

April 26, 2006

The Town board of the Town of Clayton met in the Town Board Room with the following present:

Robert W. Cantwell Jr.	George Kittle	Justin Taylor
Donald Turcotte (Absent)	Bonnie Rose	Bob Boulton
Kathy LaClair		

Sharie Derrickson	Jude Seymour	Steve Dorr
Mary Mascott	David Clark	Bud Baril
Ann Britton	Barry Ormsby	Karen Lago
Les drake	Christopher Onorato (TV7)	

Supervisor Cantwell opened the workshop meeting at 5:00 PM.

Town Clerk:

Motion by Justin Taylor, 2nd by George Kittle, to approve the April 12, 2006 minutes as written. Motion carried. Turcotte absent.

Wind Farms:

- Letter submitted by Joint Planning Board recommending a moratorium be placed on wind farms and wind turbines in the Town of Clayton for a six (6) month period to allow for the research and possible adoption of laws to regulate the land use. **(See attached.)**
- Bond, Schoeneck & King, PLLC sent a Land Use & Development Information Memo concerning Moratoria: A Controversial Land Use Tool. **(See attached.)**

Discussion by the Town Board with consensus that the Supervisor should pursue dialog with the towns Attorney to do a resolution setting a public hearing for a moratorium for a duration of six months. Discussion followed that there should also be clear language that any application for gathering wind farm or wind turbine information such as a wind test tower would not be affected by this moratorium. Those items would go through normal Planning Board process. The board would like to see a draft resolution before the next meeting if possible.

Thousand Islands Performing Arts Fund/Opera House Program:

Mary Mascott submitted a copy of the agreement for the joint venture To Revive and Renovate the Clayton Opera House, dated May 2003. **(See Attached.)** Ms. Mascott indicated that it had been three years since the initial agreement. They had come a long way with productions, they will have a full time manager on board before September 2006, they're running three (3) months out of the year and are now looking to do shoulder seasons. Ms. Mascott indicated that TIPAF needs the town to be a full, active,

contributing partner. TIPAF is looking to make the Clayton Opera House the community center of this area. She reviewed the financial side and indicated that the town's involvement is crucial to keeping this a viable entity.

Supervisor Cantwell indicated that Councilman Donald Turcotte couldn't be here tonight, as he had hurt his back. Councilman Turcotte wanted it known that he is a strong supporter of this project.

Councilman Taylor thanked Ms. Mascott for both her personal and professional work and dedication to this project. He indicated that he is sure that this board has the general understanding that the heat, electricity, air conditioning is the important part of supporting the project.

Ms. Mascott pointed out that TIPAF has submitted a grant request to NISERTA.

Councilman Kittle indicated that he believes that it is important to staying in the downtown area. He stated that we subsidize the arena, transfer site and Depauville Community Center and it would not be unusual for us to do the same for the Opera House. This organization has a tremendous volunteer support as well.

Supervisor Cantwell questioned if Ms. Mascott is looking to upgrade this agreement.

Ms. Mascott indicated yes and would like to see the Town take the asterisk off the statement: this responsibility ends if Town moves its offices out of Town Hall.

Public:

- Ann Britton introduced herself and stated she represents a Clayton resident Leonard Casey. She is a researcher and indicated that this board needs to learn about wind farms before they do anything. She indicated that others can't challenge what she has produced. She distributed two (2) disks: 1) Wind Turbine Documents (4/18/06 edition compiled by Calvin Luther Martin, PhD, Nina Pierpont, MD, PhD; 2) Daniel & Carolyn d'Entrmont Nova Scotia, Canada ... forced out of home by wind turbine noise. A clinical interview with Nina Pierpont, MD, PhD, February 2006. Also submitted were three (3) pamphlets: 1) Wethersfield to Beekmantown/Don't Ruin Your Neighbors' Lives/We Oppose Wind Farms, 2) Base height, 3) 551 turbines planned. **(See attached.)**
- Bud Baril, Chairman of the Joint Planning Board, stated that the planning Board, nor himself have taken a position concerning wind farms. On the contrary, they're looking to become educated on the matter. They're looking to set up a committee to work on this.
- Les Drake stated although education is well & good, he feels a moratorium is sending out a negative message. He would hope that what has been started on Lowe Road should and would be excluded as money has already been invested.

Supervisor Cantwell stated that in reading about PPM, they're doing nothing in this area until 2008. The Town Board is taking no position on this matter only looking for information. A moratorium forces the issue to be worked on.

Transfer Site:

Discussion by the Board followed concerning the lot line and Supervisor Cantwell indicated that the property now has been pinned. There is less encroachment than was thought. Equipment is being sold off at this time and there will be even less encroachment in the next 30 days.

35 Ton Trailer Bid:

1) Five Star Equipment, Inc.-2006 Eager Beaver	\$41,500.00	plus	Certif.	Non-Collusion
2) STS Equip. & Trailer Sales -2007 Trail King	35,705.00	“	“	“
3) Anderson Equipment Co.- 2006 Ferree	41,701.00	“	“	“
4) Monroe Tractor - 2006 Talbert	36,995.00	“	“	“
5) Walldroff Farm Equip, Inc –2006 Eager Beaver	40,585.00	“	“	“
6) Tracey Road Equip - 2006 Rogers	41,249.00	“	“	“

Motion by George Kittle, 2nd by Bonnie Rose, to accept the low qualified bidder as per the recommendation of the Committee of Justin Taylor, Bob Boulton & Don Turcotte. Motion carried. Turcotte absent.

