

## June 9, 2010

The Town Board of the Town of Clayton held their regular meeting in the Town Board Room, at 405 Riverside Drive, Clayton, New York, 13624 with the following persons present:

Justin Taylor	George Kittle	Donald Turcotte (Absent)
Lance Peterson	Robert W. Cantwell III	Bob Boulton
Kathy LaClair		
Jim Yuhas	Alicia Dewey	Ken Knapp
Duane Hazelton	John S. Forkey	Cindy Grant
Michael Docteur	Pam McDowall (TI Sun)	Mary Lou Tabolt

Supervisor Taylor opened the regular meeting at 5:00 PM with the Pledge of Allegiance.

### Guests:

County Legislator Mike Docteur spoke about the Leandra's Law that has been forced upon the County by New York State. The County will have to add at least one staff person to implement a new drunken driving law and may have to add four or five more staff. The law was enacted last November is also known as the Child Passenger Protection Act and it makes drunken driving with children under age 16 in a vehicle a felony.

Legislator Docteur also reported that the last two (2) years the County has also taken care of the fee that was going to be placed on the Townships due to County taking over Elections. Legislation is being introduced at the June 29 Finance and Rules meeting that should clear up permanently the threat of passage, to the townships.

### Town Clerk:

#### Correspondence:

- Notice on 5/27 that Jeff. Co. Recycling would be closed, today, Wednesday, June 9<sup>th</sup> at noon for equipment maintenance. They will be open at 7:30 AM, Thursday, 6/10. (See attachment file.)
- Notice 5/27 of Time Warner franchise fee due to municipality. (See attachment file.)
- Received the annual Drinking Water quality Report for 2009 from Village of Clayton. (See attachment file.)
- Justice Clarence Giles Jr. monthly report to the NYS Comptroller for the month of May 2010. (See attachment file.)
- Justice Clif James monthly report to the NYS Comptroller for the month of May 2010. (See attachment file.)
- Notice from NYS ORPS – the Tentative Equalization Rate for the 2010 Assessment Roll is 100%. (See attachment file.)
- Letter from State Senator Aubertine re: NYS Parks & Historic Sites. (See attachment file.)
- Invitation from Clayton Chamber of Commerce to attend the 2010 "Citizen's of the Year" Banquet. (See attachment file.)
- Notice of 19<sup>th</sup> annual Local Government Conference at Potsdam will be Tuesday, 10/12/2010.

### Minutes:

**Motion** by Lance Peterson, seconded by Bob Cantwell III, to approve the minutes of May 26, 2010. Motion carried.

**Resolution:**

Discussion led by Supervisor Taylor that the Town arrange for the cash flow financing, accounting and financial recordkeeping for the DOS Riverwalk 2.0, 2.5 and Boating Infrastructure Grants that have been received by the Town and CLDC. The Town would be the responsible entity for the financial side and the CLDC would be the responsible entity for the rest of the grant administration. The Supervisor stated the CLDC had agreed to this at their last meeting. It is anticipated that we wouldn't have to BAN for any more than \$500,000 at a time.

**Resolution #41 of 2010** was introduced by George Kittle, seconded by Lance Peterson, authorizing the issuance of a \$3,000,000.00 in Serial Bonds for the purpose of Financing the cost of the construction of Phase I-New York State Department of State Riverwalk Project, Phase II-Stabilization and Overlook and Stair construction and Phase III-Boating Infrastructure. Taylor-aye; Kittle-aye; Turcotte-absent; Peterson-aye; Cantwell III-aye. PASSED (4-0-1)

**Depauville Sewer Report:**

Depauville Sewer Collector Kathy LaClair reported that at this time there are 107 units billed. Next billing cycle we will lose 2 ½ units. The first two cycles of billings the base amount to be collected has been \$10,486 with interest added to each cycle. In February we had 24 units listed as not having paid and currently on the May cycle we have 26 units. Town Clerk LaClair took over collection on January 1, 2010 and her first collection started with a balance of \$13,083. Current amount due is \$9,855.86. The next billing will go out August 1<sup>st</sup> and anything unpaid at the end of that collection period will be added to the owners 2011 Town & County Taxes.

**Surplus Equipment Bid(s):**

Two bids were received and are as follows:

- Chris Badour – all lights - \$100 bid
- Chris Badour – DeWalt Chop saw - \$50 bid
- Kevin Patchen – DeWalt Chop saw - \$75.01 bid

**Motion** by George Kittle, seconded by Bob Cantwell III, to award both to the highest bidders. Motion carried. Turcotte - absent.

**Supervisor's Monthly Report:**

**Motion** by Bob Cantwell III, seconded by Lance Peterson, to approve the Supervisor's Report for May 2010. Turcotte – absent.

**Bills:**

**Motion** by George Kittle, seconded by Lance Peterson, to approve payment of bills for Abstract #6 in the amount of \$213,732.83. Motion carried. Turcotte – absent.

**Joint Meeting on Small Wind/Solar:**

Discussions will take place at the Workshop meeting on 6/23 with the Town board, Renewable Energy Committee and the Joint Planning Board.

