

Motion: Gerard A. Renadette
Seconded by: Martin D. Mannix
Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-201

Highway Superintendent Monthly Report

RESOLVED, to receive and place on file a report from Fred Lavene, Superintendent of Highways, for the month of May 2009.

Motion: Gerard A. Renadette

Seconded by: Thomas E. Wood

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-202

Parks And Recreation Department Monthly Report

RESOLVED, to receive and place on file a report from Melanie Defayette, Recreation and Youth Services Director, for the month of May 2009.

Motion: Martin D. Mannix

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: YES NO

Thomas E. Wood	x
Sheila A. Brockway	x

RESOLUTION NO. 09-205

Water WasteWater Monthly Report

RESOLVED, to receive and place on file a report from David Comfort, Director of the Water and Wastewater Department, for the month of May, 2009.

Motion: Gerard A. Renadette

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-206

Authorization For Phil VonBargen To AttendA Wellness Conference

WHEREAS, the Town of Plattsburgh is interested in the growth and development of business, tourism, jobs and community wellness; and

WHEREAS, it is in the best interest of the Town to promote our municipality and learn about opportunities and resources to help create a healthier community; and

WHEREAS, Clinton County Health Department has obtained a grant to cover the cost of participation in a wellness conference to be held in Alexandria Virginia titled, "Implementing Policies and Partnerships to Build Healthier Communities"; and

WHEREAS, Mr. Phil Von Bargen, Planning Department Head and member of the Comprehensive Land Use Planning Committee, has been asked to participate with a North Country group of community stakeholders attending the conference; now, therefore be it

RESOLVED, that Mr. Von Bargen be allowed to attend said conference from July 13-16, 2009; and it is further

RESOLVED, that grant funds, awarded to the Clinton County Health Department, will pay for all travel, lodging, conference expenses and meals associated with Mr. Von Bargen's participation; and be it further

RESOLVED, that a copy of this resolution be forwarded to the Budget Officer.

Motion: Thomas E. Wood

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-207

**Appointment Of A CEO/CFO To The
Town of Plattsburgh LDC**

WHEREAS, New York State's Authority Budget Office has made recommendation to the Town of Plattsburgh Local Development Corporation (LDC) that, according to the Public Authority Accountability Act, a CEO/CFO should be appointed to administer the Town's LDC and, in turn, be overseen by the LDC Board; and

WHEREAS, the Town Board may appoint the position of CEO/CFO for the LDC; and

WHEREAS, Mr. Philip Corell is willing and qualified, as a current Board member, to undertake said position; now, therefore be it

RESOLVED, that the Town of Plattsburgh Town Board appoint Mr. Philip Corell as Chief Executive and Chief Fiscal Officer for the Town's Local Development Corporation contingent on Mr. Corell's resignation from the LDC Board and a copy of this resolution be given to the chairperson of the LDC.

Motion: Thomas E. Wood

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: YES NO

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-208

Rickey J. Collins Resignation As Deputy Clerk

WHEREAS, on May 26, 2009 the Town Board passed Resolution NO. 09-182 to fill a vacancy appointing Mr. Rickey J. Collins as Town Clerk; and

WHEREAS, Mr. Collins has submitted a letter of resignation from his position of Deputy Town Clerk effective May 31, 2009; therefore be it

RESOLVED, that the Town of Plattsburgh Town Board, with appreciation for his prior service in that position, accept Mr. Collin’s letter of resignation as Deputy Town Clerk; and be it further

RESOLVED, that a copy of this resolution be given to the Budget Officer.

Motion: Gerard A. Renadette

Seconded by: Sheila A. Brockway

Discussion:

Roll Call:	<u>YES</u>	<u>NO</u>
Thomas E. Wood	x	
Sheila A. Brockway	x	
Gerard A. Renadette	x	
Martin D. Mannix	x	
Bernard C. Bassett	x	

RESOLUTION NO. 09-209

Acceptance of Used Bulldozer Bid

WHEREAS, bids for Highway Budget Equipment from Capital Outlay Account # DA-5130-200 for a used Bulldozer were publicly opened and read aloud on Monday, June 1, 2009 at 2:30 PM prevailing time at the Town Hall, 151 Banker Road, Plattsburgh, NY 12901; and

WHEREAS, Fred Lavene, Highway Superintendent has reviewed said bids and requested in a letter dated April 30, 2009 that the Town Board accept the low bid; now, therefore it is

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby authorize the Supervisor to award to the low bidder meeting all specified requirements to, Gateway Equipment Corp. of East Syracuse, NY 13057 for the total bid amount of \$32,500.00; and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to sign all related documents relative to the award of said bid and a copy of this resolution be given to the Budget Officer.

