

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
MAY 7, 2007**

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	
Gerard A. Renadette, Councilperson	X	
Amy L. Duquette, Town Clerk	X	
James J. Coffey, Town Attorney	X	

RESOLUTION NO. 07-119

Approve Minutes of the Previous Meeting

Motion by:	Gerard A. Renadette	Seconded by:	Sheila A. Brockway
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.

PUBLIC RECOGNITION

Present: See Attached

Comments: Andrew Abdallah addressed the board regarding Resolution 07-115 creation of the extension to the consolidated sewer district. Andrew discussed public purpose and Article 12 of Town Law, which talks about districts and states the only reason under Article 12 the Town can deny a district of this type, is where there is no public purpose. Andrew said under the Town's Comprehensive Land Use Plan, under utilities one of the goals is to promote the expansion of public water, sewer and other utilities. One of the objectives was to work with funding agencies to obtain maximum assistance to lower cost's for system development and be in position to take advantage of funding opportunities and that the goal is to continue to develop planning and promote expansion of public utilities and services in areas not now served. Andrew believes the extension does exactly that.

Bruce Garcia gave the specifics on the housing development and explained there will be no liability on the Town's part.

Committee Reports
See Attached

RESOLUTION NO. 07-120

Abstract 5A

Motion by:	Gerard A. Renadette	Seconded by:	John F. St Germain
Carried by:	Ayes 4	Nays 0	

RESOLVED, that the abstract of audited claims **No5a. 970895-71052** in the amount of (\$1,322,199.26), be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

Discussion: Councilor St Germain questioned whether an abstract resolution is needed if appropriations are in the budget, and the budget is passed by resolution. The question was asked due to a discussion at the last meeting regarding transfers being made without resolution. Councilor Renadette responded by stating that if the board looked at each name on the voucher as a vendor, each department would be a specific vendor that we would be transferring money from which was approved in the budget. If this is the case Councilor Renadette agrees that the boards passing of the budget authorizes the board to make transfers to the vendors without a resolution, due to it being audited by the audit committee, as far as vendors that are not listed Councilor Renadette agrees we need a paper trail for each and every vendor. Supervisor Bassett said these are good questions and good arguments and we should continue to air on the side of caution. Supervisor Bassett believes the process is a good process.

RESOLUTION NO. 07-121

Receive Report from Codes and Zoning

Motion by: Sheila A. Brockway
Carried by: Ayes 4

Seconded by: Gerard A. Renadette
Nays 0

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

Discussion: Yes

RESOLUTION NO. 07-122

Receive Report from W/W

Motion by: Gerard A. Renadette
Carried by: Ayes 4

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, April 2007.

Discussion: Dave Comfort gave an update on well #7 and well #8, and explained the reason for the rate increase in Cliff Haven.

RESOLUTION NO. 07-123

Temporary Town Recreation and Youth Director

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, the Town of Plattsburgh has a vacancy in the position of Temporary Town Recreation and Youth Services Director, and

WHEREAS, interviews for the aforementioned position were held by the Supervisor, Robert Robare and personal committee

WHEREAS, the Supervisor and Members of the Personnel Committee made recommendation as to the selection of the appointee to aforementioned position; now, therefore, it is

RESOLVED, that the Town Board of the Town of Plattsburgh appoint Ms. Melanie Defayette as Temporary Town Recreation and Youth Director to commence on May 5, 2007.

Discussion: Attorney Coffey wanted to clarify that there is no position for Temporary Town Recreation and Youth Director, Supervisor Bassett explained that Civil Service is ready to create the position as soon as the resolution is passed.

RESOLUTION NO. 07-124

Assessor Appointment

Motion by: Gerard A. Renadette
Carried by: Ayes 4

Seconded by: John F. St Germain
Nays 0

WHEREAS, Effa Sullivan’s term as Assessor for the Town of Plattsburgh expires on September 30, 2007 and she is desirous of continuing to serve as Assessor for the Town, therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby reappoint Effa Sullivan as Assessor for the Town of Plattsburgh Review for a term to expire on September 30, 2013 and, be it further

RESOLVED, that pursuant to Real Property Tax Law Section 314 Subd. I, the Town Board hereby directs the Town Attorney, on behalf of the Town Clerk, to notify the State Board within fifteen (15) days of the adoption of this resolution.

Discussion: Supervisor Bassett noted that Effa is scheduling appointments this year.

RESOLUTION NO. 07-125

De-Standardize Highway Department Tandem Truck and Wing Equipment

Motion by: Gerard A. Renadette
Carried by: Ayes 4

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, Wayne Gonyea, Highway Superintendent has provided the Town Board of the Town of Plattsburgh with a letter outlining reasons for requesting the Town Board to de-standardize the Highway Departments Tandem Truck Plow and Wing Equipment; and

WHEREAS, the Town Board of the Town of Plattsburgh has reviewed said letter; now, therefore it is

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby adopt said resolution de-standardizing the Town of Plattsburgh Highway Departments Tandem Truck Plow & Wing Equipment.

