

**TOWN OF PLATTSBURGH
TOWN BOARD PUBLIC HEARING
August 21, 2006**

Members:	<u>Present</u>	<u>Absent</u>
Bernard C. Bassett, Supervisor	x	
Sheila A. Brockway, Councilor	x	
Paul D. Lamoy, Councilor	x	
John F. St. Germain, Councilor	x	
Thomas E. Wood, Councilor	6:53pm	
Amy L. Duquette, Town Clerk	x	
James J. Coffey, Town Attorney	x	

The notice of public hearing was read by the Clerk for the record.

The Public Hearing was called to order at 6:50 p.m., prevailing time at the Town Hall on the Banker Road, Plattsburgh, New York to hear all interested persons relative to:

The consideration of Public Hearing for the purpose of gathering for discussion on Local Law # 4 2006- Knox Box. The Purpose of Establishing a Knox Box (Lock Box) System Requiring certain structures to have a key lock box installed on the exterior of certain structures to provide for rapid entry into structures by fire district personnel in the event of emergencies.

The public hearing closed at 6:58PM.

Present: See Attached

MOTION TO CLOSE THIS PUBLIC HEARING

Motion by: John F. St Germain
Carried by: Ayes 5

Seconded by: Paul D. Lamoy
Nays 0

**TOWN OF PLATTSBURGH
TOWN BOARD SEMI ~ MONTHLY MEETING
AUGUST 21, 2006**

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

MEMBERS:	<u>Present</u>	<u>Absent</u>
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. 06-237**Approve Minutes of the Previous Meeting**

Motion by: Sheila A. Brockway
Carried by: Ayes 5

Seconded by: John F. St Germain
Nays 0

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

PUBLIC RECOGNITION

Present: See Attached

RESOLUTION NO. 06-238**Receive Report from Dog Control Officer**

Motion by: Paul D. Lamoy
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file a report from David Duquette, Dog Control Officer Dated August 1, 2006.

Discussion: Supervisor Bassett stated that David is much easier to contact now that he is using his pager rather than relying on the cell phone. The messages are getting through immediately.

RESOLUTION NO. 06-239**Receive Report from Codes and Zoning**

Motion by: John F. St Germain
Carried by: Ayes 5

Seconded by: Thomas E. Wood
Nays 0

RESOLVED, to receive and place on file a report from the Codes and Zoning Department for July, 2006.

RESOLUTION NO. 06-240**Receive Report from Planning**

Motion by: Paul D. Lamoy
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file a report from the Planning Department dated August 8, 2006.

Discussion: Councilor St Germain gave an overview of the site plans included in the August 8th report.

RESOLUTION NO. 06-241

Supervisor's Report

Motion by: Thomas E. Wood
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file the Supervisor's Financial Report for July 2006.

Discussion: Supervisor Bassett notified the board that Diane Miller did get Budget information out to all of the departments this week.

RESOLUTION NO. 06--242

Abstract 8B

Motion by: John F. St Germain
Carried by: Ayes 5

Seconded by: Thomas E. Wood
Nays 0

RESOLVED, that the abstract of audited claims **No. 8B** in the amount of **(\$799,257.72)**, be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

RESOLUTION NO. 06-243

W/WW Report

Motion by: Paul D. Lamoy
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file a report from David Comfort of the Water and Wastewater Department for July, and August 2006.

Discussion: Dave Comfort gave an outline of the Cadyville –Morrisonville Project, the Moffit Road Project, Archie Bordeau and PARC.

RESOLUTION NO. 06-244

NYMIR Settlement and Release

Motion by: Paul D. Lamoy
Carried by: Ayes 5

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, the Town of Plattsburgh has settled ongoing litigation with a former employee and made claim with the New York Municipal Insurance Reciprocal, NYMIR, for allowable expenses, and

WHEREAS, it was necessary for the Town to enter into mediation for settlement payments and defense costs associated with ALJ Case No. 2005-TSC-2 to resolve a dispute between NYMIR and the Town concerning insurance coverage to be provided to the Town; and

WHEREAS, the Town entered into non-binding mediation of the dispute before a Mediator on August 9, 2006 in an effort to resolve the coverage dispute; therefore be it

RESOLVED, that, in consideration of the sum of Ninety One Thousand Dollars, \$91,000.00, the Town release and discharge New York Municipal Insurance Reciprocal from any further claim as per the attached General Release that will be held in escrow until payment is received.

