

April 12, 2016 Town Board Meeting

April 12, 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. There were 2 people in the audience. One seat is vacant.

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

APPROVE MINUTES

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the March 8, 2016 Regular meeting. All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the minutes of the March 24, 2016 special meeting. All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the March 31, 2016 special meeting. All aye. Motion carried.

PUBLIC DISCUSSION

None.

SUPERVISOR'S COMMENTS

1. The Town has hired Don Smith as Zoning Administrator and Denise Biery as Secretary to the Supervisor.
2. Councilman Eliot Werner completed the internal financial audit of the Chief Fiscal Officer's (Supervisor) records and submitted it to the Town Clerk.
3. On Tuesday, April 19 from noon to 9 PM will be the primary Presidential election at the Town Hall, East Clinton Fire House, and West Clinton Fire House.
4. Councilwoman Claudia Cooley resigned from the Town Board to accept another job. The Town Board thanks Councilwoman Cooley for her participation on the Town Board. The Town Board is seeking people interested in being appointed to fill this Councilperson position. If interested, please mail a letter to Town Supervisor, 1215 Centre Road, Rhinebeck, NY 12572 or e-mail to Supervisor Oberly at TownSupervisor@TownofClinton.com by Thursday, April 28. Include your name, phone number, e-mail address, a brief resume, and why you are interested in being appointed to the Town Board.
5. The last two Solarize Northern Dutchess community workshops will be held on Thursday, April 21 from 7 to 8:30 p.m. in the Staatsburg Library at 70 Old Post Road in Staatsburg and on Saturday, May 7 from 10 to 11:30 a.m. in the Milan Town Hall at 20 Wilcox Circle off Route 199 in the Town of Milan. Come and learn about placing solar panels at your home, farm, or small business. Any resident from Dutchess County can go to either of these two workshops. There are several discounts being offered through this process which ends on June 30, 2016. For more information, call 866-205-2999 or visit their web page www.SolarizeND.org.

6. The weather is trying to be spring but occasional snow is disrupting the change. As you start working your flower gardens and other landscaping activities, you'll need wood chips. There is a pile of free wood chips just outside the fence by the entrance to the Highway Garage area. Bring your shovel and buckets, boxes, and bags to take home any quantity you need. This pile is available all year so get the chips when you need them.

7. The Clinton Community Library announced the appointment of Sue Ellen Fairbanks (a retired IBM employee) to the Board of Trustees. There are three position still open so contact the Library if interested in being a Trustee. The Library had a 2016 Budget shortfall when adopted. In the first quarter of 2016, they have raised over \$10,000 to reduce the shortfall. Any donations will be accepted for the rest of year. The new downstairs space was painted by volunteers. Thanks were given to the Friendship Garden Club for revitalizing the gardens in front of the Library.

REPORTS

***PLANNING BOARD**

Councilman Werner read from the report which is on file with Town Clerk, the first meeting was cancelled due to lack of quorum.

***ZONING BOARD OF APPEALS**

Councilman Appolonia said the meeting was cancelled.

***CONSERVATION ADVISORY COMMITTEE**

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

***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 April 16 is Roadside Cleanup day. A dumpster will be by the highway department to collect garbage at no cost that is collected from roadside in Town, 9-3.

***LIBRARY REPORT**

Quarterly report given earlier by the Supervisor.

***CABLEVISION**

Councilman Appolonia commented that he is concerned about two roads, Eighmyville and Schultzville Road buildouts, the Cablevision representative Dan Ahouse is looking into it.

***ZONING REVISION**

Councilman Michael said the meeting continues, including discussion on biodiversity, and tree protection. We got comments back from DEC, and Dean met with an arborist. The work continues.

***PROPOSED TRANSMISSION LINES**

Supervisor Oberly gave a summary saying things are pretty slow. Details will be discussed after this meeting.

***OTHER**

OLD BUSINESS

1. Status of RFP for CDBG project

We are looking for an engineer proposal to oversee the project including the design, bidding and administration of the project for the Fran Mark Park. The project will be to build a basketball court, build a handicapped bathroom and put a macadam parking area and several macadam paths to comply with ADA.

