

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
July 6, 2010**

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

MEMBERS:	Present	Absent
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.010-229

Approve Minutes of the Previous Meeting

RESOLVED, that the minutes of June 21, 2010 and June 28, 2010 be approved and the reading of the minutes be dispensed with.

Motion by: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

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

Carried:

PUBLIC RECOGNITION

Present: Sandra M. Bradley, Bill Plympton, Debbie Blake, Nancy Olsen, Steve Imhoff, Dan Heath, LF Cabona, Darryl Moschelle

Comments:

PUBLIC HEARING AGENDA

The notice of public hearing was read by the Clerk for the record.

The Public Hearing was called to order at 6:37 pm, prevailing time at the Town Hall on the Banker Road, Plattsburgh, New York to hear all interested persons relative to: Local Law #1 of the year 2010 entitled; A Local Law Prohibiting The Use Of Rifles In The Cumberland Head Area Of The Town Of Plattsburgh

Reading of the Public Notice of the Meeting published in the edition of the *Press Republican*:

Notice of Public Hearing on Establishing Local Law Prohibiting the Use of Rifles in the Cumberland Head Area of the Town of Plattsburgh

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Town Board of the **Town of Plattsburgh** at the Town Hall, 151 Banker Road, Plattsburgh, New York 12901, on the 6th day of July, 2010 at 6:35 PM, concerning Establishment of Local Law Prohibiting the Use of Rifles in the Cumberland Head Area in the Town of Plattsburgh. At such time and place all persons interested in the subject matter thereof will be heard concerning the same. Any person wishing to make any written comments please do so prior to the day of the meeting.

Public Comment:

- 1. Acceptance of Written Comments into the Record of the Hearing**
- 2. Open Public Hearing to the Floor for Public Comment**
- 3. Closing of the Public Hearing Adjournment:**

The public hearing closed at 7:05 PM.

Comments: A number of Cumberland Head residents stated their opinions regarding the law.

Members:	<u>Present</u>	<u>Absent</u>
Bernard C. Bassett, Supervisor	X	
Thomas E. Wood, Councilor	absent	
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. 010-230

Abstract 7A-10

RESOLVED, that the abstract of audited claims **No.7A-10 (1507-1613)** for \$10,291.01, **Abstract 7A-10 (275-294)** prepays for the amount \$523,367.19 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	absent	
Gerard A. Renadette	x	
Martin D. Mannix	x	
Paul D. Lamoy	x	
Bernard C. Bassett	x	

Carried:

Resolution No. 010-231 **Letter of Retirement from Town Assessor Effa Sullivan**

WHEREAS, Effa Sullivan, Assessor for the Town of Plattsburgh, has submitted a letter of retirement announcing her intent to retire effective July 31, 2010; therefore, be it

RESOLVED, that the Town Board accept and place on file Ms. Sullivan’s letter indicating her intention to retire from her position as Town Assessor; and be it further

RESOLVED, that the Supervisor, on behalf of the Town Board, send a letter of congratulations thanking Ms. Sullivan for her dedication and years of service to the community; and be it further

RESOLVED, a copy of this Resolution be place in her personnel file and a given to the Budget Officer as well as the Clinton County Real Property Office at the County Government Center in Plattsburgh.

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

Discussion:

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

Carried:

Resolution No. 010-232

Record of Work Activities for Elected and or Appointed Officials in the Town of Plattsburgh

WHEREAS, effective August 12, 2009, a new regulation was passed requiring elected and appointed officials who are members of the State Retirement System, unless the employer maintains a daily record of actual time worked, to keep a record of work activities for a period of three consecutive months that will be completed within 150 days of taking office and submitted to the secretary or clerk of the governing board within 180 days of taking office; and

WHEREAS, Resolution 09-270 was passed to establish standard workday hours but now, as per Regulation 315.4 from the Office of the New York State Comptroller, it is required that the expiration of the term and days worked per month be reported for each such office or position also be included; therefore, be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby set the standard work day for each elected and appointed official that will be reported to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials inclusive of the title, term of office and standard work day as attached; and be it further

RESOLVED, that each official has submitted a sample three-month log or time sheets of their actual time worked and the number of days per month to be reported for each official based on his or her log that has been determined for reporting purposes; and, be it further

RESOLVED, that on passing, this Resolution shall be posted on the Town website and the official sign-board located near the Town Clerk's office for a minimum of thirty days; and, be it further

RESOLVED, that a certified copy of this Resolution, and an affidavit of posting, be filed with the Office of the State Comptroller within 45 days of the adoption of said Resolution, a copy be place in each person's file and a copy be given to the Budget Officer

