

Discussion: Supervisor Bassett said he would like to compare the 2006 yearly to the 2007. Supervisor Bassett commented on the amount of activity for the year.

RESOLUTION NO. 08-45**Year End Report Codes / Zoning**

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

Seconded by: Martin D. Mannix
Nays 0

RESOLVED, to receive and place on file the year-end report for 2007 from Don Lee, Codes Enforcement Officer.

Discussion: Don gave an overview of the year and said that Commercial is up compared to 2006, although residential was slightly decreased.

RESOLUTION NO. 08-46**Year End Report for Justice Court**

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

Seconded by: Gerard A. Renadette
Nays 0

RESOLVED, to receive and place on file year-end report for 2007 from Justice Court.

Discussion: Councilor Mannix said he would be interested in seeing a breakdown of the report by Justice. Supervisor Bassett stated that he has spoke with both Justices and will be sitting with them to go over some of the past reports. Supervisor Bassett added that there was an increase of over \$92,000.00.

RESOLUTION NO. 08-47**Codes /Zoning Report
December 2007**

Motion by: Martin D. Mannix
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file a report from Don Lee, Codes Enforcement Officer, for December 2007.

RESOLUTION NO. 08-48**Amend Resolution 08-23 Appointment of
Court Clerks**

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, on January 2, 2008 Resolution 08-23 accepted and placed on file a letter dated December 05, 2007 from Town Justices Bezruczyk and Patnode recommending the re-appointment of Pamela St. John, Pamela Esposito and John Trombley as full time court clerks for the Town of Plattsburgh Town Justices for 2008, and

WHEREAS, John Trombley's Clerk position is a Senior Clerk appointment made by the Town Board and not part of the Town Justices appointment process, therefore be it

RESOLVED, that Resolution 08-23 be amended such that Pam St. John and Pam Esposito are to be appointed as full time court clerks for the Town of Plattsburgh, as recommended by the Justices for the year 2008.

Discussion: Yes

RESOLUTION NO. 08-49

**Melanie Defayette as Town Recreation
And Youth Director**

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

Seconded by: Martin D. Mannix
Nays 0

WHEREAS, the Town of Plattsburgh has a vacancy in the position of Town Recreation and Youth Services Director as of January 19, 2008, and

WHEREAS, interviews for the aforementioned position were held by the Supervisor, and Personnel Committee, and

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 Town Recreation and Youth Director to commence on January 19, 2008, on step 5 at a rate of \$56,183 as per the negotiated Agreement with the Administrative Staff.

Discussion: Councilor Wood reflected on how over a year ago interviews took place and Melanie was the chosen one and how she has been serving as an interim due to Mr. Robare still being on the books.

RESOLUTION NO. 08-50

**Recreation Program Coordinator
Appointment**

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, there is a vacancy in the position of Recreation Program Coordinator for the Town of Plattsburgh and,

WHEREAS, Melanie Defayette has recommended the position be filled to enable the Youth Service and Recreation Department to continue to provide necessary services to the community, and

WHEREAS, Janet Sosnicki has acted as an interim Coordinator in this position and has met or exceeded all expectations; therefore be it

RESOLVED, that Janet Sosnicki be appointment provisionally pending her successful completion of the Civil Service Exam for said position when it is offered; and be it further

RESOLVED, that the Town Board of the Town of Plattsburgh appoint Ms. Janet Sosnicki as Recreation Program Coordinator Assistant effective January 19, 2008 and placed on step 1 of the Administrative Agreement at the salary of \$34,490.00.

Discussion: Councilor Renadette questioned Janet's start date due to her prior service. Supervisor Bassett noted that when the Civil Service test is passed and she can be appointed off that list, the town could consider counting the time she worked as an interim.

RESOLUTION NO. 08-51

Scott Benware Resignation.

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, Scott Benware, Water & Wastewater Utilities Department, has submitted a letter of resignation effective January 18, 2008 therefore be it

RESOLVED to accept and place on file Mr. Benware's letter of resignation and, be it further

RESOLVED, that the supervisor send a letter on behalf of the Town Board thanking Mr. Benware for his service to the Town of Plattsburgh and to wish him well with his future endeavors.

RESOLUTION NO. 08-52

Re-Appoint ZBO Member Wally Day

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

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, the appointment term of Town Zoning Board of Appeals Chairman Wally Day expired on December 31, 2007; and

WHEREAS, Mr. Day is seeking reappointment to the Town Zoning Board of Appeals; therefore be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby reappoint Wally Day of 4235 Rt. 9, 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, 2010.

Discussion: Supervisor Bassett added that these are normally five-year appointments and due to the historical documents not being totally accurate they need to be put back in order.

