

July 14, 2020 Town Board Meeting  
July 14, 2020

Schultzville, NY

The Clinton Town Board held the Regular Town Board meeting on this day via teleconference using Zoom with a You Tube livestream to the public due to the Novel Coronavirus (COVID-19), Emergency State and Federal bans on large meetings or gatherings and pursuant to Governor Cuomo's Executive Order 202.1 issued on March 12, 2020 suspending the Open Meetings Law.

Via Zoom, Present were Supervisor Ray Oberly and Council people Dean Michael, Michael Whitton, Nancy Cunningham, and Chris Juliano. Also present was Town Clerk Carol-Jean Mackin and Town IT Consultant Fred Shequine managing the technical aspects of Zoom. There is no audience participation. Members of the public may view the Board meeting as it is livestreamed on the "Town Board Videos page on the Town of Clinton Website"

Supervisor Oberly called the meeting to order at 6:30 PM.

**NO PLEDGE/ NO FLAG PRESENT**

**ATTENDANCE**

Supervisor Oberly took attendance to establish a quorum:

Supervisor Oberly	here
Councilman Juliano	here
Councilman Whitton	here
Councilman Michael	here
Councilwoman Cunningham	here
Town Clerk Mackin	here

**APPROVE MINUTES**

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the **June 9, 2020 regular Town Board meeting.**

**ROLL CALL VOTE:**

Oberly	AYE
Juliano	AYE
Whitton	AYE
Michael	AYE
Cunningham	AYE

**Motion carried.**

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the **June 18, 2020 special meeting.**

**ROLL CALL VOTE:**

Oberly	AYE
Juliano	AYE
Whitton	AYE
Michael	AYE
Cunningham	AYE

**Motion carried.**

## **SUPERVISOR'S COMMENTS**

Clinton Highway Superintendent Todd Martin is alerting the community that Browning, Fallkill, and Rymph Roads and the Town Complex driveways will have oil and stone road resurfacing starting on Wednesday, July 22 and ending Friday, July 24. Please make changes to your travel plans since there can be road closures as resurfacing is being done. Town Complex parking will be on the north side of the Library and in the Highway areas. Entrance is using the south highway entrance driveway. Other roads will be done over the summer, but they have not been scheduled yet.

The Town just moved into Phase 4 on July 7. There will be no change from the current mode of Town operation. We have installed the proper plastic shielding to protect the Town staff and are obtaining COVID-19 virus PPE and cleaning supplies to minimize everyone's exposure to the virus. As you are aware, the purchase of the PPE and virus cleaning supplies are not easily obtained. We are having some in-person activity by appointment at this time. In the meanwhile, continue to use the phone, FAX, emails, and the Drop Box on the porch of the Town Hall to get business transacted.

This is a 2020 Census reminder that you should have completed your 2020 Census by now. The data for the Town of Clinton in early July shows about 60% of the households have registered and this is not very good. This should be 100% by now. In an effort to get 100% registration, the Census staff is beginning limited field operations and is dropping off questionnaire packets at front doors of households in our area. In some cases, actual Census takers will be coming to your home to record your census information. People can fill out their census online at [www.My2020Census.gov](http://www.My2020Census.gov). They also can do so over the phone by calling 844-330-2020 for English and 844-468-2020 for Spanish. They can request the Census form if one has not been dropped off already, fill it out, and then mail it back. Everyone's completion of the 2020 Census very soon will be appreciated.

We received a free grant from Central Hudson to upgrade and install new LED lighting in Fran Mark Rec Park. This is one of the grants we did not receive a few years ago when we upgraded the Town Hall lighting.

This year the County Senior Picnics are much different than existed in previous years. The same local governments will hold their picnic, instead of tents and tables in a park, as a drive through at new locations. The Town of Clinton will still be with the Town of Hyde Park on August 18 at Regina Coeli Church in Hyde Park for the pickup of a bagged lunch. All Seniors will be receiving a card with registration information and listing the time and place of pick up. You must preregister to get a bagged lunch.

## **NEW BUSINESS**

### **1. Approve refund for no-longer-needed burial plots – Whitton**

MM Councilman Whitton, 2nd Councilman Juliano that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **refunding \$600.00 to Donald Becker for three no-longer-needed burial plots in Schultzville Cemetery that were**

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**originally purchased in 1997.** Dean Michael said we should not be in the business of selling back gravesites.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          NAY  
Cunningham     AYE

**Motion carried 4-1.**

**2. Approve updated Cemetery Rules and Regulations – Whitton**

Councilman Whitton said we have a family that wants to bury cremated remains and our rules don't address that type of burial creating the need for this update.

