

**TOWN OF PLATTSBURGH  
TOWN BOARD PUBLIC HEARING  
APRIL 2, 2007**

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

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

The Public Hearing was called to order at 6:45 p.m., prevailing time at the Town Hall on the Banker Road, Plattsburgh, New York to hear all interested persons relative to:

**“ LOCAL LAW #3 OF 2007 ESTABLISHING THE EXTENSION OF A SIX MONTH MORITORIUM LAW ON WIND ENERGY”**

**PRESENT: See Attached**

**COMMENTS:**

**CJ Madonna requested that it be part of the record that the Law was originally introduced, as Local Law #2 was in fact #3 and if adopted tonight should be Local Law #3.**

**MOTION TO CLOSE PUBLIC HEARING**

<b>Motion by:</b>	<b>Gerard A. Renadette</b>	<b>Seconded by:</b>	<b>Sheila A. Brockway</b>
<b>Carried by:</b>	<b>Ayes 5</b>	<b>Nays 0</b>	

The public hearing closed at 6:51PM.

**TOWN OF PLATTSBURGH  
TOWN BOARD MONTHLY MEETING  
APRIL 2, 2007**

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>
<b>MEMBERS:</b> Bernard C. Bassett, Supervisor	X	
John F. St.Germain, Councilperson	X	
Thomas E. Wood, Councilperson	X	
Sheila A. Brockway, Councilperson	X	
Gerard A. Renadette, Councilperson	X	
Amy L. Duquette, Town Clerk	X	
James J. Coffey, Town Attorney	X	

**RESOLUTION NO. 07-84****Approve Minutes**

**Motion by:** Sheila A. Brockway                      **Seconded by:** Gerard A. Renadette  
**Carried by:** Ayes      5                                      **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**

**Present:** See Attached

**Comments:**

Edward Champagne addressed the board in regards to comments made at the last meeting when his Junk Yard license was approved. Mr. Champagne wanted to clarify some things for the record, in his opinion he has provided the board with documents pictures and videotapes for over two years, and some of the councilors have made site visits. Mr. Champagne feels that most of the information given by the Codes Enforcement Officer was false information. Mr. Champagne feels his right to make a living is at stake. He explained that his business has been there for over 30 years without incident or violation or complaint. Mr. Champagne stated the things he feels the board should be aware of: The issues with Mr. Lee only arised after his run for Town Supervisor against Mr. Abdallah. Mr. Lee informed Mr. Champagne that he wanted a fence around his entire property, not a gate he demonstrated to Mr. Lee that it was a demand that was clearly not part of Town Law. Mr. Champagne commented on the tire fire Mr. Lee talks about, Mr. Champagne stated there was never a tire fire. The fire that occurred was misrepresented in the newspaper the fire occurred in a trailer that separates his property from another property the only thing that was on fire was a trailer that was set on fire. Mr. Blaksley made comments to the police that a kid sent the fire no follow up was ever made. Mr. Champagne said that the board has acknowledged that the tires are not of concern but he feels it should be shared that there were over 200,000 tires taken off the property they were shredded and beneficially reused by Clinton County Landfill. There remain less than 9,000 tires on the site. Lengthy discussion continued and Mr. Champagne invited all board members to inspect his Junk Yard at anytime.

Councilor St Germain said he would like to introduce the resolution to give the Fire Department money he feels the fire departments should receive. The money is there and it can come out of the contingency fund. Supervisor Bassett said after the work session the Fire Departments felt comfortable that the town would do what it could to resolve that, he has been working with budget officer to validate if the FEMA money was received, as soon

as that can be tracked down this needs to be put to rest. Supervisor Bassett spoke behalf of himself and said he is sure everyone else feels the same, that if the Fire Departments are owed money by the Town for money received by FEMA we want to give it to them but we also have the responsibility of validating that the money existed. Councilor Renadette said that after the work session he was under the impression the Town had enough evidence Councilor Renadette said at this point he feels the Town needs to verify where the money went and he feels the same as everyone else, if the Fire Department is owed money the Town should give it to them. Discussion continued.

