

September 9, 2009

The Town Board of the Town of Clayton held their regular meeting in the Town Board Room at the Town Offices with the following persons present:

Justin Taylor
Lance Peterson
Kathy LaClair

George Kittle
Robert W. Cantwell III

Donald Turcotte
Bob Boulton

Jim Yuhas
Phil Scott
Ken Knapp
Carol Reff
Jill Shultz
Heidi & Eli Kester
Jerry Wetterhahn
Timothy LaRose
Gary Parker
Jay M. Burrows
Michael J. Hogue

Alicia Dewey
Janet Campbell
Cindy Grant
Paul Reff
John Jepma
Rod Kester
Mary E. Yerdon
John S. Forkey
Betty Tubolino
Derek Forkey
Mary Ilacqua (NYSORPS)

Duane C. Hazelton
Arthur Campbell
Pam McDowell (TI Sun)
Nicole Badour
Rose Scott
Bob Shultz
Kim L. LaRose
Lee Forkey
Patty Booras-Miller
Michele Calhoun
Denise Trudell

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

Assessment Presentation:

State ORPS representative Mary Ilacqua addressed the Town board concerning Real Property Tax Equity in New York State. She will be teaming up with Town Assessor Denise Trudell to have educational meeting(s) possible one in October 2009 and another in the February/March 2010 timeframe for the general public to help with general and specific questions. This will help clarify the process and focus on the assessment process. Hoping to work with the press for releases to the media.

Town Clerk:

Correspondence:

- Letter received from NYSERDA concerning receiving Towns proposal for the Pool Facility under Renewal Energy. **(See attachment file.)**
- Grants Action News for September 2009. **(See attachment file.)**
- Dunn & Sgromo Engineers – Civil & Environmental Engineers, Landscape Designers and Planners introduction. **(See attachment file.)**
- Justice Clarence F. Giles, Jr. monthly report to the NYS Comptroller’s Office for August 2009. **(See attachment file.)**
- Notice from Jefferson County of a Land Use Planning Workshop, “An Introduction to the National Flood Insurance Program”, being held on Monday, October 5, 2009 from 6-9 PM at the Sturtz Theater, Building 4, McVean Student Center, Jefferson Community College. **(See attachment file.)**
- Letters received from Dan & Jennifer Churchill, Charles Ebbing, Peter & Frances Rossmassler, Mary Emma Sorth concerning Grindstone Island proposed Zoning District changes. **(See attachment file.)**

Minutes:

Motion by Bob Cantwell III, seconded by George Kittle, to TABLE the minutes of 8/26/09 until the next meeting. Motion carried.

RESOLUTIONS:

RESOLUTION #39 OF 2009 was introduced by George Kittle, seconded by Donald Turcotte, a resolution of support to improve transportation access by construction of a four lane highway within the boundaries of Jefferson, St. Lawrence and Franklin Counties. Taylor-aye; Kittle-aye; Turcotte aye; Peterson-aye; and Cantwell III-aye. Motion carried.

RESOLUTION #40 OF 2009 was introduced by Robert E. Cantwell III, seconded by Lance Peterson, a resolution authorizing the Town Supervisor to submit a grant application to the New York State Department of State Local Waterfront Revitalization Program Environmental Protection Fund 2009 2010 NYS Coastal Resources Interpretive Program (NYSCRIP). Taylor-aye; Kittle-aye; Turcotte-aye; Peterson-aye; and Cantwell III-aye. Motion carried.

RESOLUTION #41 OF 2009 was introduced by Lance Peterson, seconded by George Kittle, a resolution authorizing the Town Supervisor to submit a grant application to the NYS Office of Parks, Recreation and Historic Preservation in accordance with provisions of Title 9 of the environmental Protection Act of 1993 for the construction of a Skate Park at the Cerow Park Facility. Taylor-aye; Kittle-aye; Turcotte-aye; Peterson-aye; and Cantwell III-aye. Motion carried.

Supervisor:

Budget Workshop:

Motion by George Kittle, seconded by Bob Cantwell III, to have a Budget Workshop on Wednesday, September 16, 2009, at 5:00 PM in the Town Board Room. Motion carried.

New York Rural Water Membership:

Motion by Donald Turcotte, seconded by George Kittle, to subscribe for a membership at a cost of \$200/250. per year. Motion carried.

