

## March 11, 2009

The Town Board of the Town of Clayton held their regular meeting at the Town Offices located at 405 Riverside Drive, Clayton, New York with the following persons present:

Justin Taylor	George Kittle	Donald Turcotte
Lance Peterson	Robert W. Cantwell III	Bob Boulton (Absent)
Kathy LaClair		
Jim Yuhas	Alicia Dewey	Leslie Drake
Ken Knapp	Sarah Walsh	Stephanie Weiss
Cindy Grant	Ryan Wincott (TI Sun)	Elaine Wilkie
Michael Docteur (Co. Leg.)	Phillip Scott	Marian L. Vaadi

The meeting was opened at 5:00 PM by Supervisor Taylor who led the assembly in the Pledge of Allegiance.

### Guests:

County Legislator Mike Docteur stated at his Committee meeting the discussion of the salt contracts was reviewed. The Town of Clayton had taken and paid for their quota of 60% purchase from the County; however a few towns had not yet lived up to their quotas which has left a \$800,000 deficit to the county. Supervisor Taylor stated that as Chairman of the Jeff. Co. Supervisor's Association he would ask the towns to live up to their agreement.

Legislator Docteur also thanked Supervisor Taylor for his discussions concerning the proposed change in the Mortgage Tax distribution issue. It was tabled for discussion when the County does the budget for next year.

Stephanie Weiss of Save the River approached the Board concerning "combined sewer overflows". She stated she had recently spoken with the Village about her aim of keeping dialog open that all are working together to keep our river clean. The Town also needs to look at this problem for proposed infrastructure.

Larry Aubertine, Chairman of CLDC approached the Board to "apologize" hoping that he and the CLDC Board hadn't over stepped their bounds concerning the recent discussions about the tractor and trailer issue.

Supervisor Taylor stated that at the Riverwalk meeting, that Committee had changed the pattern of the walkway. This change of pattern will result in a \$1200 credit.

### Town Clerk:

#### Correspondence:

- Judge Clarence F. Giles monthly Justice Report for February 2009. **(See attachment file).**
- Judge Clifford James monthly Justice Report for February 2009. **(See attachment file).**
- E-mail from Caitlyn Wilkie looking to possibly use the downstairs of the Depauville Library for kickball & other youth activities. **(See attachment file).**

- NYS ORPS letter 2008 Annual Aid Certification that we will receive \$5 per parcel for 3,826 parcels a total of \$18,747.40. **(See attachment file).**
- Received letter from Karen Nadder Lago concerning implementation of the Wind Committee. **(See attachment file).**
- Received the "Quarterly Statement" from Office of the State Comptroller for receipt & distribution of the fines, fees & forfeitures reported to the Justice Court Fund. **(See attachment file).**
- Received letter from Ken Knapp thanking the Board for establishing the Wind Committee. **(See attachment file).**
- Notice of Residential Assessment Ratio is at 100%. **(See attachment file).**
- Received an e-mail from Richard Powers about continued contamination of his well at Spicer Bay. **(See attachment file).**
- Letter from Lorraine Cortes-Vazquez, Sec. of State concerning her opportunity of speaking with local government officials at the Association of Towns meeting. **(See attachment file).**

**Minutes:**

**Motion** by George Kittle, seconded by Lance Peterson, to approve the minutes of February 25, 2009 as noted. Motion carried.

**Supervisor:**

**Supervisor Report:**

**Motion** Lance Peterson, seconded by Bob Cantwell III, to approve the report as presented. Motion carried.

**Bills:**

**Motion** by George Kittle, seconded by Donald Turcotte, to approve Abstract #3 of 2009 in the amount of \$233,138.36. Motion carried.

**Joint Fuel Depot:**

Supervisor Taylor has received a spread sheet from the school. The school will be setting up a meeting with all the primary partners to discuss maintenance cost and possible upgrades.

**Truck/Trailer Bids:**

The CLDC at their meeting of March 5<sup>th</sup> after discussion voted that the truck/trailer should remain with the Town. No bids were received for this evening.

**Code Training:**

**Motion** by George Kittle, seconded by Bob Cantwell III, to send Richard Ingerson, Code Officer to the Central Chapter 4<sup>th</sup> Annual NYS Building Officials Conference, April 14-17<sup>th</sup> in Liverpool at a cost of approximately \$750. Motion carried.

**Employee Handbook:**

**Motion** by Bob Cantwell III, seconded by Donald Turcotte, to approve the amended Employee Handbook for distribution. Motion carried.

**Energy Status:**

Supervisor Taylor met with Department Heads and charged them to review the audit summary and look at what can be accomplished without hiring someone outside of our forces. Keith Wood & Bob Boulton will look at lighting fixtures at City Electric which are on state contract. Exception to outside forces will be the boiler at the Joint Highway Garage.

**Strategic Plan Status:**

Nothing to report at this time.

**Tractor Purchase/Recreation Park:**

**Motion** by Bob Cantwell III, seconded by George Kittle, to put out for bid to be opened on April 22<sup>nd</sup> at 4:00 PM. Motion carried.

**Motion** by Bob Cantwell III, seconded by George Kittle, to advertise for bids to sell the Ford 1720 4-WD with 3800 hours to be opened on April 22<sup>nd</sup> at 4:15 PM. Motion carried.

**Jefferson County Fair Request:**

Supervisor Taylor received a letter from the Jeff. Co. Fair President Robert Simpson who is requesting a portion of the Towns occupancy tax proceeds for 2009 to help fund a shortage of their State reimbursement so that gate admissions and reduced premium payments to the class exhibitors are not necessary. Consensus of the Town Board is that the towns' portion of bed tax is given to the Clayton Chamber of Commerce to promote our areas activities and therefore they don't wish to reduce the Chambers money that they depend on. Therefore, while the Town Board sympathizes with the Jeff. Co. Fair, they don't feel that the town can assist them with this request. Supervisor Taylor will respond to this request.

