

## **December 12, 2012**

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

Justin Taylor	George Kittle	Lance Peterson
Robert W. Cantwell III	Christopher Matthews (Absent)	Bob Boulton
Kathy LaClair		
Alicia Dewey	Ken Knapp	Paul Luck
Henry LaClair	Michael J. Docteur, Jeff. Co. Leg.	Cindy Grant
Pam McDowell, TI Sun		

### **Pledge of Allegiance:**

Supervisor opened the meeting at 5:00 Pm and led the assembly in the Pledge of Allegiance.

### **Guests:**

Mike Docteur, Jefferson County Legislator wished everyone a Merry Christmas – Happy Holidays. The Town of Clayton has had many accomplishments this past year and a great deal to be proud of.

### **Town Clerk:**

#### **Correspondence:**

- ✓ Notice from Jefferson County Recycling that there will be a Tipping Fee Increase at the beginning of the year from \$57 per ton to \$62 per ton. **(See attachment file.)**
- ✓ Notice of “No Violations” at the T/C Land Clearing Debris & Transfer Site. **(See attachment file.)**
- ✓ Time Warner franchise fee notification. **(See attachment file.)**
- ✓ NYS DEC notice of Landowner Incentive Program & Management Grassland Habitat applications are due by 1/15/2013. **(See attachment file.)**
- ✓ Quarterly Statement received for receipt & distribution of the fines, fees, and forfeitures reported to the Justice Court by or on behalf of the municipality. **(See attachment file.)**
- ✓ Letter from CNY Elevator copy of inspection report. **(See attachment file.)**
- ✓ Letter dated 11/26 from BP Wind Energy public workshop on 12/6 at Cape Vincent. **(See attachment file.)**
- ✓ 2012 Annual Report Northern New York Library. **(See attachment file.)**
- ✓ TILT Reflections. **(See attachment file.)**
- ✓ ZEO reports for October and November 2012. **(See attachment file.)**
- ✓ Schindler Elevator Corp. beginning 2013 will be \$527.16 per billing period. **(See attachment file.)**
- ✓ Time Warner Cable notice of certain expirations of contracts. **(See attachment file.)**
- ✓ Justice Clarence F. Giles and Clifford James November 2012 Comptroller reports. **(See attachment file.)**

### **Minutes:**

**Motion** by Lance Peterson, seconded by Bob Cantwell III, to approve the minutes of November 14, 2012 as written. Matthews – absent. Motion carried.

### **Supervisor:**

#### **Supervisor’s Report:**

**Motion** by George Kittle, seconded by Bob Cantwell III to accept the Supervisor's Report for November 2012 as written. Matthews – absent. Motion carried.

Bank Reconciliations were available for the Board members to look at.

**Bills:**

**Motion** by George Kittle, seconded by Lance Peterson, to pay Abstract #12 in the amount of \$118,701.22. Matthews – absent. Motion carried.

**Reappointments for Zoning, Planning , CLDC, B.A.R.:**

**CLDC:**

**Motion** by Bob Cantwell III, seconded by Lance Peterson, for ratification of Kathy LaClair and John Kehoe to the CLDC Board. Matthews – absent. Motion carried.

**Jt. Z.B.A.:**

**Motion** by Bob Cantwell III, seconded by George Kittle, to re-appoint James Kenney to a five year term to the Zoning Board of Appeals, expiring on 12/31/2017. Matthews – absent. Motion carried.

**Motion** by Bob Cantwell III, seconded by George Kittle, to appoint Don Bell from alternate member to full member of the Zoning Board of Appeals, filling the vacancy position created by the death of David Storandt, whose term is up this December 31<sup>st</sup>. Mr. Bell's term is for 5 years ending 12/31/2017. Matthews – absent. Motion carried.

**Motion** by Bob Cantwell III, seconded by George Kittle, to appoint Anne Aubertine and Pat LeConey as Alternates to the Zoning Board of Appeals ( Aubertine term to end 12/31/2014 to fill term vacated by Don bell and LeConey term of five years ending 12/31/2017). Matthews – absent. Motion carried.