Motion: Gerard A. Renadette

Seconded by: Thomas E. Wood

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-210

**Request to Purchase Software for
Planning Department**

WHEREAS, Mr. Phil VonBargen of the Planning Department is requesting permission to purchase new software; and

WHEREAS, the Planning Department is essentially reorganizing with new personnel and operating procedures; and

WHEREAS, Mr. Von Bargen has spoken to Rob Vitti, from Business Automation Services, Inc. (BAS) regarding the cost and purchase of three additional seats for the existing software license previously purchased and used by the Town's Codes Department; and

WHEREAS, the Planning Department will be able to cross communicate with both Departments to access information and data; and

WHEREAS, the quote from BAS providing for Integrated Property Systems and upgrade is \$3,480.00; now therefore be it

RESOLVED, that the Planning Department be authorized to purchase the requested BAS software and that payment for said purchase will be made payable from the 2009 Planning Budget and that a copy of this Resolution be given to the Budget Officer.

Motion: Martin D. Mannix

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x

Martin D. Mannix
Bernard C. Bassett

x
x

RESOLUTION NO. 09-211

**Tennis Court Resurfacing and
Repainting for Cliff Haven Recreation Park**

WHEREAS the Parks and Recreation Department is responsible for the maintenance of eight sets of tennis courts in the Town of Plattsburgh; and

WHEREAS, the Department must maintain the tennis courts on a maintenance schedule of one each year; and

WHEREAS, Ms. Defayette has obtained formal written quotes for the purchase of tennis resurfacing and painting that were received and reviewed by Ms. Defayette; therefore be it

RESOLVED, to receive and place on file a letter dated May 27, 2009 from Ms. Defayette, Youth Service & Recreation Director, requesting permission to resurface the tennis courts in Cliff Haven as part of the annual maintenance and upkeep; and it is further

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the purchase of the previously mentioned resurfacing, cleaning, and repainting of the tennis courts in Cliff Haven by Vermont Tennis Court Surfacing, PO Box 6 St. Johnsbury, VT. 05819 in the amount of \$7,600.00; and it is further

RESOLVED, that the Supervisor be and he hereby is authorized to sign all related documents relative to the purchase of quotes for resurfacing and repainting of Cliff Haven courts to be made payable from the Field Maintenance Account A7710.4115 for 2009 and it is further

RESOLVED, that a copy of this resolution be forwarded to the Budget Officer.

Motion: Sheila A. Brockway

Seconded by: Gerard A. Renadette

Discussion:

Roll Call:

Yes No

Thomas E. Wood	X
Sheila A. Brockway	X
Gerard A. Renadette	X
Martin D. Mannix	X
Bernard C. Bassett	X

RESOLUTION NO. 09- 212

**Up Grade to Town of Plattsburgh
Security Video And Security Cameras**

WHEREAS, discussion with Town of Plattsburgh Justices and Court Clerks had identified issues of safety in Town Courts encouraging the Town Board to implement a number of safety measures; and

WHEREAS, Resolution 08-278 was passed to provide funding from the Justice Court Assistance Program (JCAP) to improve court security; and

WHEREAS, Art Brault, Building Maintenance Supervisor, has reviewed the Town Court security system that is place and has made recommendation that additional video, cameras need to be installed; and

WHEREAS, Mr. Brault has suggested that cameras be installed in the court entrance and in the Town parking area to better secure the area for Town Court Personnel entering and leaving Town offices ; and

WHEREAS, Mr. Brault has recommended that three cameras be purchased and installed by the Building Maintenance Department; now therefore be it

RESOLVED, that, after reviewing quotes from different vendors, it is recommended that equipment be purchased from Calongne Security Systems of 27 New York Road Plattsburgh, New York 12903 at a cost of \$6,578.00; and be it further

RESOLVED, that payment for said purchase be made payable from the Grant received from (JCAP) and that a copy of this Resolution be given to the Budget Officer.

Motion: Martin D. Mannix
Seconded by: Sheila A. Brockway
Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-213 **Comprehensive Land Use Planning Committee**
Resignation

RESOLVED , to receive and place on file a letter of resignation from Jay White regarding his appointment to the Town of Plattsburgh Comprehensive Land Use Planning Committee effective immediately; and it is further

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby wish to thank Mr. White for his time of service and wish him well with his further endeavors and a copy of this resolution be forwarded to the Planning Department.