RESOLUTION NO. 08-53

Fred Lavene – Service Recognition

Motion by: Martin D. Mannix
Carried by: Ayes 5

Seconded by: Thomas E. Wood
Nays 0

WHEREAS, Fred Lavene, Deputy Highway Superintendent, had worked in the capacity of Superintendent for several months in 2007; and

WHEREAS, the Town of Plattsburgh Town Board does periodically recognize employees for extra service and exemplary contribution to the Town; therefore be it

RESOLVED, that the Town Board does hereby authorize payment in the amount of \$1,500.00 as recognition and appreciation for acting in the capacity of Highway Superintendent and performing those duties with a high level of success and accomplishment; and be it further

RESOLVED, that the Supervisor write a letter of appreciation to Mr. Lavene with a copy placed in his personnel file.

Discussion: Councilor Wood stated that he appreciates the work Fred did last year acting as Highway Superintendent. Supervisor Bassett said as Deputy Fred never received a stipend for his work and he feels this is the right thing to do. Councilor Renadette spoke to Fred's credit noting that he never asked for a stipend until after he was elected.

RESOLUTION NO. 08-54

NYC Association of Towns Training-2008

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, certain Town Employees and their respective board members, under State Law, are required to have yearly updated training; and

WHEREAS, said training and other educational conferences are being offered in New York City as part of the Association of Towns Annual Conference on February 18 -February 20, 2008; and

WHEREAS, the following employees, appointees and elected officials have indicated their interest in participating in the Annual Training Conference;

- Supervisor and Board Members – Bernie Bassett, Marty Mannix, Tom Wood*
 - Town Attorney - Jim Coffey*
 - Town Clerk -Amy Duquette*
 - Codes and Zoning - Don Lee, Charlotte Mayhew, Jay White, CJ Madonna*
 - Planning Department - Allen Reece, Robert Pearl, Anne Brandell, Hobbie Hyatt, Terry Besaw, Gail Kemp, Thomas Latinville*
 - Assessment Office - Effa Sullivan*
 - Justice Court - Christina Bezruczyk, Kevin Patnode, Pam St. John, Pam Esposito, John Trombley*
- Therefore, be it

RESOLVED, that the afore mentioned Town representatives, and with the approval of the Supervisor others who are eligible and may indicate their availability at a later date, attend the Annual Association of Towns Conference and Training Session with all expenses, as authorized by policy, be paid out of each department’s budget; and be it further

RESOLVED, that the Supervisor be authorized to submit appropriate payment for lodging and conference registration.

Discussion: Councilor Renadette is in favor of the training Supervisor Bassett agreed by stating the price of ignorance is far more expensive.

RESOLUTION NO. 08-55

Annual Code Enforcement Conference

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, Town of Plattsburgh Code Enforcement Officials are required to maintain professional training and license; and

WHEREAS, it is in the best interest of the Town to remain current and informed concerning changes in Codes and Zoning regulations; therefore it is

RESOLVED, that Donald F. Lee and Stephen Imhoff, Codes Enforcement Officers, be allowed to attend the Northern Adirondack Code Enforcement Officials Association 12th Annual Educational Conference held on March 5 – March 8 at the Lake Placid Resort formerly the Holiday Inn; and it is further

RESOLVED, that \$651.52 for lodging and meals and \$480.00 for conference registration be charged to the Code/Zoning budget.

Discussion: Don Lee stated that the Lake Placid classes are more particular to the Codes Officers 24 hours of training per year is required. Don gets both Codes and Zoning training in NYC.

RESOLUTION NO. 08-56

Highway Fund Transfer

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

WHEREAS, the Town's Trackless sidewalk snow blower is damaged beyond repair, and

WHEREAS, a letter has been received from the Highway Superintendent, Fred Lavene, to the Town Board Members requesting that \$ 9,900.00 be transfer from account DA-5112-4300-000 to account DA-5130-2000 to purchase a used 1997 Trackless Snow blower from Lamare Equipment to help maintain sidewalks in the Town of Plattsburgh therefore be it

RESOLVED, that the supervisor authorize Budget Officer to the transfer funds as indicated.

Discussion: Attorney Coffey stated that Fred followed all of the requirements for the purchase. Supervisor Bassett also mentioned the town will only have to BAN half of the purchase price due to 72,000.00 being available from the 2007 equipment budget.

