

There was an Executive Session at 4:30 p.m., followed by a regular meeting of the Board of Trustees of the Village of Clayton on Monday February 27, 2017, at 5:30 p.m. in the Municipal Building.

PRESENT:

Norma Zimmer, Mayor
Tony Randazzo, Trustee
Michelle T. Grybowski, Trustee
Nancy L. Hyde, Trustee
John Buker, Trustee

ABSENT: None

OTHERS:

Terry Jones, DPW Superintendent
Kevin Patenaude, Police Chief
Michelle E. Gaeta, Clerk
Joe Russell, Attorney
JK Hage, Attorney

Community Residents:

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

There was an Executive Session at 4:30 p.m., followed by a regular meeting of the Board of Trustees of the Village of Clayton on Monday February 27, 2017, at 5:30 p.m. in the Municipal Building.

Mayor Norma Zimmer opened the meeting at 4:30 pm.

Trustee Randazzo presented a **MOTION** enter into executive session at 4:30 pm to discuss current litigation, 2nd by Trustee Grybowski; the motion was carried.

Trustee Hyde presented a **MOTION** adjourn the executive session at 5:29 pm. Trustee Randazzo 2nd; the motion was carried.

Pledge of Allegiance/Call to Order:

Mayor Norma Zimmer led the Pledge of Allegiance at 5:30 p.m.

Police Report: Chief Patenaude presented the Activity Report, and the Dog Control report:

DPW Report: Superintendent Jones presented the Activity Report and the following:

- Conference room and Treasurer's office completed
- DOT Shared Services Agreement. Supt. Jones suggested renewing the 4 year contract. **MOTION** by Trustee Grybowski to accept the 4 year contract, 2nd by Trustee Buker; the motion was carried.

Mayor Zimmer introduced JK Hage. Mr. Hage commented on the Underground Utilities project, reviewing the Bond, the vote, the budget, project timing, debt retirement, tax increase impact, utility rates, grants, National Grid, public service commission, mediation, and tariff provisions.

- Public questions and comments on the project as follows:
 - Costs increases due to the bedrock, Hage law firm costs are built into the budget, request for updated facts and figures public information sheet, distance of safety requirements and interpretation of said requirements once work commences, and proximity and safety issues then, previous Stop Work Orders from National Grid, past letters of promised safety training places from National Grid, which have been unfulfilled, drawings, JK stated that he is available for phone calls, other utilities: if the Village resolves the issue with National Grid it would set a precedence that renders other utilities mute.
 - Trustee Randazzo stated the Board's plan for due diligence with an independent 3rd party electrical engineer's opinion regarding what is proposed from National Grid and other utilities, to ensure it is in line.
- Mayor Zimmer stated the Board would like to move forward with the \$15,000 project redesign with National Grid
- Mayor Zimmer introduced Village Attorney Joe Russell to discuss the following:
 - Tax paying in two installments. Mayor Zimmer stated the Board will speak with the County regarding the dates, the timing and what it takes to make this happen. Attorney Russell stated the Board can do a resolution for breaking the tax payments into two payments, which would include a fee.
 - Attorney Russell reiterated the New York State law regarding the referendum and why it did not include property owners as eligible voters. The Village is governed by New York State law which states the only authorized persons allowed to vote are registered village residents.

WWW: WWW Manager Overstrom presented following

- Reports to the DEC, changes and recommendations on the generators, budget review, meters, plant operation, Wet Weather Plan, sludge, and hauling
- An offer to buy our old blowers at \$1,000 each, to be repurposed. **MOTION** by Trustee Randazzo to sell the old blowers for \$1,000.00, 2nd by Trustee Grybowski; the motion was carried.

Treasurer Report: Absent

Consent Agenda Items: **MOTION** by Trustee Randazzo, 2nd by Trustee Hyde, to approve the Consent Agenda as follows:

- Payroll: #19, week #7 \$39,537.30 (includes \$158.05 processing fee)
- Abstract #18 \$47,707.32
 - General Fund Voucher A17-498 to A17-521 \$17,816.99
 - Water Fund Voucher F17-155 to F17-162 \$ 5,891.65
 - Sewer Fund Voucher G17-228 to G17-243 \$23,998.68
- Capital Projects:
 - Sanitary Sewer Abstract #3 - Voucher H026-003 \$ 165.00
 - Water System Abstract #17 - Vouchers H027-032 to 033 \$ 1,315.00
 - Riverwalk 3 Abstract #17 - Vouchers H022-031 \$ 650.00
- Municipal Property Usage: Municipal Building 3/3/17 2:00-3:00 pm, Girl Scouts
- Customer Service Training reschedule, P. Pavao, M Gaeta at the Town Office 3/1/17 from 9:00 am -1:00 pm

The motion was carried.

