

May 10, 2016 Town Board Meeting

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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 4 people in the audience. One seat is vacant.

Supervisor Oberly called the meeting to order at 7:20 PM and led the Pledge of Allegiance.

APPOINT COUNCILMAN

MM Supervisor Oberly, 2nd Councilman Michael to appoint Nancy Cunningham to the position of Town Council, to fill the vacant seat of Councilwoman Cooley, for a term of office of May 10, 2016 to December 31, 2016 at a prorated annual salary of \$3435. The Councilman position will be on the November general election ballot to fulfill the unexpired term ending December 31, 2017, as required by law. All aye. Motion carried.

Nancy was seated on the dais to assume her position.

MM Supervisor Oberly, 2nd Councilman Michael to appoint Nancy Cunningham to be the liaison to the Recreation committee and the Building Inspector and to be on the Highway Committee to review Highway matters and vouchers. All aye. Motion carried.

APPROVE MINUTES

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the April 12, 2016 Regular meeting. All aye. Motion carried.

PUBLIC DISCUSSION

None.

SUPERVISOR'S COMMENTS

1. The Association of Towns is going out for new bids for the suppliers of electricity. I'll input the Town's electricity usage and see what the bid price comes out for us. In the past, there was no savings when compared to the variable rate we get from Central Hudson.

2. Two additional Solarize Northern Dutchess community workshops will be held shortly. The first one is for commercial, agricultural, and non-profit business owners on tomorrow Wednesday, May 11 from 7:30 to 9 AM at the Bread & Bottle, 7496 South Broadway (Route 9) Red Hook. A breakfast will be served. The second one is for homeowners on Monday, May 23 from 7 to 8:30 p.m. at Omega Institute in the Ram Dass Library at 150 Lake Drive, Rhinebeck 12572 in the Town of Clinton. Come and learn about placing solar panels at your home, farm, or small business. Any resident from Dutchess County can go to the Omega workshop. 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.

3. Reminder that Clinton's Grievance Day is Wednesday May 25 in the Town Hall. For more information, see the Town's webpage www.TownofClinton.com
4. There is a Shared Services grant application going on also at this time. Last month at the Supervisors and Mayors Association meeting, a financial software vendor described their financial package. Many of the Towns were interested in upgrading their software to this coordinated set of software tools. There are modules so a Town would start with the basic offering and adding additional features as needed. Combined training would also save money. Hopefully the new programs would be fully grant funded. I expressed an interest since currently we use QuickBooks and a payroll program to do financial business with few other features. We need to give a reply of participation by May 17 to get the proposal delivered by June 17.
5. The status of the replacement of the Clinton Hollow bridge on Hollow Road (County Route 14) is finalizing the design, make the bid package, getting and letting bids, and some possible clearing work in 2016. In 2017, the bridge replacement is scheduled with detours being provided.

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

***RECREATION COMMITTEE**

No report. Town Clerk Mackin encouraged the community to find the summer Camp information and forms on the web.

***BUILDING INSPECTOR**

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

***ZONING ADMINISTRATOR**

Councilman Appolonia read from the April and May reports which are on file with the Town Clerk.

***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 there was no meeting, but the Chair went to see a solar panel being installed. Thanked the Town for the Roadside cleanup effort.

***LIBRARY REPORT**

***CABLEVISION**

Councilman Appolonia commented the he has been trying to get Schultzville and Eighmyville roads extended. It is expensive to get the cable to the houses in these areas. He is working on it.

***ZONING REVISION**

Councilman Michael said the meeting continues, several topics discussed include a tree preservation law, amending the solar law to include an item that was omitted. Talked about using the unified application for solar. We need to simplify the fee; suggests add a flat fee for a solar panel application through the unified application. Also discussed sign law and home occupations.

***PROPOSED TRANSMISSION LINES**

Supervisor Oberly gave a summary. Everything is at a halt in Albany. Details will be discussed after this meeting.

***OTHER**

OLD BUSINESS

1. Approve that we must have a bond for Kliros dam removal

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves that the Town of Clinton must have a steep slope restoration bond for the Kliros/Shapp Dam removal project in place for the dam reconstruction planned at the property known as Kliros, and described as tax map parcel no. 6566-00-646093. All aye. Motion carried.

2. Approve Morris Associates for engineering and administration of CDBG project

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves Morris Associates as Engineer for consultant services at a cost of \$15,800 to prepare the design and bid specifications for the Fran Mark Recreation park CDBG project. All aye. Motion carried. This is for a new basketball court, handicapped bathrooms and macadamed walkway for handicapped accessibility there.

NEW BUSINESS

1. Approve purchase of a zero turn commercial lawn mower off NYS bid for Rec Department

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approves the purchase of a zero turn commercial lawn mower off NYS bid for Rec Department at a cost not to exceed \$13,000, the payment being found from the Recreation Subdivision fund account. Dean Michael said the cost seems high. Ray said it is a large mower deck and we will see if we can turn in the other one we have. All aye. Motion carried.