RESOLUTION NO. 07-126

Highway to Advertise for Sealed Bids Contract No. HWY 07-01

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

Seconded by: Gerard A. Renadette
Nays 0

RESOLVED, to receive a request from Wayne Gonyea, Highway Superintendent, for permission to advertise for sealed bids to purchase Contract No. HWY 07-01 One (1) New 2007/2008 Tandem Dump Body, Plow and Wing Assembly from suppliers who submit price quotes for said equipment; and, it is further

RESOLVED, that Wayne Gonyea is hereby authorized by the Town Board of the Town of Plattsburgh to advertise for bids for aforesaid purchase; and, it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to advertise for sealed bids for Contract No. HWY 07-01 and said bids are returnable on or before Friday, May 25, 2007 at 2:00 PM prevailing time at the Town Hall, 151 Banker Road, at which time they will be publicly opened and read aloud.

Discussion: Supervisor Bassett clarified with Wayne that the money is in the budget. Wayne said this resolution will allow us to receive bids from several companies, Councilor Renadette added that this resolution does not mean that the Town will be lowering their standards in equipment.

RESOLUTION NO. 07-127

Ambulance District Budget Amendment

Motion by: Gerard A. Renadette
Carried by: Ayes 4

Seconded by: John F. St Germain
Nays 0

WHEREAS, the 2007 budget for Ambulance District No.1's was passed by the Town Board for a total of \$325,000.00, (\$16,000.00 for Billing Services and \$309,000.00 for Morrisonville/Schuyler Falls Volunteer Ambulance Service); and

WHEREAS, the total amount agreed on and budgeted by District No. 1 for Ambulance Services, exclusive of billing, was \$325,000.00, and

WHEREAS, the Town Budgeted only \$309,000.00 causing a \$16,000.00 budget shortfall for the Ambulance District; and

WHEREAS, the current appropriated fund balance in Ambulance District No.1 is \$158,489.98; therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby amend the 2007 budget for Ambulance District No.1 by transferring \$16,000.00 from Ambulance District No.1's appropriated fund balance to their 2007 budget to cover Ambulance Services for the remainder of 2007.

Discussion: Supervisor Bassett said the original amount budgeted was not completely transferred.

RESOLUTION NO. 07-115

Bring back tabled motion
JCEO Extension to TOP Consolidated
Sewer District

NO MOTION WAS MADE, RESOLUTION WAS NOT ACTED UPON.

WHEREAS, Resolution # 07-115 was tabled at the April 23, 2007 meeting of the Town Board; and

WHEREAS, it is the wishes of the Town Board to take Resolution # 07-115 off the table

WHEREAS, Upon a motion made and seconded, and resolution #07-90 was unanimously adopted:

A Petition for the creation of a Sewer District in the Town of Plattsburgh, County of Clinton, State of New York, has been presented to this Town Board with the necessary map and plan attached to it.

The map and plan was submitted to the State Department of Health and was approved by it and filed in the Office of the State Department of Health and of the Town Clerk.

WHEREAS, On April 2, 2007, the Town Board adopted an Order which recited the filing of the Petition, the proposed improvements, the boundaries and a description of the district, and the estimated costs of these proposals.

WHEREAS, The order set April 23, 2007 at 7:05 p.m. at the Town Hall in the Town of Plattsburgh, as the time and place for a public hearing before all interested persons on the Petition. The order was posted and published as required by law.

WHEREAS, The hearing on the Petition was held on April 23, 2007 and all interested parties both for and against the petition were heard.

WHEREAS, Supporting evidence was given at the hearing and a motion was made and seconded as follows. IT IS HEREBY

RESOLVED, that

- (a) The Petition is signed and acknowledged or proved as required by law, It complies with the requirements of Town Law §191 as to sufficiency of signers and is otherwise sufficient;
- (b) All the property and property owners within the proposed extension are benefited by the proposal;
- (c) All the property and property owners benefited are included within the limits of the proposed extension; and
- (d) It is in the public interest to granted the relief sought in the petition.

IT IS FURTHER RESOLVED, that the establishment of Sewer District as proposed in the Petition be approved; that the improvements be constructed when the required funds become available; and the Extension shall be called the JCEO Extension to the Town of Plattsburgh Consolidated Sewer District of the Town of Plattsburgh and shall be bounded and described as set forth on Exhibit A attached hereto The boundaries described are intended to fall within the present boundaries of the Town of Plattsburgh, County of Clinton and State of New York.

IT IS FURTHER RESOLVED that the proposed improvement shall be financed as follows by payment of all costs by the developer of the following project to be served

T/B MONTHLY
by the sanitary sewer system.

MAY 7, 2007

IT IS FURTHER RESOLVED, that the Town Clerk of the Town of Plattsburgh within ten days after the adoption of this resolution, shall file copies of the Resolution in duplicate in the office of the State Department of Audit and Control, Albany, New York.

MOTION TO GO INTO EXECUTIVE SESSION TO DISCUSS HISTORY OF SEVERAL EMPLOYEES AT 7:58PM.

Motion by:	John F. St Germain	Seconded by:	Gerard A. Renadette
Carried by:	Ayes 4	Nays 0	

MOTION TO COME OUT OF EXECUTIVE SESSION AT 8:56PM.

Motion by:	Gerard A. Renadette	Seconded by:	Sheila A. Brockway
Carried by:	Ayes 4	Nays 0	

ADJOURNMENT

Motion by:	John F. St Germain	Seconded by:	Gerard A. Renadette
Carried by:	Ayes 4	Nays 0	

RESOLVED, that this Town Board Meeting be adjourned at 8:58PM.

Respectfully Submitted,

Amy Duquette , Town Clerk