

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

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 November 14, 2017 Regular meeting. All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Cunningham to approve the minutes of the December 5, 2017 Bid Opening. All aye. Motion carried.

### **PUBLIC DISCUSSION**

none

### **SUPERVISOR'S COMMENTS**

The bridge replacement on Hollow Road (CR 14) in Clinton Hollow is open but there is some landscaping other minor construction work being done. There may be intermittent delays in crossing.

The Clinton Christmas Holiday Schedule follows. The Clinton Town Offices, Highway Department, Justice Court Office, and Court will be closed for the Christmas Holiday on Saturday and Monday, December 23 and 25. On Saturday, December 23, the Town recycling center will be open as usual from 8 a.m. to noon. The Clinton Community Library will be closed on Monday, December 25 but will open regular hours on Saturday, December 23. Thanks are given to the Clinton Friendship Garden Club for their placing Christmas swags on the doors of the buildings in the Town Complex.

This will be the last time Councilman Michael Appolonia will be serving on the Town Board. He has served the Town for 16 years as Town Councilman, mostly in the Deputy Supervisor capacity, in improving the Town financially and environmentally. We wish Michael success in his future endeavors. Thanks again for your service to the Town.

There is no change in the status of the new power line activity at this time. There will be no No Power Line Workshop after this Town Board meeting tonight.

### **REPORTS**

#### **\*PLANNING BOARD**

Councilman Werner said both meetings, November 19 and December 5 were cancelled.

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

Councilman Appolonia said the ZBA does not meet in November due to the Thanksgiving holiday.

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

December 12, 2017 Town Board Meeting  
Councilman Michael said no meeting.

**\*RECREATION COMMITTEE**

Councilwoman Cunningham said the Tree Burning Ceremony on Jan 20 in Fran Mark Park. Trees have to be dropped off there, we cannot pick them up.

**\*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 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 there was activity where Central Hudson wanted to do tree trimming on private property; Councilman Appolonia followed up the concern and the issue is closed.

**\*LIBRARY REPORT**

Councilman Werner said the Library had its final meeting of the year last night.

**\*ALTESE (formerly CABLEVISION)**

Councilman Appolonia said they are adding a new representative, John Doolingham, who will be sharing the contact with the Town.

**\*ZONING REVISION**

Councilman Michael said discussions continued. Dean presented a table of contents which shows the status of the work done.

**TRANSMISSION LINES**

Supervisor Oberly said no meeting tonight.

**\*OTHER REPORTS**

None.

**OLD BUSINESS**

**1. Approve Tree Harvesting Local law**

Councilman Werner said Dean and Nancy met with Russ Tompkins and came up with a list of suggestions which the Town Attorney will incorporate into the law. The TA wants to know if we want to go ahead with the project, Councilman Michael said yes.

Councilman Werner asked specific questions of Councilpersons Michael and Cunningham. Concerning the insurance issue, we will handle the homeowner as the Building department does, by signing an affidavit, and a commercial operation is a 1-million-dollar coverage. The Board will revisit the issue in January

**2. Approve Longevity Policy- Oberly**

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve **Resolution No. 51 of 2017 stating that Section 1100 of the Employee Handbook is hereby amended to the new Section 1100 which shall read as provided in Schedule A entitled “Longevity Payment for Certain Employees”** which is attached hereto and made part thereof. BE IT FURTHER RESOLVED, that this addition of Section 1100 to the Employee Handbook shall be **effective January 1, 2018** for all qualified employees entitled to begin collecting longevity. All aye. Motion Carried.

**3. Approve County IMA for snowplowing – Oberly**

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approve the Intermunicipal Agreement for Snow Removal and Ice Control Services on certain roads in the Town of Clinton from October 1, 2017 to September 30, 2018. **All nay, MOTION FAILS.**

**4. Award highway bids - Cunningham**

MM Councilwoman Cunningham, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves the bid for highway materials at the rates provided on **Addendum A: 2018 Highway Materials bid award and Addendum B Oil and Stone Bid Award.** All aye. Motion carried.

**NEW BUSINESS**

**1. Approve going to Assoc. of Towns Training in Albany January 10, 11 and 12, 2018 for Cunningham, Michael, Whitton – Oberly**

MM Supervisor Oberly, 2nd Councilman Appolonia that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves Council people Cunningham, Michael, and Whitton going to Assoc. of Towns Training in Albany January 10, 11 and 12, 2018 at a cost not to exceed \$1950.00. All aye. Motion carries.

**2. Approve going to Assoc. of Towns Training for Oberly in NYC Feb. 18 – 21 – Oberly**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves Assoc. of Towns Training for Supervisor Oberly in NYC Feb. 18 – 21, 2018 at a cost not to exceed \$1250. All aye. Motion carried.

**3. Approve Town’s Annual Meeting on December 27, at 7 PM – Oberly**

December 12, 2017 Town Board Meeting

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves that The Town's Annual Meeting be held on December 27, 2017 at 7 PM in the Town Hall. All aye. Motion carried.

**4. Approve Town Reorganization Meeting on January 9, 2018 – Oberly**

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve that The Town Reorganization Meeting will be held on January 9, 2018 at 6:30 PM and will be followed by the regular monthly Town Board Meeting on January 9, 2018 at 7:00 PM. All aye. Motion carried.