**RESOLUTION NO. 07-85****Receive Report from Codes and Zoning**

**Motion by:** Sheila A. Brockway  
**Carried by:** Ayes 4  
**Absent:** Thomas E. Wood

**Seconded by:** Gerard A. Renadette  
**Nays** 0

**RESOLVED**, to receive and place on file a report from Don Lee Codes of the Codes and Zoning Department for February 2007.

**RESOLUTION NO. 07-86****Receive Report W/ W**

**Motion by:** Sheila A. Brockway  
**Carried by:** Ayes 4  
**Absent:** Thomas E. Wood

**Seconded by:** Gerard A. Renadette  
**Nays** 0

**RESOLVED**, to receive and place on file a report from David Comfort of the Water and Wastewater Department for March 2007.

**RESOLUTION NO. 07-87****Abstract 4A**

**Motion by:** Sheila A. Brockway  
**Carried by:** Ayes 5  
**Absent:** Thomas E. Wood

**Seconded by:** John F. St Germain  
**Nays** 0

**RESOLVED**, that the abstract of audited claims **No. 4A. (70610-70749)** In the amount of (\$782,911.33), be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

**RESOLUTION NO. 07-88****Conveyance of Roads, Drives and Streets by PARC to the Town**

**Motion by:** Gerard A. Renadette  
**Carried by:** Ayes 5

**Seconded by:** John F. St Germain  
**Nays** 0

**WHEREAS**, pursuant to an agreement between the Town of Plattsburgh ("Town") and the Plattsburgh Airbase Redevelopment Corp. ("PARC"), dated February 1, 2003 and signed by Town Supervisor, Andrew Abdallah, on January 31, 2003 and signed also on January 31, 2003 by Daniel Wieneke, President and CEO of PARC, the parties agreed that it is the intention of the parties that PARC shall convey and that the Town shall accept ownership and control of the streets, drives and roads situated in and upon the Economic Development Conveyance ("EDC") property and the EDC-2 property; and

**WHEREAS**, the Town Highway Superintendent has reviewed said streets, drives and roads and has determined that the said streets, drives and roads are in a condition that is satisfactory to be conveyed to the Town; and

**WHEREAS**, the proposed deed and maps of the property to be conveyed to the Town by PARC have been reviewed by the appropriate department heads and it has been determined that the property being conveyed to the Town by PARC is the property that the Town agreed to accept in accordance with the aforementioned agreement between the Town and PARC dated February 1, 2003; and

**WHEREAS**, a copy of the deed conveying the streets, drives and roads consisting of approximately 47.71 acres of land is attached to this resolution and copies of the maps depicting said land are on file in the office of the Town’s Planning Department. **NOW, THEREFORE BE IT**

**RESOLVED**, that the Town Board of the Town of Plattsburgh hereby determines that it is in the best interests of the Town to take over ownership of certain lands located in the Town of Plattsburgh consisting of 47.71 acres of land, containing streets, drives and roads. Said lands are more particularly described in the attached Quitclaim Deed from PARC to the Town; and be it further

**RESOLVED**, that the Supervisor of the Town is hereby authorized to execute any and all documents necessary to convey the above parcels containing 47.71 acres to the Town and the Town, upon final approval of said documents by the Town Attorney.

**RESOLUTION NO. 07-89**

**TO SET P/H ON ESTABLISHMENT  
OF THE MOFFITT ROAD EXTENSION  
TO THE TOWN OF PLATTSBURGH  
CONSOLIDATED WATER DISTRICT**

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

**Seconded by:** John F. St Germain  
**Nays** 0

**WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Plattsburgh, relating to the establishment of the Moffitt Road Extension to the Town of Plattsburgh Consolidated Water District in the Town of Plattsburgh, County of Clinton, State of New York; and

**WHEREAS**, such map, plan and report have been duly filed in The Town Clerk’s Office in said Town; and

**WHEREAS**, said map, plan and report was prepared by Laberge Group, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed extension area, a general plan of the extension and a report showing the costs thereof and method of operation; and

**WHEREAS**, said map shows all facilities, including mains, hydrants and the necessary valves and fittings, together with the location and the general description of all public works required including lands and easements to be acquired; and

