,000 of a \$15,000.00 BAN.

Supt. Boulton stated that the Town Board should consider persons already in the employment of the Town for the Town Clerk’s position (they are already qualified).

Town Board discussed shared services; the services are substantially off balance with the Village having the advantage.

Consensus of the Board is not to stop with shared services but keep close track of it.

**New Business:**

**Motion** by George Kittle, 2<sup>nd</sup> by Vivian Black to cancel the Town Board meeting scheduled for Wednesday, November 23<sup>rd</sup>, 2005. Motion carried.

Supervisor Cantwell stated that the Annual Christmas Party at his house is after the Town Board meeting on December 14<sup>th</sup>, 2005.

**Motion** by George Kittle, 2<sup>nd</sup> by Vivian Black to adjourn meeting at 7:17 p.m. Motion carried.

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**Town Clerk**