

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
APRIL 3, 2006**

The meeting was called to order at 7:00 p.m. by the presiding officer at the Town Hall on the Banker Road.

	<u>Present</u>	<u>Absent</u>
MEMBERS: Bernard C. Bassett, Supervisor	X	
John F. St.Germain, Councilperson	X	
Thomas E. Wood, Councilperson	X	
Sheila A. Brockway, Councilperson		X
Paul D. Lamoy, Councilperson	X	
Amy L. Duquette, Town Clerk	X	
James J. Coffey, Town Attorney	X	

RESOLUTION NO. 06-120**Receive Minutes**

Motion by:	John F. St.Germain	Seconded by:	Paul D. Lamoy
Carried by:	Ayes 4	Nays	0

RESOLVED, that the minutes of the previous meeting(s) be approved and the reading of the minutes be dispensed with.

Discussion: yes

PUBLIC RECOGNITION

See Attached

RESOLUTION NO. 06-121**Receive Tax Receiver Report**

Motion by:	Paul D. Lamoy	Seconded by:	John F. St Germain
Carried by:	Ayes 4	Nays	0

RESOLVED, to receive and place on file a report from Jackie Bellew, Receiver of Taxes for the Month of March 2006.

RESOLUTION NO. 06-122**Authorize Payment for Lodging**

Motion by:	Thomas E. Wood	Seconded by:	Paul D. Lamoy
Carried by:	Ayes 3	Nays 1	John F. St. Germain

RESOLVED, to authorize payment for lodging for the Association of Towns meeting in NYC in the net amount of \$13,509.00.

Discussion: Councilor St Germain questioned the paying of the bill to the Hilton in the amount of \$13,509.00 without authorization by resolution. Attorney Coffey asked Councilor St. Germain if it is standard practice every year to approve the New York trip with a resolution. Councilor St.Germain stated he was not sure, he couldn't recall ever authorizing the trip to New York. Councilor St. Germain stated that he has never bothered to look back to see if resolutions for this have ever been done in the past. Councilor St. Germain also added that last year in October the town spent over the \$5000.00 limit and there should have been a resolution then. Attorney Coffey stated that the Board could have a resolution now. Motion to move to accept the expenditure was made by Thomas E. Wood, for the lodging at the Hilton. Councilor St. Germain added that the trip was authorized in October of 2005, a check had to be sent for one night's room and a check for registration had to be sent to the Association of Towns. The Town needed to know how many people were going so the reservations could be made.

RESOLUTION NO. 06-123

Receive Abstract 4A

Motion by: John F. St. Germain
Carried by: Ayes 4

Seconded by: Thomas E. Wood
Nays 0

RESOLVED, that the abstract of audited claims 4A in the amount of \$664,624.39 be received as reviewed by the audit committee and the Supervisor is hereby authorized to pay said abstracts.

RESOLUTION NO. 06-124

Receive Report from Water Department

Motion by: Thomas E. Wood
Carried by: Ayes 4

Seconded by: Paul D. Lamoy
Nays 0

RESOLVED, to receive and place on file a monthly report from Dave Comfort Water and Wastewater Director for the Month of March 2006.

Discussion: Dave Comfort gave a brief update of what is going on in the Water & Wastewater Department.

RESOLUTION NO. 06-125

Receive Report from Planning Department

Motion by: John F. St Germain
Carried by: Ayes 4

Seconded by: Paul D. Lamoy
Nays 0

RESOLVED, to receive and place on file a Monthly report from the Planning Department for March 2006.

Discussion: Councilor Wood gave an overview of what is on the Planning Board Agenda. Councilor St. Germain added that on April 13th there would be a meeting for the Zoning Committee.

RESOLUTION NO. 06-126

Receive Report from Parks and Receptions

Motion by: Thomas E. Wood

Seconded by: John F. St. Germain

Carried by: Ayes 4

Nays 0

RESOLVED, to receive and place on file a Monthly report from the Parks and Recreations Department for the Month of March 2006.