**WHEREAS**, the boundaries of the proposed extension are described in Schedule “A” annexed hereto; and

**WHEREAS**, the improvements proposed consist of the construction and acquisition of an extension to the Town of Plattsburgh Consolidated Water District to serve the areas described heretofore, including water mains, hydrants and including all appurtenances and incidental equipment, and including the purchase of necessary lands and rights of way therefore, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Plattsburgh; and

**WHEREAS**, the maximum amount proposed to be expended for said improvements and/or acquisition necessary lands is the sum of Nine Hundred Fifty Thousand and 00/100 (\$950,000.00) Dollars; and

**WHEREAS**, the annual cost for a one family home for the first year for debt repayment and operation and maintenance charges will be not exceed the sum of \$175.00 and including the cost for water usage will not exceed \$240.00 per home per year; and

**WHEREAS**, said map, plan and report describing said improvements are on file in the Town Clerk’s Office, for public inspection.

**IT IS ORDERED**, that the Town Board of the Town of Plattsburgh shall meet and hold a public hearing at the Town Hall, 151 Banker Street, Plattsburgh New York on the 23rd day of April, 2007 at 6:55 o’clock p.m. local time, to consider map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

**IT IS FURTHER ORDERED AN DETERMINED**, that the Town Board of the Town of Plattsburgh is established as the Lead Agency for all SEQRA Review pursuant to 6NYCRR 617.6

**Discussion: Councilor Renadette questioned if there would be notification to the residents notifying a Public Hearing. Supervisor Bassett said to the best of his knowledge the Town does not do a direct mailing, it is published in the paper etc. Attorney Coffey said he does not believe the Town can do it, but Councilor Renadette as a private citizen can do it and in his opinion it would be a great public service.**

**RESOLUTION NO. 07-90**

**SET P/ H ON ESTABLISHMENT  
OF JCEO EXTENSION TO THE TOWN OF  
PLATTSBURGH CONSOLIDATED  
SEWER DISTRICT**

**Motion by: Gerard A. Renadette**  
**Carried by: Ayes 5**

**Seconded by: Thomas E. Wood**  
**Nays 0**

**WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as is required by Article 12 of the Town Law of the State of New York and a petition Pursuant to Article 12 of the Town Law of the State of New York, relating to the establishment of JCEO Extension to the Town of Plattsburgh Consolidated Sewer District, County of Clinton,

State of New York, has been filed in the Town Clerk's Office; and

**WHEREAS**, said map, plan and report was prepared by Architectural & Engineering Design Associates, P.C., and competent engineers, duly licensed by the State of New York, showing boundaries of the proposed Extension, general plan of the Extension and a report showing the costs thereof and method of operation; and

**WHEREAS**, said map shows all facilities, including mains, together with the location and the general description of all public works required including lands and easements to be acquired; and

**WHEREAS**, the boundaries of the proposed Extension are as described in Schedule "A" annexed hereto; and

**WHEREAS**, the improvements proposed consist of the construction and acquisition of JCEO Extension to the Town of Plattsburgh Consolidated Sewer District to serve the areas described heretofore, including sewer mains, sewer extensions, laterals and including all appurtenances and incidental equipment, and including the purchase of necessary lands and rights of way therefore, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Plattsburgh; and

**WHEREAS**, the maximum amount proposed to be expended for said improvements and/or acquisition of necessary lands is the sum of One Dollar (\$1.00); and

**WHEREAS**, approval of the New York State Comptroller will not be required for the formation of this Extension and any assessments for future construction shall be on a benefit basis for all uses.

**WHEREAS**, said map, plan and report describing said improvements are on file in the Town Clerk's Office, for public inspection.

**WHEREAS**, The first year cost of debt repayment and full operation for typical properties within the Extension is less than \$501.00, charges will vary in relation to the amount of benefit given to the premises. Hook up fees to the resident property line are included in the estimated maximum cost.

