

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
MAY 5, 2008**

The meeting was called to order at 6:00 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	
Martin D. Mannix, Councilperson		X
Thomas E. Wood, Councilperson		6:07
Sheila A. Brockway, Councilperson	X	
Gerard A. Renadette, Councilperson	X	
Amy L. Duquette, Town Clerk	X	
James J. Coffey, Town Attorney	X	

RESOLUTION NO. 08-149

Approve Minutes

Motion by: Gerard A. Renadette
Carried by: Ayes 3

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, that the minutes of April 21, 2008 and April 28, 2008 be approved and the reading of the minutes be dispensed with.

PUBLIC RECOGNITION

Present: See Attached

Comments: Dog Control Officer David Duquette spoke of the signs that will be placed in the Court. David also spoke of the net gun that was purchased and added how it will be a shared service with other municipalities.

John St Germain commented that although he feels the welcome signs the town is purchasing is a good idea he has concerns with the process.

Committee Reports

See Attached

RESOLUTION NO. 08-150

Abstract 5A

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

Seconded by: Gerard A. Renadette
Nays 0

RESOLVED, that the abstract of audited claims **No5A. (-)** In the amount of (\$1,122,245.14), be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

RESOLUTION NO. 08-151

Monthly Report W/ W Dept.

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

Seconded by: Thomas E. Wood
Nays 0

RESOLVED, to receive and place on file a report from David Comfort of the Water and Wastewater Department for April 2008.

Discussion: Councilor Wood mentioned all of the breaks in the lines; Supervisor Bassett added that the breaks are difficult for business owners. Supervisor Bassett informed the board that Dave Comfort and Patty Baker from the Water/Wastewater Department did a presentation at Champlain Center for Earth Awareness Day and stated that the town received a check from NYSERTA for \$5,575.00 –recognition for energy improvement.

RESOLUTION NO. 08-152

Monthly Report Highway Dept.

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

Seconded by: Thomas E. Wood
Nays 0

RESOLVED, to receive and place on file a report from Fred Lavene Superintendent of Highways for April 2008.

Discussion: Supervisor Bassett gave an update on the street sweeping and informed everyone that due to one of the trucks being involved in an accident it has set them behind a bit. Councilor Brockway mentioned that the new hoist that was purchased is in and the savings it will create. Supervisor Bassett sent a letter to Assemblywoman Duprey stating the town is pleased to see the increase in CHIP Funds.

RESOLUTION NO. 08-153

Parks / Recreation Monthly Report

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

Seconded by: Sheila A. Brockway
Nays 0

RESOLVED, to receive and place on file a report from Melanie Defayette, Recreation Director April, 2008.

Discussion: Supervisor Bassett talked about the Press Conference today with the Tobacco Free Network.

RESOLUTION NO. 08-154

Payment for Highway Department Loader

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, bids for Highway Contract HGY-08-01, New Rubber Tire Loader with 3.5 Yard Bucket were publicly opened and read aloud on Monday, April 21, 2008 at 2:00 PM prevailing time at the Town Hall, Office Complex, 151 Banker Road, Plattsburgh, NY 12901; and

WHEREAS, Fred Lavene, Highway Superintendent has reviewed said bids and requested in a letter dated April 24, 2008 to accept the bid; now, therefore it is

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the Supervisor to award Highway Contract for the Rubber Tire Loader to the low bidder meeting, all

specified requirements, Nortrax 60 Trade Road, Plattsburgh, NY 12901 for the total bid amount of \$86,827.00; and it is further

RESOLVED, that the Supervisor be and he hereby is authorized to sign all related documents relative to the award of said contract.

Discussion: Councilor Brockway is pleased to see a local business get the bid.

RESOLUTION NO. 08-155

Highway Road Striping Program 2008

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

Seconded by: Gerard A. Renadette
Nays 0

WHEREAS, the Town of Plattsburgh has appropriated a total of \$30,056.00 in the 2008 Highway Budget for the 2008 Road Striping Program, a service that does not require competitive bidding; and

WHEREAS, the Highway Superintendent has submitted the 2008 Highway Road Striping Program (see attached listing) in the amount of \$26,056.00; now, therefore it is

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the Highway Superintendent to spend the 2008 funds to perform the aforementioned 2008 Road Striping Program.

