

## **August 8, 2012**

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

Justin Taylor

Robert W. Cantwell III

Kathy LaClair

George Kittle

Christopher Matthews

Lance Peterson

Robert Boulton

Alicia Dewey

Pam McDowell, TI Sun

Ken Knapp

Nancy Gardner

Art Cady

Cindy Grant

Meeting opened at 5:00 PM with the Supervisor leading the assembly in the Pledge of Allegiance.

### **Town Clerk:**

#### **Correspondence:**

- Notice of Small Claims Assessment Review: Montante vs. Clayton. **(See Assessment File).**
- The Local Government Connection-Summer 2012 edition. **(See attachment file).**
- Justice Clarence F. Giles Jr. July 2012 monthly report to the NYS Comptroller. **(See attachment file).**
- Justice Clifford James July 2012 monthly report to the NYS Comptroller. **(See attachment file).**

### **Minutes:**

**Motion** by Chris Matthews, seconded by Bob Cantwell III, to approve the minutes of July 25, 2012 as written. Motion carried.

### **Supervisor Report:**

**Motion** by George Kittle, seconded by Lance Peterson, to approve the Supervisors Report for July 2012. Motion carried.

### **Bills:**

**Motion** by George Kittle, seconded by Bob Cantwell III, to approve payment of bill #'s 743 – 833 in the amount of \$145,040.96 for Abstract #8 of 2012. Motion carried.

### **Cash Balance Report/ Bank Reconciliations:**

The Town Board reviewed and discussed these reports.

### **Fee Schedule-Zoning Amendment # 34:**

In February, 2012 the Town Board voted to approve Resolution #32 of 2012 which revised the Zoning Ordinance to read: Zoning Permit Fees will be doubled for projects that are started prior to obtaining zoning permits.

In July 2012, Zoning Amendment #34 was approved in order to add the stipulation to the Zoning Ordinance, reading: Zoning Permit Fees “shall” be doubled for projects that are started prior to obtaining a zoning permit. Upon further review, the Town Board amended “shall” to “may” and adopted Resolution #46 of 2012.

Upon further discussion, review and input from the Town’s Attorney, the Town Board chose to rescind these modifications to the Zoning Ordinance, and removed the Fee Schedule from the

Ordinance.

**RESOLUTION #49 OF 2012** introduced by George Kittle, seconded by Christopher Matthews, a resolution to rescind Resolution #46 of 2012, known as Amendment #34 to the Zoning Ordinance. Taylor-aye; Kittle-aye; Peterson-aye; Cantwell III-aye; and Matthews-aye. **PASSED.**

**Uniform Assessment Standards:**

Assessor Trudell had distributed the Uniform Assessment Standards to the Town Board at the Grindstone Island meeting. Ms. Trudell had asked that the Town Board review these standards and adopt them at our next meeting.

**Motion** by Lance Peterson, seconded by George Kittle, to adopt Uniform Assessment Standards as presented by Assessor Trudell. Motion carried.

**RESOLUTION #50 OF 2012 - NYS Assessment Agreement:**

**RESOLUTION #50 OF 2012** was introduced by Lance Peterson, seconded by Bob Cantwell III, to authorize the Town Supervisor to enter into an agreement with the State of New York Department of Taxation & Finance Office of Real Property Tax Services for the expressed mutual agreement to complete work involved in the Town of Clayton's 2013 reassessment project. Taylor-aye; Kittle-aye; Peterson-aye; Cantwell III-aye; and Matthews-aye. **PASSED.**

**PT/FT Assessor's Clerk Position:**

Discussion.

**Motion** by Lance Peterson, seconded by Chris Matthews, authorizing the Town Supervisor to write and sign an employment agreement with Kim Johnston, to a position on a temporary basis, effective immediately through March 2013, appoint Ms. Johnston as full time Assessor's Clerk with no benefits included, at her present rate of pay at \$11.25 per hour. Motion carried.

**PT/ FT Library Clerk:**

Discussion that this is the current hourly rate of \$7.50 for Librarian plus the two hours as P/T Cleaner at \$8 per hour.

**Motion** by George Kittle, seconded by Bob Cantwell III, to change the Depauville Librarian from an hourly employee to a salaried employee, at the yearly salary of \$15,925, with no benefits, and includes the duties of interior cleaner. Motion carried.