Discussion: Supervisor Bassett is pleased with the end result of this litigation.

RESOLUTION NO. 06-245

Budget Amendment and Transfers

Motion by: Paul D. Lamoy
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, the Town of Plattsburgh recognizes the need to remain current with knowledge and skills necessary to manage Town business and that the business of the Town often requires Town Employees and Elected Officials to travel to other locations, and

WHEREAS, unanticipated travel needs can develop during the fiscal year that were not accounted for in the budget process; therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh authorize the following budget amendments to meet current and anticipated needs:

Decrease Appropriation A 1990.4000 Contingency	\$ 2,000.00
Increase Appropriation A 1010.4410 Town Board. Travel	\$ 2,000.00

Discussion: Councilor St Germain expressed his concerns regarding budget transfers and amendments

RESOLUTION NO. 06-246

Cadyville – Morrisonville Add/ Bids

Motion by: John F. St Germain
Carried by: Ayes 5

Seconded by: Paul D. Lamoy
Nays 0

WHEREAS, the Town Board has previously authorized the improvements required for the Cadyville - Morrisonville Water Connection; and

WHEREAS, the Consulting Engineers, Laberge Engineering & Consulting Group have prepared contract documents for the construction of the Cadyville - Morrisonville Water Connection; therefore be it

RESOLVED that the Town Clerk is hereby authorized to advertise for bids for the project entitled Cadyville – Morrisonville Waterline Connection and that said advertisement shall be placed in the official paper of the Town as soon as possible with bids to

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be opened on September 26, 2006 at 10:00 AM, at the Town Of Plattsburgh Town Hall on 151 Banker Road, Plattsburgh, NY 12901.

Discussion: Dave Comfort advised the board of a few minor changes to the Morrisonville – Cadyville Water Project including location of pump stations.

RESOLUTION NO. 06-247

Holiday Inn Stipulation

Motion by: John F. St Germain
Carried by: Ayes 5

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, proceedings having been brought upon the Petition of the Petitioner herein to review the assessments made by the Respondents for the purpose of taxation for the year 2005 and upon Petitioners; real property located in the Town of Plattsburgh, Clinton County, New York, as described in the Petition: and pursuant to Section 712 of the Real Property Tax Law; and

WHEREAS, the Beekmantown School District having intervened in the above proceedings; and

WHEREAS, the Board of Assessment Review of the Town of Plattsburgh having not served an Answer to the Petition; and

WHEREAS, the parties hereto are desirous of settling and discontinuing these proceedings upon the terms and conditions as set forth herein; now, therefore be it

RESOLVED that the Supervisor be authorized to make total payment in the amount of \$1,800.20 as full payment and settlement according to the Stipulation Agreement. The total payback is inclusive of \$161.00 Plattsburgh Ambulance, \$685.52 Fire District #3, \$182.95 Treadwell Mills Lighting District, \$180.12 PCSD Special, \$9.08 PCSD General, \$47.67 PCWD General District, \$533.86 PCWD Special.

Discussion: Attorney Coffey stated that the Holiday Inn believes they were over assessed and they brought forth a petition which is standard.

RESOLUTION NO. 06-248

Local Law No. 4 for 2006 - Knox Box

Motion by: Paul D. Lamoy
Carried by: Ayes 5

Seconded by: Thomas E. Wood
Nays 0

WHEREAS Paul Lamoy being a member of the Town Board, has duly introduced Proposed Local Law No. 4 of the Year 2006 for the Town of Plattsburgh entitled: “A local law establishing a Knox box (lock or key box) system requiring certain structures to have a key lock box installed on the exterior of certain structures to provide for rapid entry into structures by fire district personnel in the event of emergencies”; and

WHEREAS The Town Board believes it is in the best interest of the community and the residents of the Town of Plattsburgh to have these Knox boxes installed; and

WHEREAS the proposed Local Law No. 4 of the year 2006 of the Town Of Plattsburgh had been mailed to all the members of the Town Board in accordance with Section 20 (4) of the