Motion: Gerard A. Renadette **Seconded by: Thomas E. Wood**

Roll Call: Yes NO

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x

Martin D. Mannix x
Bernard C. Bassett x

RESOLUTION NO. 09-214

**Town Board Meetings for 2009 Amending
Resolution 09-02**

RESOLVED, that the “REGULAR” semi-monthly meetings of the Town Board be held on the first and third Monday of each month at 6:30 P.M. prevailing time in the Town Hall of the Town of Plattsburgh on 151 Banker Road, Plattsburgh, New York; and it is further

RESOLVED, that the Town Board may meet at 6:15 P.M., prevailing time, immediately preceding the “REGULAR” meeting for the sole purpose of discussing any Agenda changes, distributing revised Resolutions, sharing copies of additional data and/or reports, etc. to the proposed “REGULAR” semi-monthly meeting Agenda, and that said meeting will also be open and accessible to the public; and it is further

RESOLVED, that “INFORMAL” work shop meetings of the Town Board shall be held on the second and fourth Monday of each month at 6:30 P.M. prevailing time in the Town Hall of the Town of Plattsburgh on 151 Banker Road, Plattsburgh, New York, pursuant to Section 62 of Town Law; and it is further

RESOLVED, in the event that there is a fifth Monday in any month, meetings will be scheduled at the discretion of the Supervisor, and it is further

RESOLVED, that due to holidays and conflicts the Town Board does hereby change the dates of its respective scheduled meetings as follows and a copy this revised meeting schedule be placed in the Town’s Policy Book:

Monday January 19, 2009 to Tuesday January 20, 2009
Monday February 16, 2009- cancelled
Monday May 25, 2009 to Tuesday May 26, 2009
Monday September 7, 2009 to Tuesday September 8, 2009
Monday October 12, 2009 to Tuesday October 13, 2009
Monday November 2, 2009 to Thursday November 5, 2009
Monday December 28, 2009 Year End Meeting

Motion by: Gerard A. Renadette

Second by: Sheila A. Brockway

Discussion:

Roll Call:	YES	NO
Thomas E. Wood	x	
Sheila A. Brockway	x	
Gerard A. Renadette	x	
Martin D. Mannix	x	
Bernard C. Bassett	x	

RESOLUTION NO. 09-215 Freedom Of Information Law (FOIL) Procedures

WHEREAS, the Town of Plattsburgh Town Board recognizes the need for open and transparent access to public information; and

WHEREAS a set of procedures is necessary to assure compliance with Freedom Of Information Law (FOIL); and

WHEREAS, after due research and guidance, the Town Board wishes to identify a set of procedures and practices that allows for access to information and protects the rights of others in a manner that does not release certain confidential information such as social security numbers, information subject to attorney client privilege, HIPPA data, etc.; therefore be it

RESOLVED, that, after review and recommendation by the Town’s attorney, the Town of Plattsburgh Town Board wishes to adopt the attached “FOIL Request Procedure” as acceptable practice for the Town Clerk’s Office and other officials, where appropriate, as a guide to respond to requests for official information; and be it further

RESOLVED, that the “FOIL Request Procedure” be subject to review and be updated as needed and that a copy of the Procedures be shared with all Department Heads and placed in the Town’s Policy Book.

Motion: Gerard A. Renadette

Seconded by: Sheila A. Brockway

Discussion:

Roll Call:	<u>YES</u>	<u>NO</u>
Thomas E. Wood	x	
Sheila A. Brockway	x	
Gerard A. Renadette	x	
Martin D. Mannix	x	
Bernard C. Bassett	x	

RESOLUTION NO. 09-216 School Bus Lease Agreement for Town of Plattsburgh Recreation Program

RESOLVED, that the Town Board does hereby receive the School Bus Lease Agreement between the Beekmantown Central School District, as the lessor, and the Town of Plattsburgh, as the lessee, to lease buses for youth recreation purposes commencing on the 29th day of June and ending on the 4th day of September 2009, for three (3) school buses described in said lease subject to the rental of no consideration but subject to the terms and conditions set forth in said Lease; and, it is further

RESOLVED, that, with the approval of the Town Attorney, the Supervisor is hereby authorized to execute said Lease for the Town of Plattsburgh and he is directed to obtain and

initiate, compliance with all other terms and provisions of said Lease Agreement; at the rate be \$1.65 / mile; and it is further

RESOLVED, that a copy of this resolution be forwarded to the Budget Officer and COOL Insuring

Motion: Martin D. Mannix

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-217

SEQRA and Lead Agent for Morrisonville Water

Treatment Pump Upgrades

WHEREAS, the Town Board of the Town of Plattsburgh is contemplating a project entitled Morrisonville Water Treatment Plant Pump Upgrades to be financed through the Green Innovation Grant Program administered by the New York State Environmental Facilities Corporation and said project entails the replacement of the existing booster pumps and submersible well pumps at the treatment facility with high efficiency motors controlled by variable frequency drives and SCADA monitoring; and

WHEREAS, all proposed improvements consist of the replacement of existing equipment and modifications within existing structures; and,

WHEREAS, the Town Board is required to comply with the ‘New York State Environmental Quality Review Act’ (SEQRA), and

WHEREAS, Section 617.5 of the SEQRA regulations clearly defines such improvements to be classified as a Type II action; now therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh hereby declares itself to be Lead Agent for the purpose of the required environmental review, and be it further

