

This is the Regular **Town Board meeting on November 10, 2020** being held via teleconference using Zoom with a You Tube livestream to the public. This is 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.

There is no audience participation allowed at this meeting. Members of the public may view the Board meeting as it is livestreamed on Town Board Videos page of the Town of Clinton Website.

Supervisor Oberly called the meeting to order at 6:36 PM.

**NO PLEDGE/ NO FLAG PRESENT**

**ATTENDANCE**

Supervisor Oberly took attendance to establish a quorum:

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

**APPROVE MINUTES**

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the **October 13, 2020 public hearing-tax cap override.**

**ROLL CALL VOTE:**

Oberly	AYE
Cunningham	AYE
Juliano	AYE
Dean Michael	AYE
Whitton	AYE

**Motion carried.**

MM Supervisor Oberly, 2nd Councilman Michael to approve the minutes of the **October 13, 2020 regular Town Board meeting.**

**ROLL CALL VOTE:**

Oberly	AYE
Cunningham	AYE
Juliano	AYE
Dean Michael	AYE
Whitton	AYE

**Motion carried.**

**SUPERVISOR’S COMMENTS**

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I encourage residents to sign up for the Town's free MailChimp email service to notify residents quickly for important activities or issues they wish to participate in. A recent emailing was to notify residents of road closures due to trees and wires blocking Town roads. To get on the MailChimp service, just go to the Town's web page [www.TownofClinton.com](http://www.TownofClinton.com), click on Subscribe in the upper right corner of the home page, and follow the simple instructions to get on the email list.

Community Power has developed a simpler process to become a member and receive up to a 10% reduction in your electric bill. The Town will get a \$50 donation for every person joining Community Power. More details will be on the Town web page [www.TownofClinton.com](http://www.TownofClinton.com).

The Veterans Day Holiday tomorrow, November 11, 2020, has the Town offices, Court offices, and Highway Department are closed.

The Thanksgiving Holidays are closed on Thursday, Friday, and Saturday November 26 -28 with the Town offices, Court offices, and Highway Department being closed. The Recycling Center will be open as usual from 7:30 AM to noon as usual on Saturday, November 28.

The Tax Collector will be moving her office in December from the Town Hall to the Schoolhouse. More details will be provided at the December Town Board meeting and on the Town web page.

### **Power Line**

The Town is working on an agreement with TRANSCO on repair of damaged Town roads when their equipment will need to cross the roads. Currently, they are starting construction at the northern end of the transmission line. TRANSCO will have an online presentation on Thursday, December 3 giving the details of the project and the schedule. More details on the presentation will be sent out by MailChimp and be placed on the Town web page closer to the presentation.

### **OLD BUSINESS**

#### **1. Adopt 2021 Town Budget – Oberly**

Supervisor Oberly recently received several cost reducing items which will allow the Town to stay under the Tax Cap. To allow time to incorporate these changes requires we have a Special Meeting on November 17 to approve the 2021 Adopted Budget.

MM Supervisor Oberly, 2nd Councilman Michael to hold a special Town Board meeting via Zoom for the purpose of adopting the 2021 Budget on Tuesday, November 17, 2020 at 6:30 PM.

### **ROLL CALL VOTE:**

Oberly            AYE  
Cunningham    AYE  
Juliano         AYE  
Dean Michael   AYE  
Whitton         AYE

**Motion carried.**

#### **2. Approve CDBG project – Cunningham**

MM Councilwoman Cunningham, 2nd Councilman Juliano to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 47 of 2020 a resolution authorizing the submission of the fiscal year 2020-2021 Dutchess County Community Development Block Grant program application for Handicapped accessible upgrades to Friends Park.**

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

At this time, Dean Michael asked what the savings to the budget is. Ray Oberly said about \$5000. Dean wanted to know how Ray was going to handle the savings and Ray will do the calculation to stay under the tax cap. Dean suggests putting the money back into the fund balance if there is an overage.

**3. Approve STR local law – Whitton**

MM Councilman Whitton, 2nd Councilman Juliano to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 48 of 2020 adopting Local Law No. 2 of 2020, entitled “Short-Term Rentals” a copy of which is attached hereto and made a part of this resolution; and directs The Town Clerk to give due notice of its adoption to the Secretary of State of New York.** In discussion, Whitton said the fees will be set at next month’s meeting. Special permit is \$275, renewal is \$200 for non-hosted. For hosted, he suggests \$125 and \$75 for the renewal as they just get a certificate. Asked for Board member suggestions. Ray asked if he looked at the fees in the surrounding towns. Mike will follow up. And concerning fines, we did not discuss these, so we need to think about fines. Dean likes that Mike Whitton referred to and uses the other parts of the law to determine the permits, so he suggested Mike look to see what the existing fines for special permit violations are.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**4. Approve reintroducing Ag Events Law and set public hearing – Michael**

Councilman Michael reviewed the history of the Ag Events Law.

