

## August 10, 2016

The Town Board of the Town of Clayton held their regular meeting at 5pm in the Town Board Room, 405 Riverside Drive, Clayton, NY with the following persons present:

David M. Storandt Jr.  
Mary Zovistoski  
William Sherman

Robert W. Cantwell III  
Donna J. Patchen

Christopher D. Matthews  
Kathleen E. LaClair

Alicia Dewey

Julie Garnsey  
Cindy Grant

Ralph Battles  
Norma Zimmer, Mayor

Rob Campany  
Gunther Schaller

**Pledge of Allegiance:** Supervisor Storandt led the assembly in the Pledge of Allegiance after opening the meeting at 5:00 pm.

### Town Clerk:

#### Correspondence:

- ✓ Neighbors of Watertown sent a request for a Letter of Support. They administer the *Owner Occupied Rehabilitation Program* for Jefferson County. The county is once again applying for \$850,000 in grant funds through the Homes & Community Renewal Community Development Block Grant.
- ✓ Depauville Sewer Meeting minutes of July 6, 2016 were received.
- ✓ NCC Systems – Fire Alarm System Inspection at the Highway Department was completed – No problems found.
- ✓ Charter Communications – keeping us apprised of developments affecting the Cable subscribers in the Central New York area.
- ✓ Justice Brick – Comptroller Report for July, 2016.
- ✓ ABC report – 30-day notice for SLS On the River LLC, at 38289 NYS Rte 12E, Bldg.#2 has been submitted .
- ✓ County of Dutchess acknowledged a “thank you” for adopting a “Think Differently” resolution.
- ✓ TILT letter to Supervisor and another to the Town Clerk for issuing a Resolution of Support for the funding grant submitted by TILT to the NYS Office of Parks, Recreation and Historic Preservation on July 29<sup>th</sup>, in support of a planning for a significant upgrade to and extension of the Sissy Danforth Rivergate Trail, Clayton to LaFargeville section.
- ✓ Invite form T.I.E.R.S. for Sunday, August 21<sup>st</sup> from 12-3pm at the New TIERS Facility on Graves Street.

**Minutes: Motion** was made by Chris Matthews, seconded by Mary Zovistoski, to approve the minutes of July 27, 2016 as presented. Motion carried.

#### Bills & Transfers:

**Motion** was made by Mary Zovistoski, seconded by Donna Patchen, to approve paying **Abstract #8 of 2016** in the amount of \$146,293.35. Motion carried.

#### Budget Amendments:

**Motion** was made by Donna Patchen, seconded by Mary Zovistoski, to make the following Budget Amendments:

Transfer \$7,500 from A1990.40 Contingency to A6992.40 for Economic Development – CLDC to help with the shortfall.

Budget Amendment to increase DB5110.40 by \$20,000 to allow the Highway Dept. to purchase the Calcium Chloride necessary to do the roads on Grindstone Island that the Town had received several request/complaints from our visit last meeting. Motion carried.

**Add Account Code:**

**Motion** was made by Bob Cantwell III, seconded by Chris Matthews, to add an account code #A5720.11 under Buildings & Grounds – Personal Services. Motion carried.

**Supervisor’s Report for July, Bank Reconciliations & Balance Sheets:**

**Motion** by Chris Matthews, seconded by Mary Zovistoski, to approve these reports subject to audit.

**Motion carried.**

**Training:**

Kim Johnston, Assessment Clerk & Timothy Ritter, Assessor are requesting to go to a Seminar on Assessment Administration and Annual meeting at Fort William Henry Hotel & Conference Center in Lake George, New York, September 18-September 21, 2016.

Mrs. Johnston would like to attend the scheduling for Sunday and Monday, along with a full day session on Tuesday: 9-12;1-4 Valuation of Solar Panels/Farms and Wednesday, 9-12 Reading and Understanding Deeds.

Mr. Ritter is interested in the regular scheduling for Sunday, Monday, along with sessions on Reading and Understanding Deeds and Tax Certiorari Proceedings.

Registration fees are \$175/per and rooms per/night are \$245.50 per person.

