

February 11, 2009

The Town Board of the Town of Clayton held their regular meeting at the Town Offices, 405 Riverside Drive, Clayton, New York with the following persons present:

Justin Taylor
Lance Peterson
Kathy LaClair

George Kittle
Robert W. Cantwell III

Donald Turcotte
Bob Boulton

Jim Yuhas
Cindy Grant

Alicia Dewey
Ryan Wincott

Ken Knapp
Rob Campany (BCA)

The meeting was opened at 5:00 PM by Supervisor Taylor who led the assembly in the Pledge of Allegiance.

Guests:

None in attendance.

Town Clerk:

Correspondence:

- Depauville Sewer District meeting minutes of 2/6/09. **(See attachment file).**
- NYS Teamsters Audit Report of 10/04 thru 12/08 with no liability due. **(See Teamsters Audit File,)**
- Justice Clarence F. Giles monthly report for January 2009. **(See attachment file.)**
- Justice Clifford James monthly report for January 2009. **(See attachment file.)**
- Town of Orleans notice of conducting a survey and copy of survey for the Reed Point residents that have sewer inquiring about possible water district. **(See attachment file.)**
- Received from the Village of Clayton the annual agreements for Hawn Memorial Library and Heritage Heights Sewer. **(See respective files.)**
- NYS Dec letter of 1/27/09 concerning the State Environmental Quality Review (SEQR) Proposed Wind Power Project Horse Creek-PPM Energy Endangered/Threatened Species. **((See attachment file.)**

Minutes:

Motion by George Kittle, 2nd by Bob Cantwell III, to approve the minutes of the 1/23/09 meeting as noted. Motion carried.

Tax Collection Update:

Tax Collector Kathy LaClair reported that she had collected taxes from another 1,270 parcels in the amount of \$1,580,054.03

The Collector also discussed not being able to draw any sizable interest on the funds.

The only interest bearing account is now at .75%.

Supervisor:

Water & Sewer District Reports:

Supervisor Taylor inquired if any of the Board had questions or comments concerning the draft Bartlett Point Water District or the draft NYS Route 12E Sewer District formation reports. Being none Supervisor Taylor asked Rob Company of Bernier Carr & Associates to give action needed to proceed with these proposed districts.

Mr. Company stated that these are no-cost districts meaning the Town has no-cost or outlay. We should proceed to execute easement to the properties. IMA's would need to be drawn and signed by the Town and Village of Clayton. The Town would need to adopt sewer and water "use" laws. All costs would be borne by the property owners. The creation of these districts are by request from the Village of Clayton for their protection for payment.

Any new users would be covered through the sewer or water "use" ordinance.

This would also protect the users and make the district eligible for grant(s) for replacement of lines if needed.

Mr. Company acknowledged that the Town at their next meeting could declare Lead Agency for SEQRA and set a public hearing date.

Motion by Bob Cantwell III, 2nd by Donald Turcotte, to approve the NYS Route 12E Sewer District report and map and the Bartlett Point Water District report and map. Motion carried.

Infrastructure Update & Strategic Plan:

Motion by Lance Peterson, 2nd by George Kittle, for Supervisor Taylor to enter into an agreement with Augusta Withington for a fixed fee of \$1,000 to organize the Town's Capital Projects and assist in prioritization and determination if more detailed planning is needed. Motion carried.

Future discussion ensued by Mr. Company concerning:

- Salt Shed: will be getting this listed on the Intended Use Plan.
- NYS Rt12 Sewer: FM is Force Main; need to have a public meeting when more of the potential users are in the area. Mr. Company will have a draft report to the Board before the next meeting. Also he will put this on the Intended Use Plan. An IMA would need to be completed with Town of Orleans.
- Recreation Park Arena: Dept. of Labor has issues with the zamboni doors; Mr. Company will give an Engineering Report on this.
- Energy Audits: He hasn't had a chance to look at these as yet.

Supervisor Report:

Motion by George Kittle, 2nd by Bob Cantwell III, to approve the Supervisor's Report as presented. Motion carried.

Bills:

Motion by George Kittle, 2nd by Lance Peterson, to approve payment of Abstract #2 in the amount of \$657,897.39. Motion carried.

Municipal Cell Phone Usage (IRS)/\$600 Plan Policies:

Motion by Bob Cantwell III, 2nd by George Kittle, to approve the Municipal Cell Phone Usage Policy and the revision of the \$600 Flexible Benefit Plan Policy. Motion carried.

County Snow & Ice Contract:

After review of the County contract by Atty. Joe Russell, it was his suggestion that the dollar amount was the most important part of the contract and that the Town should sign and send this contract back to the County. **Motion** by Bob Cantwell III, 2nd by Lance Peterson, to authorize Supervisor Taylor to sign the County Snow & Ice contract and return it to Jefferson County Highway Superintendent Jim Lawrence. Motion carried.

Fuel Depot Update:

Supervisor Taylor has corresponded by writing and called and has had face to face contact with no response back from the TI School. He will continue to pursue.

Assessment Settlements Status:

Atty. Joe Russell and Assessor Denise Trudell have worked out the following settlements regarding assessments: Dertinger #1: \$225,460 plus refund; Dertinger #2: \$211,140 plus refund; Marino: \$211,140 plus refund and Napodano: \$318,495 with no refund. **Motion** by George Kittle, 2nd by Donald Turcotte, to agree to the settlements proposed. Motion carried.

