

April 11, 2017 Town Board Meeting
April 11, 2017

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 Council people Nancy Cunningham, Dean Michael, Mike Appolonia, and Eliot Werner. Also present was Town Clerk Carol-Jean Mackin. There were two people in the audience.

Supervisor Oberly called the meeting to order at 6:30 PM and led the Pledge of Allegiance and had a moment of silence for former Councilman George Sanderson who recently passed away.

APPROVE MINUTES

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the March 21, 2017 Regular Town Board meeting. All aye. Motion carried.

PUBLIC DISCUSSION

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

Russ Tompkins - commented about the proposed tree law. Feels it is taking away homeowner rights and is an extremely excessive law. Feels the DEC laws should apply. The proposed law regulates all cutting and sometimes a landowner cuts healthy trees to nurture younger ones to grow and mature due to sunlight getting through. He uses wood to heat and needs to cut trees to do that; he objects to having to get a permit to do that, what about landowner rights? Finds inconsistencies throughout the document and pointed them out item by item. Pointed out vague wording, including sampling technique; the measuring units are unclear where to measure from. Referred to an April 5 Poughkeepsie Journal article that discusses tree management in a more concise manner than this proposed law. Concerned about the overall zoning revision work and wants to see new items underlined so it is obvious what changes are proposed.

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

SUPERVISOR'S COMMENTS

- The Town Hall offices and Highway Department will be closed for Good Friday, April 14. The Town Recycling Center will be open on Saturday as usual from 8 a.m. to noon. During the Public Session at the last Town Board meeting (March 21), a question was raised if the Town's solar panels were generating electricity. The question came from the information on the Town's web page where the solar output is normally shown and the web page showed no electricity being generated. An observation of the solar panel electric meters shows the solar panels are working. It appears the Ethernet cable was either disconnected or the software in a computer was compromised during the change of computers. Hudson Solar (the installer) technician will come by to enable the web page to again show the solar panel output into the Town Complex.
- The replacement of the Clinton Hollow Bridge on Hollow Road (County Route 14) has begun. This month tree cutting started and moving of some electric poles is in process. The project will make a realigned Hollow Road, replace the bridge, and change the intersection with Schoolhouse Road. Road and bridge construction will start in early July

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and the road will be open by mid-October. The detour will be Centre Road to Schultzville and then on Fiddlers Bridge Road to Pleasant Plains. As more details become available, I'll announce them at the Town Board meetings.

- The Town Board will hold a workshop on Wednesday, April 26 starting at 7 p.m. at the Clinton Town Hall where Dutchess County Commissioner of Emergency Response Dana Smith will present the Dutchess County Emergency Medical Services (EMS) Task Force Report (dtd March 2017). The presentation will be followed by comments by the East Clinton and West Clinton Fire Commissioners on the services they are providing. At the end, there will a question and answer session. There will be no discussion on fire service response or activities at this workshop.

REPORTS

***PLANNING BOARD**

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

***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. Meeting tomorrow.

***RECREATION COMMITTEE**

Councilwoman Cunningham said the Camp Director is meeting with Health Department to meet new standards. The new Head lifeguard standard requires they need to be over 21, we are appealing. The camp schedule will two weeks in July and two weeks in August for K through 5 children. Pursing a camp for grades 6 through 8. Theron will send out a crew to power wash park buildings and a new refrigerator is installed in Fran Mark Park.

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

***HIGHWAY**

Councilwoman Cunningham thanked Russ Tompkins for his comments earlier. She then read from the report which is on file in the Town Clerk's office.

***SCENIC AND HISTORIC ROADS ADVISORY COMMITTEE**

Councilman Werner said Sat April 15 is the annual Roadside Cleanup 9 to 3.

***LIBRARY REPORT**

Councilman Werner said the Library sent out its annual report.

***ALTESE (formerly CABLEVISION)**

Councilman Appolonia said some residents stated they have to pay for the service being installed from pole to house and others had it put in at no charge. During contract negotiations, they said it would be on a case by case bases. He wants that defined.

***ZONING REVISION**

Councilman Michael said they were reviewing definitions. Two items continue to be of concern: dude ranch and conference center. They have been separated.

TRANSMISSION LINES

Supervisor Oberly said No Power Line Report

There is no change in the status of the new power line activity at this time as expected, the whole schedule is delaying again. HVSEC's combined guess is the developer selection results from NYS ISO will be around August 2017 and the Article 7 Part B process will start in the 3rd or 4th quarter of 2017. HVSEC will have access to intervenor funds again but there is little we can do to stop the process until 4Q17 when we know more details from the selected developer(s).

There will be no No Power Line Workshop after this Town Board meeting tonight.

***OTHER**

OLD BUSINESS

1. Discuss recreation programs for summer – Cunningham

Councilwoman Cunningham stated the information during the report section. Reiterated camp dates for K to 5. Working on a camp for grades 6 to 8. We are hiring lifeguards.

2. Discuss Tree Harvesting Local law – Michael

Dean said we reached out to ag and markets, they felt it was more a DEC project. Waiting for DEC to recommend on the proposal.

