

March 8, 2016 Town Board Meeting

March 8, 2016

Schultzville, NY

The Clinton Town Board held their Regular Town Board meeting on this day in the Town Hall. Present were Supervisor Ray Oberly and Councilmen Dean Michael, Mike Appolonia and Eliot Werner. Also present was Town Clerk Carol-Jean Mackin. Councilwoman Claudia Cooley was absent. There was no one in the audience

Supervisor Oberly called the meeting to order at 6:30 PM and led the Pledge of Allegiance.

**Send a certified copy of solar law to Dean.**

**APPROVE MINUTES**

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the February 9, 2016 Regular meeting. All aye except Councilwoman Cooley who was absent. Motion carried.

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the minutes of the February 18, 2016 special meeting. All aye except Councilwoman Cooley who was absent. Motion carried.

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the February 25, 2016 special meeting. All aye except Councilwoman Cooley who was absent. Motion carried.

Supervisor Oberly stated that Councilwoman Cooley is absent as she has a conflict this evening.

**PUBLIC DISCUSSION**

None.

**SUPERVISOR'S COMMENTS**

1. The Town is still looking for a Zoning Administrator and a Secretary to the Supervisor. Please call the Supervisor for an application on 845-266-5721 ext 105.
2. The changeover of the Town's bank accounts from Chase Bank to M&T Bank is complete.
3. The 2015 AUD was submitted to Albany and a copy is on file in the Town Clerk's Office for inspection.
4. The Town's recycling efforts at the Recycling Center for 2015 showed that 204 tons were recycled out of 491 tons collected giving a 42% recycling for that operation. That is very good for the Town.
5. The Town has started the CSEA Highway contract negotiations for the 2017, 2018, and 2019 years.
6. Friday, March 25 is Good Friday Holiday with offices and highway being closed. The Recycling Center is open regular hours from 8 AM to noon on Saturday, March 26.

## **REPORTS**

### **\*PLANNING BOARD**

Councilman Werner read from the report which is on file with Town Clerk.

### **\*ZONING BOARD OF APPEALS**

Councilman Appolonia read from the report which is on file in the Town Clerk's office.

### **\*CONSERVATION ADVISORY COMMITTEE**

Councilman Michael said there was no report, the meeting was cancelled.

### **\*RECREATION COMMITTEE**

No report.

### **\*BUILDING INSPECTOR**

Councilman Appolonia read from the report which is on file in the Town Clerk's office.

### **\*ZONING ADMINISTRATOR**

No report.

### **\*HIGHWAY**

Councilman Appolonia read from the report which is on file in the Town Clerk's office.

### **\*SCENIC AND HISTORIC ROADS ADVISORY COMMITTEE**

Councilman Werner said no meeting in February, but the Chair reviewed a PB application.

### **\*LIBRARY REPORT**

No report.

### **\*CABLEVISION**

Councilman Appolonia said Cablevision is around Town doing wire work.

### **\*ZONING REVISION**

Councilman Michael said the meeting was last night. They are waiting for the DEC to make comment on the tree law. Discussed biodiversity aquifer and water issues. We don't have adequate mapping to be used for the building process; it's a touchy topic that we will continue to discuss.

### **\*PROPOSED TRANSMISSION LINES**

Supervisor Oberly gave a summary and the details will be discussed after this meeting.

### **\*OTHER**

## **OLD BUSINESS**

**1. Approve advertising the bid/RFP for the replacement of the 2 windows in the Highway Superintendent's office and also to get entrance roofs over the 2 new entrance doors for the Highway garage**

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves advertising the bid/RFP for the replacement of the 2 windows in the Highway Superintendent's office and for entrance roofs over the 2 new entrance doors for the Highway garage. All aye except Councilwoman Cooley who was absent. Motion carried.

**2. Discussion of zoning administrator position**

Councilman Werner spoke with Poughkeepsie Journal to discuss taking an ad, which was expensive. Ray wrote an article for his column. Another possibility is to look at the qualified list from the County. We can look at them again; it is a pool of 6 or 7 people. Eliot wants the Board to consider the applicant we have. The applicant sent us his schedule and it looks amenable. Eliot wants the Board to consider if we should agree to the one candidate we interviewed or to continue looking. Councilman Appolonia agreed that the Poughkeepsie Journal is expensive. The Board wants to take two more weeks, as we have a temporary ZA in place. The Board members were happy with the hours the first candidate presented as one day was a Saturday.