**Code enforcement Officer:**

Richard Ingerson submitted his resignation two (2) weeks ago and that will be effective this Friday, 6/11. Mr. Ingerson will be returning to his former employer. Discussion concerning Mr. Ingerson staying on part-time until we can fill the position. The Board could appoint Mr. Ingerson as a part time employee, so that there is not a break in service to the public. An advertisement is in the 6/9 TI Sun for submittal of applications. Mr. Ingerson will be doing inspections in the evening hours.

**Motion** by Bob Cantwell III, seconded by Lance Peterson, to employ Richard Ingerson on a part-time basis, as Code Enforcement Officer, at \$16.70 per hour until a new person is hired. Mr. Ingerson will be paid for his remaining seven (7) days of full employment and his remaining five (5) days of vacation pay in the next pay period on 6/18. Motion carried. Turcotte – absent.

**Justice Court Open House:**

Open House will take place at the Village Municipal Building next Thursday, 6/17 from 5-7 PM.

**Verizon Cell Towers:**

Improvement in cell phone coverage will soon be here in the Depauville Hamlet and stop roaming to Canada in this region. Verizon will soon be erecting a tower in Depauville. Verizon has recently erected a tower on Wellesley Island and in the Millen's bay area.

**Shoreline Stabilization and Dock Construction Bonding:**

Signing with the successful bidder will take place here, at the Town Offices, on July 9<sup>th</sup>, with Deputy Supervisor George Kittle and Town Clerk Kathy LaClair. Supervisor Taylor will be away on vacation at this time.

**Route 12 Sewer - Hardship Application and Survey:**

The application has been completed and will be submitted after final review.

**Heritage Heights Sewer Memorandum Of Understanding 2010:**

Discussion and consensus for Supervisor Taylor to sign the Memorandum of Understanding with the Village of Clayton for the Heritage Heights Sewer District and payment for 37 homes @ \$585/home for a total payment of \$21,645.

**Heritage Heights Road Transfer:**

Not a simple process. Jerry Ingerson submitted paperwork for the Transfer of the Cul-de-sac. Paperwork is almost complete however an Abstract and Survey map need to be done.

**GIS Training 6/21 & 6/22:**

DANC will be coming to Clayton to do GIS training.

**NYS Parks Application 2010-2011:**

This application is due July 2010. We will re-submit last years application for the skate park. We are also looking at available funding to improve the signage and exercise stations at Cerow Recreation Park.

**Recreation Park Lifeguards:**

**Motion** made by George Kittle, seconded by Lance Peterson, to authorize the following 2010 Summer Lifeguards and their rate(s) of pay per hour: Meghan Neuffer \$12; Kelsey Sherman \$11; Kelly Meisch \$11; Ashley Devito \$10; Eric Ingerson \$10; Jen Rhinebeck \$9.50 and Kristi Freitag \$9.50. Motion carried. Turcotte- absent.

**Highway Superintendent Report:**

- Highway School: As always, very good this year. The legal panel portion was slated for two (2) hours and actually went 3 ½ hours. Interesting to see the similarities of the trials and tribulations of the townships throughout the State.

- CHIPS: portion passed allowing the reinstatement of \$363 mill into the budget last night at 9:30 PM.
- Kehoe Tract: 1<sup>st</sup> section is paved & Fox Hill Rd. Used the millings from NYS Rte 12E to do this.
- Pipe job on Miller road is finished.
- MDA: On June 23<sup>rd</sup>, Highway Superintendent will be carted to jail at Texas Road House in Watertown until money raised in the amount of \$1600 for MDA.
- Everything ran smoothly here while at school. I have a very good work force.

**Committee Reports:**

**George Kittle:**

TILT has indicated they will mow the entrance to the Civil War Cemetery on Grindstone Island.  
 Discussion of what the Town is actually paying for concerning the Route 12 Sewer.  
 Hats off to the Planning Board in allowing no more extra time to Iberdrola.  
 Floating Houseboat: Should be a Village issue. Councilman Kittle has been receiving numerous phone calls on this issue.

**Lance Peterson:**

Trash & Treasures Day this Saturday, 6/12  
 Food & Wine Show at Cerow Park next weekend, 6/18,19,20.  
 Farmers Market to start 6/24.  
 Concert Series started 6/6.  
 Business with a Twist will be tomorrow night, 6/10 at TI Agency from 5-7 PM.  
 Pool will open this Friday, 6/11.  
 Cemetery mowing going good.

**Robert W. Cantwell III:**

TIYLO: Dinner on 6/17.  
 Golf Tournament at the Clayton Golf Club in July.  
 Discussion concerning baseball/softball fields and possibly locating another field between Fire Dept. and Nation Grid buildings on Graves Street.

**Modifying the rules for Public Participation:**

**Motion** by George Kittle, seconded by Lance Peterson, to adopt the modification by adding number 5 to the Rules for Public Participation at Town Board Meetings. Motion carried. Turcotte – absent.

**Public submitted request to address Board:**

Cindy Grant declined to speak.

John S. Jack Forkey stated he was sorry for last meetings disruptive comments. Hoping that the Town Board will keep the “public comment” section in the agenda. Mr. Forkey appreciates the work that the town Board has been doing.

**Motion** by George Kittle, seconded by Bob Cantwell III, to adjourn this regular meeting at 6:05 PM.

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Kathleen E. LaClair, Town Clerk

