

There was a regular meeting of the Board of Trustees of the Village of Clayton on Tuesday May 28<sup>th</sup>, 2019 at 5:30 p.m. in the Municipal Building.

**PRESENT:**

Norma Zimmer, Mayor  
Nancy L. Hyde, Trustee  
John Buker, Trustee

**OTHERS:**

Kevin Patenaude, Police Chief  
John Farmer, DPW Foreman  
Megan Ervay, W/WW Manager  
Joanne Lenhard-Boye, Village Clerk

**ABSENT:**

Michelle T. Grybowski, Trustee  
Tony Randazzo, Trustee

**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 opened the meeting at 5:30 p.m.

**Visitor(s):**

**Johnathon Taylor, - TILT** – Asked for the board's approval for TILT to add a roof to the existing porch of their office. There is a 5 inch over hang on the roof but they could pull that back if that made the board more comfortable. Village attorney Joe Russell explained that the Village of Clayton cannot grant an easement for constructing on the property but may issue a license to encroach on the street.

Trustee Hyde made a **MOTION** to grant a license for construction of the porch roof with the contingency that they will pull back the 5 inch over hang, Trustee Buker seconded the motion was carried.

**Manasseh Burt – DANC - I.E. Proposal Evaluation Summary** – Evaluating the proposers to evaluate and perform the work necessary for a conversion of 33 properties from overhead electrical and telecommunication connections to underground connections, install heated sidewalk components in 5 locations, install a concrete transformer pad and bollards, pull inner duct in telecommunication service lines and install two new sewer lateral connections through foundations to include interior plumbing connections. Notices of the RFP were sent to eleven electrical contractors. There were two proposals that addressed the needs of the RFP. The two proposers consisted of New Century Electric and S&L Electric.

New Century Electric came in at \$625,070.65, and S&L Electric came in at \$847,538.00. Recommendation to the Village would be to go with New Century Electric contingent upon NYSDOT Contract being awarded, along with the extra heated sidewalks approved by property owners. The purpose for tonight's meeting would be to pass a resolution allowing Mayor Zimmer to sign the notice of award for New Century Electric contingent on the DOT contract being awarded and the heated sidewalk owners seeing the price and deciding if they want to go with the heated sidewalk or not. Mayor Zimmer asked Joe Russell Attorney for the Village of Clayton to speak to the public regarding the legal side to all this. Local Law #3 will be presented at tonight's meeting and a Public Hearing will be held on June 10<sup>th</sup>, 2019 at 6pm to adopt this law.

Trustee Buker presented a **MOTION** to approve the introduction of Local Law#3 to require property owners within the Historic District of The Village of Clayton to perform necessary improvements to permit connection of underground utilities to service their properties, Trustee Hyde seconded motion was carried

Trustee Buker presented a **MOTION** to approve the introduction of Local Law#2 to amend Chapter 132 of the Village of Clayton Zoning in order to enhance the pedestrian and bicycling areas throughout the Village of Clayton in an effort to promote bicycling and walking for health, exercise, transportation and recreation, Trustee Hyde seconded motion was carried.

**David Powers, Engineer - Barton & Loguidice** – Gave the board an updated report on the following:

1. Wastewater Collection & Treatment Improvements Project
2. Inflow & Infiltration Study
3. FEMA Flood Damage project from 2017

This report is filed at the Village Clerks Office.

**Police Report:**

Chief Patenaude presented the Activity Report to the board. Report is filed at the Village Clerks Office. Pearl Mist Cruise ship will be at port May 30<sup>th</sup> at 6pm. The ship will be staying overnight and Chief Patenaude has arranged for appropriate staffing to accommodate them.

**DPW Report:**

Terry Jones DPW Supervisor was on vacation and John Farmer DPW Forman presented the Activity Report. This report is filed at the Village Clerks Office.

**WWTP:**

WWTP Supervisor Megan Ervay updated the board with her monthly report. This report is filed at the Village Clerks Office. Megan asked for Boards approval to keep Account #563 EDU'S at its original 0.25 for the following reasons:

1. The one large meter that serves 14 cottages is all billed to one account, which is paid for with the dues from each property.
2. Each of the 14 cottages has an account with the Village that is assigned 1 EDU (Accounts 1065-1078)
3. Previous boards/WQ supervisors have determined the 0.25 EDU rate to be fair for account 563 since the homeowners pay a total of 14 EDUs for the billed water usage to account 563

Trustee Buker presented a **MOTION** to approve Account #563 to stay at 0.25 EDUs with the above explanations, as presented. Trustee Hyde seconded; the motion was carried.

**Consent Agenda:**

1. DRAFT Meeting Minutes May 13<sup>th</sup>, 2019
2. Payroll Week 19 (P/R #25) – \$38,576.32
3. Abstract #25 - \$34,076.59
 

General Fund	\$31,355.57
Water Fund	\$628.18
Sewer Fund	\$2,092.84

4. Capital Projects

<b>CAPITAL PROJECT</b>	<b>INVOICE #</b>	<b>AMOUNT</b>
<b>029- HISTORIC DISTRIC</b>		
<i>HAGE&amp;HAGE</i>	4539	\$885.00
<i>DANC</i>	78777	126.00
<i>DANC</i>	078772	\$4,148.10

Trustee Buker presented a **MOTION** to approve the Consent Agenda 1-4, as presented. Trustee Hyde seconded; the motion was carried

**Mayor's Report:**

Discussed the current approved 2013 LWRP agreement and would like to have a motion to approve the request from CLDC to move forward with updating this agreement being that this helps us with receiving grants.

Trustee Buker made a **MOTION** to let CLDC know that we will move forward in agreement with the Town of Clayton to update LWRP, Trustee Hyde seconded, the motion was carried

Mayor Zimmer had a report that she went over with the board with the adjustments that were made for the end of fiscal year May 2019, by Tina Denigro from EFPR Solutions

Trustee Hyde made a **MOTION** to approve the budget adjustments as provided by EFPR Solutions, Trustee Buker seconded, motion was carried.

Trustee Hyde presented a **MOTION** to enter into Executive Session at 6:47 pm; Trustee Buker seconded; the motion was carried.

*Purpose: the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation*

Trustee Buker presented a **MOTION** to close Executive session at 7:30 pm, Trustee Hyde seconded, the motion was carried.

Respectfully submitted,

Joanne Lenhard-Boye, Village Clerk