MM Councilman Whitton, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 28 of 2020 Cemetery Rules and Regulations, replacing Resolution No. 56 of 2018.**

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          AYE  
Cunningham     AYE

**Motion carried.**

**3. Approve updated fee schedule – Whitton**

MM Councilman Whitton, 2nd Councilman Juliano that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 29 of 2020 the Fee Schedule, replacing Resolution No. 25 of 2019. The schedule adds updated cemetery information.** Dean Michael wants to add that additional fees for the actual burial are not listed here. The Board members agree to that addition. Dean also discussed what the depth of a casket should be. The Board will discuss that further and update the Cemetery Rules in the next month.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          AYE  
Cunningham     AYE

**Motion carried.**

**4. Approve on-line auction contract – Juliano/Cunningham**

MM Councilman Juliano, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 30 of 2020 a contract between the Town of Clinton and Absolute Auctions and Realty Inc., for the sale of government vehicles, machinery, equipment, and all other surplus assets by online auction.**

**ROLL CALL VOTE:**

Oberly AYE  
Juliano AYE  
Whitton AYE  
Michael AYE  
Cunningham AYE

**Motion carried.**

**5. Approve purchase of used surplus roadside mower – Oberly**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves the purchase of the used, surplus roadside mower - a John Deere Model 5310 tractor with a two wheel drive flair side mower and a rear safety bar, with a County ID of GDJ, (located at the Millbrook Out Post) for a cost not to exceed \$5000. Councilman Juliano said we are renting a mower at \$6000 per month. It is in our favor to buy this.

**ROLL CALL VOTE:**

Oberly AYE  
Juliano AYE  
Whitton AYE  
Michael AYE  
Cunningham AYE

**Motion carried.**

**6. Approve upgrades to Friends Park – Cunningham**

Nancy Cunningham said a fencing replacement is sorely needed and the roof on the bathrooms is in poor shape, and there are plumbing issues. We don't have all the bids for the work, but we should be ready next month. The funds come from the recreation subdivision fund, which are set aside for these types of upgrades.

**7. Approve Resolution to allow swimming at Rec Park - Cunningham**

MM Councilwoman Cunningham, 2nd Councilman Juliano that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 31 of 2020 to allow swimming at the Fran Mark Rec Park beginning July 3, 2020.** In discussion, Supervisor Oberly asked if there is anyone counting people coming into the park and who is responsible for enforcing rules at the park? Nancy Cunningham said temperatures are being taken by lifeguards for those swimming and gate guards are keeping counts; we are following all rules we are required to follow. Ray Oberly asked if the rules written down, are there procedures created for all to have?; Councilwoman Cunningham said we are keeping logs.

**ROLL CALL VOTE:**

Oberly AYE  
Juliano AYE  
Whitton AYE  
Michael AYE  
Cunningham AYE

**Motion carried.**

**OTHER**

**OLD BUSINESS ITEM:**

**The highway contract:** Councilman Michael said the highway crew is dissatisfied that the Town Board has not agreed to a final contract, it has been seven months, we need to give them the retroactive pay raise as we continue to word smith. Councilmen Juliano and Whitton and Councilwoman Cunningham agree that the crew should receive their retroactive pay raises as we continue to word smith the contract. Supervisor Oberly said we can't give them raises without the final contract. Councilman Michael said this exception has been done before and we need to show good faith and give them their pay raise. Ray Oberly said he will have the review of the most recent contract done by noon Wednesday.

MM Councilman Michael, 2<sup>nd</sup> Councilman Juliano to approve the Highway contract and pay the highway employees their retroactive raises.

**ROLL CALL VOTE:**

Oberly	NAY
Juliano	AYE
Whitton	AYE
Michael	AYE
Cunningham	AYE

**Motion carried.**

Councilman Whitton asked Ray to email the Board members after noon tomorrow when he has read the contract to let the Board know his decision.

**8. Approve Bond Rating Interest change - Oberly**

The Town received new information from the Bank of Greene County on the SIB Bond interest rate reduction from 1.9% to 1.7% for the purchase of the 2 new snow plow trucks. The Town Board must agree to the reduction today so the paperwork can be processed before the Bond is executed later this year.

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves accepting the SIB Bond interest rate reduction from 1.9% to 1.7% from the Bank of Greene County for the purchase of 2 new snow plow trucks.

**ROLL CALL VOTE:**

Oberly	AYE
Juliano	AYE
Whitton	AYE
Michael	AYE
Cunningham	AYE

Motion carried.

