

September 10, 2014

The Town Board of the Town of Clayton held their regular meeting in the Town Board Room, 405 Riverside drive, Clayton, NY 13624 with the following persons present:

Justin A. Taylor	Lance Peterson	Robert W. Cantwell III
Christopher D. Matthews (Absent)	Mary Zovistoski	Robert D. Boulton
Kathleen E. LaClair		
Michael J. Docteur, Co. Leg.	Terra Bach	Katie Ross
Pam McDowell	Kelly Hamlin	Kevin Rarick, Orleans Suprv.

Opening & Pledge of Allegiance: Supervisor Taylor opened the regular meeting at 5:00 PM and led the assembly in the Pledge of Allegiance.

Guests: County Legislator Mike Docteur discussed the good news from the airport being that Federal Republic Airlines has increased usage of the airport by 17%. The airport had to revert back to planes that have a 35 seat capacity or extend the runway to utilize the 55 seat capacity planes. Also Legislator Docteur stated that the County is still working on the S & I Agreement and he expects that it should be ready within a couple of weeks. Jefferson County is working through some issues with the Public Health division. The Commissioner of Social Services had retired and a couple things fell through the cracks, but everything is starting to get catch up.

Supervisor Taylor had tried to contact Legislator Docteur earlier today, as he had received the 2015 Charge Backs from Auditor Kelly Davis. We need to look into why the Dog charge backs went from \$12,000 last year to \$21,000 this year. It appears that a person was reassigned from a closed department to the Dog Warden Department, which probably shouldn't be included in this calculation. Legislator Docteur stated he was unaware of this and would look into the matter.

County Atty. Paulsen has sent the paperwork to Clayton concerning the Hilltop Lane turnover. This has been returned to him due to the wrong information on the turnover. This needs to be changed before the paperwork is recorded.

Town Clerk:

Correspondence:

- ✓ Jefferson County Planning Dept. has sent a letter concerning the Town of Clayton, Farm Wineries, Zoning Amendment. The County Planning Board met on August 26, 2014 and adopted a motion that the project does not have any significant County-wide or inter-municipal issues and is of local concern only. The local board should ensure that this amendment is consistent with any current plans and the vision for the Town. Their comments are only advisory and not a condition of the County Planning Board's action. **(See attachment file.)**
- ✓ Depauville Sewer Board Meeting Minutes of 9/4/2014 were received. **(See attachment file.)**
- ✓ Justice(s) James & Ramseier August 2014 Comptroller's Reports received. **(See attachment file.)**
- ✓ Time Warner Cable notices of September 3rd received. **(See attachment file.)**
- ✓ Thank You Card from the family of Alvan A. Taylor received. **(See attachment file.)**
- ✓ Notice from Watertown Daily Times that a rate adjustment effective October 6th will be \$10 per Affidavit. **(See attachment file.)**

Minutes:

Minutes of July 28th were TABLED.

Motion by Bob Cantwell III, seconded by Mary Zovistoski, to approve the minutes of July 30th as received. Matthews – absent. Motion carried.

Motion by Lance Peterson, seconded by Bob Cantwell III, to approve the minutes of August 13th as received. Matthews – absent. Motion carried.

Motion by Mary Zovistoski, seconded by Bob Cantwell III, to approve the minutes of August 27th as received. Matthews – absent. Motion carried.

RESOLUTIONS:

RESOLUTION #49 OF 2014, was introduced by Bob Cantwell III, seconded by Lance Peterson, a resolution to instruct the Assessor of the Town of Clayton to review all assessments for the 2015 Assessment Roll in Accordance with the New York State Real Property Tax Law. Taylor-aye; Peterson – aye, Cantwell III – aye; Matthews – absent; Zovistoski – aye. **PASSED.**

Public: Comment on Agenda Items: None

Supervisor's Report for August 2014 & Bank Reconciliations:

Motion Bob Cantwell III, seconded by Mary Zovistoski, to accept the Supervisor's Report of August 2014 and Bank Reconciliations. Matthews – absent. Motion carried.

Bills & Transfers:

Motion by Mary Zovistoski, seconded by Bob Cantwell III, to pay Abstract #9 of 2014 I the amount of \$371,625.68. Matthews – absent. Motion carried.

