

August 12, 2009

The Town Board of the Town of Clayton held the 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		
Jim Yuhas	Alicia Dewey	Keith Wood
Rob Company	Gus Withington	Andrew Weigand
Cindy Grant	Ken Knapp	Jamie Lee
Michael Docteur (Co. Leg.)	Pam McDowell (TI Sun)	

The meeting opened with the Pledge of Allegiance by Supervisor Taylor.

Guests:

County Legislator Mike Docteur started by saying all County meetings are now taped. Last night he attended the first meeting of Planning & Development at which Don Alexander spoke and others discussed and worked on a UTEP Agreement. Town/School/County all need to agree with the plan on how much money is divided between Local Government entities. If everyone agrees it will need to go back to the County for ratification. There are four, possibly five potential turbine sites scheduled for the county. Leg. Docteur stated he wants to see how a potential site will affect the property values. He has asked but hasn't received any answer yet. If no turbines are placed in Jefferson County, then the UTEP is a moot point. The County is preparing to start their budget process for next year. The Town would like to be aware as soon as possible of any charge backs so we can properly prepare for our budget.

Town Clerk:

Correspondence:

- Letters have been received from: Ken Deedy, Bruce Baird, Joan & Skip Tolette, Louise Ford & T.I.L.T. concerning comments from our meeting on Grindstone Island in regard to proposed Zoning Amendments to the Town Ordinance. **(See attachment book.)**
- Grants Action News has been received for August 2009. **(See attachment book.)**
- The Archives Associate for Fall 2009 has been received. **(See attachment book.)**
- A note of "thanks" from Alice Barton, Hawn Memorial Library for the computer carousel table. **(See attachment file.)**
- Hawn Memorial Library Bd. of Trustees meeting minutes for June 16th have been received. **(See attachment file.)**
- E-mail notice from Todd Froyssell, National Grid concerning a new law engaged by New York State for a "Temporary Assessment Surcharge" to be applied on all utility bills. **(See attachment file.)**
- Judge Clarence F. Giles monthly Justice report to the NYS Comptroller for the month of July 2009. **(See attachment file.)**
- Judge Clifford James monthly Justice report to the NYS Comptroller for the month of July 2009. **(See attachment file.)**

Minutes:

Motion by Bob Cantwell III, seconded by George Kittle, to approve the minutes of July 22, 2009 as written. Motion carried.

Resolutions:

Resolution #31 of 2009 was introduced by George Kittle, seconded by Donald Turcotte, a resolution recognizing Town of Clayton employees, who belong to the NYS Retirement System, their retirement numbers and number of days worked during a bi-weekly pay period. Taylor aye; Kittle aye; Turcotte aye; Peterson aye & Cantwell III aye. Carried.

Resolution #32 of 2009 was introduced by Robert W. Cantwell III, seconded by Lance Peterson, a resolution for KeyBank for the KeyCapture authorizing the Supervisor, Deputy Supervisor, Director of Finance and Town Clerk as authorized signatories. Taylor aye; Kittle aye; Turcotte aye; Peterson aye & Cantwell III aye. Carried.

Resolution #33 of 2009 was introduced by Lance Peterson, seconded by Robert W. Cantwell III, a resolution authorizing the submission of a grant application to the Department of the Interior, US Fish & wildlife Service under the Boating Infrastructure Grant Program. Taylor aye; Kittle aye; Turcotte aye; Peterson aye; & Cantwell III aye. Carried.

Resolution #34 of 2009 was introduced by George Kittle, seconded by Donald Turcotte, a resolution whereby the Town of Clayton has made Energy Efficiency and Sustainability a key factor in the development of the Town's Strategic Plan, future updates to the Joint Town/Village of Clayton Comprehensive Plan, further development of the Town's Local Waterfront Revitalization Plan, daily governmental operations and future infrastructure projects. Taylor aye; Kittle aye; Turcotte aye; Peterson aye; & Cantwell III aye. Carried.

Resolution #35 of 2009 was introduced by George Kittle, seconded by Donald Turcotte, a resolution to certify examination and audit of Town Justices 2008 monthly reports and account books. Taylor aye; Kittle aye; Turcotte aye; Peterson aye & Cantwell III aye. Carried.

Resolution #36 of 2009 was introduced by Robert W. Cantwell III, seconded by Lance Peterson, a resolution authorizing agreement with Jefferson County To participate in development of a Multi Hazard Mitigation Plan. Taylor aye; Kittle aye; Turcotte aye; Peterson aye; & Cantwell III aye. Carried.