RESOLVED, that the proposed action will not result in any significant adverse environmental impacts for the following reasons;

1. The project is a replacement of equipment in an existing treatment facility and will not affect the plant capacity.
2. The project will reduce electrical to produce water for the Town water district’s customer.
3. Equipment modifications are within existing buildings or wells and will not be visible or obvious to the public

RESOLUTION NO. 09-219

Order to Remedy at 19 Sorrell Avenue

WHEREAS, the Town Board has received correspondence from Allen Reece, Code Enforcement Officer regarding abandoned, unsafe and unsanitary conditions around and in the dwelling at 19 Sorrell Avenue Parcel #220.2-2-9 owner Martin and Sonja Crawford; and

WHEREAS, Mr. Reece has requested that the Town Board take action under Local Law #1 of the year 1983, regarding unsafe buildings; therefore it be

RESOLVED, that the Town Board does hereby authorize the Code Enforcement Officer to take the actions necessary to abate the unsafe conditions as required in aforementioned Local Law; and it is further

RESOLVED, that by order of this resolution, the junk and 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 Mr. Reece report to the Town Board with actions taken and timetables for compliance and completion date of such action.

Motion by: Thomas E. Wood

Seconded by: Sheila A. Brockway

Discussion:

Roll Call: Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-220

CONSENT TO CHARTER RESTRUCTURING

WHEREAS, Charter Communications ("Franchisee"), an indirect, wholly-owned subsidiary of Charter Communications, Inc. ("Charter"), owns a cable television system (the "System") in the Town of Plattsburgh of Clinton County in the State of New York (the "Franchise Authority"); and

WHEREAS, on March 27, 2009, Charter and certain of its subsidiaries filed voluntary petitions in the United States Bankruptcy Court for the Southern District of New York ("Bankruptcy Court") seeking relief under the provisions of Chapter 11 of Title 11 of the United States Code in order to effectuate a financial restructuring (Case No. 09-11435); and

WHEREAS, pursuant to the terms of agreements entered into between Charter and its key bondholders, Charter's current Class A Common Stock and Class B Common Stock will be cancelled and replaced with new voting stock owned by Paul G. Allen and such bondholders, as described in filings with the Bankruptcy Court (the "Transaction"), copies of which have been provided to the Franchise Authority; and

WHEREAS, the Franchise Authority has concluded that its approval is necessary for the above described Transaction and has been provided a FCC Form 394 and related information for such Transaction; and

WHEREAS, the Franchise Authority has considered and approves of the Transaction described above; now therefore be it

RESOLVED, AS FOLLOWS:

1. The foregoing recitals and approved and incorporated herein by reference.
2. The Franchise Authority consents to the Transaction described herein.
3. This Resolution shall be deemed effective upon adoption.
4. This Resolution shall have the force of a continuing agreement and the Franchise Authority shall not amend or otherwise alter this Resolution without the consent of the Franchise.

Motion: Sheila A. Brockway

Seconded by: Gerard A. Renadette

Discussion:

Roll Call:

Yes No

Thomas E. Wood	x
Sheila A. Brockway	x
Gerard A. Renadette	x
Martin D. Mannix	x
Bernard C. Bassett	x

RESOLUTION NO. 09-221

Appointment of Deputy Town Clerk Meg LeFevre

WHEREAS, the resignation of Deputy Town Clerk Rickey J. Collins effective May 31, 2009 created a vacancy in that position; and

WHEREAS, Town Clerk, Mr. Collins has submitted a letter to fill the position of Deputy Town Clerk dated June 12, 2009; and

WHEREAS, Mr. Collins has requested the appointment of Meg LeFevre as Deputy Town Clerk and Deputy Registrar of Vital Statistics; therefore be it,

RESOLVED, that Meg LeFevre be appointed Deputy Town Clerk for the Town of Plattsburgh, and she be vested with the same power and authority, as is the Town Clerk; and at the rate of \$9.00 an hour and; be it further

RESOLVED, that a copy of this Resolution be forwarded to the Accounting Department and Civil Service and that Ms. LeFevre shall take an oath of office within 30 days; and be it further

RESOLVED, that the Supervisor send a letter of congratulations and best wishes to Ms. LeFevre on behalf of the Town Board.

Motion: Gerard A. Renadette
Seconded by: Martin D. Mannix
Discussion:

Roll Call:	<u>YES</u>	<u>NO</u>
Thomas E. Wood	x	
Sheila A. Brockway	x	
Gerard A. Renadette	x	
Martin Mannix	x	
Bernard C. Bassett	x	

ADJOURNMENT

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

RESOLVED, that this Town Board Meeting be adjourned at _____ PM.

Respectfully Submitted,

Rickey J. Collins, Town Clerk