Discussion: Attorney Coffey clarified that the work is to be done by the County.

RESOLUTION NO.08-156

Champlain Park Replacement Manholes

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, bids for the purchase of manholes for the Champlain Park Sewer Project, which is partially funded by the EPA, were solicited, reviewed and approved by EPA officials and Water & Wastewater Dept. staff as acceptable: and;

WHEREAS, Work on the replacement of said manholes is planned for the construction year 2008; now, therefore it is

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the payment to the successful bid provider, Concrete Building Supply, 1024 Military Turnpike, Plattsburgh, N.Y. 12901 in the amount of \$31,961.16; and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to sign all related documents relative to the payment to be made payable from the Champlain Park Sewer Project Capital account as previously provided for as account # HO60-8120-2000.

Discussion: Attorney Coffey stated that he would not be involved due to past involvement with Concrete Building Supply. Councilor Renadette is pleased this is moving forward.

RESOLUTION NO. 08-157

Naming Private Roads in RV Park

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

Seconded by: Sheila A. Brockway
Nays 0

WHEREAS, Fred Lavene, Highway Superintendent, has been working with the Clinton County Emergency Preparedness Office in naming new roads located at 7182 Rt. 9 Plattsburgh RV Park; and

WHEREAS, Mr. Lavene has submitted a list of names for several private right-of-ways from Kelly Donoghue, Assistant Director of Clinton County Emergency Services, in regard to the request of Bob King, Property Mgr. for Fessette Property's; and

WHEREAS, the new private road names must be approved by the Town Board; therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh hereby accepts the recommendation of Fred Lavene in naming the new private roads in Plattsburgh RV Park and that the Town of Plattsburgh by acceptance of this request assumes no obligation for maintenance or signage; and be it further

RESOLVED, that the Town of Plattsburgh Planning Office and Emergency Preparedness Office and Clinton County Planning Board shall receive a certified resolution indicating acceptance of their recommendation.

RESOLUTION NO.08-158

Schedule Public Hearing for Banker Road Industrial Park Extension to the Town of Plattsburgh Consolidated Water District and Naming the Town Board as Lead Agency for SEQRA

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

Seconded by: Gerard A. Renadette
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 Banker Road Industrial Park Extension to the Town of Plattsburgh Consolidated Water 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., competent engineers, duly licensed by the State of New York, showing boundaries of the proposed Extension, general plan of the Extension; and

WHEREAS, said map shows with the location, no public works will be required and no lands or easements to be acquired; and

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

WHEREAS, the Petition requests the incorporation of the area described in Schedule A into the Town of Plattsburgh Consolidated Water District; 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 all costs and expenses of this proceeding are to be paid by Petitioner

WHEREAS, The Town Board shall apportion the capital costs of the system according to Town Law, §202. The costs of operation and maintenance shall be collected pursuant to §202(a) of the Town Law, in accordance with the practice of the Town of Plattsburgh Consolidated Water District.

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 \$600.00, 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 June 2nd of 2008, at 7 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.

IT is also **ORDERED and DETERMINED** that the Town Board of the Town of Plattsburgh, Clinton County shall act as lead agency relative to all SEQRA proceedings on this project.

Discussion: Councilor Renadette stated that by extending the water, the two dead ends just need to be connected.

RESOLUTION NO. 08-159

Order for Public Hearing on Establishment of Banker Road Industrial Park Extension to the Town of Plattsburgh Consolidated Sewer District and Naming the Town Board as Lead Agency for SEQRA

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

Seconded by: Sheila A. Brockway
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 Banker Road Industrial Park 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., competent engineers, duly licensed by the State of New York, showing boundaries of the proposed Extension, general plan of the Extension; and

WHEREAS, said map shows with the location, no public works will be required and no lands or easements to be acquired; and

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

WHEREAS, the Petition requests the incorporation of the area described in Schedule A into the Town of Plattsburgh Consolidated Sewer District; 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 all costs and expenses of this proceeding are to be paid by Petitioner

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 \$600.00, 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 June 2nd of 2008, at 7:15 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. IT is also

ORDERED and DETERMINED that the Town Board of the Town of Plattsburgh, Clinton County shall act as lead agency relative to all SEQRA proceedings on this project

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 all costs and expenses of this proceeding are to be paid by Petitioner

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 \$600.00, 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 June 2nd of 2008, at 7:15 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.