Discussion followed concerning the cost.

**Motion** was made by Mary Zovistoski, seconded by Chris Matthews, to send just Kim Johnston to the Seminar. Motion carried.

**Tax Collection 2017 meeting:** Town Clerk/Tax Collector Kathy LaClair is requesting to be reimbursed to attend a meeting with Atty. Mark Gebo, Paul Warneck and Roxanne Burns on August 23<sup>rd</sup>. Meeting will encompass discussions on referendums, the types and procedures. Also the County has implemented a new tax collection program called System East. Mr. Warneck would like to talk to the Tax Collectors regarding this new system as it will be in place for the 2017 Town and County Tax period. Cost of \$20 and reimbursement for travel is being requested.

**Motion** was made by Bob Cantwell III, seconded by Donna Patchen, to pay cost and travel expenses. Motion carried.

**Bartlett Point Water District:**

**RESOLUTION #53: Introduced** by Mary Zovistoski, seconded by Robert W. Cantwell III, to accept the “Map, Plan and Report” as filed and set a Public Hearing date of September 14, 2016 at 6:30 p.m. for the formation of the Bartlett Point Water District.

Storandt – aye; Cantwell – aye; Matthews – aye; Zovistoski – aye; Patchen – aye. **Passed.**

**Motion** by Bob Cantwell III, seconded by Christopher Matthews, to accept Part 1 of the EAF, to declare Lead Agency and authorize the Supervisor to sign. Motion Carried.

**Zoning Amendment #38:**

Motion by Donna Patchen, seconded by Chris Matthews, to accept Parts 2 & 3 of the Negative Declaration for Zoning Amendment #38 to the Town of Clayton Zoning Ordinance. Motion carried.

**RESOLUTION #54** was introduced by Robert W. Cantwell III, seconded by Donna Patchen, a resolution to adopt the Full Environment Assessment - SEQRA Negative Declaration for Zoning Amendment #38 to the Town of Clayton Zoning Ordinance. Storandt – aye; Cantwell – aye; Matthews – aye; Zovistoski – aye; Patchen – aye. **PASSED.**

**RESOLUTION #55:** A resolution introduced by Christopher Matthews, seconded by Donna Patchen, to approve Amendment No. 38 to the Town of Clayton Zoning Ordinance. Storandt – aye; Cantwell III – aye; Matthews – aye; Zovistoski – aye; Patchen – aye. **PASSED.**

**McCarn Hill Lane:** Don Price has established a road for his McCarn Hill subdivision, which has been approved by the Town of Clayton Planning Board on 12/4/2015 and was filed with Jefferson County. This subdivision has seven (7)-lots. He is he looking for the Town Board to endorse the naming of his private road for 911/National Grid purposes.

The Towns policy when endorsing the naming of a privately-owned road is that the name must contain the term “Lane” and not the term “Road”. Mr. Price has agreed that “McCarn Hill Lane” was amenable.

**Motion** made by Bob Cantwell III, seconded by Mary Zovistoski, to endorse the name of this privately-owned access as “McCarn Hill Lane”. Motion carried.

**Fuel Bid Award: (Bids attached to minute book).**

**Motion** made by Bob Cantwell III, seconded by Chris Matthews, to award the Fuel Bid for the 2016-2017 year to North Shore Oil Co. with the bid of Fuel Oil - #2 @ “Variable \$1.3040; Propane – “Fixed” @ \$0.8746; K-1 Customers with their own tanks @ “Variable” @ \$1.6414. Motion carried.

**Coordinated Assessment Program - Amendment to the IMA to Terminate CAP:**

**Motion** was made by Mary Zovistoski, seconded by Bob Cantwell III, to authorize the Town Supervisor to send the IMA Agreement to Terminate to Cape Vincent for their signature and return for Supervisor Storandt to sign. Motion carried.

**Set Public Hearing for Local Law #3 of 2016:**

**Motion** made by Chris Matthews, seconded by Mary Zovistoski, to set a Public Hearing date of September 14, 2016 at 6 p.m. for Local Law #3 of 2016 a Local Law to Terminate the Coordinated Assessment Program between the Town of Clayton and the Town of Cape Vincent, New York upon the conclusion of the 2016 Roll and as of the Commencement of the 2017 Roll. Motion carried.