Resolution #37 of 2009 was introduced by George Kittle, seconded by Donald Turcotte, a resolution to support the Collateral Source Legislation by the New York State Senate (Bill S.6004 by Senator Scheiderman/A.7504 by Assemblyman Weinstein). Taylor aye; Kittle aye; Turcotte aye; Peterson aye; & Cantwell III aye. Carried.

Resolution #38 of 2009 was introduced by Donald Turcotte, seconded by Robert W. Cantwell III, a resolution to authorize Lewis County to serve as lead applicant to NYS Department of State, Division of Local Government Services for funding through the Local Government Efficiency Grant Program for implementation of the "Lewis & Jefferson County: Joint Infrastructure Management Initiative." Taylor aye; Kittle aye; Turcotte aye; Peterson aye & Cantwell III aye. Carried.

Supervisor:

Supervisor Report:

Motion by Lance Peterson, seconded by Donald Turcotte, to approve the Supervisor Report of July 2009. Motion carried.

Bills:

Motion by George Kittle, seconded by Donald Turcotte, to approve paying bills for Abstract #8 in the amount of \$134,997.28. Motion carried.

Justice Audit:

The Justice Audit was completed on 8/3/09 for Justice James and on 8/11/09 for Justice Giles by Alicia Dewey, Assistant to the Supervisor.

Town Audit 2009:

Annual Audit was completed by Poulsen & Podvin. Town Board members have received their comments for review.

Also looking at NYS guidelines for annual audits. Copies of guides and checklist for auditing general record-keeping of Chief Fiscal Officer, Town Clerk/Tax Collector was distributed. Discussion will occur at the September 23rd meeting.

Hospice of Jefferson County:

A letter was received from Hospice of Jefferson County requesting a donation by towns in the form of in-kind service for construction of new administrative offices and an eight bed residential center. Hospice is looking for assistance in the form of equipment and manpower as required to complete the site work and utilities for the project. Brush needs to be cut down for the entire site, install an access drive and install the base material for the 17,300 SF building by the end of October 2009. The remainder of the site work and site utilities will be installed in the spring or summer of 2010. Highway Superintendent Bob Boulton suggested that this would be a good move, and we should be very supportive of this endeavor.

CLDC/Frink:

A ribbon cutting for the Frink portion of the Riverwalk will be Friday, August 21st at 2:00 PM.

Discussion of a recent meeting had vision of Land Planning v/s River Planning and taking a different look for the revitalization planning at the Frink property. A Marine Engineer will be brought in to help look at the future layout for the Frink property.

Fourth Coast, Inc:

Motion by Lance Peterson, seconded by Bob Cantwell III, to authorize Fourth Coast, Inc to apply for a \$30,000 grant from the NYS Energy Research Development Association to study energy efficiency improvements in the town buildings. Motion carried.

Motion by Lance Peterson, seconded by George Kittle, to authorize Fourth Coast, Inc to apply for state funding in the amount of \$175,000 for capital improvements needed at Recreation Park. Motion carried.

Highway Superintendent:

- Thank you to all those that helped with the Frink/CLDC Clean-up. The Highway and DPW crews started with taking down trees and brush. Others in groups came in and dragged debris to a common location. There was a great Community effort put forth for this event.
- **Bids:**
 - 1968-GMC Truck Tanker:** No bids received.
 - Sand:** Two bids received: Bach & Co. - \$2.23/T; Johnson's Sand & Gravel, Inc. - \$2.70/T.
 - Motion** by Bob Cantwell III, seconded by George Kittle, to award the Sand bid to Bach & Co. by recommendation of the Highway Superintendent. Motion carried.
- **Grindstone Island** phone call today indicated that there is a legal stipulation between two parties concerning right-of-way.
- **Mowing** is still being done on the road sides.
- **Wood Road** shoulders are being completed.
- **Supervisory Training by NYS DOT:** **Motion** by Bob Cantwell III, seconded by George Kittle, for Highway Superintendent Robert Boulton, to attend supervisory training course in Malone, NY on September 15, 16, 17, 2009. Motion carried.

Committee:

George Kittle: Has had a request by the Cerow Family to change the name at Recreation Park to Cerow Park instead of the Gordon D. Cerow Recreation Park. Councilman Kittle has also had correspondence from Mary Prichard concerning security & other matters at the dock on Grindstone Island.\

Donald Turcotte: **Heritage Heights Sewer:** Has a broken sewer main cover that needs fixing.
Depauville Sewer meeting: Was canceled. Laterals are being worked on.
Hawn Memorial Library: Hawn is looking for three (3) more computers- no action taken.
Route 12E Sewer Meeting: Will be next Wednesday (8/19/09) evening at 6:00 PM here at the Town Hall.