Clerk Report: Clerk Gaeta presented the following:

- Water Sewer Billing Collection Policy
- DANC Contract Renewal
- ABC license Clayton Yacht Club
- Seasonal parking for RV's

Committee Reports:

- Business With a Twist, 3/2/17 at the Wood Boat Brewery
- Trustee Hyde referred to the upcoming acupuncturist presentation at the Library on how to handle stress on Tues 5:30-6:30 pm
- Mayor Zimmer discussed the following:
 - LDC meeting this week,
 - The DOT meeting regarding the underground project, the Village is to get an electrical engineer on board,
 - Riverwalk 3 the 3/20/17 meeting has been changed to 3/22/17 at 10:00 am, the construction phase needs to be signed. **MOTION** by Trustee Randazzo to execute Phase 3, 2nd by Trustee Hyde; the motion was carried.
- **MOTION** by Trustee Hyde to pay National Grid the \$15,000 redesign fee, 2nd by Trustee Buker; the motion was carried.

New Business:

- W/S Acct. # 599 – tabled to the 3 /27/17 to be discussed with Supt. Jones.
- Board Correspondence
- Strawberry Lane maintenance and correspondence, the issue will be explored after 3/13/17, tabled to the 3/27/17 Board meeting.

Old Business:

- Judge Brick – resignation, accepted. A letter of acceptance with regrets to be sent. There is someone interested in the position.
- Resolution #2017-4 For Incorporating Underground Electric, Telephone and Cable TV, Conduit & Vault System

RESOLUTION #2017-4

**RESOLUTION BY THE VILLAGE OF CLAYTON COUNTY OF JEFFERSON
For Incorporating Underground Electric, Telephone and Cable TV, Conduit & Vault System**

A resolution authorizing the State of New York to incorporate the construction of a new buried electric, telephone and cable, conduit & vault system along NYS Route 970L for the Village of Clayton in the contract for the reconstruction of NYS Route 970L, Clayton Village, S.H. 5403, Jefferson County.

WHEREAS, Section 10, Subdivision 27 of the New York Highway Law provides, in part, that the

Commissioner of Transportation shall have power, upon the request of the municipality, to perform for and at the expense of such municipality, any work of reconstruction or improvement, including the removal and relocation of facilities, provided the Commissioner of Transportation deems it practicable to perform such work in connection with the performance of any work of reconstruction or improvement; and

WHEREAS, The State of New York is presently preparing contract plans for the reconstruction and improvement of NYS Route 970L, Clayton Village., which involves construction within the route which the Village of Clayton contemplated using for the replacement of the conduit & vault system along NYS Route 970L, and

WHEREAS, said construction, reconstruction, or improvement can be undertaken in conjunction with the construction of the aforesaid conduit & vault system at a substantial ultimate savings to the Village of Clayton,

NOW, THEREFORE, BE IT RESOLVED that the Village of Clayton in regular meeting convened, petitions the New York State Department of Transportation as follows:

Petition 1. The State of New York is hereby authorized to proceed with the necessary arrangements to incorporate the proposed conduit & vault system installation in the contract for the reconstruction and improvement of NYS Route 970L, Clayton Village, with the cost of said conduit & vault system construction and necessary work in connection therewith to be borne by the Village of Clayton.

Petition 2. This resolution shall take effect immediately.

BE IT FURTHER RESOLVED: that the Clerk of the Village of Clayton is hereby directed to transmit five (5) certified copies of the foregoing resolution to the following address:

Stephen G. Gagnon, P.E.
Design Project Engineer, Region 7
New York State Department of Transportation
317 Washington Street
Watertown, NY 13601

The question of the acceptance of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Trustee Buker	Voting Aye
Trustee Grybowski	Voting Aye
Trustee Hyde	Voting Aye
Trustee Randazzo	Voting Aye
Mayor Zimmer	Voting Aye

The resolution was thereupon declared duly adopted.

Mayor's Report:

- Reminder regarding the Tug Hill Conference
- Code Enforcement/ Zoning hours of operation to be posted in the Clerk's Office and the website.

Public Comment: Clarification Sanitary Sewer Laterals Project portion of the Clayton Historic District Improvement Project

Trustee Randazzo presented a **MOTION** enter into executive session at 7:03 pm to discuss personnel matters, 2nd by Trustee Grybowski; the motion was carried.

Trustee Hyde presented a **MOTION** adjourn the executive session at 8:00 pm. Trustee Buker 2nd; the motion was carried.

Adjournment:

Trustee Buker presented a **MOTION** adjourn the meeting at 8:01 pm. Trustee Hyde 2nd; the motion was carried.

Respectfully Submitted,

Michelle E. Gaeta, Clerk