

February 10, 2016

The Town Board of the Town of Clayton held their regular meeting at 5:00 PM in the Town Board Room at 405 Riverside Drive, Clayton, New York with the following persons present:

David M. Storandt Jr.
Mary Zovistoski
Kathleen E. LaClair

Robert W. Cantwell III (absent)
Donna Patchen

Christopher D. Matthews
Bill Sherman

Alicia Dewey
Gunther Schaller
Gayle Cady
Michael Docteur

Keith Wood
Kevin Patchen
Ken Knapp
Julie Garnsey

Cindy Grant
Art Cady
Jenna Kraeger
Pam McDowell

Opening & Pledge of Allegiance: Supervisor Storandt opened the meeting at 5:00 pm and led the assembly in the Pledge of Allegiance.

Guests: Jefferson County Legislator Michael J. Docteur extended his welcome to Councilwoman Donna Patchen to the Town Board. He discussed the Legislators budget concerns, and is looking for \$6 million from a State grant, in regard to the EMS Towers, which is a \$20-22 million dollar project. They're working on this project currently and locking down sites (State Street hill). There has been talk of locating also at Collins Landing Bridge site and at the Jefferson County gravel pit at County Route 9 and Mutton Lane.

Legislator Docteur also attended a meeting this past Friday with Save the River, Elise Stefanik and other State Officials on Invasive Species.

Town Clerk:

Correspondence:

- ✓ Letter received from Gunther Schaller concerning Iberdrola Renewables.
- ✓ Time Warner moving to digital-only format.
- ✓ National Grid filing names of updated company Officials.

Minutes: Motion made by Mary Zovistoski, 2nd by Chris Matthews, to approve the minutes of January 27th as amended. (Cantwell –absent.) Motion carried.

Public – Comment on Agenda Items: None.

General Discussion Items:

Bills & Transfers: Motion made by Chris Matthews, 2nd by Donna Patchen, to approve payment of Abstract #2 of 2016 in the amount of \$2,390,343.96. Discussion that receiving bills over six months old taking us back into the previous year is not acceptable and the project manager/claimant needs to get any future billings to us for payment within 30 days. (Cantwell – absent.) Motion carried.

Budget Amendment: Motion made by Chris Matthews, 2nd by Mary Zovistoski, to approve a new GL account 0480 to account for pre-payments. (Cantwell – absent.) Motion carried.

Supervisor's Report for January, 2016; Bank Reconciliations & Balance Sheets: Motion made by Chris Matthews, 2nd by Donna Patchen, to accept as presented, the January 2016 Supervisor's Report, and

after reviewing the bank reconciliations, to sign the fund balance sheet. (Cantwell – absent.) Motion carried.

Consolidated Health Board Appointment: Supervisor Storandt advised the Town Board that Theresa Getter has resigned from the Consolidated Health Board and that Keitha Haas has accepted the position. **Motion** made by Donna Patchen, 2nd by Mary Zovistoski, to accept Mrs. Getter’s resignation and to appoint Keitha Haas to fill the position. (Cantwell – absent.) Motion carried.

ZBA Appointment: The Town Board reviewed the Joint Planning and ZBA member listing of members and noted that presently there is a vacant regular member spot opening on the ZBA and also a vacant opening as an alternate member.

The Planning Board has two full time positions that are opening with resignations from board members.

Motion by Chris Matthews, 2nd by Donna Patchen, to appoint Michael Ingerson, to the full time position of the ZBA, to fill the unexpired term of Don Bell, whose term would expire on 12/31/2017. This appointment will be sent to the Village for their approval. (Cantwell-absent). Motion carried.

More applications are coming in so the Town Board decided to defer any further appointments until the March 9th Town Board meeting.

Codes Enforcement: Town Board members received information from Zoning Enforcement/Building Code Officer Ingerson. The Planning Board had recently met and brought up the old issue regarding the creation of an A-IR district on Grindstone Island which was discussed previously, which would allow adding Farm Wineries to that area. The Planning Board has made a recommendation to the Town Board to review that and consider adding it to the ordinance. Mr. Purcell would like to construct a new winery this spring.

Tomorrow morning there will be a Codes Enforcement Officer/Zoning Enforcement Officer IMA agreements review meeting in the Town Board Room with two Village of Clayton Trustees.

Heritage Heights Sewer Property: Councilman Matthews has had discussions with Jerry Ingerson about getting together to discuss the transfer of the property. They are looking at sometime before our March 9th meeting.

DEC Response to Depauville Sewer Inspection Report of Compliance: A letter has been drafted concerning the additional corrective measures being completed. The Operations and Maintenance Plan for Depauville Sewer district has been amended and updated. Discussion of getting a new generator for the Sewer plant to replace an aged generator we now have. Hwy. Superintendent Sherman will get with Bach & Co. to look at pricing. We will probably need to go to State Bid on this. General Consensus of the Town Board that we also include asking for an extension to have the work completed. Supervisor Storandt will revamp this draft letter to include before sending this letter out.

Depauville Library Brick Repair: Brick Repair is needed on the Depauville Library/Community Center. This looks to be minor in nature, however if left unattended for too long a timeframe could magnify. We will have New Century Electric, our mason of record, look at and attend to. Town Highway can help out if necessary.

