

Board Minutes

October 12, 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 (Absent)
Kathy LaClair
Jim Yuhas
Sharie Derrickson (TI Sun)
Jude Seymour (WDT)
Dan Schleher

Supervisor Cantwell opened the meeting at 5:00 PM.

Town Clerk:

Correspondence:

- Judge Clarence Giles's September 2005 report. **(See attached report.)**
- Judge Clifford James's September 2005 report. **(See attached report.)**
- Letter from Congressman John M. McHugh acknowledging receipt of correspondence from the Town Clerk, alerting him of the Town's support for Plan B of the Lake Ontario-St. Lawrence River water levels study and that he likewise is in favor of Plan B. **(See attached.)**
- Notice of Public Hearing by the Joint Town/Village of Clayton Zoning Board of Appeals that on October 17th at 7:15 PM, a hearing will be held with consideration of the Board granting an area variance to Harold & Maria Seymour on their property located on County Route #4. **(See attached.)**
- Letter from Peter Marks, and endorsed by Louise Ford, Tom & Bonnie Leana, John & Aminta Marks concerning possible abandonment of a right-of-way on the north end of Cross Island Road, Grindstone Island and questioning if the property would be reverting to each of these owners. **(See attached.)**

- Letter from Elizabeth C. Bourget, Secretary of the U. S. Section of the International Joint Commission acknowledging receipt of the Town Clerk's fax to the U. S. Commissioners regarding the Town of Clayton's resolution of July 27, 2005 endorsing Plan B as the preferred option for the Lake Ontario and the St. Lawrence River Study. **(See attached.)**
- Letter from John Beaudoin, BSO Manager of Niagara Mohawk, A National Grid Company having established a Business Services Office with most of their staff located in Syracuse and supplying telephone numbers for gas or electric emergencies, power outages or a downed line. **(See attached.)**
- Letter from Attorney Joseph W. Russell concerning "Disposition of Town Property." **(See attached.)**
- Letter from State of New York Unified Court System, confirming approval of amending the Justice Court 2004 Justice Court Assistance Act Grant application to request a new photocopy machine and a chair for the justice court instead of a bench. **(See attached.)**

Supervisor's Points of Interest:

- Village Trustee Todd Cerow is writing a Tree Grant and is looking for the Town to participate. He is working with Connie Haver in Depauville.
- Supervisor Cantwell received a call from Sen. Wright's office, which indicated that the Samaritan Health Center on Strawberry Lane is applying for an "Outreach Center Grant". The Senator's office was wondering if the Town was in support of this request. Supervisor Cantwell answered in the affirmative for the Town Board.
- Supervisor Cantwell has heard nothing from the Chamber of Commerce or Village of Clayton as to whether they will participate in the payment of \$920.00 being requested for the Seaway Trail sign located at the corner of Riverside Drive and John Street.

Motion by George Kittle, 2nd by Vivian Black, to approve the minutes from September 28, 2005 as written. Motion Carried.

Motion by George Kittle, 2nd by Don Turcotte, to set a public hearing date for the 2006 Budget, for November 9th at 6:00 PM. Motion carried.

Public:

Dan Schleher inquired as to why the Frink Am demolition had appeared to stop. He stated that there were many rumors running about and he was interested as he was running for a town board seat in the upcoming election.

Supervisor Cantwell indicated that S & S Environmental along with subcontractor WD Bach, had just completed the Asbestos Abatement portion of the job which included some demolition.

Highway Superintendent Boulton indicated that some of his machinery would be moved onto the site before the end of this week and municipal forces will start on Monday the actual demolition work. The lull in the work is due to the transition from asbestos work to demolition work.

Frink Pole Barn & Scrap Steel Action:

Motion was made by George Kittle, 2nd by Don Turcotte, to dispose of the Frink Pole Barn & scrap steel, in an appropriate manner. Discussion by Councilman Taylor followed with the caveat that he was in agreeance with this motion, however, concerning future disposals of any kind belonging to the Town, needs to be done by public notice. Motion carried.

Supervisor:

Motion by George Kittle, 2nd by Justin Taylor, to approve the Supervisor's Report for September 2005. Motion carried. **(See attached abstract.)**

Motion by Justin Taylor, 2nd by Don Turcotte, to increase the mileage rate to .485, to be in compliance with the Federal rate and retroactive to September 1, 2005. Motion carried.

Motion by George Kittle, 2nd by Vivian Black, to approve abstract #10 of 2005, voucher #1225 thru #1356, totaling \$83,930.14. Motion carried. **(See attached abstract.)**

Frink BAN:

Supervisor Cantwell reviewed that the Town Board had already did a Bond resolution authorizing the borrowing of \$750,000. We're going to do a BAN of \$500,000. first and if needed we will do a 2nd BAN for \$250,000. Three (3) local banks have been asked to bid. Community bank, N.A. faxed that they wish to pass on the bid request; Redwood Bank faxed their interest rate for a 12 month non-callable BAN at 2.85%, with the rate good through October 18th; and KeyBank submitted a 3.7% rate. We're using Atty. Mark Gebo as the BAN attorney and the closing of the \$500,000 BAN will be at 11 AM on Monday the 17th at Redwood Bank, Watertown, this was the low quote.