RESOLUTION NO.08-57

**Municipal Property and Liability Insurance
Renewal**

Motion by:	Thomas E. Wood	Seconded by:	Gerard A. Renadette
Carried by:	Ayes 5	Nays 0	

WHEREAS, it is necessary for the Town of Plattsburgh to provide risk management services and municipal property and liability insurance; therefore be it

RESOLVED, that the Supervisor is authorized to renew its Agreement with the Cool Insuring Agency Inc., principally located at PO Box 2153, Glens Falls, NY 12801-2153 to provide Risk Management Services and as insurance broker for the Town to provide Municipal Insurance coverage; and be it further

RESOLVED, that, after careful review of the Town's needs and market options and as recommended in a letter dated January 7, 2008 from John C. Bieniek, CIC and Vice President, property and liability insurance for the period January 20, 2008 to January 20, 2009 shall be provided by NYMIR Reciprocal, for a premium of \$141,436.00, a rate 9.79% lower than the 2007 premium rate.

Discussion: Councilor Renadette commented on the clarity Mr. Bieniek's letter. Supervisor Bassett said Mr. Bieniek sat down with him and discussed the coverage and the recommendation.

RESOLUTION NO. 08-58

Ambulance Service Contract Renewal

Motion by:	Sheila A. Brockway	Seconded by:	Martin D. Mannix
Carried by:	Ayes 5	Nays 0	

WHEREAS, there is an Ambulance Service Contract dated January 1, 2007 between Town of Plattsburgh, acting for Town of Plattsburgh Ambulance District No. 1, and Town of Schuyler Falls acting for Town of Schuyler Falls Ambulance District No. 1, (“Towns” herein) and the Morrisonville Schuyler Falls Volunteer Ambulance Service, Inc. (“Provider” herein) providing for ambulance service as described in said agreement, and it is desirable to renew said contract for the calendar year 2008; and

WHEREAS, the Towns and Provider have each agreed that the billing and collection of receivables billed for services rendered by the Provider will be best serviced by entering into an Agreement between MedEx Billing Inc., P.O. Box 186, Le Roy, NY 14482-0186 principally engaged in the business of providing third party billing services, accounts receivable management and medical reimbursement services to health care providers and the Provider; and

WHEREAS, each of the Towns has reviewed and approves the terms and provisions of the proposed Agreement dated January 1, 2008 between each of the Towns acting for its respective Ambulance District, and the Provider, and as to the Town of Plattsburgh Ambulance District No. 1 the Town Attorney has approved same as to form; now, therefore it is

RESOLVED, that the Town Board of the Town of Plattsburgh, acting for Town of Plattsburgh Ambulance District No. 1, hereby approves the annexed Agreement dated January 1, 2008 between the Morrisonville Schuyler Falls Volunteer Ambulance Service, Inc. and the Town of Plattsburgh, acting for Town of Plattsburgh Ambulance District No. 1, and Town of Schuyler Falls, acting for Town of Schuyler Falls Ambulance District No. 1; and, it is further

RESOLVED, that the Supervisor be and he hereby is authorized to execute same for Town of Plattsburgh Ambulance District No. 1 for a term to expire 2/29/2008. as noted below in discussion.

Discussion: Councilor Mannix is concerned that the contract does not address bonding for the employees of MedEx that will be doing the collecting. Councilor Mannix would like to approve the contract to 2/29/08, with the provision that it be contingent to 12/31/08 once the town is named additional insured on the bonds. Attorney Coffey agrees with Councilor Mannix’s remarks and stated that anytime you are dealing with the monies of a municipality they should be bonded.

RESOLUTION NO. 08-59

Fuel Sale Agreement With Morrisonville Fire Department

Motion by: Martin D. Mannix
Carried by: Ayes 5

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, the Morrisonville Fire Department provides services to the Town of Plattsburgh; and

WHEREAS, the Town has determined it is in the best interest of the community to allow certain entities the ability to purchase fuel from the Town of Plattsburgh to the extent that said entities would otherwise be entitled to purchase directly from the New York State contract and are only interested in purchasing fuel from the Town to the extent that the delivery system (fuel pumps, etc.) which are utilized by the Town are readily available for dispensing the product to these entities.

WHEREAS, the Town has received a request from the Morrisonville Fire District to purchase fuel from the Town of Plattsburgh the same rate as the Town is able to purchase fuel pursuant to NYS contract, plus two cents 2¢ per gallon for gasoline and four 4¢ per gallon for diesel and now therefore it is,

RESOLVED, that the Town Board of the Town of Plattsburgh hereby authorizes the Town of Plattsburgh to enter into a Fuel Sale Agreement for the sale of fuel at the same rate as the Town is able to

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purchase fuel pursuant to NYS contract plus two cents 2¢ per gallon for gasoline and four 4¢ per gallon for diesel to Morrisonville Fire Department, and; be it further

RESOLVED, that the Town Board of the Town of Plattsburgh hereby authorize the Town Supervisor to execute the proposed fuel sale Agreement, for the year 2008, with the Morrisonville Fire District upon final approval of the proposed fuel sale Agreements by the Town Attorney.