CLDC/Frink:

The CLDC has applied & received a grant from the Restore New York Program for a \$1.3 million for the Golden Anchor & RJ Marine properties.

TIPAF Letter of Agreement:

On recommendation of Joe Russell, Town Atty. and Audie Cerow, our Insurance Agent, the Town has done a First Amendment to Letter of Agreement with TIPAF. **Motion** by Lance Peterson, seconded by George Kittle, to authorize Supervisor Taylor to sign the agreement and to send the agreement to TIPAF for their signature. Motion carried.

Article 7 Challenge for Assessment:

Supervisor Taylor informed the Board that a group of forty (40) Property Owners have retained an attorney and filed for the Article 7 challenge to their Assessment. Supervisor Taylor stated this will be costly as both the property owners and the Town have to have independent appraisals completed on each property.

Town Engineer:

Discussion on “Contracting” or “Consulting” per project.

Joint T/V of Clayton Meeting Scheduled:

Motion by George Kittle, seconded by Bob Cantwell III, to advertise for a Joint meeting on 9/23/09 at 6:30 PM. Motion carried.

Supervisor Report:

Motion by George Kittle, seconded by Donald Turcotte, to approve the Supervisor’s Report for August 2009. Motion carried.

Budget Transfer:

Motion by Bob Cantwell III, seconded by Lance Peterson, to approve Budget Transfers in the amount of \$17,500 for General Fund – Townwide; \$21,000 for General Fund – Parttown; \$10,000 for Community Development Fund; \$1,000 for Highway Fund – Townwide; \$50,000 for Highway Fund – Parttown; and \$100,000 for Frink Budget transfers. Motion carried.

Bills:

Motion by George Kittle, seconded by Bob Cantwell III, to approve the payment of Abstract #9 of 2009 in the amount of \$254,634.71. Motion carried.

Highway Superintendent Report:

- **Salt/ Sand Shed:** Foundation & pillars are up; pictures are being taken at various stages of the erection of the building. In the plans, binder/blacktop is shown around the perimeter of the building, which will shed the water away from the building. The cost will be about \$34,000.
- **Wood Road:** 1.5 miles total, working on the shoulders, milled and boxed out.
- **Paver Rental:** Will be renting a paver for probably two days at a cost of \$6,000/6,500. Will need this for Wood Road and for around the Salt/Sand Shed.

Committee Reports:

George Kittle:

Cemeteries: Nothing to report this time.

Depauville Youth: Haven’t had a chance to talk with Kaitlyn, no action this past month.

Depauville Meeting: Have had numerous phone calls regarding the meeting. Thanking him for adopting Wind Committees recommendations and the entire structure of the meeting.

Youth Commission: Looking into if they can supply insurance coverage for adult athletic activities.

Donald Turcotte:

Awaiting word on the Heritage Heights Sewer Smoke testing that occurred today.

The two (2) pumps run a total of 1.8 hours each this past month.

Lance Peterson:

Train Show: 9/12 & 9/13/09 at the Arena.

Fall Boat show: 9/19 & 9/20/09 at the Arena.

Ice: Will be on starting 10/1/09.

PESH: Haven’t heard back yet from PESH on door height requirements for the Zamboni Room.

Clayton Chamber News: Jenny Mae Fichette has donated leftover monies realized from the Clayton Summer Parade to the Chamber for the new sound system for downtown.

Bob Cantwell III: **LWRP:** Working on Zoning recommendations.
TIYLO: Meeting tomorrow evening here at 6:00 PM.

Public: Submitted Requests to Address the Board:

Supervisor Taylor stated that the Wind Committee had given the Town Board their recommendations and the recommendations were reviewed at the Depauville Meeting. The town has since sent the recommendations to the Town Attorney for his input as to the legalities. We are currently waiting for the Attorney's feedback on the matter.

The following is a listing of people that spoke "for" Wind Turbines: Kevin Forkey (see prepared statement), John Forkey, Mary Yerdon, Jerry Wetterhahn and Derek Forkey.

The following persons spoke "against: wind Turbines: Ken Knapp & Cindy Grant.

Motion by George Kittle, seconded by Bob Cantwell III, to adjourn this regular meeting at 6:45 PM. Motion carried.

Kathleen E. LaClair, Town Clerk