**NOW**, it is hereby **ORDERED**, that the Town Board of the Town of Plattsburgh, shall meet and hold a public hearing at the Town Hall at 151 Banker, Plattsburgh, New York 12901, in said Town, on the 23rd day of April, 2007, at 7:05 p.m., local time, to consider said map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law. The adoption of the foregoing order was duly put to a vote, and upon roll call, the vote was as follows:

**Discussion: Dave Comfort gave an update and explained that he will know more after a meeting that is scheduled for tomorrow.**

**RESOLUTION NO. 07-91**

**P/H NOTICE FOR THE CONSOLITATION  
THE TOWN OF PLATTSBURGH  
CONSOLIDATED WATER DISTRICT AND  
PLEASANT RIDGEWATER DISTRICT**

**Motion by: John F. St Germain                      Seconded by: Thomas E. Wood**  
**Carried by: Ayes      5                                      Nays              0**

**WHEREAS**, there exists within The Town of Plattsburgh, The Town of Plattsburgh Consolidated Water District, and the Pleasant Ridge Water District, including extensions thereof; and

**WHEREAS**, the aforesaid Water Districts have been created for a similar purpose; and

**WHEREAS**, the Town Board is desirous of conducting a Public Hearing pursuant to the Provisions of Section 206, Subdivision 3 of The Town Law of the State of New York for the purpose of hearing all persons upon the question of consolidating the Town of Plattsburgh Consolidated Water District and the Pleasant Ridge Water District into a single Consolidated Water District and in the event of Consolidation, the Town Board would pursuant to Section 206, Subdivision 11 of the Town Law have The Town of Plattsburgh Water Consolidated District become the owner of all property and assets in the stated Water Districts, and

**WHEREAS**, in the event of Consolidation, all expenses of operation and maintenance of the Consolidated District shall be distributed among the existing Water Districts in accordance with the existing Resolution of the Town Board for financing, operation and maintenance of Water Districts and as hereafter amended by the Town Board, that all existing indebtedness of the aforesaid Districts shall be the obligation of the Consolidated District for payment of all principal and interest payments and all funds for the payment of such debt shall be levied on an ad valorem basis on properties with the Consolidated District;

**NOW, THEREFORE**, it is ORDERED that the Town Board of the Town of Plattsburgh shall meet and hold a Public Hearing at the Town Hall, 151 Banker Road, Town of Plattsburgh, New York, at 6:45 o'clock p.m. on the 23rd day of April, 2007 to consider the consolidation of The Town of Plattsburgh Consolidated Water District and Pleasant Ridge Water District including all extensions thereof into a single Consolidated Water District, known as The Town of Plattsburgh Consolidated Water District and to hear all persons interested in the subject thereof concerning the same and to take such action thereon as shall be required or authorized by law, and

**IT IS FURTHER RESOLVED AND DETERMINED** that the Town Board of the Town of Plattsburgh is established as Lead Agency for all SEQRA Review pursuant to 6 NYCRR 617.6

**Discussion: Councilor Renadette asked that Mr. Comfort get for the board a list of what the increase to the consolidated district will be assuming that debt so the board will have it before the Public Hearing.**

**RESOLUTION NO.07-92**

**CDBG CONTRACT ADDENDUM**

**Motion by: Gerard A. Renadette**  
**Carried by: Ayes 5**

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, the Town desires to use excess funds available from the Archie Bordeau Water District Project to develop an income eligible water lateral installation program, therefore, be it

RESOLVED, that the Supervisor is authorized to enter into any and all contract agreements to engage the Laberge Group to implement and administer tasks associated with identifying households for income eligibility to participate in water lateral installation to the Archie Bordeau Water District Project utilizing CDBG funding; and be it further

**RESOLVED** that the flat fee of \$4,000 is to be paid to Laberge Group for all required activity to identify eligible households, and to implement and administer the contract addendum #1 for CDBG 928PW78-05.

**Discussion: Councilor St Germain asked how many households are involved. Dave Comfort answered with approximately 28 or 29. Supervisor Bassett explained everything the fee will cover.**

**RESOLUTION NO. 07-93**

**Set P/ Hearing on Pleasant Ridge East Water District Consolidation**

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

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, a map, plan and report have been prepared in such manner and in such detail as has heretofore been determined by the Town Board of the Town of Plattsburgh, relating to the establishment of the Pleasant Ridge East Water District Extension to the Town of Plattsburgh Consolidated Water District in the Town of Plattsburgh, County of Clinton, State of New York; and