Lance Peterson: Chamber of Commerce will for the 1st time sponsor a Fall Boat Show to be held at the Arena on September 19th & 20th. The dates have been secured with Keith Wood. This show will be for the marinas who were in the spring show and will be both used and new boats both inside and along the outside of the arena. That same weekend there will be the American Bass Angler Tournament held at French Creek Marina also sponsored by the Clayton Chamber. Speaker System throughout the Village is being looked at as it failed during the summer parade. Mayor Zimmer has asked the chamber to follow-up and find out what is causing the problem. Farmers Market has been very successful. The use of the Frink America property has help alleviate the congestion at the corner of Webb and Riverside Drive. Vendors are happy and traffic flow is good. Karen Goetz and Kris Wormuth attended the New York Grape Foundation reception for the foundation's Board of Directors at the Antique Boat Museum on July 27th. They also attended the forum the next morning. Four (4) Chambers were invited and Clayton was the only one to respond.

The Visitor Guide distribution has gone very well and they have less than ½ a pallet left for distribution. One of the best markets was through AAA that goes into Pennsylvania and Ohio. This year has seen more inquires from within NY State especially from the Adirondack region.

Vintage Car Show will be in downtown Clayton on 9/26 with a rain date of 9/27. Sponsors are requesting use for spots at Frink America. **Motion** by Lance Peterson, seconded by Bob Cantwell III to open an area at the Frink America site for the Vintage Car show. Motion carried.

Gun Show will be this coming weekend (8/15 & 8/16).

Juried Craft Show will be 8/22& 8/23).

Christmas Committee is again looking this year to use the Frink America Site for a Bonfire and Fireworks display on 12/5 after the parade. **Motion** by George Kittle, seconded by Donald Turcotte to approve use for the Christmas fireworks & bonfire. Motion carried.

Zamboni: Looking to obtain a height variance for the doors to the zamboni room at Recreation Park.

Bob Cantwell III: Recognize Bob Boulton, his crew and also the Village crew for organizing the work party at the Frink America Site. The Clean-up day had great support from the Community as well.

TIYLO: will be having the 1st Triathlon the third weekend in August 2010.

TIYLO will also be having a Haunted House at the Opera House on 10/30 for adults and 10/31/09 for kids.

TIYLO will be having a Community meeting on 9/10 at 6:00 pm at the Opera House to voice opinions on how to make the Clayton area a better place to live, work & play for future events.

Town Board was invited to attend a meeting hosted by the Thousand Islands Museum to listen to and interact with a National Group M.A.P. Assessment Program. The T.I.M. was very appreciative that the Town attended. The Village Board had their Board meeting that evening and was unable to attend.

Equalization Rate for 2009/2010:

Supervisor Taylor stated he had received word that our Equalization Rate will remain at 100%.

National Grid:

Troy & Banks has sent a letter to National Grid concerning the Town of Clayton Street Lighting Account. Troy and Banks, our Utility and Telecommunications Consultants have indicated to National Grid, that the auditors have discovered that there are many instances of wattage and type discrepancies with this account and suggest that National Grid offer a six (6)-year refund, if applicable to the Town of Clayton.

Public:

Ken Knapp complimented Alicia Dewey, Assistant to the Supervisor, on her work in connection with the Chaumont River bill she wrote that became law. The designation of "river" allows this municipality to apply for redevelopment and improvement funding through the Local Waterfront Revitalization Program offered by the New York State Department of State.

Mr. Knapp stated he was also looking forward to the annual meeting of the Town Board in Depauville.

Mr. Knapp also stated the wind Committee recommendations should be looked at and try to find a middle ground of the conflict. The Committee was very balanced and no one seemed to have any preconceived notions. Everyone looked at the documentation and gave the recommendation that fit the circumstances. He felt this was not easy as some of the committee also live in the area projected for turbines. He feels that the recommendations were very reasonable as the committee looked at the health and safety of residences which was the primary focus.

Cindy Grant agreed with Mr. Knapp and also feels that the Planning Board should show expert documentation for their findings. Mrs. Grant also read a prepared statement and submitted the letter for documentation. (See attachment file).

Motion by George Kittle, seconded by Bob Cantwell III, to go into Executive Session at 6:56 PM to discuss a couple of Personnel Issues. Motion carried.

Motion by Bob Cantwell III, seconded by George Kittle, to come out of Executive Session at 7:15PM. Motion carried.

Motion by Bob Cantwell III, seconded by Lance Peterson, to adjourn this regular meeting at 7:15 PM. Motion carried.

Kathleen E. LaClair, Town Clerk