2015 Budget Worksheets & Budget Work Sessions:

Budget Worksheets were distributed to Department Heads with over half received back thus far. Please get the rest back by Monday.

Reminder: Budget Workshops will be Tuesday, 9/16 & Wednesday, 9/17 morning(s) at 7:00 AM.

Zoning Officer Update:

Supervisor Taylor advised that he had a meeting with Zoning Officer LaClair on September 2nd and that Mr. LaClair has indicated that he would like to transition out of his position and routine between now and the end of the year. ZEO LaClair will act as an advisor/consultant and assist in training a new Zoning or Assistant Zoning Officer during that time.

Supervisor Taylor indicated that we have advertised this p/t position and have received a couple of resumes' that are on file. Supervisor Taylor stated that the Town Board will evaluate the ZEO Office, operations and look at any appropriate staffing needed.

Transient Docks & Attenuator Update:

Bids for the Floating Docks B & C are due and will be opened at 2:00 PM, Tuesday, September 16th; The Transient Dock Wave Attenuator & Shoreline Stabilization is due and will be opened at 2:00 PM, Friday, September 19th; and Transient Dock Facility-Overlooks & Amenities are due and will be opened at 1:00 PM, Friday, September 19th.

Carrier Lane/Ridge Update:

Paperwork has left Bernier Carr and is now at Atty. Joe Russell's office. Highway Superintendent Boulton stated that this needs to move along as he will have some work that needs to be done before snowfall.

BSB Update:

Substantially completed; water has not and will not be turned on until Spring.

Internal Audits:

Supervisor's Office is about a month behind with doing the Internal Audits. Terra will begin the audits soon.

Orleans Sewer Update:

A meeting was recently held with the Town Board representatives and the Town Engineer. Reed Point Sewer will be getting a \$15 increase per levy, going to \$600 year. Several pumps need replacing and there is a need for a cushion for the improvements.

Road Naming – Fairview Lane:

Motion by Lance Peterson, seconded by Mary Zovistoski, to name the new lane alongside the West portion of the Fairview property, as Fairview Lane. Matthews – absent. Motion carried.

Next Workshop Meeting:

Would like to discuss the Zoning along NYS Route 12/12E at the 9/24 meeting. Like to take 400' on both the North and South side of this route, which is now nonconforming and make this conforming with businesses. Some additional green space could be recaptured to have trailers in the parks. This would extend west to Taylor's Curve. Any outside business hours would have a cut off time of operation and follow up and consequences would be needed.

Depauville Sewer:

Supervisor Taylor and Councilman Cantwell III met with the Depauville Sewer Board on September 4th. The Town Board has reviewed the current billing process for the Depauville Sewer District and its cost and efficiency. All the other Sewer Districts are paid in advance with a Levy line on the Town & County Tax bills, whereas the Depauville Sewer District pays in the arrears with quarterly bills. It is simpler to keep them all consistent. The Board(s) identified three options for easing what they already know will be a short term but significant financial impact on the Depauville Sewer users. The Board will utilize \$10,000 from the Sewer fund to buy down one quarters worth of the \$400 payable next year (2015) and Levy \$300 onto the 2015 Town & County Taxes for the remainder. The following year (2016), all users will see the full \$400 listed on the Levy line item. In addition, Users that have already deferred their yearly sewer bills for payment by escrow, will see that added. In 2016, those that don't pay this year's last quarter payment, will have that added with interest, to their 2016 taxes.

RESOLUTION #51 OF 2014 was introduced by Robert W. Cantwell III, seconded by Mary Zovistoski, a resolution to modify the billing process for the Depauville Sewer effective January 1, 2015. Taylor-aye; Peterson-aye; Cantwell III-aye; Matthews –Absent; Zovistoski-aye. **PASSED.**

Local Government Conference:

Motion by Mary Zovistoski, seconded by Lance Peterson, to authorize Terra Bach, Janet Sullins and Kim Johnston, to attend the 23rd Annual Local Government Conference on Tuesday, October 14, 2014 at SUNY Potsdam. Matthews – absent. Motion carried.

