

There was a regular meeting of the Board of Trustees of the Village of Clayton on Monday, July 23, 2018, at 5:30 p.m. in the Municipal Building.

PRESENT: Norma Zimmer, Mayor
Nancy Hyde, Trustee
Michelle Grybowski, Trustee
Tony Randazzo, Trustee

ABSENT: John Buker, Trustee

OTHERS: Kevin Patenaude, Police Chief
Megan Ervay, W/WW Manager
Geneva Phelps Miller, Treasurer/Interim Clerk
Joanne Boye, Deputy Clerk (PT)

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 then called the regular meeting to order at 5:30 p.m.

Executive Session:

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 Randazzo presented a **MOTION** to enter executive session at 5:31 p.m. Trustee Hyde seconded; the motion was carried. At 5:30 p.m., it was the consensus of the Board to suspend the Executive Session in order to continue the regular board meeting. Executive Session will reconvene prior to adjourning the meeting.

Police Report:

Chief Patenaude presented the activity report. The Charity Poker Run event went smoothly considering it is the first time it has been hosted in the Village. Organizers will be contacted to review this year's event and work towards improvements for next year.

DPW Report:

DPW Supt. Jones was unable to attend the meeting. Mayor Zimmer reported UPS has agreed to move the drop box located at the former attorneys' office on John Street. The drop box will be relocated to the Municipal Building once the Village approves and executes an agreement with UPS.

Water/Wastewater Report:

W/WW Manager Megan Ervay presented the activity report.

Consent Agenda:

Trustee Hyde presented a **MOTION** to approve the Consent Agenda as presented, and approved the addition of Riverwalk 3 Voucher H022-058 in the amount of \$23,840.98. Trustee Randazzo seconded; the motion was carried.

1. DRAFT Minutes – July 9, 2018
2. DRAFT Minutes – Special Meeting July 18, 2018
3. Abstract #4 – Vouchers #89 – #143 – \$66,872.54
 - General Fund \$24,901.04
 - Water Fund \$3,496.67
 - Sewer Fund \$35,653.59
 - Library Fund \$2,821.24

4. Capital Projects:

022-RIVERWALK 3	ABS #28	\$195,788.09
Construction – MA Bongiovanni, Inc.	Voucher H022-056	171,930.11
Legal – Menter Law Firm	Voucher H022-057	17.00
Engineering – Fisher Associates	Voucher H022-058	23,840.98

027-WATER SYSTEM IMPROVEMENTS	ABS #40	\$459,354.90
<i>Legal – Menter Law Firm</i>	<i>Voucher H027-110</i>	<i>94.00</i>
<i>Bartlett Point Water District (BPWD)</i>	<i>Voucher H027-111</i>	<i>2,204.12</i>
<i>Engineering – O'Brien & Gere 60233-35</i>	<i>Voucher H027-112</i>	<i>36,156.78</i>
<i>Engineering – O'Brien & Gere 60233-37</i>	<i>Voucher H027-113</i>	<i>29,274.64</i>
<i>Engineering – O'Brien & Gere 60233-40</i>	<i>Voucher H027-114</i>	<i>169,458.97</i>
<i>WD Malone Trucking & Excavating – Pay App #5</i>	<i>Voucher H027-115</i>	<i>216,619.20</i>
<i>Hyde-Stone Plumbing – Pay App #7</i>	<i>Voucher H027-116</i>	<i>3,747.75</i>
<i>Hyde-Stone HVAC – Pay App #7</i>	<i>Voucher H027-117</i>	<i>1,799.44</i>
029-CLAYTON HISTORIC DISTRICT	ABS #32	\$16,684.00
<i>Legal - Menter Law</i>	<i>Voucher H029-071</i>	<i>1,600.00</i>
<i>Legal – Hage & Hage</i>	<i>Voucher H029-072</i>	<i>15,084.00</i>

5. Request for Use of Municipal Building – 07/30-08/03 – Vacation Bible School

Treasurer/Interim Clerk:

Construction Mitigation Grant Application: The Board has discussed methods to alleviate disruptions in the downtown area during the NYS street replacement and rehabilitation work, as well as during the Historic District Improvement Project, and determined it would be in the Village's best interests to apply for a Construction Mitigation Grant through the Consolidated Funding Application (CFA) process. Trustee Hyde then presented the following resolution for Board consideration:

RESOLUTION #2018-16

AUTHORIZING THE SUBMISSION OF A 2018 CONSOLIDATED FUNDING APPLICATION FOR A CONSTRUCTION MITIGATION PLAN GRANT

WHEREAS, the Village of Clayton will be working with the NYS Department of Transportation to complete a major rehabilitation of the streets and streetscape in the Village of Clayton Historic District; and

WHEREAS, the Village of Clayton's local and regional economy is based mainly on the tourism industry, which has a short season (May-October); and

WHEREAS, the project is expected to temporarily create traffic closures and delays and temporarily diminish parking, reducing access to businesses in the downtown historic shopping district during peak summer season; and

WHEREAS, the project is expected to last two full years; and

WHEREAS, the summer is the busiest season for businesses located in the downtown Historic District; and

WHEREAS, the project may result in lost revenues for businesses in the historic shopping district during the construction period; and

WHEREAS, a Construction Mitigation Plan (CMP) has been developed to minimize the impact the project has on the businesses; the CMP has a budget of \$119,000; and

WHEREAS, the Village of Clayton is prepared to contribute a 25% match towards the Construction Mitigation Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Clayton Board of Trustees authorizes the submission of a single Consolidated Funding Application seeking funds in the amount of \$119,000; and

BE IT FURTHER RESOLVED, that the Village Mayor or her assigned designee, is hereby authorized to submit a CFA grant application on or before July 27, 2018 to implement a Construction Mitigation Plan and if received, to enter into any necessary contracts to administer said grants.