1985 Ford One (1) Town dump Truck Bid:

1) Royce Newberry	\$1,152.00
2) Gordon Packer	753.00

Motion by Justin Taylor, 2nd by George Kittle to accept Royce Newberry bid, with the stipulation that removal be within two (2) weeks and that we accept cash or a certified check for payment. Motion carried. Turcotte absent.

1974 Mack single axle truck Bid:

1) Steve Dorr	\$1,000.00
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Motion by George Kittle, 2nd by Bonnie Rose, to accept Steve Dorr's bid of \$1,000.00, with the stipulation that removal be within two (2) weeks and that we accept cash or a certified check for payment. Motion carried. Turcotte absent.

Jefferson County Clerks & Collectors Association:

Town Clerk Kathy LaClair asked permission to attend the Jeff. Co. Clerks & Collectors dinner meeting being held in Henderson on May 17th. Others to attend would be Deputy Clerk Nicole Cornaire and Councilwoman Bonnie Rose.

Motion made by George Kittle, 2nd by Justin Taylor, for those listed to attend the Clerk & Collectors dinner meeting. Motion carried. Rose abstained. Turcotte absent.

Re-appoint ZBA & Planning Board:

Motion by Bonnie Rose, 2nd by Justin Taylor, to re-appoint Les Drake to the Joint Zoning Board Appeals. Motion carried. Turcotte absent.

Motion by Bonnie Rose, 2nd by George Kittle, to re-appoint Paul Heckmann to the Joint Planning Board. Motion carried. Turcotte absent.

Appointment Supervisor Secretary:

Supervisor Cantwell stated he is establishing Nicole Cornaire as his Secretary for the remainder of 2006.

Grindstone Island dock:

Supervisor Cantwell stated that the committee of himself, Bob Boulton and Donald Turcotte did a site visit of proposed docks. The committee has decided after review, that Patch Seaway International Inc. is the successful bidder for the Upper Town Landing dock replacement project. The award is not to exceed \$47,000.00 and the town will supply dump truck and a roll off. The successful bidder has been notified and has signed a contract.

Town Clerk will notify those unsuccessful bidders.

NYS Route 12E – Bartlett Point Road Proposed Sewer:

Surveys were mailed April 19th to forty (40) parcels. These surveys are due back by May 24th. We have received seven (7) back so far.

ZEO helper:

The Village at the last meeting put in their budget \$2,000. towards a helper to the ZEO. The Town already put in the budget \$4-5,000. in the .41 account. This means we can start the assistant program June 1, 2006.

Grindstone Island Cemetery:

Supervisor Cantwell stated that Richard Heck needs more funding. With the last wind storm, several trees came down and are in need of being cut up. With the rising costs of fuel an additional \$260.00 per year is warranted. This takes the total to \$1,460.00.

Highway Road Tour:

Road tour is scheduled for Friday, May 5th. Bus leaves the Highway garage at 9:00 AM.

Accumulated Sick Time Committee:

Board consensus is of having a committee to consider unused sick time. The following persons: Bill Sherman, Kenny Garnsey, Justin Taylor & Bob Cantwell. This is looking at having unused health benefits used at the time of retirement.

NIMS Compliance Program:

Councilman Taylor attended the meeting on 4/19/06 at JCC. All elected officials and highway employees will be required to attend training of 4 hours. Possibly the course might be offered on-line.

Time Warner Franchise Tax Negotiation:

Supervisor Cantwell indicated he was notified by Time Warner and the Public Service Commission in March 2004 to anticipate negotiations. He phoned Richard Strong of Time Warner and they have played phone tag. The contract needs to be completed this year by November 6th.

Councilman Taylor stated that we should discuss with them that all town buildings should have cable and high speed internet access as part of the package.

Supervisor Cantwell will set up a meeting with Mr. Strong.

Recreation Park Chiller:

Chiller will need to be done no latter than 2007 at an approximate cost of \$225,000. We will need to start getting specs together.

The board should go up and see Keith to see what is involved.

Highway Superintendent:

- 1) Sand shed is needed. We have piles of sand outside at this time. Don't want to put this off for to many years. Notices will come out for the next round on 8/31.
- 2) Letter of resignation was submitted for Steve Black, he has accepted a job at Barrett's on the construction crew. He has done a good job for us and he is a good equipment operator. We wish him well. A letter thanking

him for his service, letter of regret, good luck with the new job is appropriate.

- 3) Sealed the highway garage floors.
- 4) Equipment Show & Training has been cancelled by the Chamber of Commerce.
- 5) Mowing tractor is at Sandy Creek. There is a problem with the transmission however it should be ready in two (2) weeks. This will be a hefty bill.

Committee Reports:

- George Kittle:
- Questioned why Michael & Barbara Mead would be giving an easement to TIPAF if we own the building. The easement is to the Town.
 - Questioned if Peter Molnar received a letter addressing his concerns. Yes, Supervisor Cantwell sent a letter.
- Justin Taylor:
- Wondered if an ad would be forth coming for replacing a Hwy. employee. Yes.
 - Would like to see a five (5) year plan for replacement of Rec. Park & Hwy. equipment. This would aid budget planning.
 - Wondered if we had received any official letter from the Village concerning the placement for the Justices. No.
 - We will be displaced from this building for 4-6 months, are we doing anything about interim placement of the Town Offices? Yes, it's ongoing process.
 - Regional Dock Committee – has authorized spec to go out to bid by the Village Board.

Motion by Bonnie Rose, 2nd by George Kittle, to adjourn this workshop meeting at 7:00 PM. Motion carried. Turcotte absent.

Kathleen E. LaClair, Town Clerk