

July 12, 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, Nancy Cunningham and Eliot Werner. Absent was Town Clerk Carol-Jean Mackin, Arlene Campbell is Acting Clerk. There were 3 people in the audience.

Supervisor Oberly called the meeting to order at 6:39 PM and led the Pledge of Allegiance.

APPROVE MINUTES

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the June 14, 2016 Regular meeting. All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the minutes of the June 30, 2016 Regular meeting. All aye. Motion carried.

PUBLIC DISCUSSION

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

No comments

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

SUPERVISOR'S COMMENTS

1. This is a reminder for the Senior Citizen annual free for Seniors' picnic being held tomorrow July 13 starting at noon, rain or shine at the Fran Mark Memorial Rec Park on Clinton Hollow Road (Cty Route 18). You must have made reservations previously to attend. No walk-ins are permitted. Come early to be able to meet friends and neighbors.
2. The Town's tentative equalization rate for 2016 is 100% which means full value assessment. The final assessment rarely changes from the tentative rate.
3. There is still time to register for some of the Town's children's summer camps. Call Denise Biery at 845-266-5721 ext 130 to confirm available weeks. Details and registration forms are on the Town's web page www.townofclinton.com.
4. The Dutchess County Property Tax Relief Grant was submitted for \$250,000 to install a 150KW stand-by generator for the Town Complex and install additional solar panels to reduce the Town's electricity costs.

REPORTS

***PLANNING BOARD**

Councilman Werner said (report on file). He also discussed the matter about imposing penalties and fines to the Cell Tower companies who are in violation. The Town will need regulations to enforce it.

***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**

Councilwoman Cunningham reported the upcoming community events in Rec Park. She also discussed the two bids packages that are available at the Town Clerk's office. One package is to update the bathroom and the second one is update the facilities including the basketball court. Bid should be back by August 9.

***BUILDING INSPECTOR**

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

***ZONING ADMINISTRATOR**

Councilman Appolonia read from the report which are on file with the Town Clerk.

***HIGHWAY**

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

***SCENIC AND HISTORIC ROADS ADVISORY COMMITTEE**

Councilman Werner said that there was no meeting this month.

***LIBRARY REPORT**

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

***CABLEVISION**

Councilman Appolonia said that there is nothing new about the topic.

***ZONING REVISION**

Councilman Michael said the meeting continues with work being done on home occupations, signs, tree harvesting. He also discussed bed and breakfast details and the property classification of the convenient store especially with the gas station. There is a list of inventory that the zoning committee has been working on throughout the last few years. Recently discussed was about the zoning board and planning board authority/powers,

***PROPOSED TRANSMISSION LINES**

Supervisor Oberly gave a summary about the latest about this matter. Details will be discussed after this meeting.

***OTHER**

None

OLD BUSINESS

1. Approve resolution adopting local law to amend the Solar law

Dean said miscommunication between attorney and the planner during the creating of the solar law , and so certain wording was taken out and now people need building permits for items that were never necessary, including sheds and certain accessory stuctures. This law corrects that. Mr. Michael said that this resolution is to reinstitute the section that was taken out when the law was amended.

MM Councilman Michael, 2nd Councilwoman Cunningham to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 28 of 2016 adopting local law 1 of 2016 entitled, “Amendment to Section 250-22 of the Town Code, Accessory Structures.** All aye. Motion carried.

2. Approve local law to amend section 250 of the Town Code to authorize prosecutorial powers to certain employees

This was not defined properly in the Town Code. This local law corrects that.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 29 of 2016 approving local law number 2 of 2016 entitled, “Prosecution of Town Code Violations”** All aye. Motion carried.

3. Approve resolution authorizing the acceptance of a new surety for the completion of certain construction at the crimson hill subdivison and the release of the existing irrevocable letter of credit

MM Supervisor Oberly, 2nd Councilwoman Ms. Cunningham to approve the following resolution: BE IT RESOLVED that the Town Board **approves Resolution No. 30 of 2016 approving the surety bond for the completion of Crimson Hill subdivision.** All aye. Motion carried.

4. Update CDBG

Nancy Cunningham said that this matter was already discussed when she gave her report regarding the Rec Committee. The bids need to be back by August 9, 2016.

5. Update on Taxpayer grant

Ray Oberly talked about the grant that allows us to get money from the county. This way when the power goes off, this will help the town with the power (generator) and the money left will use for solar panel to help us reduced the cost of electric. Nancy said that in theory this will help the cost of electric and help reduced the cost of the taxes. Dean said that it will actually reduce the budget.