IT is also **ORDERED and DETERMINED** that the Town Board of the Town of Plattsburgh, Clinton County shall act as lead agency relative to all SEQRA proceedings on this project.

RESOLUTION NO. 08-160

Morrisonville VAS Service Contract Extension

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

Seconded by: Sheila A. Brockway
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. ("Morrisonville VAS " herein) providing for ambulance service as described in said agreement, and said contract needs to be renewed for the calendar year 2008; and

WHEREAS, discussion to finalize an Agreement for Ambulance service between the Town of Plattsburgh and Morrisonville VAS, has not been finalized; and the parties wish to extend the existing Agreement while discussions continue; now therefore be it

RESOLVED, that the Town Board extend the existing contract until May31, 2008.

Discussion: Councilor Wood asked if Harold Ormsby and Dennis Relation had been contacted about the negotiations.

RESOLUTION NO. 08-161

EMT of CVPH, INC. Ambulance Service Contract Extension

Motion by: Sheila A. Brockway

Seconded by: Thomas E. Wood

Carried by: **Ayes** **4** **Nays** **0**

WHEREAS, discussion to finalize an Agreement for Ambulance service between the Town of Plattsburgh and EMT of CVPH, Inc. has not been finalized; and

WHEREAS, the Town of Plattsburgh, on behalf of the Town of Beekmantown and the Town of Schuyler Falls, wishes to extend the existing Agreement while discussions continue; now therefore be it

RESOLVED, that the Town Board continue discussion to finalize the Agreement with EMT of CVPH and that the existing Agreement be extended to May 31, 2008.

RESOLUTION NO.08-162

Amendment to Resolution 08-127 7081
Rt. 9 Unsafe Conditions

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

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

WHEREAS, the Town Board has received correspondence from the Code Enforcement Office, regarding abandoned, unsafe and unsanitary conditions around and in the dwelling at 7081 Route 9, Parcel: 194.13-2-24 owner Kemal Beskovic; and

WHEREAS, the Code Enforcement Office has requested that the Town Board take action under Local Law #1 of the year 1983, regarding unsafe buildings to demolish and remove same if owner refuses to comply with previous Order to Remedy; and

WHEREAS, that the Town Board had heretofore authorized the Code Enforcement Officer to take the actions necessary to abate the unsafe conditions as required in aforementioned Local Law, owner has received notice of Order To Remedy and has neglected to comply with such order, and now therefore be it;

RESOLVED, that by order of this resolution, the structure (former Domenic’s Restaurant bldg.) be demolished and the debris be picked up and hauled away with the cost thereof to be levied upon the taxes of this property in accordance with Local Law No. 1 of the year 1983 entitled “Unsafe Buildings Law”, and it is further

RESOLVED, that the Code Enforcement Office does consider this an Emergency Case as stated in Section 11 and that the Town Board takes immediate action.

RESOLVED, that hearing be held on or this matter in accordance with Local Law No. 1 of the year 1983 on 12th day of May 2008; and be it further;

RESOLVED, in the event that you the owner or any person having any interest therein, neglect or refuse to comply with the order to demolish and remain said building. The Town Board is authorized to provide for its demolition and removal to assess all expenses as Local Law No. 1 of the year 1983.

Discussion: This is not a Public Hearing but will allow the property owner another chance to approach the board.

Discussion: Starting May 12, 2008 meetings will be held at various locations throughout the community.

The Codes Enforcement Officer will begin to check for proper 911 numbering and addressing any clean up concerns.

Allen Reece of the planning Department received a national award from the Boy Scouts.

ADJOURNMENT

Motion by:	Gerard A. Renadette	Seconded by:	Thomas E. Wood
Carried by:	Ayes 4	Nays 0	

RESOLVED, that this Town Board Meeting be adjourned at 6:55PM.

Respectfully Submitted,

Amy Duquette, Town Clerk