**Jt. Planning Board:**

**Motion** by George Kittle, seconded Bob Cantwell III, to re-appoint Roland Bud Baril to a seven year term to the Joint T/V Planning Board for a term to expire on 12/31/2019. Matthews – absent. Motion carried.

**Motion** by George Kittle, seconded by Bob Cantwell III, to re-appoint Larry Aubertine to a seven year term to the Joint T/V Planning Board for a term to expire on 12/31/2019. Matthews – absent. Motion carried.

**B. A. R.:**

**Motion** by George Kittle, seconded by Lance Peterson, to re-appoint Jeremy Kellogg to the Board of Assessment Review for a period of five years, term to expire on 9/30/2017. Matthews – absent. Motion carried.

**Motion** by George Kittle, seconded by Lance Peterson, to re-appoint Charles Burlingame as an alternate to the Board of Assessment Review for a period of one year, term to expire on 9/30/2013. Matthews – absent. Motion carried.

**BIDS (RFP'S):**

**Miscellaneous Hourly Construction Work for the 2013 Fiscal Year:**

<b>Bid #1:</b>	Youngs Electric Plus LLC	(Electrician)	\$55.00
<b>Bid #2:</b>	Evans Caulking	(Mason)	\$70.00
<b>Bid #3:</b>	Ely Electric, Inc	(Electrician)	\$50.00 p/p +\$20 fuel per visit.
<b>Bid #4:</b>	Jeremy Jenis Property Serv. LLC	(Pest Control)	\$85.00 Materials/partial drive time would be in addition to above per hour.
<b>Bid #5:</b>	New Century Electric, Inc	(Carpenter)	\$55.00
		(Electrician)	\$62.00
		(Plumber)	\$60.00
		(Mason)	\$65.00
		(Painter)	\$52.00
<b>Bid #6:</b>	Davidson's Painting	(Painter)	\$45.00

**Motion** by Lance Peterson, seconded by Bob Cantwell III, to award to the lowest bidders as follows: **Carpenter** – New Century Electric, Inc @ \$55.00; **Electrician** – Youngs Electric Plus LLC @ \$50.00; **Pest Control**- Jeremy Jenis Property Services LLC @\$85.00; **Painter** – Davidson's Painting @\$45.00; **Plumber**- New Century Electric, Inc @ \$60.00; **Mason** – New Century Electric, Inc @\$65.00. Matthews – absent. Motion carried.

**Sewage Lift Station Prevention Maintenance & Emergency Repair Bids for 2013:**

<b>Bid #1: New Century Electric</b>	Lump Sum/Bi-annual Inspec.:	\$1,172 per location X4
	Normal Hourly Rate:	\$68.25
	Night & Weekend Rate:	\$92.25
<b>Bid #2: Bach Environmental Inc</b>	Lump Sum/Bi-annual Inspec.:	\$1,560
	Normal Hourly Rate:	\$65.00
	Night & Weekend Rate:	\$97.50

No Certificates of Compliance for Confined Space Awareness Training were submitted by either party. Consensus that the Town Clerk will call each party to request the certificate(s) and to get further clarification of the Lump Sum/Bi-annual Inspection bids. Once received to go with the lowest bid.

**Motion** by George Kittle, seconded by Bob Cantwell III, subject to receiving all pertinent information, to award to the lowest bidder. Matthews – absent. Motion carried.

(December 13<sup>th</sup> both parties submitted Confined Space Awareness certification and award was determined to go to Bach Environmental Inc. as New Century Electric would be charging per location (\$1172 X 4= \$4,688).

