

**TOWN OF PLATTSBURGH  
TOWN BOARD MONTHLY MEETING  
April 19, 2010**

The meeting was called to order at 6:30 p.m. by the presiding officer at the Town Hall on the Banker Road.

|  | <u>Present</u> | <u>Absent</u> |
|--|----------------|---------------|
| <b>MEMBERS:</b> Bernard C. Bassett, Supervisor | X              |               |
| Thomas E. Wood, Councilor                      | X              |               |
| Gerard A. Renadette, Councilor                 | X              |               |
| Martin D. Mannix , Councilor                   | X              |               |
| Paul D. Lamoy, Councilor                       | X              |               |
| Rickey J. Collins, Town Clerk                  | X              |               |
| James J. Coffey, Town Attorney                 | X              |               |

**Resolution No.010-149**

**Approve Minutes of the Previous Meeting**

**RESOLVED**, that the minutes of April 5, 2010 be approved and the reading of the minutes be dispensed with.

**Motion by: Paul D. Lamoy**

**Seconded by: Gerard A. Renadette**

**Discussion:**

**Roll Call:**

**YES**

**NO**

|                     |   |
|---------------------|---|
| Thomas E. Wood      | x |
| Gerard A. Renadette | x |
| Martin D. Mannix    | x |
| Paul D. Lamoy       | x |
| Bernard C. Bassett  | x |

**Carried:**

**PUBLIC RECOGNITION**

**Present: Nyla Bacon**

**Comments:**

**Resolution No. 010-150**

**Abstract 4B**

**RESOLVED**, that the abstract of audited claims **No.4B-10 (814-962)** for \$752, 639.32 **Abstract 4B-10 (172-194)** prepays for the amount \$575,288.41 be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

**Motion: Gerard A. Renadette**

**Seconded by: Paul D. Lamoy**

**Discussion:**

| <b>Roll Call:</b>   | <b><u>Yes</u></b> | <b><u>No</u></b> |
|---------------------|-------------------|------------------|
| Thomas E. Wood      | x                 |                  |
| Gerard A. Renadette | x                 |                  |
| Martin D. Mannix    | x                 |                  |
| Paul D. Lamoy       | x                 |                  |
| Bernard C. Bassett  | x                 |                  |

**Carried:**

**Resolution NO. 010-151**

**Dog Control Officer's Monthly Report**

**RESOLVED**, to receive and place on file a report from David Duquette, Dog Control Officer for the month of March 2010.

**Motion: Martin D. Mannix**

**Seconded by: Gerard A. Renadette**

**Discussion: Supervisor Bassett and Counselor Mannix appreciate Mr. Duquette's hard work and the sense of humor injected into his monthly report. Counselor Renadette brought up the topic of pet microchip IDs.**

| <b>Roll Call:</b>   | <b><u>Yes</u></b> | <b><u>No</u></b> |
|---------------------|-------------------|------------------|
| Thomas E. Wood      | x                 |                  |
| Gerard A. Renadette | x                 |                  |
| Martin D. Mannix    | x                 |                  |
| Paul D. Lamoy       | x                 |                  |
| Bernard C. Bassett  | x                 |                  |

**Resolution No.010-152**

**Codes and Zoning Department Monthly Report**

**RESOLVED**, to receive and place on file a report from Stephen Imhoff, Codes Enforcement Officer, for the month of March 2010.

**Motion: Martin D. Mannix**

**Seconded by: Thomas E. Wood**

**Discussion:**

**Roll Call:** YES NO

|                     |   |
|---------------------|---|
| Thomas E. Wood      | x |
| Gerard A. Renadette | x |
| Martin D. Mannix    | x |
| Paul D. Lamoy       | x |
| Bernard C. Bassett  | x |

**Carried:**

**Resolution No.010-153**

**SUPERVISOR'S MONTHLY FINANCIAL REPORT**

**RESOLVED**, to receive and place on file the Supervisor's Financial Report for the month of March, 2010.

**Motion: Paul D. Lamoy**

**Seconded by: Gerard A. Renadette**

**Discussion: Supervisor Bassett clarified that the small amounts of money listed on the report are interest deposits.**

**Roll Call:** YES NO

|                     |   |
|---------------------|---|
| Thomas E. Wood      | x |
| Gerard A. Renadette | x |
| Martin D. Mannix    | x |
| Paul D. Lamoy       | x |
| Bernard C. Bassett  | x |

