

There was a regular meeting of the Board of Trustees of the Village of Clayton on Tuesday, April 14, 2015 at 6:30 PM in the Municipal Building.

PRESENT:

Norma Zimmer, Mayor
Debra Rantanen, Trustee
Tony Randazzo, Trustee
Shauna Sherboneau, Trustee
Bruce Beattie, Trustee

ABSENT:

Kevin Patenaude, Police Chief

OTHERS:

Terry Jones, DPW Superintendent
Jeff Overstrom, W/WW Manager
Geneva Phelps-Miller, Clerk-Treasurer

Community Residents:

See sign-in sheet (on file in Clerk's office)

Pledge of Allegiance/Call to Order:

Mayor Norma Zimmer led the Pledge of Allegiance and called the regular meeting to order at 6:30 PM.

Public Hearing, 2015-2016 Tentative Budget:

Geneva Phelps-Miller, Clerk-Treasurer, presented the tentative budget for 2015-2016. The information packet on the budget is available on the website. She explained several workshops with all the department heads were held to complete the budget. On April 27th the budget will be adopted. Last year the board voted to lower property taxes by 3%, however, this year's property tax rates are tentatively anticipated to increase by 2.42%.

Phil Beattie raised concern about overestimating revenues. He would also like to see more accurate projections and to keep tax increases down. Ms. Miller explained that the tentative budget "year-to-date" figures do not include revenues yet to be received before the end of the fiscal year, and expenditures yet to be made prior to the end of the fiscal year. She also stated by fiscal year-end the numbers are relatively close to the projected budget. Trustee Rantanen noted the proposed tax increase equates to \$.21 per \$1,000 of the assessed value of their property. Mayor Zimmer stressed that the board had done everything possible to keep the increase down and that the tax is still lower than it was two years ago.

Clerk-Treasurer Phelps-Miller should be contacted with any questions regarding the tentative budget.

Police Report:

Police Chief Kevin Patenaude was absent for the meeting.

DPW Report:

DPW Superintendent Terry Jones stated that the Spring Pickup will be May 4, 2015. The backhoe has been repaired and his department is very happy with the results. He has met with Pat Patch and surveyed winter damage done to the breakwall and dock behind the monument on Riverside Drive. A couple chains have broken off and need to be replaced by a diver. While the diver reattaches the chains some bungees will also be attached to help absorb shock. There will also be another weight attached underwater and the wood will be replaced. The Clayton "Welcome" sign is being repaired. TIYLO will be working in the community to clean up leaves and debris.

Trustee Randazzo asked if possibly more garbage cans can be placed on Riverside Drive. Also, he questioned the schedule of the street sweeper and how to better notify residents when to move their vehicles so that the street can be cleaned more efficiently. The schedule is posted on the website and in the TI Sun. It was also discussed that on the days that village is busy the dockhands will monitor the garbage and take care of it should it overflow.

PUBLIC HEARING: Local Law #4, Change in Zoning

Planning Board Chairman, Bud Baril and Zoning Officer Richard Ingerson did the presenting. The Ad Hoc Planning Board Committee revised the zoning laws to make them more user-friendly. Properties that were non-conforming would now be conforming. Charts have been added so that doing calculations is no longer necessary. Phil Beattie raised concern over requiring businesses to provide parking for their employees. Mr. Baril and Mr. Ingerson explained that parking requirements were kept in the zoning as a way to encourage new business to create parking. Phil Beattie also questioned if the board took into consideration the new town houses the 1000 Islands Harbor Hotel plans to build in the near future. Mr. Baril explained that the town houses have not been approved yet and the hotel knows that they must go back to the board for approval. The proposed changes in the Village Zoning law have been submitted to the Jefferson County Planning Board for approval. There will be no vote until it passes through Jefferson County on April 28, 2015. Mayor Zimmer closed the public hearing at 7:25 p.m.

New Business

Mary Street Dock Electrical Upgrades Project: The Board approved Amendment No. 1 to the Technical Services Agreement with The Development Authority of the North County (DANC) increasing the amount of the agreement by \$3,500.00 to provide Phase 3 services for construction oversight, which will include submittal review, construction administration, and part-time inspection, and amending the amount of the original agreement to \$6,500. As recommended by Brian K. Tulip, DANC Project Engineer, at 7:33 p.m. **MOTION** made by Trustee Randazzo, 2nd by Trustee Sherboneau to accept the low bid submitted by DOW Electric, Inc. in the amount of \$119,500 for general construction. The bid tabulation sheet is on file in the Clerk's office. It was discussed that it will be a stretch to have the project completed by Memorial Day weekend but everything will be done possible to try. Mayor Zimmer is authorized to sign the contract and have the project move forward. DPW Superintendent Jones would like to notify the public about a new location of the fire boat during construction.

Tax Levy Limit: The Board discussed a draft local law which would allow the Village to override the tax levy limit imposed by the Governor, noting that a majority of local governments have done so as a measure of protection against calculation errors that might prove costly if discovered years into the future. Mayor Zimmer introduced proposed Local Law #3 of 2015, a local law to override the tax levy limit, and to set the public hearing on Monday, April 27, 2015 at 7:00 p.m. A copy of the draft local law is available in the Clerk's office.