**WHEREAS**, such map, plan and report have been duly filed in The Town Clerk’s Office in said Town; and

**WHEREAS**, said map, plan and report was prepared by Laberge Group, competent engineers, duly licensed by the State of New York, showing boundaries of the proposed extension area, a general plan of the extension and a report showing the costs thereof and method of operation; and



**WHEREAS**, said map shows all facilities, including mains, hydrants and the necessary valves and fittings, together with the location and the general description of all public works required including lands and easements to be acquired; and

**WHEREAS**, the boundaries of the proposed extension are described in Schedule "A" annexed hereto; and

**WHEREAS**, the improvements proposed consist of the acquisition of an extension to the Town of Plattsburgh Consolidated Water District to serve the areas described heretofore, including water mains, hydrants and including all appurtenances and incidental equipment, and including the purchase of necessary lands and rights of way therefore, in accordance with the map, plan and report now on file in the Office of the Town Clerk of the said Town of Plattsburgh; and

**WHEREAS**, the maximum amount proposed to be expended for said improvements and/or acquisition necessary lands is the sum of Ten Thousand and 00/100(\$10,000.00) Dollars; and

**WHEREAS**, the annual cost for a one family home for the first year for debt repayment and operation and maintenance charges will not exceed the sum of \$175.00 and including the cost for water usage will not exceed \$240.00 per home per year; and

**WHEREAS**, said map, plan and report describing said improvements are on file in the Town Clerk's Office, for public inspection.

**IT IS ORDERED**, that the Town Board of the Town of Plattsburgh shall meet and hold a public hearing at the Town Hall, 151 Banker Street, Plattsburgh New York on the 23rd day of April, 2007 at 7:20 o'clock p.m. local time, to consider map, plan and report and to hear all persons interested in the subject thereof as is required or authorized by law.

**IT IS FURTHER ORDERED AN DETERMINED**, that the Town Board of the Town of Plattsburgh is established as the Lead Agency for all SEQRA Review pursuant to 6NYCRR 617.6 The adoption of the foregoing was duly put to a vote, and upon roll call, the vote was as follows:

**Discussion: Yes**

**RESOLUTION NO. 07-94**

**Amendment to Committee  
Appointments For 2007**

**Motion by: Gerard A. Renadette**  
**Carried by: Ayes 5**

**Seconded by: Thomas E. Wood**  
**Nays 0**

**WHEREAS**, resolution 07-14 adopted at the Organizational Meeting dated January 3, 2007, authorized that Councilors John F. St Germain and Gerard A. Renadette be appointed to serve on the Building and Grounds Committee for the year 2007 and that Councilors John F. St Germain and Gerard A. Renadette be appointed to serve on the Community Services Committee for the year 2007, now be it

**RESOLVED**, that this resolution, dated April 2, 2007 is to amend and supersede resolution 07-14 as applicable, placing Councilor John St. Germain on the Community Services Committee in place of Councilor Brockway and Councilor Sheila Brockway on the Building and Grounds Committee in place of Councilor St. Germain.

**Discussion: Yes**

**RESOLUTION NO. 07-95**

**Board Of Assessment Review**

**Appointment**

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

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS** the resignation of Michael Whalen has created a vacancy on the Board of Assessment Review, be it

**RESOLVED**, that the Town Board of the Town of Plattsburgh does hereby appoint Linda Bourgeois of 10 Wildflower Lane, Morrisonville to the Town of Plattsburgh Board of Assessment Review for a term of five years to expire December 31, 2012.

**Discussion: Yes**

**RESOLUTION NO. 07-96**

**Zoning Board Of Appeals Alternate**

**Motion by: Gerard A. Renadette**  
**Carried by: Ayes 5**

**Seconded by: Thomas E. Wood**  
**Nays 0**

**WHEREAS**, the resignation of Diane Drollette has created a vacancy on the Town Zoning Board of Appeals be it

**RESOLVED**, that the Town Board of the Town of Plattsburgh does hereby appoint Jay White of 2023 Military Turnpike, in the Town of Plattsburgh to the Town of Plattsburgh Zoning Board of Appeals, as an Alternate Member, with a term to expire December 31, 2008.

