

January 8, 2019 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 Council people Nancy Cunningham, Dean Michael, Michael Whitton, and Eliot Werner. Also present was Town Clerk Carol-Jean Mackin. There were three people in the audience.

Supervisor Oberly called the meeting to order at 6:15 PM and led the Pledge of Allegiance.

APPROVE MINUTES

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the Dec. 11, 2018 Town Board meeting. All aye. Motion carried.

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the Dec. 26, 2018 Annual Mtg. All aye. Motion carried.

PUBLIC DISCUSSION

None.

SUPERVISOR'S COMMENTS

On January 21, Martin Luther King, Jr. Holiday, the Town Offices, Highway Department, Court Office, and Court will be closed.

This is a reminder to not park on the road sides during the winter to allow the Town to do proper snowplowing and sanding.

REPORTS

***PLANNING BOARD**

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

***ZONING BOARD OF APPEALS**

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

***CONSERVATION ADVISORY COMMITTEE**

Councilman Whitton read from the annual report on file in the Town Clerk's office.

***RECREATION COMMITTEE**

Councilwoman Cunningham said they did not meet; the bon fire is scheduled for January 19, 5:30 PM.

***BUILDING INSPECTOR**

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

***ZONING ADMINISTRATOR**

Councilman Werner 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 no meeting.

***LIBRARY REPORT**

Councilman Whitton said they have not met.

***CABLEVISION Altese**

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

***ZONING REVISION**

Councilman Michael said workshop meetings will begin January 17, 2019 starting with the first three sections.

***PROPOSED TRANSMISSION LINES**

Supervisor Oberly said NYS ISO (Independent System Operator) is advancing a \$475 million project proposed by Transco to transport 2,100 megawatts of electricity. This is for the transmission line going from Albany to Pleasant Valley through Clinton. The benefits for the Transco proposal are significant savings for consumers from lower capacity payments and the resilience benefits of sturdier structures. NYS ISO's final decision is expected in March 2019 then the PSC will begin the Article 7 review process and the local governments and others then can offer comments after reviewing the proposal. There will be no No Power Line Workshop after this Town Board meeting tonight.

***OTHER**

none

OLD BUSINESS

1. Discussion of Masonic property -Oberly

The Town acquired the Masonic property and the building in Schultzville. The Masonic Hall was moved to the Town Complex while the property remains unused. The Assessor noted the Town does not use the property for any Town purposes so the property will be required to pay school and fire taxes around \$600 per year. The Town has these options; sell the property, continue to pay the taxes until property is sold or used, develop a Town use for the property, or some other suggestions. A decision must be made before March 1, 2019 to change the status on the Assessment Roll for 2019. Any comments on what we should do? Councilman Michael asked what some uses could be. Supervisor Oberly suggested a parking lot. Councilman Michael thinks it's a buildable lot because it has well and septic, but financing would not be easy. A decision must be made by March 1. Councilperson Cunningham suggests leave it for now, as the taxes are minimal. Dean Michael suggests it would sell for \$10,000 to \$20,000.

NEW BUSINESS

1. Designate Audits of Town Offices - Oberly

Supervisor Oberly designated the following:

- Town Justices - Cunningham
- Town Clerk – Michael
- Town Supervisor/Budget Officer – Werner
- Tax Collector – Whitton

2. Discussion on landmark designation for Creek Meeting House/Set date for PH – Oberly

The Clinton Historical Society wants to have the building designated as a Landmark building by the Town so they can obtain funds to improve and maintain the building. Our current Zoning Law allows for this designation and Town Board is the agency that approves the designation. The Town Board accepts the petition, holds a public hearing, and later can approve the designation. The designation and its inherent restrictions stay with the building not with the owner.

Cynthia Koch, President Clinton Historical Society, presented a petition for the CHS Creek Meeting House to be the first property listed as an historic landmark building under the zoning law. She is looking forward to listing the other 41 properties that currently have private historic recognition to have this landmark designation also. Ms. Koch referenced the Zoning Law and the Comprehensive Plan to show historic preservation is key to the community's quality of life. She described economic pluses of recognizing historical properties and she described other benefits of preserving historic buildings. This effort is supported by Norene Coller a long-time member of the CHS and Town committees.

Supervisor Oberly asked if the Town Board is in favor of accepting the petition, the Board agreed, the public hearing on the designation has to be within 40 days of tonight's motion.

MM Supervisor Oberly, 2nd Councilman Werner that the Town Board approves the following resolution **BE IT RESOLVED** that the Town Board approve accepting the petition designating the Creek Meeting House an historic landmark building, and set the **public hearing on Thursday, January 31, 2019 at 7 pm in the Clinton Town Hall**. All aye. Motion carried.

3. Approve Local Law for establishing Town CCA – Oberly

The Town Board must enact a local law to allow a Community Choice Aggregation (CCA) program to exist for the Town of Clinton. After passage of the Local Law, then a CCA Administrator is appointed to determine the electric supply rates, supplier(s), and length of contract for the rates. A final CCA Administrator is then appointed by the Town Board to implement the process. The approval of the supplier will probably not be done until early summer. Councilman Michael concerned about the administrative work involved. Michael Whitton explained the process. Ray Oberly said it helps with Clean Energy Communities Program and the Benchmarking program we are involved in for grants. Councilman Michael said we looked at this before and we saw no savings, in fact it looked like we would pay more. Councilman Whitton said this looks at the entire town's energy use, not just the municipality's

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usage, which was the view done in the past, so they can leverage better prices for the entire town. Supervisor Oberly said this local law just starts the process, it does not obligate anyone.

