

November 9, 2011

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

Justin A. Taylor

Robert W. Cantwell III

Kathy LaClair

George Kittle

Christopher D. Matthews

Lance Peterson

Robert Boulton

Jim Yuhas

Pat Youngs

Cindy Grant

Jae Lee, WDT

Alicia Dewey

Duane C. Hazelton

Jake Tibbles

Ken Knapp

Michael J. Docteur, Co. Leg.

Pam McDowell, TI Sun

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

Guests:

Michael J. Docteur, Jefferson County District 1 Legislator spoke concerning the County Budget. The Jefferson County Legislators, who are displeased with the increased tax levy being proposed have trimmed the Budget by \$1 million dollars by raising the levy to the highest amount allowed under the state-mandated tax cap and by not giving any raises to county employees for the 2012 Budget year. There will also be some vacancies, due to attrition, that will not be filled. The tax rate will remain at \$6.36 per \$1,000 in assessed value.

Jake Tibbles, Assistant Executive Director of the 1000 Islands Land Trust, spoke to the Board asking For Letter(s) of support for two grant proposals (1) to the Land Trust Alliance's New York State Conservation Partnership Program, for a "reaccreditation" grant up to \$40,000 to ensure that the land trust continues to uphold National standards and practices and is guarding the public trust for which it is responsible. (2) a letter of support for the 1000 Islands Land Trust's grant proposal to the New York State Parks' Capacity Building Grant Program. The capacity grant would help provide up to \$3,000 toward printing an informational brochure helping to promote the Zenda Farm Preserve and Trail.

Consensus of the Town Board is for the Supervisor to write two letters of support endorsing these grants.

Town Clerk:

Correspondence:

- Reminder that on Friday, 11/11/11, Veteran's Day at 11:00 AM, the Village of Clayton and the American Legion Colon-Couch Post 821 will be honoring Joseph Lonsway Medal of Honor Ceremony at the Riverside Drive at John Street. Please RSVP to the Village if attending. **(See attachment file.)**
- Paul Luck letter of October 19th a review of the Town of Clayton Preliminary Fiscal Year 2012 Budget. **(See attachment file.)**
- Town of Clayton Fire District 2012 Adopted Budget received. **(See Budget File.)**
- Monthly Comptroller Report from Justice Clarence Giles for October 2011 fines. **(See attachment file.)**
- Monthly Comptroller Report from Justice Clifford James for October 2011 fines. **(See attachment file.)**

- Copy of a letter to Robert Hagemann of Jefferson County from Dept. of State – Thank you for submitting an application to the NYS Dept. of State for a Local Government Efficiency grant. Funding Jefferson County \$405,000. for EMS County-wide EMS Cooperative Implementation Initiative **(See attachment file.)**
- Letter from Free Flow Power RE: Great Bend & Felts Mills Hydro. **(See attachment file.)**
- Letter from Association of Tax Collectors/Town Clerks of Jefferson County – Dinner meeting, Tuesday 11/29 at 6PM at Pete’s Restaurant, Watertown. Meal will be \$25.50. **Motion** by George Kittle, seconded by Bob Cantwell III, for Town Clerk Kathy LaClair to attend and be refunded mileage. Carried.

Minutes:

Motion Bob Cantwell III, seconded by Chris Matthews, to approve the minutes of 10/26/11 as written. Carried.

RESOLUTION NO. 61 OF 2011:

Resolution No. 61 of 2011 was introduced by George Kittle, seconded by Lance Peterson, a resolution to apply jointly with the Village of Clayton to NYS Unified Court System for a 2011 Justice Court Assistance program grant for funds to assist in the purchase of shelving for the new local Town/Village of Clayton Justice Court. Taylor-aye; Kittle-aye; Peterson-aye; Cantwell III-aye; Matthews-aye. **PASSED.**

Public Comment:

Ken Knapp congratulated Bob Boulton, Town Highway Superintendent for garnering the high vote for re-election. He proceeded to congratulate all others for their re-elections as well. Mr. Knapp also spoke concerning the Frink Site and proposed hotel. Any and all questions can be addressed and he has some suggestions on some of the details. The architecture and business is a workable model and he hopes that people will commit to the proposed Hotel idea.

Supervisor’s Report:

Motion by George Kittle, seconded by Lance Peterson, to approve the Supervisor’s Report for October 2011. Motion carried.

Bills and Transfers:

No transfers.

Motion by Bob Cantwell III, seconded by Chris Matthews, to approve paying Abstract #11 of 2011, Voucher #1153 through Voucher #1245, in the total amount of \$135,688.21. Motion carried.

Public Hearing(s):

Motion by George Kittle, seconded by Lance Peterson, to open the public hearing at 5:35 PM for Local Law #3, a Local Law to amend Local Law No. 1 of the year 1995, as amended by Local Law No. 4 of the year 1996 to modify the sliding real property tax exemption scale for property owners in the Town of Clayton age 65 and over.

No one of the attending public spoke concerning this Local Law.

Motion by George Kittle, seconded by Lance Peterson, to close this public hearing at 5:37 pm. Motion carried.

This is a Type II action under the SEQRA Law, therefore no further action is required.