MM Councilman Michael, 2nd Councilman Juliano to approve the following resolution: BE IT RESOLVED that the Town Board approves **Resolution No. 49 of 2020 a resolution reintroducing Local Law No. xx of 2020 entitled “Agricultural Events Law”, and further that the Town Board sets a public hearing to be held via Zoom video conference on December 8, 2020, at 6:00 o’clock p.m.**

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**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**5. Approve CSEA Contract from January 1, 2020 to December 31, 2022**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves designating the Highway Superintendent as the Drug/Alcohol Program Manager (DAPM) as referenced in Section 3 – TESTING PROCEDURES, Tests for Alcohol in Appendix C of the CSEA Union Contract for January 1, 2020 through December 31, 2023.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

MM Supervisor Oberly, 2nd Councilman Michael that the Town Board approves the following resolution: BE IT RESOLVED that the Town Board approves designating the Highway Superintendent as the “designated supervisor” as referenced in Section 5 – REASONABLE SUSPICION/CAUSE TESTING IN Appendix C of the CSEA Union Contract for January 1, 2020 through December 31, 2023.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**CONTRACT APPROVAL:**

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve the Agreement by and between the CSEA and the Town of Clinton from January 1, 2020 to December 31, 2022 and authorizes, empowers and directs the Supervisor to sign said contract on behalf of the Town. Oberly wants to know who will write the final contract, Dean will have Doug the CSEA rep send a completed contract.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**NEW BUSINESS**

**Approve CSEA Dental and vision Contracts – Oberly**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve the renewal agreement dated November 10, 2020 between the Town of Clinton and the CSEA Employee Benefit Fund for the Horizon Dental Plan effective January 1, 2020 to December 31, 2022 at the rates named and authorizes, empowers and instructs the Supervisor to sign the contract.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Juliano to approve the following resolution: BE IT RESOLVED that the Town Board approve the renewal agreement dated November 10, 2020 between the Town of Clinton and the CSEA Employee Benefit Fund for the Gold 12 Vision Plan effective January 1, 2020 to December 31, 2022 at the rates named and authorizes, empowers and instructs the Supervisor to sign the contract.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**1. Approve MVP Contract – Oberly**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve the renewal agreement between the Town of Clinton and MVP for the year 2021 at the rates listed on the summary sheet labeled 11-3-20.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**2. Approve Association of Town Annual meeting delegate – Oberly**

MM Supervisor Oberly, 2<sup>nd</sup> Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board designate Supervisor Raymon Oberly to attend the Annual Business Session of the Association of Towns and name him as the voting delegate to cast votes on behalf of the Town of Clinton at the Annual Meeting.

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**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**3. Approve BSA wreath sale – Oberly**

MM Supervisor Oberly, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve that the Boy Scout Troop of America Troop 228 hold their annual Holiday wreath sales fundraisers at the Clinton Transfer station on Saturday, November 28th and on Saturday December 5, 2020 from 7:30 am until noon. The certificate of insurance has been received.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**4. Discuss Conference Center Local Law – Michael**

Dean Michael said we separated this from the Ag Events Law, like the Dutchess, so the atty modified this law to be congruent with the Ag Events Law. Asked the Board members to review the law so we can bring it forward at the December meeting

**5. Approve Highway Bid Materials – Juliano**

MM Councilman Juliano, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approves the following resolution: the Town Board authorizes the Town Clerk to advertise for sealed bids for highway materials; the sealed bids are due by 10:00 am on Tuesday, December 1, 2020, opened at 10:15 am on that date and awarded at the regular Town Board meeting on Tuesday, December 8, 2020 to the lowest responsible bidders.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**OTHER:**

**1. Resignations and appointments - Cunningham**

**A. Resignations NONE**

**B. Appointments**

MM Councilwoman Cunningham, 2nd Councilman Michael to approve the following resolution: BE IT RESOLVED that the Town Board approve reestablishing the highway position of MEO effective November 9, 2020.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

MM Councilwoman Cunningham, 2nd Councilman Juliano that the Town Board approve appointing Jamie Susczynski as MEO, effective November 9, 2020 with a rate of pay as per CSEA Contract at one dollar less than \$20.15 per hour for 2020 and one dollar less than \$20.65 per hour in 2021 for a period of 6 months or 1000 hours, and full medical eye and dental coverage with an employee contribution of 15%. In discussion Nancy thanked Town Clerk Mackin for her assistance.

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**Approval of Warrants**

MM Councilman Dean Michael, 2nd Councilman Juliano to approve the following resolution BE IT RESOLVED that the Town Board approves the November General Fund Warrant, vouchers Numbered **491 through 533 totaling \$49,674.43** and the November Highway Fund Warrant, vouchers numbered **232 through 254, totaling \$ 69,166.08.**

**ROLL CALL VOTE:**

Oberly AYE  
Cunningham AYE  
Juliano AYE  
Dean Michael AYE  
Whitton AYE

**Motion carried.**

**2. Motion to Move funds – 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. 50 of 2020 a motion to move funds at the November 10, 2020 Town Board meeting.**

**ROLL CALL VOTE:**

Oberly AYE

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Cunningham AYE

Juliano AYE

Dean Michael AYE

Whitton AYE

**Motion carried.**

### **3. Supervisor's Report**

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

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

Oberly AYE

Cunningham AYE

Juliano AYE

Dean Michael AYE

Whitton AYE

**Motion carried.**

#### **OTHER**

Dean Michael - said the County has a caravan for Veterans Day driving around the county to honor veterans and after 11 am they will go to the War memorial in Poughkeepsie to lay a wreath.

#### **ADJOURNMENT**

At 7:09 MM Supervisor Oberly, 2nd Councilman Michael that the Town Board adjourns the meeting.

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

Oberly AYE

Cunningham AYE

Juliano AYE

Dean Michael AYE

Whitton AYE

**Motion carried.**

Respectfully Submitted,



Carol-Jean Mackin,  
Town Clerk