**\$600 Plan and HSA/HRA Expenditures:**

**Motion** by Chris Matthews, seconded by Bob Cantwell III that the \$600 Plan cannot be used to reimburse expenses that have been paid for by the HSA/HRA Plan(s). Motion carried.

**IRS Exemptions:**

Discussion concerning training sessions attended and the need to discuss with our employees W-4's and using "Exempt".

**Training Request - Emerge:**

**Motion** by Lance Peterson, seconded by George Kittle, to authorize Alicia Dewey and Kim Johnston's attendance at the 2012 Emerge Session. Motion carried.

**Depauville Library letter of Support:**

**Motion** by Bob Cantwell III, seconded by George Kittle, to authorize the Town Supervisor to write a

letter of support to be sent with a grant application being written by Karen Lago, Librarian, for putting on an addition to the Depauville Library and doing a handicapped access ramp and access to the downstairs & kitchen area. \$5000 in-kind services from the Town Highway Department and \$5000 cash towards the local match. The Town Board will re-visit this issue if award of the grant is successful. Motion carried.

**Ambulance District:**

The Town Supervisor distributed an “Order of tasks for completing an ambulance district” with statements of tasks to be completed. The Town of Clayton can form an Ambulance District and have a line item on the Town & County taxes commencing in the year 2014. Discussion of possibly hiring Pinsky Law Firm, Syracuse at a cost of \$2,000-\$2500. Atty. Russell has been consulted and is okay with having Brad Pinsky prepare the documents for the formation of the district.

**Motion** by Bob Cantwell III, seconded by George Kittle, to start the process to create a Town of Clayton Ambulance District utilizing the Pinsky Law Firm. Motion carried.

**Thank You Card:**

Town Supervisor received a thank you card from Mayor Norma Zimmer for the Towns participation at the Ribbon Cutting at Frink Park Depot Station ribbon cutting.

**Frink Hotel Project:**

The \$22.5 million dollar Frink Hotel project developer Krog Corp., received a grant in the amount of \$2.5 million. Six (6) months later a number of conditions were given to the developer, including the hotel has to hire at least 90 employees, 23 % of construction contractors to be women or minority owned and a Labor Peace Agreement, which would require the hotel to be unionized when it opens. The Developer is evaluating the waiver process and there is open dialog between the Developer and the Empire State Economic Development Corporation Funding Agency to work things out.

**Highway Superintendent Report:**

-  Depauville Sewer Board will be at the Town Board meeting at Depauville.
-  Depauville Project: should be closing up next week; looking to get the bills done and in for Grant reimbursement(s).
-  Hwy. Superintendent Boulton inquired as to the Budget line that was associated with the Depauville Factory Street Grant Project for reference to the funding used and what money might still be available.

**Committee:**

**George Kittle:** Have been working with Karen Lago on issues at the Depauville Library.  
**Discussion:** Supervisor Taylor stated that the Slate’s on Grindstone Island are willing to sign their plots at the Cemetery, over to the Town of Clayton, subject to reserving their rights to be buried there. Jim Mc Comber & Jim Leana still have to talk with.

**Lance Peterson:** Antique Show this weekend at Cerow Recreation Park, with the Wine & Cheese Preview on Friday evening.  
Pool closing will be on Friday August 24<sup>th</sup>. Public Swim will be Noon – 5;  
Lap Swim will be 5-6PM starting August 19<sup>th</sup>.

**Bob Cantwell III:** Paynter Senior Center meeting is scheduled for next week.

Parking Committee will start back up the second Wednesday in September.

TIYLO: 3<sup>rd</sup> Annual River Rat Triathlon will be held downtown Clayton, Sunday, August 26<sup>th</sup> beginning at 8:30 AM. Triathlon includes swimming, biking, & running.

**Chris Matthews:** Nothing to report at this time.

**Discussions at Depauville meeting:**

- Depauville Sewer possible line item on Town & County Taxes for yearly payment.
- Reed Point – New Agreement.
- T/Orleans needs to raise their rate to keep the joint sewer district in a positive cash position. We should have rates in time for our budget meetings.

**Public:**

Ken Knapp was happy to see that the Town Board had taken final action of the LWRP on G.I. and thanked the Board for doing so. He was also dismayed at the article in the Watertown Daily Times concerning the Frink Hotel project and hopes this doesn't finish the project. This has come too far to be stymied.

**Motion** by George Kittle, seconded by Bob Cantwell III, to adjourn this regular meeting at 6:10 PM. Motion carried.

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**Kathleen E. LaClair, Town Clerk**