SARA Grant-Records Management: A grant application for NYS Sara Records Management has just come out. We will look at our last application from 2010 and see if we can re-apply this year to help with the overload of historic records. We need to apply by March 14th.

Orleans Salt Issue: Supervisor Storandt had a meeting with Supervisor Rarick (T/Orleans), Dale Hunneyman (T/Alexandra), Rob Company and Gus Withington of Fourth Coast about the salt issue in T/Orleans. They all would like to keep the pressure on the state to make sure action is forthcoming. T/Clayton is the least impacted township at this time; however the contaminated groundwater is not far from our boundary. Our participation in support for this project is useful to help make resources available to us if we were to need it later. They have asked us for a support letter to DOH to endorse sampling of additional wells for water quality. All three townships are asked to sign. Town of Orleans Supervisor Rarick wrote a letter to Senator Ritchie, Assemblywoman Russell, the NYS Executive Chamber: Josh Rousseau, Leo Rosales, Kate Dineen; NYS Dept of Health: Mike Cambridge, Michael Montysko, Amy Dixon; NYS Environmental Facilities Corporation: Sabrina Ty, Maureen Coleman; and the NYS Dept. of Conservation: Peter Walke concerning the Town of Orleans NYS Route 12 Salt Contamination Water Project. Other signers of the letter include Town of Alexandria Supervisor Dale Hunneyman, and Town of Clayton Supervisor David Storandt. Supervisor Storandt has signed this letter.

Special Events Permits: Discussion of the “draft” Special Events Instructions and Application. Councilman Matthews stated that he had no desire to add another permit. If this is required by NYS then the Zoning Officer needs to show us the required information. The Board would like to get some feedback from the Zoning Enforcement Officer at the March meeting.

Training Requests – Assessor’s Office: Motion by Chris Matthews, 2nd by Donna, to grant both Kim Johnston and Tim Ritter to go to Syracuse, March 3/8- 3/10, for the Mass Appraisals Training. The course is free. Mileage would be reimbursed. The Board will pay only one vehicle mileage, so both would need to ride together. (Cantwell – absent.) Motion carried.

There will be Assessment Training also in Cornell in July. We haven’t received any information as yet.

Financial Disclosures: Several “disclosures” have been turned in this evening. An account will be available at the next meeting.

Supervisor’s Report:

Supervisor Storandt would like a short Executive Session at the conclusion of this meeting on litigation.

TIERS budget & Finance: Supervisor Storandt attended the TIERS Budget & Finance meeting and noted that several employees have received raises.

ABM: The first meeting will be March 5th at Naples, Florida. Supervisor Storandt will not be in attendance, however will ask someone to attend on his behalf and give us a report. The next meeting will be May 27th here in Clayton.

CLDC: Resignation has been received by the CLDC from Cary Brick.

Frink Redevelopment: Nothing more at this time.

Transient Dock Grant Closeout: Nothing more at this time.

Department Head Reports: Nothing at this time.

Highway Superintendent Report:

-  All the pavers are cleaned and ready.
-  Saved about \$4,000.

Council Reports:

Cantwell: Absent.

Matthews: Nothing to report.

Zovistoski: Clayton Chamber meeting tomorrow night.
Both libraries are looking to put in Fiber Optics.
NYC – Sent the “resolutions” package to Town Board members. If anyone has feedback on these resolutions, please get back to her. She leaves for NYS – Association of Towns this weekend.

Patchen: Attended the Planning Board meeting of last Thursday evening. Iberdrola was there and presented a 30 minute slide show. As they left they were told what information they should bring back to the Planning Board at the next meeting.

Public – Submitted Requests to Address the Board:

Cindy Grant discussed the Planning Board pre-application presentation on MET towers by Iberdrola on February 4th. She contends that this raises concerns suggesting a large number of residents of the Town. While she believes that it may be premature to address many of the aspects of the anticipated plan, there are two factors that stand out as requiring an immediate and comprehensive review and revision of the current Clayton Wind Zoning Ordinance. (1) She believes that the existing wind ordinance is out dated and deserves a complete review by the boards so all can become familiar with it. Some members of both boards have never reviewed it at all. (2) She believes that the siting of one of the proposed met towers is outside the wind energy facility overlay district as specified by the current ordinance.

Ken Knapp discussed that in recent years, Clayton has become the envy of everyone; people come together to do something and move forward. People enjoy the character of this town and some will try to derail our success. Some are just looking to divide and concur their own visions and don't care about what we want for and in our area. Those that push for these windmills will ask for buffers, but only some buffers will happen and the southern part of our town will pay the price. He believes that Iberdrola will file Article 10's to get what they want. They don't live here, but want to bring their windmills. He believes that this is not what the majority of our people want in our township and the argument will continue to erode and will divide our friendships. We need to look at this very carefully.

Closed: Monday, February 15th is Presidents' Day and the Town Offices will be closed.

Adjournment: Motion made by Chris Matthews, 2nd by Mary Zovistoski, to adjourn this regular meeting at 6:05 pm and go into Executive Session to discuss pending Litigation. Alicia Dewey was asked to stay for the Executive Session. (Cantwell – absent.) Motion carried.

Kathleen E. LaClair, Town Clerk

Town Board adjourned their Executive Session at 6:43pm with no formal actions taken.