Proposed Sewer/Water Districts:

Bartlett Point Road & NYS Rte.12E - (Sewer) - Supervisor Cantwell indicated he had mailed a letter to Mayor Sephton today indicating the Town needs a EDU sewer rate. **(Water)** Mayor Sephton called and is interested in creating a Water District at the same time as the sewer. Supervisor Cantwell indicated that the Clerk-Treasurer called to see if the Town was interested in helping defray costs for an aerial photo of this area, as the Village Board had discussed having an aerial photo taken for their project. Discussion followed, with the Board consensus being that any district formation would be by our Town engineer and they have photos, therefore would be a duplication.

Depauville Water District – Supervisor Cantwell indicated the Rob Company is doing an analysis of the residential assessments. Total assessment analysis was previously done and is at 55.77%. Supervisor Cantwell indicated we're on the State of New York Final Intended Use Plan Listing of the Drinking Water State Revolving Fund that was issued September 27, 2005.

Route 12 Corridor/East to Orleans Line – Sewer - Discussion of possibly doing this section in phases.

Capital Budget Project Schedule Update:

Supervisor distributed a draft for year's 2005 – 2009 depicting money allocated in the fund, the project to be completed and showing the balance after the project. Supervisor Cantwell stated the money would be coming from primarily Sales Tax.

Councilman Taylor interjected that he had sent the Supervisor an email with possible use of the unallocated funds, which included: \$50,000 for G. I. Dock repair/replacement, \$50,000 for Showers at Recreation Park Arena, \$10,000 for GIS and \$90,000 for increasing highway paving account.

Councilman Kittle indicated the Board needed to pursue the G. I. Dock District idea. Discussion of doing a survey with a fact sheet attached to it followed.

Councilman Kittle also stressed that “showers” at Recreation Park Arena are a must. This has been discussed for years. Having the showers might help in returning State Finals and other matches.

Highway Supt:

Superintendent Boulton discussed:

- Equipment will start showing up at the Frink site tomorrow.
- Monday, October 17th, Municipal Forces will start.
- Brick from Frink's will be stockpiles to use for future community endeavors.
- Now hauling sand for winter use.
- First part of November the Highway will be paving Pelo Road.
- Haven't heard anything as yet on the Sand Shed Grant application. We were told we would know by the end of September, middle of October, so we should be hearing soon.
- Highway Dept. has been working on the road cut for the Fire Dept. on Graves Street. This street has been closed and will re-open by Friday PM.

- Have pulled the mowers off for the season due to the cost of fuel. Mowing has been done seven (7) times this season.

Committee Reports:

Vivian Black discussed:

- Paynter Senior Center is doing very well.
 - Meals are excellent.
 - The whale-watching trip was excellent according to all reports.

George Kittle discussed:

- Youth Commission at the end of the season still has money in their account.
- Youth Commission meeting is Monday night.
- Chamber of Commerce is having their annual Fall Banquet tomorrow night at Sand Bay.
- Showers at Recreation Park Arena – If there is a grant submitted for Arena Improvements of any kind, we need to include the shower proposal.

Justin Taylor discussed:

- Consolidation Committee has met with the Highway Employees. Discussion included sole supervision, uneven shared services; they feel comfortable working together, and the acknowledgement of an aging workforce.
- Village is doing a feasibility study on either renovating the Village Clerical Offices and/or a new building. A conceptual drawing will be done.
- Currently watching the grant situation for submitting an application for up to \$100,000 toward merging the two (2) facilities.
- GIS applications have been reviewed. **Motion** was made by Justin Taylor, 2nd by George Kittle, to accept Applied GIS/Fountain Spatial as our GIS vendor of choice to apply for the 2006 grant due in December 1, 2005. This is a shared grant for the Town/Village/Fire Dept/TI School, with the Town as lead.
- Assessor Deadline inquiry – Kathy reported that resumes are due here by 10/26. This has been advertised twice in the WDT, once in the TI Sun and is posted on the NYS Assessor's Web page.

- Escrow inquiry – Concerning the status of when to return escrow money to an applicant.
- Discussion of possibly having one (1) account for our cell phones
- Internet costs should also be looked at again to see if we could save money.
- NYS Retirement System; Would like to see 75E program changed to 75I program. Possibly we could have some wording change by the next meeting.

Donald Turcotte discussed:

- Depauville Sewer; Rob will get the reports within the next few days.
- Recreation Park will be back in operation this weekend.
- Heritage Heights will have another person coming on line very soon.
- Hoping the possibility that the Village's proposed Westend Sewage District will be the same as Heritage Heights rate.
- Indicated he is interested in bonding for the G. I. Dock.

Motion was made by Vivian Black, 2nd by George Kittle, to go into Executive Session for the purpose of discussion on a legal matter and Union negotiation matter at 6:50 PM. Motion Carried.

Motion was made by Vivian Black, 2nd by George Kittle, to close the regular meeting at 6:51 PM. Motion Carried.