**RESOLUTION NO. 07-97**

**Planning Board Alternate**

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

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, the appointment of Gail Kemp as member of the Planning Board created a vacancy, for an Alternate, member; now, therefore, be it

**RESOLVED**, that Paul Lamoy of 184 South Junction Road, Plattsburgh be appointed to a term to expire December 31, 2008 as Alternate Planning Board Member.

**RESOLUTION NO. 07-98**

**Appointment of Housing Development Fund Co. Inc.**

**Motion by: Gerard A. Renadette**  
**Carried by: Ayes 5**

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, the Town of Plattsburgh Housing Development Fund Co., Inc. and the Town of Plattsburgh Housing Coalition, Inc. bylaws call for the appointment of two elected representatives of the Town Board of the Town of Plattsburgh to serve on their respective committees; and

**WHEREAS**, the term of appointment for Councilman Thomas E. Wood to the Town of Plattsburgh Housing Development Fund Co., Inc. and the Town of Plattsburgh Housing Coalition, Inc. term expired April 1, 2007; and

**WHEREAS**, it is the desire of the Town Board of the Town of Plattsburgh to continue to serve the senior citizens of the Town by appointing representative to these committees; now, therefore, it is

**RESOLVED**, that the Town Board of the Town of Plattsburgh does hereby reappoint Thomas E. Wood to the Town of Plattsburgh Housing Development Fund Co., Inc. and the Town of Plattsburgh Housing Coalition, Inc. to serve as its representative to those committees.

**Discussion: Yes**

**RESOLUTION NO. 07-99**

**Planning and Zoning Board Training**

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

**Seconded by: Sheila A. Brockway**  
**Nays 1 John F. St Germain**

**WHEREAS**, the adoption and implementation of Local Land Use decisions have a profound effect on the character of a community and the well being of its citizens; and

**WHEREAS**, the administration of Land Use Laws is a complex and highly diverse process that requires specialized knowledge and familiarity with the applicable laws and regulations; and

**WHEREAS**, well considered and timely decisions, consistent with those laws and regulations attract quality community development, result in fewer lawsuits and generally decrease the discord within the community; and

**WHEREAS**, the Town Board of Town of Plattsburgh desires to provide, for the benefit of its citizens, a well framed and knowledgeable body of officials to administer the Local Land Use process.

**NOW THEREFORE BE IT RESOLVED**, as follows:

1. Pursuant to the provisions of Town Law Section 267 and 271 all Planning Board and Zoning Board of Appeals members shall be required to complete at least four (4) hours of suitable training per calendar year.

2. The authority to determine suitable training is hereby delegated from the Town Board to the respective Planning and Zoning Board chairs, who shall note annually in Board minutes the selected training.

3. The training requirement may be satisfied by educational activities substantially devoted to planning, zoning or other land use issues, such as 1) attending conferences, seminars or workshops; 2) participating in on-line training or tutorials; 3) attending college courses; 4) reading journal articles or books; or 5) any other educational activities considered acceptable by the respective Board chair. Training may be offered by a municipality, regional or county planning office or commission, county, regional or state planning federation, state agency, statewide municipal association, college or university or other similar entity.

4. A record of annual completion of training shall be maintained by the Town Clerk or planning director and a copy provided to the Town Board prior to considering a Planning Board or Zoning Board member for reappointment. Eligibility for reappointment to these Boards shall be conditioned upon completion of training prior to the end of each calendar year.

5. Suitable training in excess of four (4) hours per year may be accumulated and carried over into the succeeding calendar year for the purpose of satisfying these training requirements.

**Discussion: Councilor St Germain has a problem with this resolution he prefers his resolution that the mandatory training be waived. Councilor St. Germain feels that this is another unfunded mandate. Supervisor Bassett said there has been an amendment to the NYS Law that does require training although you can opt out. Councilor Renadette said when looking over the resolution there are ways to get the training at a minimal cost or free in house. Discussion continued.**

**RESOLUTION NO. 07-100**

**Change Order No. 2 -Archie Bordeau  
Water District**

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

**Seconded by: Gerard A. Renadette  
Nays 0**

**WHEREAS**, the Town Board has received Change Order No. 2 dated March 12, 2007 from the Laberge Engineering and the contractor Ed Garrow & Sons, Inc., requesting an adjustment of \$14,830.58 from the original contract amount of \$738,367.57; now, therefore, it is

**RESOLVED**, that the Town Board of the Town of Plattsburgh does hereby approve said Change Order No. 2 in the requested amount of \$14,830.58 authorizing the total adjusted contact amount including this Change Order to increase the total payment to \$753,198.15 relative to Archie Bordeau Water District; and, it is further

**RESOLVED**, that the Town Board does hereby authorize the Supervisor to sign said Change Order No. 2 and distribute copies to all involved parties.