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 CDBG basketball court project's engineering services and associated administrative costs; the bids are due to the Town Clerk by 11:00 am on May 4, 2016. All aye. Motion carried.

2. Status of Town Clerk's window repair

Councilman Werner said we have one estimate of \$418.93 from Hobson Window. Had no response to Smalling Glass. He thinks it too small a job for them. A message was left with Pella and we got no response. He wants to go ahead and fix it for the approximate \$400.

MM Councilman Werner, 2nd Councilman Appolonia to increase the original cost to repair the broken window from \$300 to the sum not to exceed \$450. All aye. Motion carried.

3. Approve Highway Replacement Windows

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves the bid for the replacement of the two highway garage windows to **Transitional Builders, Inc. for the sum of \$5485.00.** All aye. Motion carried.

NEW BUSINESS

1. Approve Summer camp

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 14 of 2016 approving Summer Camp** in the Town of Clinton. Dean said it was a hit and looks forward to it again this year. All aye. Motion carried.

2. Approve Tax Certiorari – Kahn

MM Councilman Michael, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 15 of 2016** authorizing the attorneys for the Town of Clinton, Cappillino & Rothschild, LLP, to enter into a Consent Judgment regarding Kahn, with the attorney for petitioners, namely William Sulzer. The terms of the settlement are set forth in the attached Consent Judgment, **Index Number 2690/2015**, and hereby authorizes the attorneys for the Town to sign said judgment on behalf of the Town. All aye. Motion carried.

3. Approve Tax Certiorari – Black & Weber

MM Councilman Michael, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 16 of 2016** authorizing the attorneys for the Town of Clinton, Cappillino & Rothschild, LLP, to enter into a Consent Judgment concerning Black and Weber, with the attorney for petitioners, namely Karen Hagstrom. The terms of the settlement are set forth in the attached Consent Judgment, **Index Number 51172/15**, and hereby authorizes the attorneys for the Town of Clinton to sign said judgment on behalf of the Town. All aye. Motion carried.

4. Approve Verizon cell tower removal Bond/Site Restoration - Shane

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 17 of 2016 authorizing** the issuance of a performance bond for the restoration/removal of the Verizon wireless cell tower. All aye. Motion carried.

5. Approve Parkinson's Proclamation

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 18 of 2016** acknowledging Parkinson's Awareness Month. All aye. Motion carried.

6. Discuss part time summer maintenance position.

Supervisor Oberly discussed rec park maintenance being done with a part time person. The work is sporadic, so Rec Director Dan Harkenrider and Highway Superintendent Theron Tompkins came up with a position that combines some rec park work and some highway work, to keep the

April 12, 2016 Town Board Meeting

work flow consistent. The money comes from the rec park budget and some money from the highway department. Theron will administer the payroll and administrative aspect.

OTHER

None.

1. Motion to Move Funds

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 19 of 2016 a resolution to amend the 2016 Town Budget at the April 12, 2016 Town Board meeting.** All aye. Motion carried.

2. Approval of Warrants

(Pull highway vouchers 89 and 90 and follow up for high cost of delivery on the items.)

MM Councilman Michael, 2nd Councilman Appolonia to approve the following resolution BE IT RESOLVED that the Town Board approves the April Capital fund warrant numbered 1, totaling \$136.66; the April General Fund Warrant, vouchers numbered 100 through 141, totaling \$306,291.48 and the April Highway Fund Warrant, vouchers numbered 83 through 113A, pulling numbers 89 and 90 for further review, totaling \$120,604.48. All aye. Motion carried.

3. Supervisor's Report

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the March 2016 Supervisor's Report. All aye. Motion carried.

PUBLIC DISCUSSION

None

ADJOURNMENT

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board adjourns the meeting. All aye. Motion carried. The meeting was adjourned at 7:07 PM.

Respectfully Submitted,

Carol-Jean Mackin,
Town Clerk