3. Discuss employee benefits – Werner

Eliot Werner distributed a proposal, which he explained. Ray had questions about the base number of hours and Eliot explained his ideas and his intentions for using certain numbers on which to base benefits. Ray asked about giving comp time and whether or not we should consider that. Eliot said no other towns use comp time. Ray says then you need to say no comp time. Eliot said holidays are the only ones that would use extra money to the budget, which is about \$3300.00 per year. Ray asked about how we keep track of this time. Eliot suggested a sign in sheet, with the Supervisor's Assistant overseeing keeping track of time. Nancy suggests keeping it simple. It will be incorporated into the employee handbook for next month.

4. Approve fuel system Intermunicipal Agreement - IMA – Oberly

Eliot asked about a discrepancy in the amount listed on this grant vs the number contracted with Cortland as they are different. The grant is less than what Cortland contracted for which we will make up with Town funds, according the Supervisor Oberly.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED THAT the Town Board approve the Intermunicipal Agreement for the sharing of an electronic fuel dispensing system between the Town of Clinton, ECFD, WCFD, and Dutchess County (Sheriff's Department) and authorizes the Supervisor to sign the agreement All aye. Motion carried.

5. Approve Highway Superintendent to Cornell Local Roads meeting - Oberly

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED THAT the Town Board approve Highway Superintendent Tompkins attendance at Cornell Local Roads Program workshop on Highway Departments Legal Liabilities on 4-19-17 in Ulster County at a cost of \$50 registration plus mileage. All aye. Motion carried.

NEW BUSINESS

1. Approve two new maintenance worker positions - Oberly

Need two maintenance people for a backup or to assist in a project.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED THAT the Town Board approve the creation of two new part time maintenance worker positions. Dean Michael asked How are we paying for this? Ray said some will be from the library facia project which was based on prevailing wages, and the actual cost will be less. Dean asked if there is there a cap to what we will spend? Ray said he capped the labor amount at \$6000. The Board members talked about the facia work on the library and other maintenance projects that need work around the Town Hall. All aye. Motion carried.

2. Approve two new maintenance workers– Oberly

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED THAT the Town Board approve hiring Shane Empert as part time Maintenance Worker for up to 19 hours per week on an as-needed basis, effective April 11, 2017 at \$12 per hour. All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED THAT the Town Board approve hiring Donald Empert as part time Maintenance Worker for up to 19 hours per week on an as-needed basis, effective April 11, 2017 at \$25 per hour. All aye. Motion carried.

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3. Discuss shared services grants for 2017 – Oberly

Ray Oberly discussed the grant categories and the one we could qualify for is land use. The schedule is tight, but he does not see anything that would qualify. Dean said a lot of it is for consolidation; we could qualify for a broad-based study on how we can be more efficient and let them tell us where efficiencies can be made. Dean Michael will follow up with the County and report back in May.

4. Approve an additional constable position to make a total of three – Oberly

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED THAT the Town Board approve the creation of one new Constable position to make a total of three Constables available to the Justice Court. All aye. Motion carried.

5. Approve one new constable - Oberly

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED THAT the Town Board approve hiring Joseph Burden as Constable for up to 19 hours per week on an as-needed basis, effective April 11, 2017 at \$20 per hour. All aye. Motion carried.

OTHER ITEMS

none

1. Resignations and Appointments

none

2. Motion to move funds

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution BE IT RESOLVED that the Town Board approves **Resolution No. 20 of 2017, a motion to move funds at the April 11, 2017 meeting.** All aye. Motion carried.

3. Approval of Warrants

MM Councilman Michael, 2nd Councilwoman Cunningham to approve the following resolution BE IT RESOLVED that the Town Board approves the April General Fund Warrant, vouchers numbered 115 through 143 A-H, totaling \$33,014.15 and the April Highway Fund Warrant, vouchers numbered 84 through 116A, totaling \$ 53,395.26 All aye. Motion carried.

3. Supervisor's Report

MM Supervisor Oberly, 2nd Councilman Michael to approve the March 2017 Supervisor's Reports. All aye. Motion carried.

PUBLIC DISCUSSION

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

Idan Simms - congrats for discussing the grant to hire a consultant to improve efficiencies. He understands the County Executive is promoting these kinds of studies and can be used for the EMS issue in our town. Said one of the solutions to the low response rate for EMS would be to consolidate to one district. Encourages the town board to seek this grant to follow up this issue of the possibility of a central Town of Clinton consolidated fire district. Reminded the public of the ECFD meeting Wed. night.

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

OTHER

MM Supervisor Oberly, 2nd Councilman Michael to purchase a new highway computer; Dell optiplex 3040 core i5 processor desk top computer from Fred Shequine at a cost not to exceed \$1,238.00 including shipping, installation and setup. Councilman Michael asks why do we need this. Supervisor Oberly said the new fuelmaster system level is windows 7 and the current computer is not. All aye. Motion carried

ADJOURNMENT

MM Supervisor Oberly, 2nd Michael that the Town Board adjourns the meeting. All aye. Motion carried. The meeting was adjourned at 8:00 PM.

Respectfully Submitted,

Carol-Jean Mackin,
Town Clerk