**TIERS Lease Agreement:**

**Motion** made by Chris Matthews, seconded by Bob Cantwell III, to authorize the Town Supervisor to sign this agreement with T.I.E.R.S. Board Chairman. Motion carried.

**Depauville Library Roof - Change Order:**

**Motion** made by Chris Matthews, seconded by Mary Zovistoski, to approve this Change Order for the decrease of \$939.00 to the Depauville Library – Roof Replacement job. Original Contract Price was \$32,794.00, decrease amount of \$939.00; leaving the Contract Price at \$31,855. Motion carried.

**\*\*Side Note\*\*** Regarding the Transient Dock project, Acts II has one last invoice to send. Rob Campany will next week have a final summary on the Docks work.

**Justice Internal Audits & Resolution:**

**RESOLUTION #56 OF 2016** was introduced by Chris Matthews, seconded by Donna Patchen, a resolution to Certify Examination and Audit of Town Justices 2016 Monthly Reports and Account Books. Storandt – aye; Cantwell – aye; Matthews – aye; Zovistoski – aye; Patchen – aye. **PASSED.**

**Letter of Support-Affordable Housing:**

**Motion** was made by Mary Zovistoski, seconded by Chris Matthews, to authorize Supervisor Storandt to sign and send the prepared letter. Motion carried.

**Route 12 Sewer:**

**RESOLUTION #57 OF 2016** was made by Chris Matthews, seconded by Mary Zovistoski, a resolution to Standardize Equipment in regard to the Route 12 Sewer District. Storandt – aye; Cantwell III-aye; Matthews – aye; Zovistoski – aye; Patchen – aye. **PASSED.**

**Wind Law Update:**

- 1) No further motion on Court Order.
- 2) Comprehensive Plan meeting on Thursday, August 18<sup>th</sup> from 3:30 – 5 pm. The Comprehensive Committee will continue with the revision of the Town/Village of Clayton Comprehensive Plan.
- 3) We have received some “wind law” changes from our Attorneys. Supervisor Storandt will distribute the material as soon as it is incorporated into the DRAFT version.
- 4) Monday, August 8<sup>th</sup>, there were about 40 people in attendance at a meeting in Syracuse. We’re finding out where some municipalities are with “wind law” updates and a comprehensive plan, including some that have no zoning laws at all. People were very attentive with this discussion.

**TIERS:** Tomorrow, Assemblywoman Addie J. Russell will be at the new TIERS building at 1pm.

**Draft Agreement:** Supervisor Storandt hasn’t heard much comment back on the draft agreement for TIERS from the Town Board members. Councilman Cantwell III had favorable comments, but no other comments.

**Highway Superintendent Report:**

-  Rabies Clinic tomorrow (8/11/2016) night at Town Barn.
-  Crews are hauling blacktop and gravel and also replacing pipes for Jefferson County Highway.
-  We will be back working on the Ellis Road soon.
-  Will be doing some work at TIERS, moving dirt around.
-  Will be working on planned parking within two weeks.

**Council Reports:**

Chris Matthews: Looks really good at the docks.

Bob Cantwell III: Paynter Senior Center has put on two more Board members: Margaret Aubertine (Cape Vincent) and Jack Lucia from (LaFargeville). Donna Russell has been given a raise and asked to stay on a while longer. She has accepted. There will be a Joint Route 12 Sewer meeting to set rates soon.

Mary Zovistoski: Depauville Library list of small projects to get completed have been taken care of by Keith Wood.

Donna Patchen: Grindstone Island Cemetery might soon see closure of all deeds being turned over to the Town.

**Next Meeting: Depauville Library on August 24, 2016 at 5 p.m.**

**Motion** was made by Bob Cantwell III, seconded by Chris Matthews to adjourn this regular meeting at 6:20 p.m. Motion carried.

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Kathleen E. LaClair, Town Clerk