Trustee Grybowski presented a **MOTION** to adopt the resolution as set forth above. Trustee Randazzo seconded, the motion was carried unanimously, and the resolution was thereupon declared and duly adopted.

Sanitary Sewer Pump Station Improvements: As requested by Village consultants, Barton & Loguidice, the following resolution was presented for Board consideration:

**RESOLUTION #2018-017
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF CLAYTON**

WHEREAS, the Board of Trustees of the Village of Clayton is considering improvements to its Wastewater Treatment and Conveyance System; and

WHEREAS, the Improvements Project is considered a Type 1 action pursuant to the provisions of the State Environmental Quality Review Act and the regulations promulgated thereunder at 6 NYCRR Part 617 (“SEQR”); and

WHEREAS, Part 1 of a Long Form Environmental Assessment Form (“EAF”) has been prepared by the Village engineers and provided to this Board for review and consideration;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Clayton as follows:

1. The foregoing recitations are incorporated herein and made a part hereof as if fully set forth hereafter.
2. The Board of Trustees has reviewed Part 1 of the EAF and has determined that it is complete and accurate in connection with the proposed project, hereby accepts the same and directs the Mayor to sign the same on behalf of the Board of Trustees.
3. The Board of Trustees hereby declares itself as the Lead Agency in connection with the SEQR review of the project, and directs the attorney for the Village of Clayton to forward a copy thereof together with this declaration of lead agency status to all of the other involved agencies in the project.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

A motion to adopt the foregoing resolution was made by Trustee Grybowski and seconded by Trustee Hyde, and upon a roll call vote of the Board was duly adopted as follows:

Mayor Norma J. Zimmer	Voting Aye
Trustee John D. Buker	ABSENT
Trustee Nancy L. Hyde	Voting Aye
Trustee Michelle T. Grybowski	Voting Aye
Trustee Anthony Randazzo	Voting Aye

Inflow & Infiltration Study: Trustee Randazzo presented a **MOTION** to declare this project a Type II action (no SEQR required). Trustee Grybowski seconded; the motion was carried.

2018 Municipal Workshop: A no-cost workshop will be offered in Watertown August 22, 2018. Presentations are: **Budget Basics - The Principles of Good Budget Preparation** by Bob Fox and Tina Denigro of EFPR Solutions; **The Municipal Healthcare Sharknado**, and by Dan Botsford, a health insurance and group benefits consultant; and **An Introduction to Municipal Leasing** by Jeff Smith of Municipal Solutions. Lunch will be provided.

New Business:

T-Mobile Water Tower Lease Agreement Renewal: The Board considered T-Mobile’s request to renew the water tower lease agreement for an additional five years. Due to the work which will take place at the water tower this fall, it was Board consensus to agree to renew the lease for a five-year term, effective September 8, 2018.

Old Business:

Proposed Dive Park: Due to Trustee Buker’s absence, the matter was tabled to the August 13, 2018 regular meeting.

Charity Poker Run: Mayor Zimmer contacted event organizer Bobby Cantwell, and plans to meet with him to review the event. It was noted that safety and organization on the river was very good. There was one boat accident, with minor injuries.

Mayor’s Report:

Mayor Zimmer discussed NYCOM’s correspondence to Senator Schumer in opposition to the Streamline the Rapid Evolution and Modernization of Leading-edge Infrastructure Necessary to Enhance (“STREAMLINE”) Small Cell Deployment Act (S. 3157), stating as follows:

. . . this Legislation would severely restrict local governments' authority to regulate wireless facilities, grant wireless providers unfettered rights of access to the municipal right-of-way (ROW) and mandate specific application procedures for wireless facilities installed in the ROW. While NYCOM supports universal high-speed internet access for all, the means by which this legislation mandates the installation of wireless facilities and eliminates the ability of local governments to obtain a fair return for wireless equipment installed on taxpayer property is fatally flawed and not in the public interest.

The NYCOM letter addressed several other concerns, and is available at the Village Clerk's office for those wishing to read it in its entirety. The Board expressed its support for NYCOM's position on the negative impact this bill would have on local governments.

Mayor Zimmer announced that Tina Denigro of EFPR Solutions is planning to attend the next board meeting.

Riverwalk 3: The concrete trucks still have not arrived; hopefully they will be able to start pouring soon. The season is getting late.

Executive Session (resumed):

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 Randazzo presented a **MOTION** to reconvene Executive Session at 6:34 p.m. Trustee Hyde seconded; the motion was carried.

Trustee Hyde presented a **MOTION** to close Executive Session at 7:04 p.m. Trustee Grybowski seconded; the motion was carried.

Regular Meeting (resumed at 7:05 p.m.):

The Board authorized the hiring of Dustin Orvis as a Water/Wastewater Treatment Plant Operator Trainee, at an hourly rate pursuant to the union contract. Mr. Orvis' start date is August 13, 2018. It is expected he will obtain his license within 12 months.

Adjournment:

Trustee Randazzo presented a **MOTION** to adjourn the meeting at 7:06 p.m. Trustee Hyde seconded; the motion was carried.

Respectfully Submitted,

Geneva Phelps Miller, Interim Clerk