

**TOWN OF PLATTSBURGH
TOWN BOARD SEMI-MONTHLY MEETING
June 21, 2010**

The meeting was called to order at 6:35 p.m. by the presiding officer at the Town Hall on the Banker Road.

	<u>Present</u>	<u>Absent</u>
MEMBERS: 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.010-210

Approve Minutes of the Previous Meeting

RESOLVED, that the minutes of, June 7, 2010 be approved and the reading of the minutes be dispensed with.

Motion by: Gerard A. Renadette

Seconded by: Thomas E. Wood

Discussion:

Roll Call:

YES

NO

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

Carried:

PUBLIC RECOGNITION

Present: Debbie Blake, Gary Drollette, Ron Stanton, Rodney Ralston, Dan Heath, Patricia Schwartz, Leonard King.

Comments:

Resolution No. 010-211

Abstract 6B-10

RESOLVED, that the abstract of audited claims **No.6B-10 (1358-1506)** for \$360,749.28, **Abstract 6B-10 (254-274)** prepays for the amount \$314,187.90 and be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

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

Discussion:

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

Carried:

Resolution No.010-212

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 May 2010.

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

Discussion:

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

Carried:

Resolution No.010-213

Historian's Monthly Report

RESOLVED, to receive and place on file the Historian's Monthly Report for the month of May, 2010.

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

Discussion: Supervisor Bassett called attention to the trophies won at the recent Cadyville Fireman's Field Day, which are on display in front of the Clerk's Office.

Roll Call: YES NO

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

Resolution NO. 010-214

Tax Receiver's Monthly Report

RESOLVED, to receive and place on file a report from Jackie Bellew, Receiver of Taxes, for property taxes 2010.

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

Discussion: Supervisor Bassett has requested that Ms. Bellew give notes to show how her current accounts relate to the past.

Roll Call: Yes No

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

Resolution No. 010-215

Water WasteWater Departments Monthly Report

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

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

Discussion: Supervisor Bassett said there have been a number of correspondences with the powers that be at EFC regarding closing on a \$2.5 million low interest funding opportunity for the Champlain Park project.

Roll Call: Yes No

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

Carried:

Resolution No.010-216

**Request To Attend Asbestos Training
For Kevin Keane**

WHEREAS, Town of Plattsburgh Water /Wastewater Department is required to maintain professional training and licensing; and

WHEREAS, W/WW Department employees are required to be trained in proper handling of AC (“Asbestos Concrete”) pipe it is in the best interest of the Town to remain trained and informed regarding all current and related regulations, technology and system O & M; therefore be it

RESOLVED, that Kevin Keane of the Water Department, be allowed to attend the Asbestos Training held on July 12 – July 16, 2010 in Schenectady; and it is further

RESOLVED, that \$175.00 for meals and \$550.00 registration for the training be charged to the Water/ Wastewater budget and be it further

RESOLVED, that a copy of this Resolution be given to the Budget Officer and a copy also be put in Kevin’s personnel file.

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

Discussion: Supervisor Bassett noted that the lodging costs are being left off, as Mr. Keane will be able to stay with family. It is more economical to send Mr. Keane to this training opportunity with additional follow-up in the future.

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

Resolution No. 010-217

**Naming New Private Right of Ways in
Plattsburgh RV Park**

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

WHEREAS, Resolution 08-157 caused certain Road names to be established but in doing so the Director for the Office of Emergency Services, has determined that the established list contained duplicate names for the private right-of-ways; now, therefore be it

RESOLVED, that the new private road names must be approved by the Town Board; and be it further

RESOLVED, that the Town Board of the Town of Plattsburgh hereby accepts the recommendation of Fred Lavene and Kelly Donoghue 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, Emergency Preparedness Office, Clinton County Planning Board, the Highway Department and Budget Officer shall receive a certified copy of this Resolution.

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

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

Resolution No. 010-218 **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 28th day of June and ending on the 3rd day of September 2010, 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: Gerard A. Renadette

Seconded by: Thomas E. Wood

Discussion:

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

Resolution No. 010-219

**Tennis Court Resurfacing and Repainting
for South Plattsburgh and West Plattsburgh
Recreation Parks**

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 June 16, 2010 from Ms. Defayette, Youth Service & Recreation Director, requesting permission to resurface the tennis courts in South Plattsburgh and West Plattsburgh 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 \$16,420.00; 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 South Plattsburgh and West Plattsburgh courts to be made payable from the Field Maintenance Account A7710.4115 for 2010 and it is further

RESOLVED, that a copy of this Resolution be forwarded to the Budget Officer and a copy be given to Ms. Defayette, Youth Service and Recreation Director.