Discussion: Councilor Wood highlighted the items Mr. Robare has going on in the Parks and Recreation Department, including sign ups for Baseball and other programs.

RESOLUTION NO. 06-127

Sale OF Used Dump Box

Motion by: Paul D. Lamoy

Seconded by: Thomas E. Wood

Carried by: Ayes 4

Nays 0

RESOLVED, to receive a letter from Wayne Gonyea requesting permission to sell one (1) used 11-foot long dump box; and it is further

RESOLVED, that the Town of Clinton has requested to purchase said dump box, and it is further

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the sale of aforesaid dump box to the Town of Clinton in the total amount of \$500.00; and it is further

RESOLVED, the Supervisor be and hereby is authorized to sign all related documents relative to the sale of said dump box to the Town of Clinton.

Discussion: Wayne Gonyea stated that this Dump box would be of great value to the Town of Clinton.

RESOLUTION NO. 06-128

Highway Department Confined Entry Space Program

Motion by: Paul D. Lamoy

Seconded by: Thomas E. Wood

Carried by: Ayes 4

Nays 0

WHEREAS, the Town Of Plattsburgh recognizes it's responsibility to maintain a safe work environment and provide the means to safely enter confined spaces; and

WHEREAS, certain confined spaces shall be considered permit-required spaces until the pre-entry procedures demonstrate otherwise; and

WHEREAS, training and a structured program will assure employee safety; now, therefore it is

Carried by: Ayes 4

Nays 0

WHEREAS, the Town of Plattsburgh Planning Board has reviewed and approved the ACJ Subdivision 2004; and

WHEREAS, the related water improvements and constructed storm drainage improvements were inspected by the Superintendent of Highways, Water and Sewer Superintendent and the Planning & Engineering Assistant; and

WHEREAS, the applicant shall record the final as-built improvement drawings in the Clinton County Clerks Office and has submitted an easement for conveyance to the Town for the required storm drainage improvements constructed in the subdivision conveying a total of 900 ± LF of water line and drainage improvements along the Bradford Road as part of the ACJ Subdivision 2004; now, therefore it is

RESOLVED, to receive and place on file a letter dated March 16, 2006 from the aforementioned Town Officials; and it is further

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby upon the completion of recommendations in the aforementioned letter and upon the recording of the final as-built improvement drawings and conveyance of drainage easement being acceptable to the Town Attorney, dedicate and accept the 900 ± LF of waterline extension on the Bradford Road to serve nine (9) new residential lots as part of the ACJ Subdivision 2004; and it is further

RESOLVED, that the Town Attorney is hereby authorized and directed to record said deed, in the Clinton County Clerk’s Office relative to the ACJ Subdivision 2004.

RESOLUTION NO. 06-131

Della Auto Group Subdivision 2005

Motion by: Paul D. Lamoy

Seconded by: Thomas E. Wood

Carried by: Ayes 4

Nays 0

WHEREAS, the Town of Plattsburgh Planning Board has reviewed and approved the Della Auto Group Subdivision 2005; and

WHEREAS, the Della Auto Group has submitted a deed for conveyance of improvements to the Town representing approximately fourteen hundred feet plus or minus (1,400 +/-) of new public road and related water, sanitary sewer, street lighting and storm drainage improvements; and

WHEREAS, the Town Superintendent of Highways, Recreation Director, Director of Water and Wastewater Facilities and Planning and Engineering Assistant have conducted and/or supervised on-site inspection of the constructed improvements; now, therefore it is

RESOLVED, to accept the deed to Della Auto Group Subdivision Phase II Lots 1, 2, 4 and 5 which conveys approximately fourteen hundred plus or minus feet (1,400 +/-) of new road with 555 ft. public water line, 620 ft. sanitary sewer, street lights and other related improvements as shown on the subdivision final plans of the Della Auto Group Subdivision 2005 Phase II – Lots 1, 2, 4 and 5; and be it further

