

August 9, 2006

Amended

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

Robert W. Cantwell Jr.
Donald Turcotte
Kathy LaClair

George Kittle
Bonnie Rose

Justin Taylor
Bob Boulton

Nicole Cornaire
Bill Sherman

Jim Yuhas (6:15)
Sharie Derrickson (TI Sun)

Steve Dorr
Kelly Vadney (WDT)

The meeting was opened at 5:00 PM by Supervisor Cantwell.

Correspondence:

- Judge Clarence Giles Jr. report for July 2006. **(See attached.)**
- Judge Clifford James report for July 2006. **(See attached.)**
- Menter, Rudin & Trivelpiece - Copy of signed Easement Mead to Town of Clayton .
- The Northern New York Library notice: North Country Preservation: A Three-Part Series. **(See attached.)**
- The Northern New York Library notice: Archives Week- October 8-14, 2006. **(See attached.)**
- August 2006 issue of Northern Regional Center for Independent Living – Focusability. **(See attached.)**
- Letter from James C. Kenney, Chairman, Joint T/V ZBA dated July 13, 2006, expressing concern over the decision on issues of re-appointment of members to this board. He is asking both T & V to establish of the Intermunicipal Agreement is still in force and enforceable as local law. **(See attached.)**
- Notice dated August 1st, from Penny Clark, Jeff. Co. Public Health Service, they will be participating in the 12th Annual Wildlife Rabies Vaccination Project late August/early September. **(See attached.)**
- Letter from Assoc. of Towns, G. Jeffrey Haber, Exec. Dir., dated July 17th, informing us of legislation regarding the plea bargain system as it pertains to traffic tickets. **(See attached.)**
- Letter from Village of Clayton, dated July 26th informing us that they're in support of the requested use of the Municipal Bldg. per our request for meeting dates. **(See attached.)**
- Letter from Jeffrey R. Smith, dated July 26th, announcing he has left Munistat Services, Inc. and has formed Municipal Solutions, Inc. a new independent municipal advisory firm. **(See attached.)**
- Memorandum dated August 7th, from NYS Office of Real Property Services announcing “additional State Aid being available for the New Coordinated Assessment Programs.” **(See attached.)**

- Received Notice of Petition from Clayton Housing Associates v/s Town Assessor and Board of Assessment Review.
- Letter dated Aug.3rd, from Ernest Ruteman, Town of Hammond, requesting a letter of support for their application to NYS DOT for Transportation Enhancement Program funds needed to improve 0.8 mile of access road to the Macsherry Nature Trail to make it safe for school bus use for surrounding schools curriculum. **(See attached.)**
- E-mail notice, received 8/8 establishing a final 2006 Equalization rate of 64%. **(See attached.)**
- Notice of “Walkable Community Workshop: Creating Active Communities,” Tuesday, Sept. 12th, 9-4:00, lunch will be served. **(See attached.)**
- Letter dated 8/2, from Dennis Pawlicki, PE, Asst. Dir. Of Operations, NYS Dept. of Transportation, extending the Municipal Snow & Ice Agreement for the 2007-2008 season. **(See attached.)**
- Copy of a letter from NYS Environmental Facilities Corp., Laurie A. Allen, EFARM Update Project Manager, thanking the Clark Farm for their application for state assistance and that their grant for the 2005 Annual CNMP Update is \$1,980.00. **(See attached.)**
- Letter dated 8/1, from G. Jeffrey Haber, Assoc. of Towns, advising of the amount of the Town’s dues for membership in the Association for 2007 will be \$1,099. **(See attached.)**
- Letter dated 8/1. from Bill Reilich, Member of Assembly & Task Force Chairman of the Small Business in NYS, inviting a representative of this Board to attend the Clayton forum on Monday, 8/14, from 6:30-8:30 PM at the Antique Boat Museum. **(See attached.)**

Points of Interest:

- Call received today from (ISO), they will be doing a new fire protection survey for Clayton to establish Fire Insurance ratings.
- Need to have an updated abstract done for the Town Hall. In the process of getting quotes at this time.