**5. Discussion on ZEO needing a search warrant – Oberly**

The Town Attorney is still researching and writing the process to be followed to be in compliance with other NYS laws. It will be placed on the January 9 Town Board agenda.

**6. Approve payment of cemetery flags to Town of Washington – Oberly**

The Town of Washington requested the Town of Clinton pay them \$90 so a VFW can have placed American flags on the graves of veterans at Upton Lake Cemetery which partly in the Towns of Clinton and Stanford. Many years ago, the Town Board motioned not to provide American flags for veterans in the Schultzville Cemetery. The NYS Association of Towns' attorney said it is possible to do with restrictions and we should pass a local law to authorize this payment. The funds are not in the 2017 or 2018 budgets. The costs will increase as more veterans die. Eliot asks why was it turned down before, Ray said money is the issue; we have five cemeteries in town. Dean said we are not allowed to fund a private entity. Our flags must be given to a nonprofit and they have to use them in a public way on specific holidays. The lawyer recommended to enact a local law for this to be done. Dean said we got a bill for this already. The board questions the bill. Nancy said we should buy the flags.

MM Supervisor Oberly, 2nd Councilman Appolonia to approve the following resolution: BE IT RESOLVED that the Town Board approve payment of cemetery flags to Town of Washington at a cost not to exceed \$90. All aye. Motion carried.

**7. Discussion of PERMA Worker's Compensation and Employer Liability Agreement – Oberly**

We received a new PERMA Workers Comp Agreement which now includes the establishment of a Safety Program with a Safety Coordinator and other members.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve the agreement between PERMA and the town of Clinton dated November 27, 2017 and authorizes the Town Supervisor to sign the contract. All aye. Motion carried.

**8. Approve Special meeting to interview candidates**

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves that a special Meeting be held on December 21, 2017 at 7 PM in the Town Hall to interview candidates for positions in the new year. People will not be penalized if they are away and we will make other arrangements. All aye. Motion carried.

**OTHER**

**Discussion on Community choice aggregation**

Sun & Energy Company acts as an independent insurance broker who seeks out the best policy for a customer. In this case, the company collects the electrical usage needs for local governments to get a large volume of usage to get the best lowest price from renewable energy sources. All the residents, businesses, farmers, and governments located in a local government can be automatically included in the lower electrical usage rate. It is estimated that there would be about a 10% reduction in the cost on their electric bill. The Town would need to pass a Local Law to Establish a Community Choice Aggregation Program, approve a Memorandum of Understanding and Joinder Agreement, and an Energy Services Coordinator Agreement. At the January 9, 2018 Town Board meeting, we can discuss if there is interest to move forward on this program and have a public presentation and workshop in the later part of January. At this time the Village of Wappinger Falls and Town of Marlborough has signed up. Discussions are under way with City of Poughkeepsie, Town of Poughkeepsie, Town of Wappinger, and Town of Newburgh. It is expected that the program would start in early 2019. I've given you a package with all the information and details available today.

**1. Resignations and Appointments**

MM Supervisor Oberly, 2nd Councilman Michael to accept the resignation of the Zoning Administrator Don Smith, effective December 29, 2017. All aye. Motion carried.

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael to accept the resignation of the elected Tax Collector Colleen McGarry effective December 31, 2017. All aye. Motion Carried.

**2. Approval of Warrants**

MM Councilman Michael, 2nd Councilwoman Cunningham approve the following resolution BE IT RESOLVED that the Town Board approves the December General Fund Warrant, vouchers numbered 423 through 458 A-I, totaling \$124,697.34 and the December Highway Fund Warrant, vouchers numbered 306 through 338A, totaling \$ 68,494.68. All aye. Motion carried.

**3. 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. 52 of 2017, titled a Resolution to move funds for the December 12, 2017 meeting.** All aye. Motion carried.

**4. Supervisor's Report**

December 12, 2017 Town Board Meeting

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael to approve the November, 2017 Supervisor Report. All aye. Motion carried.

### **PUBLIC DISCUSSION**

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

Cynthia Koch– spoke on the topic of demolition delay of historic buildings, asked the Town to institute a local law for this issue. She discussed our local law as it relates to historic buildings. The master plan states that saving historic buildings is a priority for the town. We currently have very little landmark protection of our historic buildings. She is proposing this law which will allow us to take a breath and consider tearing down an historic building before we demolish it. She distributed a sample law to board members.

Russ Tompkins – commented on the tree law, in favor of the process to streamline the document and entertaining his input. Feels the previous comments interfere with private property owner rights.

Cynthia Koch – clarified her comments, she is asking for a process that would be considerate saving buildings.

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Appolonia to close the meeting to public discussion and return to the regular order of business. All aye. Motion carried.

**Mike Appolonia comment:** Mike looked back 40 years to when he first started his public service. What impressed him was his mail, all of which referred to him as Honorable Appolonia. The honor is a trust and he recognized that people are depending on you to have principle in decision-making; hopes he succeeded. We live in a wonderful and great town its given so much, so hopefully we can give back. It has been a pleasure working with the board and we welcome Michael Whitton, we will give him all the support he needs to do the job.

### **ADJOURNMENT**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael that the Town Board adjourns the meeting. All aye. Motion carried. The meeting was adjourned at 7:30. PM.

Respectfully Submitted,

Carol-Jean Mackin,  
Town Clerk