Lake Ontario Watershed Discovery Process/FEMA Risk Map Program:

Councilman Peterson will work on this project.

Justice Court Petty Cash:

Motion by Lance Peterson, seconded by Bob Cantwell III, to authorize the Justice Court to have a \$50 Petty Cash fund. Matthews – absent. Motion carried.

Weller Sub-division:

Supervisor Taylor, Bud Baril, Supervisor Rarick, and the Attorneys for both municipalities met to look at moving forward. Option 1: is to allow the Town of Orleans to review the variance request; Option 2: to annex the waterfront property to Town of Orleans. (We would lose assessment/taxes of about \$15,000 per year; Option 3: Town of Orleans and Town of Clayton have an inter-municipal agreement and the applicant would have to meet Town of Orleans Zoning Ordinance regulations.

Highway Superintendent Report:

 Rick Orvis to move up to fill Randy David spot @ \$16/per hr. with no benefits. **Motion** by Bob Cantwell III, seconded by Mary Zovistoski, effective this next pay period (which starts this Sunday), move Rick Orvis to part-time laborer with new rate. Matthews – absent. Motion carried.

 Hwy. Supt. Stated that we he would move forward for another on-call person for a Reserve.

 Received two quotes:

- 1) Whitesboro Plow Shop Inc.: Fisher 8’6” XV2 Plow with V-New Style Shoe Kit - \$4,702.66
- 2) Beam Mack: Brad 8.5 BLS Plow, J6S Shoe K 183.00 - \$5,583.00

Highway Superintendent tried to get three quotes, but only two responded. Discussion by the Board that there is money in the Highway Budget and the Highway Superintendent should proceed in getting the lowest priced from Whitesboro Plow Shop Inc at \$4,702.66.

 Crew is working on putting up Salt & Sand. Salt was \$48/ton and has gone to \$56/ton.

 CHIPS Funds: Reminder that this evening we are paying blacktop. We need to pull together all the bills and send for CHIPS money.

Council Reports:

Peterson: Recreation Park Arena Radiant Heat Bids:

- 1) Hyde-Stone Mechanical: \$20,184
- 2) W.D. Mechanical, Inc \$28,330
- 3) Hoover Heating & Cooling, LLC \$15,017
- 4) Bach Plbg. & Htg. \$19,145

Motion by Lance Peterson, seconded by Mary Zovistoski, to award to Hoover Heating & Cooling, LLC at the bid price of \$15,017. Matthews – absent. Motion carried.

Ice will go on October 13th.

Fountain in Depauville will need a pump and maintenance at about \$2500. Ken Rogers is looking for some assistance on this project.

Cantwell III: Discussion at possibly looking at some of our shows at the Arena and doing some upgrades of shows and rate increases.

Zovistoski: Depauville Library: The bats have been removed, guano cleaned out and baffles have been installed to keep the bats out.

Hawn Library – roof was repaired.
Chamber of Commerce – resumes their meeting starting tomorrow.
Business With A Twist will be at Thousands Islands Winery, September 25th.

Public: Submitted Requests to Address the Board: None

Public Hearing: 6:00 PM ---Real Property Tax Cap Override:

Motion by Mary Zovistoski, seconded by Lance Peterson, to open the Public Hearing at 6:03 PM.
Matthews – absent. Motion carried.

No one present to speak .

Motion by Mary Zovistoski, seconded by Lance Peterson, to close Public Hearing at 6:06 PM. Matthews – absent. Motion carried.

RESOLUTION #50 of 2014 by Mary Zovistoski, seconded by Lance Peterson, to adopt Local Law #1 of 2014, a Local Law to override the Tax Levy Limit established by Section 3-C of the New York General Municipal Law as a result of unfunded mandates and other anticipated Municipal expenses beyond ordinary control of the Town Board that will put unrealistic constraints in establishing a prudent and responsible budget for the 2015 Fiscal year. Taylor-aye; Peterson-aye; Cantwell III-aye; Matthews-absent; Zovistoski –aye. **PASSED.**

Adjournment:

Motion by Lance Peterson, seconded Bob Cantwell III, to adjourn this regular meeting at 6:40 PM.
Matthews – absent. Motion carried.

Kathleen E. LaClair, Town Clerk