Minutes:

Motion by George Kittle, 2nd by Bonnie Rose, to approve the minutes of July 26, 2006 as written. Motion carried.

Resolutions:

Resolution #43 of 2006 offered by Bonnie Rose, 2nd by Justin Taylor, to extend the NYS Snow & Ice Agreement for the 2007-2008 season. Cantwell Aye; Kittle aye; Taylor aye; Turcotte aye and Rose aye. Motion carried.

Public:

Steve Dorr gave a couple comments stating he knew the Board would be going into executive session to discuss a personnel issue. He indicated that what this board does, will set precedence for the future. He asked that the board please take a look at the past history and actions of the personnel in question. He thanked the board for letting him make the comments.

Zoning IMA Committee:

Each Board member has been given a copy of: ZEO Intermunicipal Agreement; T/V of Clayton Zoning Board of Appeals Intermunicipal Agreement; and T/V of Clayton Planning Board Intermunicipal Agreement and also a copy of reports of why and where items were changed. The Board will review each IMA at future and after they can see the original documents with “tracked changes” on them.

Frink Remediation Committee:

Supervisor Cantwell reviewed the Agenda and minutes of the July 31st Remediation meeting. He stated the vapor intrusion retesting has been completed and we should have results by the end of this week. The preliminary schedule for contamination clean up was discussed and the 5th neighbor letter will be mailed just prior to starting site clean up.

Grindstone Island floating cottage:

It has been determined that the floating cottage is in a DEC Class A wetlands area. At one time we had discussed a 1500’ out from the shore zoning area however we didn’t have an approved LWRP at the time.

Opera House Agreement:

This agreement stipulates that TIPAF & the Town will share in the liabilities and responsibilities of the renovation of the Opera House. A draft agreement will be available before the next board meeting.

Wind Turbine/Wind Farm Committee:

An advertisement has been placed in today’s TI Sun for interested parties to submit a letter of intent if interested in working on this committee. Supervisor Cantwell has appointed Paul Heckmann as Chairman of this committee. Also appointed from the Town Board would be George Kittle and Donald Turcotte.

Proposed Depauville Water District:

People in Depauville that are “for” the proposed district have contacted Jefferson County Soil & Water, to see if they would do testing of the water in the proposed water district. Jefferson County Soil & Water has agreed to do this at a reduced price per test if the Town would pay 50% of the \$2200 cost. Consensus of the Board is that we would participate.

Highway Superintendent:

Motion to go into Executive Session at 5:30 PM, to discuss a personnel issue, by Bonnie Rose, 2nd by George Kittle. Motion carried.

Motion to come out of Execution Session at 6:08 PM by Bonnie Rose, 2nd by George Kittle. Motion carried.

Highway Superintendent discussed the following:

- Discussion had transpired with Cerow Agency concerning Town Equipment coverage.
- Topping Pelo Road possibly as early as 8/17, starting at Cape Vincent end and working to Bach’s pit.
- Hauled the millings from NYS Route 12, State DOT project, and will use this to do the sides of the Pelo Road.
- Received a letter from Kathy Pond, French Creek Road, thanking Mr. Boulton for his efforts to improve the visibility on the entrance of French Creek Road from Co. Rte. 9.
- Highway Conference at Alexandria Bay is coming up and Mr. Boulton requested to attend at a costs of \$75.00. **Motion** by Justin Taylor, 2nd by Bonnie Rose, for attendance to the schooling and cost associated with. Motion carried.
- Asphalt Zipper discussion. Would be the only one in Jefferson County; would give a potential for revenue; we would let out with our operator with machine. Need to look at when doing our budget.

Supervisor Report:

Motion by George Kittle, 2nd by Donald Turcotte, to accept the Supervisor’s Report as presented. Motion carried.

Bills:

Motion by Bonnie Rose, 2nd by Donald Turcotte, to pay abstract #8 in the amount of \$362,659.57. Motion carried.

Motion by George Kittle, 2nd by Bonnie Rose, to adjourn this regular meeting at 6:20 PM. Motion carried.

Kathleen E. LaClair, Town Clerk