**Caitlyn Wilkie Request:**

The Town Board discussed youth activities at the Depauville Community Centers' lower level. Councilman George Kittle will make a call to the Youth Commission and see if they can help with some supplies. The Town Board stated that adult supervision would be needed.

**Hike & Bike Trail:**

The Clayton Hike & Bike Trail Committee has sent a letter with a Petition of 500 signatures of individuals who are in support of the NYS Rt. 12E road expansion/hike and Bike Trail project. The project would widen the shoulders on both sides of NYS Rte. 12E from Bartlett Point Road to Jefferson County Route 9 at Sand Bay. This project is also a priority of the Town's Local Waterfront Revitalization Plan. Scott Burto, Jefferson County Recreational Trail Coordinator has sent a letter requesting support for this project and a blue way in Carthage and requesting funds through the Economic Recovery and Reinvestment Stimulus Bill to fund this project.

**Sewer/Water Proposed Route 12E Districts:**

**Resolution #26 of 2009:**

**Resolution #26 of 2009** was offered by George Kittle, seconded by Donald I. Turcotte, a resolution to authorize the Supervisor to sign Part I of the SEQRA for the establishment of the NYS Route 12E Sewer District. Taylor-aye; Kittle-aye; Turcotte-aye; Peterson-aye; Cantwell III-aye. Motion carried. **(See Resolution Book).**

**Resolution #24 of 2009:**

**Resolution #24 of 2009** was offered by George Kittle, seconded by Lance Peterson, a resolution to set a public hearing for the establishment of the Bartlett Point Water District for April 8, 2009 at 6:00 PM. Taylor-aye; Kittle-aye; Turcotte-aye; Peterson-aye; Cantwell III-aye. Motion carried. **(See Resolution Book)**.

**Resolution #25 of 2009:**

**Resolution #25 of 2009** was offered by Donald I. Turcotte, seconded by Bob Cantwell III, a resolution to set a public hearing for the establishment of the NYS Route 12E Sewer District for April 8, 2009 at 6:00 PM. Taylor-aye; Kittle-aye; Turcotte-aye; Peterson-aye; Cantwell III-aye. Motion carried. **(See Resolution Book)**.

**Joint T/V of Clayton Meeting:**

Supervisor Taylor stated that we had a meeting today with the Village and with USDA. The USDA has some questions on the Intermunicipal Agreement concerning the Municipal Building. The Village would like to schedule a Joint meeting. The Village Clerk will advertise the meeting. **Motion** by Bob Cantwell III, seconded by Donald Turcotte, to have a Joint T/V meeting at the Village Municipal building on Monday, March 23<sup>rd</sup> at 5:00 PM. Motion carried.

**Highway Superintendent Report:**

Superintendent Boulton is en route back from Albany at this time.

**Committee Reports:**

**George Kittle:**

Caitlyn Wilkie letter discussion.

Ken Knapp letter: great letter, well received; even if it doesn't seem like you're being heard, the Town Board is listening and taking everything into consideration.

Jim Wright is the new head of Development Authority of the North Country.

CLDC: Need to keep a good working relationship with. Appreciate discussions.

TIERS: With the weather breaking and more and more children out playing, need to remind TIERS to stop at intersections fully.

Joint T/V meetings: Should probably meet more often like every other month at various locations (ie: Highway, Rec. Park, etc.).

**Donald Turcotte:**

Has concerns with the shared services given our last Joint T/V meeting: We need to flush the Heritage Heights and Depauville Sewer.

Heritage Heights Sewer Board is looking for a Board member and is hoping to meet this month.

**Lance Peterson:**

Chamber of Commerce Boat Show will be 4/3-4/5.

Membership billings are going out this week.

Chamber meeting will be next week.

Business with a Twist will be Wednesday, March 25<sup>th</sup> at Bonnie Castle Recreation Center from 5-7 PM.

**Bob Cantwell III:**

Ice is off at Recreation Park.

Brine pump is being put in this week.

Need to advertise for a new tractor for Recreation Park.

Pool: Two (2) out of seven (7) Lifeguards aren't coming back this year.

Lifeguard school will be 6/12.  
Chris Badour is now certified for pools.  
Trash Bag for the Transfer Site are in, we need to figure out what we will be doing for the future before we need to order again.  
Household Battery Container has been purchased for the Transfer Site.  
LWRP Committee will meet on 3/18 from 6:30 – 8:30 PM at the Opera House.  
LWRP public meeting will be 4/29 from 7-8:30 PM at the Opera House.

**Public:**

Elaine Wilkie distributed Electromagnetic Interference (EMI) and Implantable Device Systems information to the Town Board.  
Mrs. Wilkie also stated that the ATV problem needs to be re-addressed for Depauville.

Cindy Grant distributed a letter dated 3/11 and Vibro Acoustic Disease (VAD); Low Frequency Noise (LFN) = Infrasound Set Back measurements dated February, 2008 to the Town Board.  
Mrs. Grant also thanked the Town Board for looking into the Battery container. Discussed: PPM suspension of application; Turbine going down recently with debris ¼ mile away; protecting their families; thank you to Bob Cantwell III for attending a couple of meetings; tomorrow at 6 PM at the Antique Boat Museum is a Committee meeting and would like to see the Town Board attend.

Ken Knapp thanked the Town Board for taking the time to read his letter. Also thank you for the outcome of the truck/trailer being kept by the Highway Dept.

**Motion** by George Kittle, seconded by Lance Peterson, to adjourn this regular meeting at 6:35 PM.  
Motion carried.

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Kathleen E. LaClair, Town Clerk