

July 8, 2009

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

Justin Taylor	George Kittle	Donald Turcotte
Lance Peterson	Bob Cantwell III	Bob Boulton
Kathy LaClair		
Alicia Dewey	Duane C. Hazelton	Ken Knapp
John Davis	Charles Burlingame	Paul Heckmann
Magda A. Heckmann	Jamie Lee	Cindy Grant
Smitty	Pamela McDowell	Joe Martin

The meeting opened with the Pledge of Alliance led by Supervisor Taylor.

Guests:

Debra Sephton, KeyBank, discussed with the Board information that she shared with the Town Clerk that afternoon concerning “Key Capture” which is online check depositing. This is a more convenient way to make direct deposit without waiting in line. This is the same technology that the Teller’s use to clear checks. You can’t deposit cash or money orders through this system. Mrs. Sephton explained that there is no monthly service charge and only \$50 to set up. The actual hardware cost is \$684. You can deposit to any of your accounts and receive a confirmation of that deposit.

Mrs. Sephton also thanked the Town for the many years of loyalty for using KeyBank. Just prior to this Town Board meeting we also had two (2) BAN signings: (1) \$400,000 – Sand/salt Shed; (2) \$1,043,000 – Frink Capital BAN. Both BAN’s have a 2.39% interest rate.

Michael Docteur, Jefferson County Legislator, discussed Board of Elections and utilization of the new Voting machines that are a mandatory dictate. The new machines will also require a warranty Maintenance inspection. Also there will be a chargeback to the Towns for the machines. Starting on July 20th there will be the mandatory classes for the inspectors. Board of Elections has hired two (2) New people for the office.

Legislator Docteur also discussed the Mortgage Tax process and the possibility of a chargeback.

Town Clerk:

Correspondence:

- Copy of letter from Village of Clayton to John Eppolito accepting his resignation with regret from the Joint Planning Board. **(See attachment file.)**
- Letter from the Village of Clayton to Bud Baril, Chairman of the Joint Planning Board, recommending appointment of Twyla Cushman Webb if the Planning Board has no objections. **(See attachment file.)**
- GYMO letter concerning Professional Services qualifications. **(See attachment file.)**
- Letter from Clif James, Justice requesting interest in attending workshop in Potsdam on July 27th. **(See attachment file.)**
- Friends of Hawn Memorial Library Focus July issue. **(See attachment file.)**

- NYS Depart of Environmental Conservation notice of deadline of Water Quality Improvement Projects (WQIP) Grant Program. **(See attachment file.)**
- Justice Clarence F. Giles monthly report to NYS Comptroller for June 2009. **(See attachment file.)**
- Justice Clif James monthly report to NYS Comptroller for June 2009. **(See attachment file.)**
- E-mail notice of NYCIM's 2009 Planning & Zoning summer Schools. **(See attachment file.)**
- Parade Application for Clayton Celebrates Summer Parade, July 19, 2009. **(See attachment file.)**
- Received a Parade Application for Clayton Celebrates Summer being held on Sunday, July 19th. Consensus of the Town Board to participate again this year.

Minutes:

Motion by George Kittle, seconded by Donald Turcotte, to approve the minutes of June 24, 2009 as written. Motion carried.

Supervisor:

Supervisor's Report:

Motion by Lance Peterson, seconded by Bob Cantwell III, to approve the Supervisor's Report for June 2009. Motion carried.

Bills:

Motion by George Kittle, seconded by Donald Turcotte, to approve payment of Abstract #7 in the amount of \$284,290.22. Motion carried.

Fourth Coast Energy Proposal:

Councilman Lance Peterson stated that he had met with Fourth Coast last evening. Talks center on upgrades and needs at the Recreation Park Pool with possibly a pool cover as well. The Recreation Park Arena discussion centered on the needs of a new roof and heating system. Also discussed was the possibility of identifying the "Arena" as an Emergency Shelter. This would also potentially fund "showers". The committee is also looking at solar panels on the roof area to help with heating.

CLDC/Frink:

- 1) Parking area is open 24/7 and the Village Police are monitoring. We're encouraging the use of the parking area.
- 2) We're currently working with the DEC on obtaining the Certificate of Compliance for the Frink parcel.
- 3) RiverWalk is open and getting a lot of use.

Planning Board Appointment:

The Village will make their appointment on July 13th and we can ratify on the 22nd.

Zoning Amendments:

Supervisor Taylor distributed a copy of Zoning Amendment #31 for the Town Ordinance and asked the Board to read over.

Motion was made by Bob Cantwell III, seconded by Lance Peterson, to set a public hearing for Zoning Amendment #31 @ 5:30 PM on Grindstone Island @ Dodge Hall. Motion carried.

Shared Highway Service Agreements:

Draft information was distributed to the Board concerning a Shared Highway Services Contract and a proposed resolution for the Supervisor to sign on behalf of the town. This has been shared with Jefferson County and Town & Village Highway Superintendents, Supervisors & Mayors. It has been received well and the County would like to possibly incorporate this at the same time as the Snow & Ice Agreement. This proposed contract should help take care of accountability in regards to damage to vehicles outside of the township and insurance claims. Consensus of the Board to be supportive of this action.

Chaumont River Legislation Letter:

Supervisor Taylor explained the Assembly passed this legislation on June 1st and then went to the Senate, where we are now in limbo. Hopefully by the end of the week we might hear something. The Town is in a catch 22 situation as we are working on applications now for grants and this legislation would need to be in place before applying.

Pay-date & Town Calendar:

Supervisor Taylor is looking to have a "pay-date" listing at the beginning of the year so that everyone will know when pay day is. Also Supervisor Taylor would like a town calendar so everyone would know when offices & departments are closed.