**NEW BUSINESS**

**1. Add new Justice Clerk position**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves creation of a new Justice Court Clerk position effective April 1, 2015. This person will work to cover the regular Justice Court clerks in the event of their absence. All aye except Councilwoman Cooley who was absent. Motion carried.

**2. Approve Carol Harkelrode to the Justice Clerk position**

MM Supervisor Oberly, 2nd Councilman Michael to approve Carol Harkelrode to the Justice Clerk position acting as a substitute for the regular Justice Court Clerk's at a rate of pay of \$15.87 for the year 2015 from April 1, 2015 to Dec. 31, 2015 per hour for 19 hours per week. All aye except Councilwoman Cooley who was absent. Motion carried.

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Appolonia to approve Carol Harkelrode to the Justice Clerk position acting as a substitute for the regular Justice Court Clerk's at a rate of pay of \$16.19 per hour for 19 hours per week beginning January 1, 2016. All aye except Councilwoman Cooley who was absent. Motion carried.

**3. Approve RFP for heating maintenance and repair for years 2017, 2018 and 2019 (geothermal system)**

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves advertising the bid/RFP for the heating maintenance

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and repair for a three-year term: 2017, 2018 and 2019. In discussion, Dean asked if the thermostats are on a timer. When you come in the buildings are always warm. All aye except Councilwoman Cooley who was absent. Motion carried.

**4. Approve Supervisor attending PERMA training session at no cost**

MM Supervisor Oberly, 2nd Councilman Michael to approve the Supervisor attending PERMA training session at no cost from May 26 to May 27, 2016 in Bolton Landing, NY free travel with West Clinton Fire District with the possibility of minimal expenses for food. All aye except Councilwoman Cooley who was absent. Motion carried.

**5. Approve stipulation for Kivi**

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 12 of 2016** authorizing the attorneys for the Town of Clinton, Cappillino & Rothschild, LLP, to enter into a Stipulation with the attorney for petitioners, Wallace & Wallace, LLP, Paul Ackermann, Esq., the terms of which are set forth in the attached Stipulation, Index Number 2794/2015, and hereby authorizes the attorneys for the Town of Clinton to sign said Stipulation on behalf of the Town. All aye except Councilwoman Cooley who was absent and Dean Abstain 3-2. Motion carried.

**OTHER**

**Schultzville Store Liquor License:**

The new owners of the Schultzville Store intend to file an application for a liquor license with the State Liquor authority. They are asking for a waiver of the 30-day hold, which is mandated by the SLA.

MM Supervisor Oberly, 2nd Councilman Appolonia that the Town Board **DOES NOT APPROVE** the following resolution: BE IT RESOLVED that the Town Board approves a waiver on the 30-day hold for a liquor license from the SLA for the Wells Brothers Inc., dba Schultzville General Store and Café. All aye except Councilwoman Cooley who was absent. Motion carried.

**Solarize:**

Supervisor Oberly reviewed the information provided by Solarize Hudson Valley, a program that offers incentives to add solar to your home or business. He has flyers and other information on the subject.

**1. Motion to Move Funds**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 13 of 2016 a resolution to amend the 2016 Town Budget at the March 8, 2016 Town Board meeting.** Dean sees a lot of health insurance movement. They discussed the costs associated with the new

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health insurance. Ray said they have only used about \$300 of the money set aside for their deductibles. All aye except Councilwoman Cooley who was absent. Motion carried.

## **2. Approval of Warrants**

MM Councilman Michael, 2nd Councilman Appolonia to approve the following resolution BE IT RESOLVED that the Town Board approves the March General Fund Warrant, vouchers numbered 56 through 99 totaling \$ 957,891.75 and the February Highway Fund Warrant, vouchers numbered 48 through 82 A totaling \$ 155,125.84. All aye except Councilwoman Cooley who was absent. Motion carried.

## **3. Supervisor's Report**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the December 2015 Supervisor's Report. All aye except Councilwoman Cooley who was absent. Motion carried.

MM Supervisor Oberly, 2nd Councilman Appolonia that the Town Board approves the January 2016 Supervisor's Report. All aye except Councilwoman Cooley who was absent. Motion carried.

MM Supervisor Oberly, 2nd Councilman Appolonia that the Town Board approves the February 2016 Supervisor's Report. All aye except Councilwoman Cooley who was absent. Motion carried.

## **PUBLIC DISCUSSION**

None.

## **ADJOURNMENT**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board adjourns the meeting. All aye except Councilwoman Cooley who was absent. Motion carried. The meeting was adjourned at 7:15 PM.

Respectfully Submitted,

Carol-Jean Mackin,  
Town Clerk