**Carried:**

**Resolution No. 010-154**

**Town Clerk's Monthly Report**

**RESOLVED**, to receive a report from Rickey Collins, Town Clerk, for the month of March 2010.

**Motion: Thomas E. Wood**

**Seconded by: Gerard A. Renadette**

**Discussion: Supervisor Bassett thinks it will be helpful to monitor the current reports with those of years' past in order to track progress.**

**Roll Call:** Yes No

|                     |   |
|---------------------|---|
| Thomas E. Wood      | x |
| Gerard A. Renadette | x |
| Martin D. Mannix    | x |
| Paul D. Lamoy       | x |
| Bernard C. Bassett  | x |

**Resolution No. 010-155**

**Water Waste Water Department's Monthly Report**

**RESOLVED**, to receive and place on file a report from David Comfort, Director of the Water and Wastewater Department, for March, 2010.

**Motion: Martin D. Mannix**  
**Seconded by: Paul D. Lamoy**

**Discussion:**

| <b>Roll Call:</b>          | <b><u>Yes</u></b> | <b><u>No</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Carried:**

**Resolution No. 010-156**

**Mrs. Barbara E. Hebert LDC Board Appointment**

**WHEREAS**, it is in the best interest of the Town of Plattsburgh and the LDC to appoint a five member Board to review applications and guide the Local Development Corporation to help promote economic development and job creation ; and

**WHEREAS**, Mrs. Barbara Hebert, a resident of the Town of Plattsburgh, is desirous of participating on the local LDC Board; therefore be it

**RESOLVED**, that Mrs. Hebert be appointed as Board Member to the LDC, Inc. for a term to expire December 31, 2013; and be it further

**RESOLVED**, that Mrs. Hebert be given an oath of office within 30 days and that the original copy of said oath is filed with the Town Clerk ; and be it further

**RESOLVED**, that a copy of this resolution be given to Phillip Corell, CEO of the LDC and Ms. Sears-Mack, LDC Board President.

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

**Discussion:** Supervisor Bassett noted that it is encouraging to see the LDC evolving as a tool to promote and stimulate economic growth and job creation. The board is continuing to become a more and more well-qualified group, capable of making decisions, and becoming very proactive.

| <b>Roll Call:</b>          | <b><u>Yes</u></b> | <b><u>No</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Resolution No. 010-157**

**2010 Highway Road Striping Program**

**WHEREAS**, Highway Superintendent, Fred Lavene has recently been in contacted with the Clinton County Highway Department Supervisor, Al Rascoe, regarding the highway striping program for the Town of Plattsburgh; and

**WHEREAS**, the Town of Plattsburgh and Clinton County participate in shared services to save cost and duplication ; and

**WHEREAS**, the Town of Plattsburgh has appropriated money in the 2010 Highway Budget for the 2010 Road Striping Program; and

**WHEREAS**, Mr. Fred Lavene, Highway Superintendent, has submitted the 2010 Highway Road Striping Program (see attached listing) in the amount of \$26,379.00; now, therefore be it

**RESOLVED**, that the Town Board does hereby authorize the Highway Superintendent to spend the 2010 budgeted funds to execute the aforementioned 2010 Road Striping Program; and be it further

**RESOLVED**, that a copy of this Resolution be given to the Budget Officer, the Highway Superintendent and the Clinton County Highway Superintendent.

**Motion: Gerard A. Renadette**

**Seconded by: Paul D. Lamoy**

**Discussion: Counselor Renadette pointed out that the cost for this project has remained consistent for the past couple years.**

| <b>Roll Call:</b>          | <b><u>Yes</u></b> | <b><u>No</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Resolution No.010-158**

**Request for Highway Superintendent to Order  
New Tandem Truck with Plow**

**WHEREAS**, normal use requires that the Town must periodically update vehicles used to maintain the roads in the Town of Plattsburgh; and,

**WHEREAS**, Fred Lavene, Highway Superintendent, has submitted a letter dated April 14, 2010, requesting permission to place an order for a new 2011 Tandem Truck with plow through the NYS OGS contracts #PC-62176; and

**WHEREAS**, the total estimated cost of said Truck with plow is \$175,350.00; and

**WHEREAS**, the payment will be paid in three payments with the first due on closing and the next two payments due on the same dates in 2011 and 2012; (as per attached letter); and

**WHEREAS**, the Town Board, has considered said request and acknowledges the need to upgrade the Department's equipment and does hereby grant permission to order said vehicle for the Highway Department; now, therefore be it;

**RESOLVED**, that the Highway Superintendent is hereby authorized to make said purchase; and be it further,

**RESOLVED**, and that the Supervisor is hereby authorized to sign any and all related documents required for the purchase of said vehicle; and it is further

**RESOLVED**, that payment be made payable from the Highway Budget Equipment & Capital Outlay Account # DA-5130-2000 and that a copy of this Resolution be given to the Budget Officer .