**9. Approve County Snow plowing road change - Oberly**

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Highway Superintendent Todd Martin wishes to add a major portion of Hollow Road as we have done earlier since we must travel over this section of road to get to the many Town roads. The additional income will help offset the cost of the Bond for the purchase the 2 new snow plow trucks.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves amending its Dutchess County Snow Plow Contract to add Hollow Road (CR 14) from North Quaker Lane to the Taconic State Parkway (TSP) for the 2020 – 2021 Snow Plow Season with increasing the funding for the Town.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton           AYE  
Michael           AYE  
Cunningham    AYE

**Motion carried.**

**10. Approve the sale of two surplus highway items - Oberly**

The Highway Department is using an Auction Service to sell its surplus equipment. This is the first of several being considered this year.

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves the sale price for these Highway items sold by Auctions International: a Danuser Digger F-8 PTO Auger post hole digger for \$540.00 and an Enorossi BF-180 Sickle mower for \$1,075.00.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton           AYE  
Michael           AYE  
Cunningham    AYE

**Motion carried.**

**11. Add approval of surplus items bids - Oberly**

With the need to approve the offered bid prices within 48 hours of the bid closing, the Town must approve the bids to complete the process. To insure we meet this time requirement I suggest that the Town Supervisor and Highway Superintendent be authorized to accept the bids and not needing to set up very quickly at Town Board meeting.

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves giving the Town Supervisor and Highway Superintendent the authority at their discretion to approve the bids obtained through the sale of surplus equipment during the auction process. In discussion, Dean suggests an inventory list to have an idea of where we should be pricing these items. Nancy said we do put minimums on the items. Ray said the auctioneer helps us to value the equipment with Todd's input also.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE

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Whitton AYE

Michael AYE

Cunningham AYE

**Motion carried.**

## **1. Resignations and appointments**

### **A. Appoint Samantha Campbell, Clerk – Cunningham**

MM Councilwoman Cunningham, 2nd Councilman Juliano that the Town Board approves the change from Student Clerk to Clerk for Samantha Campbell effective July 14, 2020 with same rate of pay of \$12.72 per hour as a substitute worker.

#### **ROLL CALL VOTE:**

Oberly AYE

Juliano AYE

Whitton AYE

Michael AYE

Cunningham AYE

**Motion carried.**

MM Councilwoman Cunningham, 2nd Councilman Michael that the Town Board appoint George Ashworth as a Lifeguard for a term of office of July 5<sup>th</sup> to September 7, 2020 for \$12.72 per hour.

#### **ROLL CALL VOTE:**

Oberly AYE

Juliano AYE

Whitton AYE

Michael AYE

Cunningham AYE

**Motion carried.**

## **2. Approval of Warrants**

MM Councilman Michael, 2nd Councilman Juliano to approve the following resolution BE IT RESOLVED that the Town Board approves the July General Fund Warrant, vouchers numbered **278 through 339, totaling \$28,683.39** and the July Highway Fund Warrant, vouchers numbered **143 through 159, totaling \$ 36,671.26**

#### **ROLL CALL VOTE:**

Oberly AYE

Juliano AYE

Whitton AYE

Michael AYE

Cunningham AYE

**Motion carried.**

## **3. Motion to Move funds – Oberly**

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MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 32 of 2020 a motion to move funds at the July 14, 2020 Town Board meeting.**

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          AYE  
Cunningham     AYE

**Motion carried.**

**4. Supervisor's Report**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the June, 2020 Supervisor's Report.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          AYE  
Cunningham     AYE

**Motion carried.**

Juliano said we no long take waste oil so do not drop off, on July 4 garbage pick up was closed and people dropped off anyway. Please Don't do this.

**OTHER: MOTION TO EXECUTIVE SESSION**

MM Councilman Whitton, 2<sup>nd</sup> Councilman Michael to go into executive session to discuss a personnel matter.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          AYE  
Cunningham     AYE

**Motion carried.**

**A personnel matter was discussed.**

MM Councilman Whitton, 2nd Councilman Michael to go to return to the regular order of business.

**ROLL CALL VOTE:**

Oberly            AYE  
Juliano           AYE  
Whitton          AYE  
Michael          AYE  
Cunningham     AYE

**Motion carried.**



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**ADJOURNMENT**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board adjourns the meeting.

**ROLL CALL VOTE:**

Oberly            AYE

Juliano          AYE

Whitton         AYE

Michael         AYE

Cunningham    AYE

**Motion carried.** The meeting was adjourned at 7:40 PM.

Respectfully Submitted,



Carol-Jean Mackin,  
Town Clerk