**RESOLUTION NO. 07-101**

**Sue Sabin Letter Of Resignation & Retirement**

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

**Seconded by: Thomas E. Wood**  
**Nays 0**

**WHEREAS**, Sue Sabin, Water & Wastewater Utilities Typist, has submitted a letter of resignation announcing her retirement effective April 28, 2007, therefore be it

**RESOLVED**, to accept and place on file Mrs. Sabin’s letter of resignation and retirement and be it further

**RESOLVED**, that the supervisor send a letter on behalf of the Town Board thanking Mrs. Sabin for her many years of service to the Town of Plattsburgh and congratulating her on her retirement.

**Discussion: Councilor Brockway said she would miss Sue’s smile when she walks in the door! Supervisor Bassett said she has been an anchor at that post and there will be a letter of appreciation sent to her,**

**RESOLUTION NO. 07-102** (tabled)

**Health Insurance Coverage Amendment**

**Motion by: Gerard A. Renadette**

**Seconded by: Thomas E. Wood**

**WHEREAS**, the Town Board of the Town of Plattsburgh is interested in reviewing its policy with regard to providing health insurance coverage to elected officers and employees who are not subject to collective bargaining agreements or other contractual provisions; and

**WHEREAS**, the Town Board desires to control the cost of health insurance for all employees employed or elected after January 1, 2007, excluding Town officers elected prior to January 1, 2007 and current Town employees who were employed prior to January 1, 2007, by this resolution, which will determine eligibility and a payment plan for health insurance coverage upon approval by the Town Board;

**NOW, THEREFORE, BE IT RESOLVED**, that medical insurance coverage for all Town of Plattsburgh elected officers and employees not covered by any existing collective bargaining, other contractual agreements or existing resolutions, shall remain at present status and shall be grandfathered as to eligibility status and method of payment; and be it further

**RESOLVED**, that medical insurance coverage for all Town of Plattsburgh elected officers and employees not covered by any existing collective bargaining or other contractual agreements, effective January 1, 2007, excluding Town officers elected prior to January 1, 2007 and current Town employees who were employed prior to January 1, 2007, shall be as follows:

1. Elected officers eligible for health insurance are:
  - a. Town Supervisor;
  - b. Town Highway Superintendent;
  - c. Town Clerk; and

- d. Town Receiver of Taxes.
- 2. Part-time employees eligible for health insurance coverage are:
  - a. Deputy Town Clerk;
  - b. Deputy Receiver of Taxes;
  - c. Court Typist;
  - d. Part-Time Clerks Working 20 Hours or more.

at twice the rate for family and husband/wife coverage and twice the rate for individual coverage as defined in the full-time administrative employees' contract.

- 3. All other elected or appointed officers and employees shall not be eligible to participate in the health insurance coverage programs offered by the Town of Plattsburgh unless otherwise authorized by Town Board Resolution; and be it further

**RESOLVED**, that this Resolution amends Town Board Resolution No. 97-330, dated December 29, 1997 and Town Board Resolution No. 98-213, dated August 17, 1998 and shall have no effect on retired personnel presently receiving health insurance benefits; and be it further

**RESOLVED**, that this Resolution shall supercede all prior Resolutions to the extent that some are inconsistent herewith; and be it further

**RESOLVED**, that notwithstanding the foregoing, this Resolution shall be of no force and effect upon retired personnel of the Town of Plattsburgh who are presently receiving health insurance benefits; and be it further

**RESOLVED**, that retired personnel must have twenty (20) years employment with the Town of Plattsburgh and have reached the age of sixty-five (65) before being eligible for health insurance, if employed after January 1, 2007.