**Motion: Gerard A. Renadette**

**Seconded by: Martin D. Mannix**

**Discussion: Counselor Renadette commented on the pending state legislation which will require municipalities to replace their vehicles every ten years. This could prove to be burdensome in the future, which makes replacing them now, when the funds are there, important. Counselor Wood would like to see a more practical payment plan in place for future purchases.**

**Roll Call:**

|                            | <b><u>Yes</u></b> | <b><u>No</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Resolution No. 010-159**

**Solid Waste Removal Agreement for 2010**

**WHEREAS**, the Town of Plattsburgh has a procurement policy for goods and services; and

**WHEREAS**, Art Brault, Building Maintenance Department Head, has secured three RFP's by use of written requests for Solid Waste Removal for the Town Offices; and

**WHEREAS**, the RFP's have been reviewed by the Building Maintenance Supervisor and Town Board; therefore be it

**RESOLVED**, that upon review and approval of said Agreement by the Town Attorney, the Supervisor be and he hereby is authorized to sign the Agreement for services from May1, 2010 to May 1, 2011 from Adirondack Waste Solutions of Malone with a mailing address of PO Box 898 Malone, New York 12953; and be it further

**RESOLVED**, that a copy of this Resolution be given to the Budget Officer and the Building Maintenance Department Head.

**Motion: Paul D. Lamoy**  
**Seconded by: Martin D. Mannix**

**Discussion:**

| <b>Roll Call:</b>          | <b><u>Yes</u></b> | <b><u>No</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | <b>x</b>          |                  |
| <b>Gerard A. Renadette</b> | <b>x</b>          |                  |
| <b>Martin D. Mannix</b>    | <b>x</b>          |                  |
| <b>Paul D. Lamoy</b>       | <b>x</b>          |                  |
| <b>Bernard C. Bassett</b>  | <b>x</b>          |                  |

**Resolution No.010-160**     **AUTHORIZING PUBLIC HEARINGS TO CONSIDER 2010 NYS CDBG OFFICE OF COMMUNITY RENEWAL PROGRAM ECONOMIC DEVELOPMENT OPEN ROUND GRANT APPLICATIONS FOR- SELIT-SSF P RODUCTIONS, LLC**

**WHEREAS**, the Town of Plattsburgh is determined to continue pursuing economic development initiatives that will enhance job opportunities for its citizens; and

**WHEREAS**, the Town of Plattsburgh is an eligible applicant under the New York State CDBG Grant Office of Community Renewal Programs, and is thus eligible for financial assistance; and

**WHEREAS**, the Town of Plattsburgh is eligible to receive up to \$750,000 in grant funds in 2010 from CDBG funds for Economic Development; and

**WHEREAS**, the Town of Plattsburgh has received one grant award for \$330,000 in 2010 CDBG funds for Economic Development; and

**WHEREAS**, the Town of Plattsburgh is eligible to receive an additional \$420,000 in 2010 Community Development Block Grant funds for Economic Development grant assistance in the 2010 calendar year; and

**WHEREAS**, the application for said grant assistance require the holding of two public hearings to consider potential projects; now therefore be it

**RESOLVED**, by the Plattsburgh Town Board, being the governing body thereof, will hold a series of two public hearings to consider submission of a 2010 New York State Community Development Block Grant Office of Community Renewal Economic Development Open Round Grant. Public Hearing 1 will be held on May 3, 2010 at 6:35 PM and Public Hearing 2 will be held on May 10, 2010 6:35 PM and be it further

**RESOLVED**, that a copy be given to the Budget Officer and Bookkeeper.

**Motion: Martin D. Mannix**

**Seconded by: Thomas E. Wood**

**Discussion: Supervisor Bassett and Counselors Lamoy and Mannix commented on the many positive aspects, including well-paying jobs, which new companies are brining to the Town.**

| <b>Roll Call:</b>          | <b><u>YES</u></b> | <b><u>NO</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Resolution No. 010-161**

**Champlain P ark Manhole and Sewer Rehabilitation  
Reimbursement though EFC**

**WHEREAS**, Town Board on behalf of the Consolidated Sewer District has undertaken a project entitled Champlain Park Pump Station; and,