Rte 12E Sewer:

Supervisor Taylor advised that there are now thirty (30) signed up at present. He will have a meeting with them, to make sure they know what they have signed up for.

Justice Audit:

The yearly Justice Audit will be conducted within the next couple weeks.

Justice Training:

Motion by Bob Cantwell III, seconded by Lance Peterson, to authorize Justice James to attend mandatory Office of Court Administration training at Potsdam on July 27th. Motion carried.

Assessor Report:

Supervisor Taylor distributed a report from the Assessor. She had 145 Grievances; the Board of Assessment Review met for a total of 23.5 hours; there were 13 stipulations. The 2009 Tentative Taxable value was \$673,526,394; 2009 Final Taxable value is \$671,398,631, which is an increase of \$12,443,504 over last year. The Assessor also detailed her agenda for the Summer & Fall of 2009.

Highway Superintendent Report:

- Have two (2) mowers out, had a couple of break downs, put parts on and going.
- This week is shut down for the Highway.
- Paul Heckmann had a question as to when Kehoe Tract Road would be completed. Supt. Boulton explained that the road will be finished with the rebuilding portion this year, however this won't get repaved until next summer. Hwy. Superintendent Boulton stated that he doesn't want to pave just half and then have to drive over that new portion to work on the other half of the road next year. That would just tear up the newer portion. The money isn't in this year's budget to do and asphalt runs the budget higher. Lawns will have top soil and be seeded. When done it will be a quality job. Last week calcium was put on the dirt road to help keep dust down.

Committee Reports:

- George Kittle:** Thanked Alicia Dewey, Assistant to the Supervisor, for attending a Cemetery meeting with Julia Gosier from Lyme to get some answers concerning running cemeteries.
Questioned where we are with the Justice Chambers at the Municipal Bldg. – Office of Court Administration (OCA) got comments back to Bernier Carr Associates and the Judges were lukewarm to the proposed Chambers.
Youth Commission had an incident with an Umpire and Coach, believe that is taken care of.
Depauville Youth- Kaitlyn Wilkie came in to the Town Clerk's Office and picked up a Tax Exempt form and a Voucher, however Dick's wouldn't accept the Voucher and wanted a cash payment. She will work through the Youth Commission to get the supplies.
- Donald Turcotte:** Heritage Heights pumps are running well. Haven't compared the electrical use. Talked with Steve Grim, Rural Water and they will be doing a "smoke test" on 9/9 of the line. We have corresponded to the Heritage Heights Sewer users and the only ones to respond have been the newer people. They have been asked to talk with others in this district to help keep the cost down.
- Lance Peterson:** Farmer's Market on Thursday Night had 31 vendors.
Concerts will remain on Thursday nights at Frink Park.
Fireworks were rained out on 7/3 and have been rescheduled for Sat., 7/18.
Sunday, 7//19 is the Summer Parade
Chamber of Commerce Web site has recently had 894 hits and has a total of 160,000 hits since inception.
Chamber is now open seven (7) days; 9-5 and 9-3 on Sunday.
This Friday, 7/10 is the Blue Jeans Ball
Wednesday night 7/22 is Pasta on the Greens at the C-Way Restaurant to benefit the Hawn Memorial Library.
- Bob Cantwell III:** TIYLO – having a Chicken BBQ on Saturday, July 11th noon-2. This is part of the River Jam '09, which also includes the Blue Jeans Ball, Kayak Race, Rubber Ducky race, Battle of the Balls Tournaments, Cannonball Contest and Bonfire & Live Entertainment.
Hawn Library – will be having a Book Sale 7/15-7/17; Author's Night is Tuesday, 8/4; Victorian Tea on 8/18.
LWRP – nothing to report at this time.
Recognized and thanked Bob Boulton and Hwy. crew for the Frink Site preparation and a job well done.
- Public:** Joe Martin spoke to the Board concerning his assessment and Grievance Day procedures. Mr. Martin was upset that his grievance would not be heard on Grievance Day as he had taken off the day from work to be available. Nothing in the paperwork indicated to him that there was more than one day for Grievance. He arrived at 10:30 AM, well before the start of the procedures and was prepared to wait his turn. In prior talks with the Assessor he was not given

any indication that he should make an appointment. He changed his work schedule to appear when the paperwork had stated Grievance Day was and felt that he should have had a chance to present his case. When he handed in his form he inquired if there was a sign in sheet and was told he would be called the next day to give him a scheduled appointment. He gave his cell number to be contacted, however the next night he returned home to find a message on his home phone that he would be heard Friday afternoon at 1PM. This time frame gave him no advanced notice to let his employer know and he called the Assessor's office to inquire if he could come at 5:00 PM. He was told that 1:00 was his time frame and would he be there. He stated he would send written supporting documentation for the BAR. Two weeks later he received a notice that his assessment had not been reduced because the supporting data was insufficient. Mr. Martin feels that he was not given due process.

Ken Knapp thanked Bob Boulton for not going over his Highway budget. He also complimented TIYLO for the exceptional work in having a variety of activities to bring people into Town. Also the Wind Committee has given recommendations and hopefully the Town will let the people respond back with comments.

Cindy Grant read a prepared statement and distributed the same to the Town board. She stated a presentation "Life In A Wind Farm" will be on Wednesday, July 15th at TI High School at 7:00 PM. Open to the Public –Free Admission.

Motion by George Kittle, seconded by Bob Cantwell III, to adjourn this regular meeting at 6:30 PM.
Motion carried.

Kathleen E. LaClair, Town Clerk