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

Discussion: Tabled

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

WHEREAS, The Town of Plattsburgh publishes a Newsletter to keep residents knowledgeable of services, programs and general information about Town Government that requires editorial and administrative management; and

WHEREAS, Bonnie Fenwick, a resident who is skilled and able to perform the duties of Newsletter Editor, wishes to enter into an Agreement to provide Editorial services for the Town Newsletter; therefore, be it

RESOLVED, that the Town of Plattsburgh, a municipal corporation organized and existing under and by virtue of the laws of the State of New York with offices and principal place of business at 151 Banker Road, Plattsburgh, New York, party of the first part, and Bonnie Fenwick (the "Contractor"), now residing at 22 Pine Brook Drive, Morrisonville, NY 12962, party of the second part, in consideration of the promises, mutual covenants and Agreement attached, do hereby mutually agree; and, be it further

RESOLVED, that Mrs. Fenwick is an independent contractor and shall not be considered an employee or agent for the Town and as Contractor is hereby prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this Agreement or her right, title or interest herein; and, be it further

RESOLVED, that, after review by the Town Attorney, the Supervisor is duly authorized and empowered to execute the attached Agreement on behalf of the Town of Plattsburgh and a copy of said Agreement be given to the Budget Officer and be it further

RESOLVED, that a copy of this Resolution be given to Bonnie Fenwick and one be put in her personnel file.

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

Roll Call:

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

Resolution No. 010-221

Request For Payment Periodic Estimate No. 5 for Wastewater Flow Metering and Telemetry Improvements Electrical

WHEREAS, Mountain Lake Electrical Inc. has submitted request for payment, Request Number 5, for work done from April 1, 2010 to April 30, 2010 for Wastewater Flow Metering and Telemetry Improvements; and

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

WHEREAS, Laberge Group has reviewed and verified said work as indicated in a letter dated June 7, 2010; now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to make payment for Periodic Estimate No. 5, dated May 12, 2010, in the amount of \$8,006.37 as payment to Mountain Lake Electrical Inc. of 102 Trade Road, Plattsburgh, New York, 12901; and, it is further

RESOLVED, that said payment be made payable to Mountain Lake Electrical Inc. from the Town/ City Shared Services Grant Project and that a copy of this Resolution be given to the Budget Officer the Water Wastewater Department and the Laberge Group.

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

Discussion:

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

Resolution No.010-222

Twin State Maintenance Renewal Agreement

WHEREAS, the Town of Plattsburgh ("Town" herein) maintains an annual Maintenance Renewal Agreement with Twin State; and

WHEREAS, Twin State has submitted a Renewal Agreement to the Town for Service from July 16, 2010 to July 15, 2011; and

WHEREAS, the Town Board has provided, within the General Fund of the Town of Plattsburgh 2010 Budget, for the renewal of its one-year contract with Twin State in the amount of \$ 4,290.24; and

WHEREAS, the Town attorney has approved as to form the one-year contract submitted by Twin State; now, therefore, it is

RESOLVED, that the one-year renewal contract submitted by Twin State is approved and the Supervisor is and he hereby is authorized to execute the same for the Town of Plattsburgh and a copy of this Resolution be given to the Budget Officer.

Motion: Paul D. Lamoy

Seconded by: Gerard A. Renadette

Discussion: Supervisor Bassett clarified that this is a contract with Twin State to service their equipment, which alleviates more costly as-needed services

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

Carried

Resolution No.: 010-223 **RESOLUTION RESERVING DECISION ON**
ESTABLISHMENT OF THE TOWN OF PLATTSBURGH
CONSOLIDATED AMBULANCE
DISTRICT, COUNTY OF CLINTON, STATE OF NEW
YORK

WHEREAS, Pursuant to Article 17A of the General Municipal Law of the State of New York, the Town of Plattsburgh and Town of Plattsburgh Ambulance District No. 1 and Town of Plattsburgh Ambulance District No. 2 have entered into a Joint Consolidation Agreement to establish the Town of Plattsburgh Consolidated Ambulance District pursuant to Article 17A of the General Municipal Law, and

WHEREAS, on June 7, 2010, the Town Board adopted an Order setting June 21, 2010 at 6:35 p.m. and July 26, 2010 at 6:35 p.m. at the Town Hall in the Town of Plattsburgh as the time and place of public hearings open to all persons interested in the Consolidation of the Town of Plattsburgh Ambulance District No.1 and Town of Plattsburgh Ambulance District No. 2 into the Town of Plattsburgh Consolidated Ambulance District, and

WHEREAS, such Notice of Public Hearing on June 21, 2010 has been posted and published and placed on the Town Website and there has been and now are available for distribution at the Town Clerk's Office, copies of the Joint Consolidation Agreement and Descriptive Summary thereof as required by Section 753 of the General Municipal Law, and

WHEREAS, the hearing on the said Consolidation was held on June 21, 2010, commencing at 6:37 p.m. and all interested parties both for and against such consolidation were heard and supporting evidence was given at the hearing in support of such Project, and

WHEREAS, the Town Board Order of June 7, 2010 scheduled a second public hearing to be held July 26, 2010; now therefore it is