**MOTION TO TABLE RESOLUTION 07-102 UNTIL THE RESOLUTION CAN BE FURTHER RESEARCHED.**

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

**Seconded by: Gerard A. Renadette**  
**Nays 0**

**RESOLUTION NO. 07-103**

**Ed Garrow Payment Request #4**

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

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, Ed Garrow and Sons, has submitted Periodic Estimate for Payment No. 4, in the amount of \$53,317.02 as payment for Archie Bordeau Water District; and

**WHEREAS**, Ronald J. Laberge Jr. PE Consulting Engineer has reviewed said Payment No. 4 dated March 22, 2007 and has acknowledged approval for said payment request; now, therefore, it is

**RESOLVED**, that the Supervisor is hereby authorized to make Payment No. 4 in the net amount of \$53,317.02 to Ed Garrow and Sons; and, it is further

**RESOLVED**, that said payment is to be made payable from the Archie Bordeau District Improvement Capital Project.

**Discussion: Yes**

**RESOLUTION NO. 07-104**

**Supervisors Report**

**Motion by: Gerard A. Renadette**  
**Carried by: Ayes 5**

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, Resolution # 07-74 was tabled at the Marth 19<sup>th</sup> meeting of the Town Board; and

**WHEREAS**, it is the wishes of the Town Board to take Resolution # 07-74 off the table and act upon it; now, therefore be it

**RESOLVED** to receive , accept and place on file Supervisor’s Report # 105

**RESOLUTION NO. 07-105**

**Local Law 33 of 2007**

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

**Seconded by: Sheila A. Brockway**  
**Nays 0**

**WHEREAS**, the Town Board of the Town of PLATTSBURGH has considered the proposed Local Law No.2 {introductory} of 2007, a local law providing for the extension of moratorium on Wind Energy FACILITIES entitled “**Extension of the Wind Energy Moratorium**” (the “Local Law”); and

**WHEREAS**, said Local Law No. 2 (introductory) of the year 2007 was duly introduced at the Meeting of the Town Board as [Introductory] Local Law No. 2 of 2007; (also referred to herein as Project) and

**WHEREAS**, the required public hearing on said proposed local law was duly held prior to this meeting of the Town Board; at which the number of the local law was corrected to be number 3 as another local law since its introduction has been approved, and

**WHEREAS**, adjoining Towns and the Clinton County Planning Board were provided with a copy of proposed local law and no comments have been received therefrom, and

**WHEREAS**, the Town Board conducted its review of the proposed local law and finds it is a type 2 action pursuant to the SEQR process (SEQRA); and

**WHEREAS**, the Town Board has considered all comments from all persons, regarding this proposed local law, both as submitted in writing (none) and as presented orally at the Public Hearing and comments at the meeting, and

**NOW THEREFORE IT IS, RESOLVED**, that the Town Board of the Town of

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Plattsburgh after review of the said proposed Local Law (Project), review and consideration of comments made at the public hearing on the project, and finds that the correct number of the law should be number 3 and further after consideration adopts the local law as Local Law #3 for the year 2007, and it is further,

**RESOLVED**, that the Zoning Attorney for the Town, acting for the Town Clerk, be and he hereby is directed to cause said Local Law No. 3 of the year 2007 to be duly filed with the Department of State of the State of New York, as required by Section 27, subdivision 1, of the Municipal Home Rule Law. This resolution shall be effective immediately.

**MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS EMPLOYMENT HISTORY OF A CERTAIN INDIVIDUAL AS PER TAYLOR LAW AT 8:48 PM.**

Motion by:        John F. St Germain                      Seconded by:        Gerard A. Renadette  
Carried by:        Ayes        5                                                              Nays        0

**MOTION TO COME OUT OF EXECUTIVE SESSION AT 9:19 PM.**

Motion by:        Thomas E. Wood                                      Seconded by: Sheila A. Brockway  
Carried by:        Ayes        5                                                              Nays        0

**ADJOURNMENT**

Motion by:        Gerard A. Renadette                                Seconded by:        Sheila A. Brockway  
Carried by:        Ayes        5                                                              Nays        0

**RESOLVED**, that this Town Board Meeting be adjourned at 9:40 PM.

**Respectfully Submitted,**

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Amy Duquette, Town Clerk