Water/Wastewater Report

Jeff Overstrom reported that Carrie Tuttle has met with O'Brien and Gere and are ready to move forward with the new design plan. Focus will be on immediate needs to meet the budget. As of March everything has been running excellent at the plant and removals have gone well with 92-98% waste being removed. There have been no recent overflows and the reports have been submitted to the DEC. The pumps on Washington Island have finally defrosted and are in working order. He reported there have been no water main breaks since February and things have been running smoothly although they are swamped with water turn on orders due to summer residents returning to the area. He also reported that the last week in April and first week in May some hydrant flushing will be done and homeowners may expect to see some discolored water or low water pressure. Recently the generator kicked on at the plant due to an oil leak in the transformers located outside the plant. National Grid has replaced all three transformers and reinforced a pole.

Public Comment

Jeremy Cohen asked for permission to use the Municipal Building April 25th in the afternoon for his daughters 7th birthday. He was approved use of the facility.

Peter Beattie, co-owner of the Johnston House, addressed some concern regarding a letter he received from the Trustees. He was confused as to why he received the letter and why he is being requested to return to the Planning Board. Mayor Zimmer explained that he is being asked to go back to the Planning Board because he did not meet the conditions previously set by the Planning Board. Trustee Rantanen explained that the intent of the letter was to clarify what happened at the public hearing concerning Mr. Beattie's business. The Village Board wanted to ensure

that nothing was left unclear and clarified what steps would be taken should there be any additional complaints concerning the Johnston House.

Phil Beattie explained that he has been following the concerns regarding the Johnston House and feels that there is a lot of noise throughout the village and that Peter should not have to return to the Planning Board. He suggested a noise law and ticketing customers with disorderly conduct.

Larry Aubertine, Planning Board Member, said that the Johnston House has a SEQR on file that states hours of operation would go until 11:00 PM. He has been in contact with the State Liquor Authority and anonymously questioned if a stipulation can be placed on hours of operation. The State Liquor Authority said the Planning Board can if a time was put in place prior to the business opening. He suggests that the Johnston House abide by the 11:00 PM closing, or return to the Planning Board.

The Board of Trustees explained that they do not have the authority to force Peter Beattie to return to the Planning Board. It is no longer in the Village Board's hands; it is now up to Peter Beattie and the Code Enforcement Officer.

Consent Agenda Items:

MOTION made by Trustee Randazzo, 2nd by Trustee Beattie to approve the Consent Agenda as follows:

1. Meeting Minutes March 23, 2015 Regular Meeting
2. Meeting Minutes April 5, 2015 Special Meeting
3. Approve Payroll #22-03/12/2015-03/25/2015-\$32,468.82
4. Approve Abstract #21-\$90,499.90
5. Request for Training- NNY Water Works Conference- 04/22/2015- M.Green, E.Dingman- \$40 per person
6. Requests for use of Municipal Building:
 - a. TIYLO-04/18/2015 Luncheon
 - b. TI Foundation and NNY Community Foundation Meeting- 04/21/2015-9:00-10:30 AM
 - c. Clayton Cemetery Association-Annual Board Meeting-05/05/2015-7:00 PM
 - d. Hawn Memorial Library-07/22/2015-07/25/2015-Annual Book Sale
7. Requests for use of Municipal Property:
 - a. Antique Boat Show-07/31/2015-08/02/2015 (see 3/23/2015 correspondence)
 - b. ABM-Caravan Stage Company – 08/14-15/2015

The motion was carried. Following is a breakdown of approved expenditures:

Payroll #22	03/12/2015-03/25/2015	\$32,468.82
Abstract #21		\$90, 499.90
General Fund	Vouchers A15-642 through A15-680	\$22,547.42
Water Fund	Vouchers F15-166 through F15-176	\$36,213.75
Sewer Fund	Vouchers G15-274 through G15-292	\$31,738.73

Committee Reports:

Trustees Beattie, Sherboneau, and Rantanen had nothing to report. Trustee Randazzo reported the Downtown Business Association has formalized their group and at the next Board Meeting the Trustees will be given a formal presentation.

Mayor's Report:

Mayor Norma Zimmer explained the Comprehensive Plan; the survey went online April 13, 2015. There will be hard copies available at Hawn Memorial Library, Depauville Library, Clayton Municipal Building and the Paynter Senior Center. Everyone is encouraged to complete the survey. She also discussed the Annual Water Quality Report

(AWQR) and questioned the board on how they would like to proceed with notifying residents that they can legally access the report. The board agreed to send a post card notifying residents that the report is available online, or a hard copy can be requested by contacting the Clerk's office.

Mayor Zimmer also discussed the Riverwalk II Project and that the DEC has allowed until May 15th for the dock to be installed and until June 31st to complete the project. Bach & Co. was the only bid for the project. Their bid included lights and debris removal. Legislature at the state level has not yet been approved between Hyde and the Village. Attorney Joe Russell suggested approving the project with conditions and a letter from Mr. Hyde approving the project. **MOTION** made by Trustee Randazzo, 2nd by Trustee Rantanen to approve the bid from Bach & Co. with condition of letter from Mr. Hyde approving the project. Motion carried.

Mayor Zimmer also reported on the NYS DOT Loop 2017. If funds for this project do not come through taxes may be affected. The decision to move forward with this project is to be made by June 30th, 2015. There will be a public information meeting scheduled.

The Fireman's Banquet is being held on April 25th, 2015 and board members are to RSVP by April 17th, 2015 if they will be attending. All board members were in favor of granting a fee waiver for TIERS.

The board held a discussion regarding SASS and the meeting that was held in Cape Vincent.

At 8:45 PM **MOTION** was made by Trustee Rantanen, 2nd by Trustee Randazzo to adjourn the meeting. Motion carried.

Amanda Shane, Recording Clerk