EFC State & Federal Initiatives Workshop:

Motion by George Kittle, 2nd by Lance Peterson, to send Alicia Dewey to the EFC State & Federal Initiatives Workshop in Syracuse on February 25th and to pay the \$25 fee for attendance. Motion carried.

TI Museum/Historian Housing Agreement:

Resolution #24 of 2009 introduced by Lance Peterson, 2nd by Donald Turcotte, to authorize Supervisor Taylor to sign an agreement with the TI Museum and pay the stipend of the budgeted \$2,000 for housing the Historian. Taylor -aye; Kittle-aye; Turcotte-aye; Peterson-aye; Cantwell III-aye. Carried.

Energy Audit:

Supervisor Taylor distributed a Energy Conservation Measurement Survey Summary for the Opera House, Depauville Library, Joint Highway Garage & Recreation Park. Supervisor Taylor stated the Board should review this summary and prioritize what should be fixed.

CLDC Bills Meeting:

Supervisor Taylor and Councilman Peterson met with the CLDC. Discussion was on updating vouchers before they will be paid.

Highway Superintendent Report:

- Friday, 2/13 – Chili Cook Off at noon.
- **Motion** by Lance Peterson, 2nd by George Kittle, for Superintendent of Highway to attend Advocacy Day in Albany on 3/10/& 3/11. Motion carried.
- Need to move forward with salt shed.
- Town & Village Highway forces helped clean up snow in Cape Vincent for the Mark Davis funeral.
- Two new man doors were put on the old highway barn today.
- Tomorrow will be working at the Transfer Station taking care of a railing project.
- With recent weather it has allowed the start of trimming back on road sides.
- Discussion on 2004 Mack tractor & 2006 32' dump trailer: Received minutes from CLDC of 11/2006. Wasn't aware that these were to be sold at the end of clean-up project at Frinks. Expenses have been paid from the Hwy. budget for a bed liner at a cost of \$5400 and other improvements completed at the cost of \$3085.22. Highway Superintendent has no regrets of getting the job completed and his Personnel did a great job. The Highway budget at this time has no funds available to pay for the truck and therefore it is the Superintendent's recommendation that the tractor & trailer be put up for sale. Jim Yuhas stated that as he remembered it was a gentlemen's agreement and the tractor/trailer was supposed to go to the Town Highway at the end of the project for in kind service. **Motion** by George Kittle, 2nd by Lance Peterson, to put tractor and trailer up for bid/sale at a minimum of \$60,000 with the Highway Dept. to recoup expenses for money paid out and the Town Board reserves the right to reject any and all bids. Bid opening to be on March 11th at 4:00 PM. Motion carried.
- Frink Fence: The fence was borrowed from Jeff. Co. Highway and needs to get back as soon as weather permits.

Committee Reports:

George Kittle:

Gordon Cerow passing: Feels the Town should do a proclamation. Also a memorial service will be held on June 6th, 2009 at 2:00 PM at the Recreation Park Pavilion.
T.I.E.R.S.: Rolly Churchill did an excellent job at EMS Mark Davis' funeral.
Amish Buggies: Someone is going to be hurt badly. It's very difficult to see the buggies at night on the roads.

Received a request from Mary Prichard for security cameras at the Grindstone Island Town Dock.
Transfer Site Bags: We need to start investigation as to how we want to proceed either with bags or another system.

Donald Turcotte: Depauville Sewer District Board: Replacing the late William Udart with Robert Haver on this Board. **Motion** by Donald Turcotte, 2nd by George Kittle, to place Robert Haver on the Depauville Sewer District Advisory Board. Motion carried.
Depauville Sewer Beds: Alicia Dewey will look to see if any funding available for re-doing sewer beds.
Heritage Heights Sewer Board: Tom Turgeon & Dennis Baldwin will get this Advisory Board active again and will look for another board member.

Lance Peterson: T.I.E.R.S.: Working closely with the Town(s) of Cape Vincent and Alexandria Bay.
Slippery roads @ McCarn Hill changing from 55 mph to 40 mph at the bottom of the hill. This is a problem area.

Robert Cantwell III: Zamboni is aging and we need to keep that on our radar screen for replacement.

Discussion about Zoning/Planning computer package. Zoning Enforcement Officer, Assistant ZEO, Assessor & Clerk and the Supervisor has done a couple of teleconferences on proposed software packages. BAS seems to have the best package. Approximate cost is \$6,000 to \$7,000.

Public: Submitted requests:

Cindy Grant: Wind - protecting Citizens. Distributed copies of the Tocci report and asked that the Board read them.

Ken Knapp: Commented on the sale of the tractor/trailer. If this is needed for the Highway Dept. it doesn't make sense to sell now and possible have to re-buy in the future the same equipment that will only cost more.
Good job done on the budget for 2009. Is there a contingency plan so we don't go behind with budgeted amounts?
Salt Shed – the Town needs to move forward.
Good meeting last time with the planning aspects of being prepared for infrastructure.

Motion by George Kittle, 2nd by Lance Peterson, to adjourn this regular meeting at 7:20 PM. Motion carried.

Kathleen E. LaClair, Town Clerk