2. Discuss County grant: Taxpayer Stabilization grant initiative for stand by generator purchase for Town hall complex

Supervisor Oberly commented:

County Executive Marcus Molinaro has found extra income and has proposed a new one-time Taxpayer Stabilization Grant Initiative. The emphasis is to award funding to incentivize municipal projects through a one-time competitive process for critical projects resulting in meaningful savings to aid municipal efforts to reduce and/or minimize the property tax levy imposed on residents. The maximum award possible is \$250,000 without any matching by the Town. Program administrator Christie Bonomo talked to Supervisor Oberly about the project for the Town. She thinks it qualifies as a proposal. The proposal is to have a new 150 KW stand-by generator installed at the Town Hall Complex to provide electricity to the whole Complex when the electrical power goes off. Due to the current distribution of electric service at the Complex when the power goes off, there is no water, heat/cooling, or electricity thus the whole Town Complex must shut down. The existing 40 KW generator can only supply electricity to the Highway buildings and a part of the Town Hall building with no water and heating/cooling. The merging of the three existing electric service meters into one will give about a \$2,000 per year savings in addition to the savings due to higher usage on one meter. The early estimated cost is about \$150,000. I am going to an application meeting tomorrow to learn more about the Stabilization Grant Initiative. Applications are due July 1 with announcement of awards in September 2016.

Dean commented that he objects to the grant initiative because the county has extra money because they capped our sales tax return. He would like Town of Clinton to have our fair share of sales tax money to use to lower our budget, not create new projects. Ray said this is not sales tax money and that is distributed via an existing contract, although he agrees with Dean.

Mike Appolonia wants to consider having the facility run on three phase. Ray said we are on two phase and that would be part of the changes to adding the generator back up.

3. Discuss penalties for operating a cell tower without a special permit

Councilman Werner explained the Verizon cell tower has been operating illegally for about two years; they have not renewed their special permit. When they don't renew, the permit expires. They operated for three years on an expired permit previously. The Planning Board asked Eliot to bring the topic up to the Town Board. They want a fine with some impact. Dean suggested a yearly renewal instead of every two years. Must revise the zoning law and discuss a fine, which can be included in the Fee Schedule.

OTHER

1. Resignations and Appointments

MM Supervisor Oberly, 2nd Councilman Appolonia that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 20 of 2016 a resolution to appoint seasonal, summer employees from May 15, 2016 to September 30, 2016.** All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Michael to appoint Mariel Mustello as Recreation Assistant for 4 weeks of Summer Camp at a rate of pay of \$9.50 per hour not to exceed 140 hours total from July 11, 2016 to August 12, 2016. All aye. Motion carried.

2. 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. 21 of 2016 a resolution to amend the 2016 Town Budget at the May 10, 2016 Town Board meeting.** All aye. 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 May Capital fund warrant numbered 2 and 3, totaling \$1799.47; the May General Fund Warrant, vouchers numbered 142 through 183, totaling \$35,687.53 and the May Highway Fund Warrant, vouchers numbered 114 through 136A, totaling \$ 36,707.11. All aye. Motion carried.

3. Supervisor's Report

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

PUBLIC DISCUSSION

MM Supervisor Oberly, 2nd Councilman Appolonia to open the meeting to public discussion. All aye. Motion carried.

Barbara Burns – Library Trustee, Thanked Eliot to serve as liaison. Talked about new programs including a program for seniors for learning and socializing, Thursday afternoons in June. Story Hour continues, and for teens a babysitter class is being offered, among other programs. Music will come to the lawn on Fridays in the summer evenings.

Idan Simms – commends the Board. Spoke about replacing his pool in 2014, which was done in compliance. Received a letter from the Building Inspector which he deemed threatening. Discussed the series of events that occurred to bring his pool into compliance. Feels there is a deficient records retention system. He confirmed with his pool builder that all paperwork was filed at the proper time. He has gotten no call back from the Building Inspector after refileing all the paperwork. Recommends the Board look at the Building department to see what letters are being sent out and to oversee the work they are doing. Also discussed signs permanently affixed on Bulls Head Road advertising a weekly Barn Sale. Asked to have the ZA restore the country-like atmosphere of our town by addressing these signs and having them removed.

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Joel Tyner – agrees with Councilman Michael, with a \$57 million fund balance, there is no reason we are not sharing this with local communities. Suggests the Supervisors and Mayors get together and ask to renegotiate the sales tax contract to get some of that money back. Tomorrow is the tick task force meeting at the Wallace Center. Councilman Appolonia asked for a follow up to a meeting they both attended regarding bringing high speed broadband to rural areas.

MM Supervisor Oberly, 2nd Councilman Appolonia to return to the regular order of business. All aye. Motion carried.

ADJOURNMENT

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board adjourns the meeting. All aye. Motion carried. The meeting was adjourned at 8:34 PM.

Respectfully Submitted,

Carol-Jean Mackin,
Town Clerk