**WHEREAS** the Project was completed considerably under budget; and,

**WHEREAS** order to maximize the effectiveness of the project and advantageous financing provided through the Environmental Facilities Corporation (EFC) the Town authorized an additional project, with permission of the EFC, entitled Champlain Park Manhole and Sewer Rehabilitation for which contract documents were prepared and subsequently publicly bid and awarded to Ed Garrow and Sons, Inc.; and,

**WHEREAS**, the engineering expense associated with the extension of the project was not included in the initial Champlain Park Pump Station project contract with the project's engineer, Laberge Group and,

**WHEREAS**, the additional engineering expense is associated with the aforementioned Champlain Park Manhole and Sewer Rehabilitation and is identified as follows:



|                                   |             |        |
|-----------------------------------|-------------|--------|
| Administration and Negotiation    | \$ 824.75   |        |
| Bidding Phase Services            | \$ 5245.98  |        |
| Construction Administration Phase | \$ 5059.41  |        |
| Construction Observation          | \$10,000.00 |        |
| Design and Contract Documents     | \$21,485.16 |        |
| Project Specific Service 1        | \$ 3,603.24 |        |
| Scope Change No. 1                | \$ 1,606.55 | ; and, |

**WHEREAS**, the additional engineering services identified above were required to effect the ongoing additional work in Champlain Park and are to be reimbursed through the EFC project financing; and,

**WHEREAS**, the invoices for the services were reviewed and audited by the Water and Sewer Department and Town Board; now therefore be it

**RESOLVED**, that the Town Board hereby determines that the Supervisor be authorized to execute a contract amendment with Laberge Group for the additional engineering expenses outlined above in order to allow the EFC to include the fees in the project financing.

**Motion: Gerard A. Renadette**  
**Seconded by: Paul D. Lamoy**

**Discussion: There are a series of projects being done to continue to improve the waste water treatment in Champlain Park, maximizing the EFC money.**

|                            |                   |                  |
|----------------------------|-------------------|------------------|
| <b>Roll Call:</b>          | <b><u>Yes</u></b> | <b><u>No</u></b> |
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Paul Lamoy</b>          | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Resolution No. 010-162**                      **Authorizing the Supervisor To Execute a Stipulated Order And Judgment Between the Town of Plattsburgh and Apple Valley Hydraulics**

**WHEREAS**, The Town of Plattsburgh and Apple Valley Hydraulics are in agreement with a stipulation to resolve issues of concern with the scope of repair work performed by the Town on certain backflow prevention devices and said stipulation has been placed on the record; and

**WHEREAS**, in the absence of a bona fide emergency the Town of Plattsburgh shall hereafter be enjoined from repairing backflow prevention devices; and

**WHEREAS**, the State of New York Supreme Court has stipulated that the Town of Plattsburgh shall not knowingly allow its employees to take or use Town equipment or materials, as indicated by the attached Stipulated Order and Judgment, to test and or repair certain backflow devices but shall be allowed to clean and/or lubricate, without limitation and without additional payment for such cleaning or lubrication, any and all backflow prevention devices, which, in its sole discretion and judgment, require such cleaning and/or lubrication provided that such occurs in conjunction with a mandated test of the device; therefore be it

**RESOLVED**, that after review by the Town Attorney and Director of Waste Water Utilities the Supervisor, for the Town of Plattsburgh, is authorized to execute the attached Stipulated Order and Judgment as indicated.

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

**Discussion: There were several comments made regarding liability issues with backflow devices. Mr. Coffey noted that this is indeed and unusual situation – one where appropriate action is expected of all parties involved. This is a step in the right direction to resolving the issue.**

| <b>Roll Call:</b>          | <b><u>Yes</u></b> | <b><u>No</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**ADJOURNMENT**

**RESOLVED**, that this Town Board meeting be adjourned at 7:26 PM.

**Motion by: Thomas E. Wood**  
**Seconded by: Paul D. Lamoy**

**Discussion:**

| <b>Roll Call:</b>          | <b><u>YES</u></b> | <b><u>NO</u></b> |
|----------------------------|-------------------|------------------|
| <b>Thomas E. Wood</b>      | x                 |                  |
| <b>Gerard A. Renadette</b> | x                 |                  |
| <b>Martin D. Mannix</b>    | x                 |                  |
| <b>Paul D. Lamoy</b>       | x                 |                  |
| <b>Bernard C. Bassett</b>  | x                 |                  |

**Respectfully Submitted,**

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**Rickey J. Collins, Town Clerk**