RESOLVED, establishment of the Town of Plattsburgh Consolidated Ambulance District is adjourned for further action of the Town Board following the public hearing to be held July 26, 2010

The adoption of the foregoing order was duly put to a vote, and upon roll call, the vote was as follows:

Motion by: Gerard A. Renadette

Second by: Paul D. Lamoy

Discussion:

Roll Call:

	<u>YES</u>	<u>NO</u>
Thomas E. Wood	x	
Gerard A. Renadette	x	
Martin D. Mannix	absent	
Paul D. Lamoy	x	
Bernard C. Bassett	x	

Resolution No. 010-224

**A RESOLUTION AS TO SEQRA DETERMINATION
RELATIVE TO ESTABLISHMENT OF THE TOWN
OF PLATTSBURGH CONSOLIDATED
AMBULANCE DISTRICT COUNTY OF CLINTON,
STATE OF NEW YORK**

BE IT RESOLVED, by the Town Board of the Town of Plattsburgh, Clinton County, New York as follows:

Section 1. The Town Board of the Town of Plattsburgh, has declared itself to be the Lead Agency under the SEQRA regulations of the State of New York for the purpose of determining the environmental impact of the project described in Section 2 hereof.

Section 2. The Project which is the subject of this resolution is described as follows: Consolidation of Town of Plattsburgh Ambulance District No. 1 and Town of Plattsburgh Ambulance District No. 2 into Town of Plattsburgh Consolidated Ambulance District

Section 3. The Town Board having conducted a public hearing on June 21, 2010, commencing at 6:37 p.m. and having received evidence thereafter and reserving decision on establishment of such Consolidated Ambulance Districts until conduct of a public hearing scheduled to be held on July 26, 2010.

NOW THEREFORE IT IS RESOLVED that the Town Board remain the lead agency on such project and determination as to the SEQRA status of such project shall be reserved until Town Board Meeting scheduled for July 26, 2010.

Motion by: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

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

Resolution No. 010-225

**PUBLIC HEARING FOR “LOCAL LAW
PROHIBITING THE USE OF RIFLES
IN THE CUMBERLAND HEAD AREA
OF THE TOWN OF PLATTSBURGH”**

WHEREAS, Supervisor Bassett has introduced Town of Plattsburgh Local Law No. 1 of the year 2010 entitled:

**“A Local Law Prohibiting The Use Of Rifles In The Cumberland
Head Area Of The Town of Plattsburgh”**

and,

WHEREAS, a copy of this proposed Local Law is attached to this Resolution; now, therefore, it is

RESOLVED, that a public hearing will be held on said proposed Town of Plattsburgh Local Law No. 1 of the year 2010 on July 6, 2010 at 6:35 p.m. prevailing time, at the Town Hall, 151 Banker Road, Town of Plattsburgh, New York; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to have said public hearing notice published in the local Press Republican as required by law; and, be it further

RESOLVED, that a copy of this Resolution, and Local Law No.1 of 2010, be given to the New York State Police Department, Department of Environmental Conservation, Clinton County Sheriff’s Department, New York State Park Police and the Town of Plattsburgh Codes and Zoning Officer.

Motion: Paul D. Lamoy

Seconded by: Thomas E. Wood

Discussion: Supervisor Bassett said this is an issue that has been discussed for years. He acknowledges there is a deer population that needs to be managed through hunting, but the use of rifles on Cumberland Head is dangerous. This information has been forwarded to NYS Police, DEC, Clinton County Sheriff’s, NYS Park Police, and the Town’s Codes and Zoning Department—all departments will play a role in enforcing the law. Supervisor Bassett commends the counselors for drafting a simple, easily read resolution. He looks forward to further discussing the matter with Senator Little and Assemblywoman Duprey.

Roll Call:

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

Resolution No.010-226

SUPERVISOR'S MONTHLY FINANCIAL REPORT

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

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

Discussion: Supervisor Bassett noted that sales tax numbers are heading in the right direction, closing the gap from the beginning of the year. He and other county officials are optimistic about the financial future of the Town.

Roll Call:

	<u>YES</u>	<u>NO</u>
Thomas E. Wood	x	
Gerard A. Renadette	x	
Martin D. Mannix	absent	
Paul D. Lamoy	x	
Bernard C. Bassett	x	

Carried:

Motion to go into Executive Session
To discuss Collective bargaining negotiations as per Article 14 of Civil Service Law.

Motion to come out of Executive Session

Motion by:
Seconded by:
Time:

Motion by:
Seconded by:
Time:

Roll Call: YES NO

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

Carried:

Roll Call: YES NO

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

Carried:

ADJOURNMENT

RESOLVED, that this Town Board meeting be adjourned at 8:22 PM.

Motion by: Paul D. Lamoy

Seconded by: Gerard A. Renadette

Discussion:

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

Carried:

Respectfully Submitted,

Rickey J. Collins, Town Clerk