**Route 12 Sewer Project: District Formation Final Order & Project Status:**

**Resolution #59 of 2012:**

**Resolution #59 of 2012** was introduced by Lance Peterson, seconded by Bob Cantwell III, a

resolution of Final Order of the Town Board of the Town of Clayton authorizing the Formation of the NYS Route 12 Sewer District. Taylor – aye; Kittle – aye; Peterson – aye; Cantwell III – aye; Matthews – absent. **PASSED.**

**Frink Update& Set Public Hearing and Public Meeting:**

**Motion** by Bob Cantwell III, seconded by Lance Peterson, to set a public hearing and Special Meeting with the CLDC for December 17<sup>th</sup> at 5 PM to hear all public concerns with the Town signing over the interior portion of the Frink property to the CLDC. Matthews – absent. Motion carried.

Atty. Joe Russell advertised the meeting and public hearing.

**Committee Assignment Requests:**

Supervisor Taylor will be assigning Committee Assignments at the Annual Meeting. If there is a different committee that a Board Member would rather be on, then please talk to Supervisor Taylor about it.

**Zoning Ordinance Update:**

Supervisor Taylor has hired Jamie Lee to format the Town's Zoning Ordinance and to include the most recent amendments.

**Carrier Bay Lane Status:**

Highway Superintendent Boulton has had Craig Ortlieb, PE, Permit Coordinator for Region 7 of the NYS DOT review Carrier Bay Lane and resulting entrance/exit onto NYS Route 12. Mr. Ortlieb will give information to the owners of what is needed to complete this project.

**Christmas Lights Competition:**

A committee consisting of Pam McDowell, Jae Lee and Ken Knapp was appointed to review competition. Winners will receive \$50/\$75/\$100.

**Chamber of Commerce Letter:**

Pumpkin Chuckin Contest winner has donated \$535 to the Town of Clayton Skate Park Account.

**Phone Review:**

**Motion** by Lance Peterson, seconded by George Kittle, to do a 50/50 PhoneReview Audit. Matthews – absent. Motion carried.

**County Recycling Rates:**

Discussion of Jefferson County Recycling rates and that there going up January 1<sup>st</sup>.

**Resolution(s):**

**RESOLUTION NO. 60 OF 2012:**

**Resolution No. 60 of 2012** was introduced by George Kittle, seconded by Bob Cantwell III, a resolution authorizing the Supervisor to sign an agreement No. D005386 with the State of New York Department of Transportation for the fixed lump sum Municipal Snow and Ice Agreement to Expire on June 30, 2013. Taylor – aye; Kittle – aye; Peterson – aye; Cantwell III – aye; Matthews – absent. **PASSED.**

**Cell Phone Use:**

**Motion** by George Kittle, seconded by Lance Peterson, if a person is absent for a period of time, that the amount of \$10 per month reimbursement be pro-rated. Matthews – absent. Motion carried.

**Highway Superintendent Report:**

-  Hauling now for Jefferson county.
-  Completed a new roof on Depauville Sewer Maintenance Building. Payment of building materials will be charged back to the Depauville Sewer district.

**Committee Reports:**

**George Kittle:** New Fire Commissioner elected last evening; Jim Kenney to replace Dale Kenyon.  
Depauville Library Board would like to go through with renovations and they will pay for it.

**Lance Peterson:** New Boards have been purchased by the Hockey Association. These are \$8200 a set. Keith Wood would like to purchase another set.  
Keith Wood is looking for a new truck. This is in his budget. We are looking at holding onto Keith's present truck for employee job use.  
Looking to purchase a generator for the Rec Park. This is also in Keith's budget.

**Bob Cantwell III:** TIYLO: Great success with the Masquerade Ball. \$4500 was raise and distributed to various local funds.  
The Parking Committee met today. They will be getting together with Highway Supt. Boulton about the Graves Street project.

**FYI:**

**Krog** was in town today and had several meetings. They're looking to have a special meeting for a pre-application meeting with the Planning Board on January 3<sup>rd</sup> and CLDC.

**Motion** by George Kittle, seconded by Lance Peterson, to adjourn this regular meeting at 6:00 PM. Matthews – absent. Motion carried.

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Kathleen E. LaClair, Town Clerk