Discussion: Resolution was passed contingent upon the Supervisor clarifying our ability to sell fuel to other entities.

RESOLUTION NO. 08-60

Banker Road and RT. 374 Rezoning Project

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

Seconded by: Martin D. Mannix
Nays 0

WHEREAS, the Town Board of the Town of Plattsburgh has previously received a Petition from certain land owners in the vicinity of the Banker Road and NYS Route 374 requesting a portion of the Neighborhood Commercial (NC) Zoning change to Industrial Park (IP) Zoning District designation in the area on the east side of Banker Road adjacent to the Banker Road Industrial Park; and

WHEREAS, the Town Board of the Town of Plattsburgh thereafter adopted Resolution No. 07-295 at its regular meeting held December 3, 2007 and pursuant to Article XIII §13.3 referred the Petition to the Planning Board of the Town of Plattsburgh for a report and recommendation in accordance with said section; and

WHEREAS, the Town Board is in receipt of the minutes and a Resolution that the Town of Plattsburgh Planning Board adopted at a meeting held on January 8, 2008 under Resolution No. 08-08, which Resolution indicated that, based on findings and recommendations reported by the Town of Plattsburgh Planning Board, dated January 8, 2008, the Town Board approve the requested amendment contained in the Petition. Now, therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby receive and place on file the Minutes of the Town of Plattsburgh Finding and Recommendation Report dated January 8, 2008; and be it further,

RESOLVED, that the Town Board of the Town of Plattsburgh, in accordance with Section 13.2 of the Town of Plattsburgh Zoning Ordinance, does hereby fix the time and place for a Public Hearing on the proposed amendment to be held on the 11th day of February 2008 at 7:00 o'clock P.M. at the Town Offices of the Town of Plattsburgh, 151 Banker Road, Plattsburgh, New York; and it is further

RESOLVED, that the Town Clerk of the Town of Plattsburgh is hereby directed to cause notice of said Public Hearing to be published and provided in accordance with Section 13.4 of the Town of Plattsburgh Zoning Ordinance; and be it further

RESOLVED, that the Town Board does hereby direct the Town Clerk to transmit a map of the proposed rezoning of a 9.4 acre parcel of land on the south eastern guard rail of the intersection of Banker Road and Rt. 374, along with related materials including the Findings and Recommendation Report of the Town of Plattsburgh dated January 8, 2008, which meets the referral requirements of Section 239 in the General Municipal Law, to the Clinton County Planning Board for its review and recommendation.

Discussion: Yes

Motion by: Sheila A. Brockway

Seconded by: Thomas E. Wood

WHEREAS, the Town of Plattsburgh and Teamsters Local 687, the recognized Bargaining Unit for certain employees of the Town of Plattsburgh, had entered into a contract Agreement to expire December 31, 2010; and

WHEREAS, parties to said contract had, during the negotiations process, agreed on language that was omitted from the Agreement passed by Resolution 07-285; therefore be it

RESOLVED that a revised Agreement shall be executed by the Union Representative and Bernard C. Bassett, the Supervisor for the Town of Plattsburgh adding section e, under Article 27, of the existing Agreement passed by Resolution 07-285;

ARTICLE 27: WAGES AND LONGEVITY

e. Employees entitled to step increases in any of the years cited above will receive said step increase as of January 1 for each year they are entitled.

and be it further

RESOLVED that the Supervisor be and hereby is authorized to execute said revised Agreement with the Teamsters Local 687 and the Town of Plattsburgh on behalf of the Town of Plattsburgh. and be it further

RESOLVED, that the Administrative and Clerical Bargaining Units will be entitled to Article 27, (Section e) as part of their negotiated Agreement if they so desire.

MOTION TO GO INTO EXECUTIVE SESSION AT 6:57PM TO DISCUSS NEGOTIATIONS AND PERSONELL.

Motion by : Martin D. Mannix Seconded by: Sheila A. Brockway
Carried by: Ayes 5 Nays 0

MOTION TO COME OUT OF EXECUTIVE SESSION AT 8:05 PM.

Motion by : Gerard A. Renadette Seconded by: Martin D. Mannix
Carried by: Ayes 5 Nays 0

Supervisor Bassett asked for a roll call on resolution 08-61.

Carried by: Ayes 5 Nays 0

ADJOURNMENT

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

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

RESOLVED, that this Town Board Meeting be adjourned at 8:13 PM.

Respectfully Submitted,

Amy Duquette, Town Clerk