

**TOWN OF PLATTSBURGH
TOWN BOARD SEMI-MONTHLY MEETING
OCTOBER 15, 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. 07-252

Approve Minutes

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|--------------------|---------------------------|---------------------|---------------------------|
| Motion by: | Sheila A. Brockway | Seconded by: | John F. St Germain |
| 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.

PUBLIC RECOGNITION

Present: See Attached
Comments: None

Committee Reports
See Attached

RESOLUTION NO. 07-253

Abstract 10B

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

RESOLVED, that the abstract of audited claims **No10 B. (72415-72565)** in the amount of (\$ 1,866,923.72), be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

Discussion: Councilor St Germain questioned if there was a resolution and authorization for vouchers #72526 and # 72524. Supervisor Bassett said he would look into it.

RESOLUTION NO. 07-254

Supervisor's Financial Report

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| Motion by: | Sheila A. Brockway | Seconded by: | Gerard A. Renadette |
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MOTION TO TABLE RESOLUTION 07-254 TO ALLOW BOARD TIME TO REVIEW THE REPORT

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

RESOLVED, that a public hearing be held by the Town Board at the Town Hall on the Banker Road on Thursday, November 8, 2007 prevailing time as noted for the purpose of hearing and considering any objections which may be made to the completed consolidated assessment rolls as follows:

| | |
|---------|---|
| 6:15 PM | Town of Plattsburgh Consolidated Water District |
| 6:20 PM | Town of Plattsburgh Consolidated Sewer District |
| 6:25 PM | Archie Bordeau Water District |
| 6:30 PM | Base Water District |
| 6:35 PM | Base Sewer District |
| 6:40 PM | Base Storm Water Management District |
| 6:45 PM | Base Highway Maintenance Improvement District |

and, which assessment roll is on file with the Town Clerk pursuant to Town Law, Section 239; and, it is further

RESOLVED, that the Town Clerk is hereby directed to have published in the Press Republican notice of said public hearings to be held at the Town Hall, Banker Road.

RESOLUTION NO. 07-258

DHCR GRANT APPLICATION

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, the New York State HOME program is administered by the New York State Housing Trust Fund Corporation (HTFC). The program uses federal HOME Investment Partnership Program funds to expand the supply of decent, safe, and affordable housing within the State, and

WHEREAS, Approximately \$33.2 million is available for capital projects and local program administrators in 2007 to fund a variety of activities through partnerships with counties, towns, cities, villages, private developers, and community-based non-profit housing organizations to provide funds to acquire, *rehabilitate*, or construct housing, or to provide assistance to low-income home-buyers and renters; now, therefore be it

RESOLVED, that the Supervisor be and hereby is authorized to execute a final application on behalf of the Town of Plattsburgh with the New York State Division of Housing and Community Renewal (DHCR); and be it further

RESOLVED, that the Supervisor is hereby authorized and designated as the representative and to act as such in connection with the application and to provide additional information as may be required including all understandings and assurances contained in the application; and be it further

RESOLVED, that the Supervisor is hereby authorized and directed to execute any contract and/or agreement in connection with the DHCR Application and his/her designee is further authorized to request and expend funds from the DHCR pursuant to said contract and/or agreement; and be it further

RESOLVED, to the extent all or any actions herby authorized have been executed and/or performed by the Supervisor all are hereby ratified and confirmed; and be it further

RESOLVED, that the supervisor enter into contract with the Laberge Group for a fee not to exceed \$4,250 to prepare the Grant Application as indicated in the "Authorization To Proceed" document attached to this resolution.

Discussion: A brief overview of the grant was given, as well as who would qualify. The Town can apply for up to \$400,000.00.

RESOLUTION NO. 07-259

3% Deposit for Cabinet Gallery

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, the Town of Plattsburgh Planning Board has reviewed and approved all requirements of The Cabinet Gallery Site Plan 2005 located on Hammond Lane, Plattsburgh, NY; and

WHEREAS, The Cabinet Gallery Site Plan 2005 has on file with the Town of Plattsburgh, a 3% deposit for construction to their project in the original amount of \$4,975.01 plus accrued; and

WHEREAS, the Planning Department has coordinated inspection of said project and reports all requirements have been met and completed; and

WHEREAS, the 3% deposit in the amount of \$4,975.01 plus accrued interest be returned; now, therefore be it

RESOLVED, that the Supervisor is hereby authorized and directed to release the said 3% deposit in the amount of \$4,975.01 plus accrued interest to date be returned; and it is further

RESOLVED, that a certified copy of this resolution be forwarded, by the Planning Department Secretary, with the return of deposit to Wendell Barber, 24 Hammond Lane, Plattsburgh, NY 12901.