RESOLUTION NO. 62 OF 2011:

Resolution No. 62 of 2011 was introduced by Bob Cantwell III, seconded by George Kittle, a Resolution to adopt Local Law #3 of the year 2011, a local law to amend Local Law No.1 of the year 1995, as amended by Local Law No. 4 of the year 1996 to modify the sliding real property exemption scale for property owners in the Town of Clayton age 65 and over. Taylor-aye; Kittle-aye; Peterson aye; Cantwell III-aye; Matthews-aye. **PASSED.**

Budget Notes:

Supervisor Taylor distributed a Summary of Budget Changes for the 2012 Budget. If anyone has any question concerning this Summary, they should contact Supervisor Taylor to inquire. He stated that the Town Board has worked diligently on this budget to make sure that the Town is providing quality services in the most efficient and affordable manner for the Taxpayers. **(see attachment file.)**

Motion by Lance Peterson, seconded by Chris Matthews, to pass the 2012 Budget. Motion carried.

Zoning Enforcement Officer Agreement:

The current agreement between the Town and Village of Clayton ends on 12/31/11. Supervisor's Office is working to coordinate with the Village, who stated that they would have their attorney prepare a new agreement.

Fuel Depot Agreement:

We have not received anything to date from the School District.

Financial Software:

We have received and will be installing the program next Tuesday. We will need to purchase some Hardware for optimum performance. We will have two (2) different checks to differentiate Between payroll and voucher checks.

NYSERDA RFP2228:

Supervisor has signed the Agreement with NYSERDA regarding this grant award.

Arena Projects Update:

The design build is not to be over \$500,000. Any cost over that has to be broke out. The concept design cost of \$7500 will come out of the Community Development fund. We didn't budget this money in the 2012 Budget.

Frink/CLDC Update:

There will be a public meeting on Saturday, 11/19 at 2:00 PM in the Opera House to answer questions concerning the proposed hotel on this site.

Non-Bargaining Health Insurance:

There will be a meeting on Friday, 11/18 at 11:00 AM for the non-bargaining staff and elected officials. This will review the proposed insurance plan and there will be time for questions and answers.

CLDC:

Motion by Lance Peterson, seconded by George Kittle. To modify the Towns agreement with the CLDC to contain “up to \$25,000” to aid the CLDC with the cash flow problem. The CLDC has many accounts receivables, however it is taking time to get them in. Motion carried.

Bid Award – Sander:

Motion by George Kittle, seconded by Chris Matthews, to award the contract to Viking Cives (USA) for a Harder slide sander model E144 with fabricated tailgate to fit Heil dump body, at a delivered cost of \$8,170.00. Motion carried.

Highway Superintendent Boulton stated he had sent out three (3) request and only Viking Cives (USA) had responded.

Local Law #2:

Motion by George Kittle, seconded by Chris Matthews to open a public hearing at 6:00 PM for Local Law #2 of the year 2011, a Local Law to amend Local Law No. 1 of the year 2007 concerning sound level of wind turbines. Motion carried.

Public: Ken Knapp stated he is supportive to any improvement, although he is not 100% satisfied. He would like to see a lower 35 db at night time level. He doesn't feel that this provides enough protection. He understands that this is a balancing act.

Cindy Grant stated that all ten (10) people that were on the committee that reviewed this stated that the level should be changed. She feels that the level should only be 5 above ambient.

No further public to speak concerning this topic.

Motion by Chris Matthews, seconded by Lance Peterson, to close the public hearing at 6:05.

Jefferson County Planning will review this at their next meeting on November 28th. This Board will complete and vote on this at their December 14th meeting.

Highway Superintendent Report:

- French Creek Bridge-concrete structure is now “posted” to 5 Tons and will be reviewed in the Spring. To replace this structure would cost about \$20,000 and this is not in the Highway budget for next year. Will check this in the spring to deem whether this is deemed safe and possibly we will have to close that portion of the road. DEC has an easement from the Town right-of-way to the top of the hill. Superintendent may propose abandoning the road inside the Conservatory, which is approximately 1-11/2 miles. The Bridge is owned by the DEC, which they acquired from Jefferson County. We may need to discuss this with Joe Russell, Town Atty.
- Solar- Clayton Fire Hall will be finished tomorrow AM and we will work and complete Clayton Recreation Park soon. The Town of Alexandria Bay sent a couple of men to help us out with the project. This is reflected under shared service.
- Working on readying plow equipment.
- Crews are finishing up on Bald Rock and Ellis Roads.
- Junk is piling up at the Grindstone Island dock area. A letter will be going out to have this removed as soon as possible.

Committee Reports:

George Kittle: Met with Councilman Matthews and with Jerry Rose concerning the non-Bargaining Insurance and he will give an Informational meeting with the non-Bargaining staff and elected officials on Friday, 11/18 at 11 AM here in the Town Board room.

Lance Peterson: Nothing to Report.

Bob Cantwell III: TIYLO will be hosting the 3rd Annual Christmas Masquerade Ball at the Opera House on December 2nd. Tickets are available for presale at Bella's for \$20 or \$25 at the door. This is a Black Tie event.

Chris Matthews: Nothing to Report.

Next meeting will be December 14th after which will be the annual Christmas Party hosted by the Mayor and Town Supervisor.

Motion by Bob Cantwell III, seconded by Chris Matthews, to go into Executive Session at 6:25 PM to discuss the Labor Contract. Motion carried.

Motion by Bob Cantwell, seconded by Chris Matthews to come out of Executive Session and adjourn the regular meeting at 6:50 PM. Motion carried.

Kathleen E. LaClair, Town Clerk