6. Discuss requesting a forum held by Sue Serino to discuss Resolution 7 of 2016 to reform the NY State public education funding

Mike Appolonia said that there are 12 states that still do that, the city of NY doesn't fund school through property taxes not for many years. He also indicated his meeting with Sue Serino's office and he's proposing that Sue will come to the Town to give us forum to let us know what is happening. Sue is looking into it so that the burden is not to the property owners.

Ray said that Sue can come here at any time but noted that the town doesn't participate in any of the school funding. We are not sponsoring, she is welcome to come here and the town will host it.

Dean agreed. Mike said that this will be Sue Serino's forum, the town will only providing the venue.

Mike indicated his concern about the outrageous increase in the amount of school taxes since he moves up here. Something has to get done.

The board agreed that Sue can come to the Town. No action taken.

NEW BUSINESS

1. Approve Russ Tompkins to attend State Magistrates conference

MM Supervisor Oberly, 2nd Councilman Nancy to approve Russ Tompkins attendance at the NYS Magistrate's Conference and Training Sept. 25 through Sept. 28 at Lake Placid, NY at a cost not to exceed \$738.00. All aye. Motion carries.

Dean said that this is when Judge Seelbach goes back to NYC. Ray said that this is basically just for the hotel expenses.

Mike left at 7:07 pm.

2. Discussion on speed control on Salt Point Turnpike

Councilman Werner discussion:

Mr. Werner indicated the growing traffic in the town due to increasing number of AirBnB. The concern is speed limit. He said that the something needs to get done about the speed on Salt Point Turnpike. It is the DOT that restrict the limit according to Dean. The Dept of Transportation does the speed study,, they review it and decide whether it's necessary to reduce the speed. Eliot cited the instance that happened years ago in Bulls Head Road about the applicant for the subdivision process. The County reduced the limit due to that concern. Dean said that this is a state issue and part County. Ray said that state is the one who really has the purview on this. Eliot asked how to pursue this. Ray said you fill out the form, and suggest what the speed limit and the State will review it. The town sends this form. Dean said that the cost is for the Town to bear. Eliot expressed his eagerness to pursue this – this is a hamlet, people should not speed up on this road, the speed here is 40 and people will drive 55 miles. The board discussed about reducing the speed on the areas where drivers are driving awfully beyond the speed limit. The town needs to do something to alleviate this issue. Eliot expressed his concern about this and wants to pursue this issue. Eliot will do some work on how to pursue this mater. – No action taken.

OTHER

1. Resignations and Appointments

None.

2. Approval of Warrants

MM Councilman Michael, 2nd Councilwoman Cunningham to approve the following resolution
BE IT RESOLVED that the Town Board approves the July Capital fund warrant vouchers numbered 6 and 7, totaling \$5,100.00; the July General Fund Warrant, vouchers numbered 238 through 297, totaling \$54,138.68; and the July Highway Fund Warrant, vouchers numbered 166 through 188A, totaling \$26,962.17. All aye. Motion carried.

3. 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. 31 of 2016 a resolution to moving funds for the July 12, 2016 Town Board meeting.** All aye. Motion carried. 4-0

4. Supervisor's Report

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

Discussion. Dean commented about the equalization rate school district has gone by. This is good, and Hyde Park will do a little more burden. The school taxes will go down by 4%. Now it's 104%. This is good since it means less share for us.

OTHER

MM Supervisor Oberly, 2nd Councilman Michael to approve Clinton Alliance Church using the public parking area for their event. All aye. Motion carried.

PUBLIC DISCUSSION

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

Idan Sinms of PumpkinLane spoke and indicated the July 13, monthly meeting of the East Clinton fire District. He encouraged the homeowners to attend this meeting. \$22 million dollar Fire House is being proposed by East Clinton Fire District. He also questioned the need of two fire district in the Town of Clinton. The population is only 4,000; feels that the fire district (east and west) in the Town should be combined. We are a small community. We do not need 2 firehouses. He suggested to have a special advisory committee and can have one board member from the Town Board and rest are from town residents. He suggested that there can be two meetings in a month, first meeting is for the committee and second one is open to public discussion.

RayOberly indicated the areas of coverage of East Clinton Fire District.

MM Supervisor Oberly, 2nd Councilman Michael 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 7.27 PM.

Respectfully Submitted,

Arlene Campbell
Acting Town Clerk