Discussion: Councilor St Germain commented on how nice the building is. Supervisor Bassett is impressed with the building as well.

RESOLUTION NO.07-260

Resignation of Dale Holzer ZBA

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

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file a letter of resignation from Dale Holzer regarding his appointment to the Town of Plattsburgh Zoning Board of Appeals effective October 15, 2007 and it is further

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby wish to thank him for his years of service and wish him well with his further endeavors

RESOLUTION NO. 07-261

Zoning Board Of Appeals Member

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, the resignation of Dale Holzer has created a vacancy on the Town Zoning Board of Appeals therefore 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 Regular Member of said board with a term to expire December 31, 2012.

Discussion; Supervisor Bassett explained that the term Mr. Holzer resigned from created this vacancy for an alternate

RESOLUTION NO. 07-262

Zoning Ordinance

Motion by: Gerard A. Renadette

Seconded by: Sheila A. Brockway

MOTION TO TABLE RESOLUTION 07-262 TO GIVE THE BOARD A CHANCE TO REVIEW CHANGES TO THE ORDINANCE

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, the Town Board received from the Planning Board of the Town of Plattsburgh its recommendation that a public hearing be held to consider the advisability of amending certain provisions and articles of the of the Zoning Ordinance of the Town of Plattsburgh as more particularly described in the proposed amendments; and

WHEREAS, the Town Board thereafter duly called a public hearing for the consideration of the aforesaid amendment and gave due notice thereof as required by law; and

WHEREAS, said public hearing was held by this Town Board at the Town Hall at 151 Banker Road, Plattsburgh, New York, on the 2nd day of July, 2007, at 6:45 P.M. of said day; at which time the proposed amendments and proposed long form SEQR materials were available, and

WHEREAS, adjoining Towns and the Clinton County Planning Board have been provided with a copy of proposed zoning ordinance and no comments have been received, therefore.

WHEREAS, the Town Board has previously declared the project to be an unlisted action and conducted its review of the application pursuant to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, said Part 617 of the Environmental Conservation Law provides for an involved agency to review any action for the purpose of determining the effect of said action on the environment; and

WHEREAS, said determination of the effect of said action on the environment will be necessary to determine whether a Draft Environmental Impact Statement (DEIS) is required; and

WHEREAS, the Town Board is considered an involved agency in accordance with State Laws for the purpose of assessing the effect of this "Project" on the environment and whether or not said effect is significant enough to warrant the preparation of a Draft Environmental Impact Statement (DEIS); and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination, and.

WHEREAS, it is the opinion of the members of the Town Board that the best interests of the Town Plattsburgh will be served by the adoption of said amendments,

NOW THEREFORE BE IT IS, RESOLVED, that the Town Board of the Town of Plattsburgh after review of the said proposed amendments to the zoning ordinance, review and consideration of

comments made at the public hearing on the project, the completed EAF long form, and related materials, accordingly the Town Board issues the attached negative declaration under SEQRA for the, determining that the 'Project' will NOT have a significant effect on the environment, and the preparation of a DEIS is NOT required; and, be it further

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize and direct the Supervisor to complete and have prepared and to execute a "Notice of No Significant Environmental Impact" (NEGATIVE DECLARATION) for this 'Project' and, be it further

RESOLVED, that the "Notice of No Significant Environmental Impact" (NEGATIVE DECLARATION), and all related material shall be maintained on file at the Town Bali Offices of the Town Board and available for Public Inspection, and, the reasons for the decision are stated in the attached negative declaration, and be it further

RESOLVED, that the Zoning Ordinance of the Town of Plattsburgh be and the same hereby is amended so that Ordinance shall read as follows: see summary of changes attached:

RESOLVED, that said amendment and change shall take effect immediately; and

RESOLVED, that said amendment be entered in the minutes of the meeting of the Town Board of the Town of Plattsburgh, held on the 15th day of October 2007, and that a certified copy thereof be published in the **PRESS REPUBLICAN** newspaper and that affidavits of publication be later filed with the Town Clerk.

RESOLVED, that the amendments shall be effective upon publication in accordance with section 265 of the Town Law.

MOTION TO GO INTO EXECUTIVE SESSION AT 7:37pm TO DISCUSS THE WORK HISTORY OF A CERTAIN EMPLOYEE, AND AN UPDATE ON NEGOTIATIONS.

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

MOTION TO COME OUT OF EXECUTIVE SESSION AT 8:16 PM

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| Motion by: | Sheila A. Brockway | Seconded by: | John F. St Germain |
| 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 8:18 PM.

Respectfully Submitted,

Amy Duquette, Town Clerk