MM Supervisor Oberly, 2nd Councilman Werner that the Town Board approves the following resolution BE IT RESOLVED that the Town Board approve **Resolution No. 8 of 2019 introducing proposed Local Law No. XX of 2019 of the Town of Clinton, entitled “Community Choice Aggregation Program”**, a copy of which is attached hereto and, further that a public hearing be held on such proposal at the Town Hall on Feb. 12, 2019, at 6:25 o'clock p.m., Prevailing Time. All aye. Motion carried.

4. Approve RFP HVAC – Oberly

This RFP is for a 3-year contract for the geothermal heating and air conditioning systems for the Town Complex buildings. This is for twice yearly maintenances and for repairs when needed.

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves soliciting sealed proposals from qualified HVAC firms for a three-year maintenance contract. Bids must be submitted to Carol Mackin, Town Clerk, 1215 Centre Road, Rhinebeck, NY 12572 by 10 AM on February 6, 2019. The Town Board will vote on the submissions at the regular meeting on February 12, 2019, at 6:30 pm. Michael Whitton said he just saw this tonight and when he did the RFP for the planner, the Board wanted to see the RFP beforehand. Supervisor Oberly asked Town Clerk Mackin why we don't have a bid opening date. Town Clerk Mackin said it is not a sealed bid. Councilman Michael asked if the elevator RFP is the same as the one we used last time; there are only three companies in the area that service elevators. After discussion, all agreed to delay vote until February meeting so all have chance to read. **NO VOTE.**

5. Approve RFP Elevator – Oberly

Delay until February so all have chance to read.

6. Approve request for AUD extension – Oberly

The Town's bookkeeper requested the Town to apply for an extension for the due date for the AUD which is the Town's annual financial report for 2018. The normal due date is February 28 but the extension moves it to April 30. There are no consequences for requesting the extension only requiring the writing of the request.

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves requesting an extension to file the AUD for proper accounting of the 2018 finances. All aye. Motion carried.

7. Approve School Choice Resolution – Oberly

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 9 of 2019 recognizing January 20-26, 2019 as Clinton School Choice Week.** Councilman Whitton wants to know who is sponsoring this, Councilman Michael and Supervisor Oberly did not know

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off hand, but that we have been supporting this for years. Werner: NO, Whitton: NO, Oberly: AYE, Michael: AYE, Cunningham: AYE. Motion carried.

8. Approve Fee Schedule for Cemeteries – Werner

Councilman Werner is suggesting using the fees from the Shultzville Cemetery. Councilman Michael said we need to determine perpetual fees. Nancy Cunningham is concerned about who is responsible for what aspect of the burial. Councilman Werner will come back with this information in February.

9. Approve resignation/ special executive session

MM Supervisor Oberly, 2nd Councilman Michael to accept the resignation of Justice Russ Tompkins effective midnight Feb. 2, 2019. Supervisor Oberly thanked him for his service. All aye. Motion carried.

With the resignation of Town Justice Russell Tompkins, the Town Board must appoint a person to serve the remaining term until December 31, 2019. The next regular Town Justice election will occur in November 2019. A nomination letter to be considered for appointment to this position must be sent to Town Supervisor Ray Oberly by e-mail to TownSupervisor@TownofClinton.com, by regular mail to Town Supervisor Ray Oberly, 1215 Centre Road, Rhinebeck NY 12572, hand delivered, or FAX to 845-266-5932 by Tuesday, January 22 noon. The letter should contain your name, phone number, e-mail address, any experience that may be helpful, and you must be a resident of the Town of Clinton. The interviews will be scheduled for the evening of Thursday, January 24 in the Schoolhouse at the Town Complex. Appointment will be made at the regular February 12 Town Board meeting.

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves a special executive session to interview Town Justice applicants on January 24, 2019 at 7 PM in the Town Hall. All aye. Motion carried.

OTHER ITEMS

1. Approval of Warrants

MM Councilman Michael, 2nd Councilman Cunningham to approve the following resolution BE IT RESOLVED that the Town Board approves the January General Fund Warrant, vouchers numbered 1 through 17A-K, totaling \$ 8091.20 and the January Highway Fund Warrant, vouchers numbered 1 through 4, totaling \$ 5314.93. All aye. Motion carried.

2. Motion to Move funds

none

3. Supervisor's Report

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The January 2019 Supervisor's Report will be approved when the 2018 books are reconciled.

Other

Councilman Whitton, talked with Lime Energy to review lighting in the Town Hall complex. They will meet to look at the lighting on January 17, 2019 from 8 am until noon to conduct an energy audit.

PUBLIC DISCUSSION

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

Judy Canham- requests that the Board look at how the Town communicates town business to residents. Suggests a newsletter as a good medium; she receives one from Stanford, not Clinton. Would like a medium of communication other than the website from the Town. She suggests twice a year sending a summary newsletter. She would be available to help the process. Dean Michael said we changed the web to collect emails so we can email people our content but it takes manpower; perhaps the Park can have a marquee to announce Town information.

Bernadette Duquette – she supports better communication. Internet access is spotty.

Cynthia Koch – designate Masonic land as a green burial plot, Ray said there is a process for approval. Regarding the lighting audit by Lime Energy, be careful, there is a certain look designed for a historic building, the Masonic Hall third floor lighting is unique.

Jeff Kamaski - of Hudson Valley Energy, working with Juule Asset. He is the administrator's outreach representative. Holding events for public outreach.

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 7:29 PM.

Respectfully Submitted,



Carol-Jean Mackin,
Town Clerk