RESOLVED, that the Town Board of the Town of Plattsburgh does authorize the Town Attorney to review the said deed and upon his review and acceptance, authorize the recording of the deed; and be it further

RESOLVED, that the developer be required to deposit a one-year warranty for the road dedication in the amount of \$2,800 (1,400 ft @ \$2.00 per ft. = \$2,800). It is also recommended the Town Board withhold return of the 3% construction deposit until all minor outstanding items have been completed by the developer and are acceptable to the appropriate Town Departments

RESOLUTION NO. 06-132

Subdivision Paving Policy Amendment

Motion by: John F. St Germain
Carried by: Ayes 3

Seconded by: Paul D. Lamoy
Nays 1 Thomas E. Wood

WHEREAS, the Town Highway Superintendent has made recommendation for a Town of Plattsburgh Subdivision Paving Policy to help meet budget limitations and an effective Road Paving Program; and

WHEREAS, the Town does not want to discourage development or cause certain projects, that may qualify, to loose the opportunity to finalize preliminary plans nearing completion; therefore be it

RESOLVED, that resolution 06-77 be amended to allow projects able to complete and have approved their preliminary planning by July 1, 2006 with said project accepted and dedicated as a public Town Road by October 16th, 2006, to allow the Highway Department ample time to place the asphalt prior to the asphalt plant closing in November; and , it is further

RESOLVED, that the cost of all materials will be paid by the developer and installed by the Town Highway Department according to the Department's requirements with a set monetary value to be bonded to the Town and set towards the purchase and installation of the top course to be installed the following year as the Highway Department's schedule allows.

Discussion: Wayne Gonyea explained to the Board members that the developers will be supplying the materials for paving the roads, the Town will be installing them, and Wayne also explained the guidelines and deadlines. Supervisor Bassett stated the intent was not to cause undue stress for anyone who had a project with the intentions of what had been a standard practice, this may help to ease the transition.

RESOLUTION NO. 06-133

Wind Energy Moratorium

Motion by: Paul D. Lamoy
Carried by: Ayes 4

Seconded by: John F. St. Germain
Nays 0

WHEREAS, Mr. Bassett, being a member of the Town Board, has duly introduced Local Law # 1 of the Year 2006 for the Town of Plattsburgh entitled: " Moratorium Law on Wind Energy"; and

T/B Meeting

April 3, 2006

WHEREAS, The Town Board believes it is in the best interest of the community and the residents of the Town of Plattsburgh that it consider and investigate the documented and claimed adverse secondary effects associated with uncontrolled regulation of wind farm and other wind energy generation facilities including but not limited to noise, visual impacts, impacts to animals and birds and bats and electric and magnetic field impacts; and

WHEREAS, the proposed local law has been placed on the desk of all the members of the Town Board this date, April 3, 2006; now therefore be it

RESOLVED that a public hearing will be held on said Local Law # 1 for the Year 2006 for the Town of Plattsburgh entitled: " Moratorium Law on Wind Energy", on April 17, 2006, at 6:45 PM at the Town Hall building, located at 151 Banker Road, Plattsburgh, New York; and it is further

RESOLVED that a special meeting be set for April 24th, 2006, at 7:00 PM at the Town Hall; and it is further

RESOLVED that the Town Clerk is hereby authorized and directed to cause notice of the public hearing and meeting to be published in the Press Republican, in accordance with Town Law, and provide notice to adjacent Towns and Clinton County Planning Board in accordance with 239-mGen. Mun . Law.

ADJOURNMENT

Motion by: Paul D. Lamoy
Carried by: Ayes 4

Seconded by: Thomas E. Wood
Nays 0

RESOLVED, that this Town Board Meeting be adjourned at 8:15 PM.

Respectfully Submitted,

Amy Duquette, Town Clerk