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

Discussion:

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

Carried:

Resolution No. 010-233

**Request for Repairs on Low Boy Trailer for
Highway Equipment**

WHEAREAS, the low boy trailer that hauls all equipment operated by the Town of Plattsburgh personnel for road grading, repair, maintenance, stockpile loading, cleanup, snow removal and other purposes for which the equipment is designed was inspected; and

WHEAREAS, the inspection identified rust and repairs needed on the main frame, that are necessary for to pass inspection; and

WHEREAS, Mr. Fred Lavene, Highway Superintendent, has submitted a letter requesting repairs to be done on the trailer by a D.O.T. certified welder and the quotes are attached; there for be it

RESOLVED, that the Town Board hereby approves the purchase of repair work; and be it further

RESOLVED, that Kings Portable Welding of 174 Burke Road, Plattsburgh, New York make the needed repairs; and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to sign all related documents relative to the repairs to be made, payable from the 2010 Highway Budget Equipment & Capital Outlay Account # DA-5141-5200, and that a copy of this Resolution be given to the Budget Officer and a copy be given to Mr. Lavene, Highway Superintendent.

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

Discussion:

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

Resolution No. 010-234 **Teamsters Local 687 – Bargaining Unit Contract**

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 that expires December 31, 2010 and

WHEREAS, parties to said contract are desirous of entering into a new Agreement, and

WHEREAS, a new Contract has been agreed upon by the Town of Plattsburgh and Teamsters Local 687 as indicated by the **Summary Agreement** attached and dated June 28, 2010; now, therefore be it

RESOLVED, that said Agreement, a summary of which is attached to this Resolution, be executed by the Union Representative(s) and Bernard C. Bassett, Supervisor for the Town of Plattsburgh and on behalf of the Town of Plattsburgh; and, it is further

RESOLVED, that a copy of this Resolution be given to the Budget Officer, the Teamster Representative, Mickey Smith, Labor Relations Contractor Dr. Rachel Risetto and the Shop Stewarts in the Town of Plattsburgh.

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

Discussion: Supervisor Bassett noted that this topic has been discussed a number of times. The final document will be rewritten to reflect the extensive changes and clarifications made throughout the process.

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

Carried:

Resolution No. 010-235

**Agricultural & Industrial Fair of
Clinton County, Inc.**

WHEREAS, the Town Clerk has received an application with fee for a license to conduct and operate a place of public amusement within the Town of Plattsburgh; namely, the Agricultural & Industrial Fair of Clinton County, Inc., at the Clinton County Fairgrounds; and

WHEREAS, said applicant received the issuance of a New York State Certificate of Inspection by the Code Enforcement Officer indicating full compliance and a check, for the application fee in the amount of six hundred dollars (\$600) which, has been submitted to the Town Clerk's office; therefore be it

RESOLVED, that pending required certificates and a certificate of insurance naming the Town of Plattsburgh as additional insured, the Town Clerk is hereby authorized to issue said license for the period of Monday, July 19 through Sunday, July 25, 2010; and be it further

RESOLVED, that a copy of this Resolution be given to the Budget Officer, Codes Officer and Peter Prescott Agent for Cool Insurance.

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion: Councilor Renadette directed his questions regarding liability insurance coverage amounts to Counsitor Mannix, who offered a brief education on the topic, clarifying any questions or concerns. Supervisor Bassett also discussed the need to have proper coverage in place.

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

Resolution No. 010-236

Auburn Telstar Display Fireworks Inc.

WHEREAS, Auburn Telstar Display Fireworks, Inc., has duly submitted to the Town Board of the Town of Plattsburgh (Town herein) an application for a permit for the

public display of fireworks on July 20, 2010 at the Clinton County Fairgrounds situated along Route 22B in the Town; and

WHEREAS, the Town is not required to collect a fee for the granting of such permit; and

WHEREAS, the Town Board has determined that in lieu of an adequate bond in the amount of one million dollars being provided by the applicant, a commercial general liability insurance policy in the minimum amount of one million dollars for each occurrence and general aggregate coverage in the minimum amount of one million dollars, with the Town being named as insured's on said policy, be accepted and also be submitted to the Town Attorney for his review, and upon the Town Attorney approving the application and liability insurance coverage as to form, and the Clinton County Fairgrounds as the controlling agency of the land on which the public display of fireworks is to be held having also approved the granting of said application by the Town; now, therefore it is

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to issue the required permit for the public display of fireworks by the applicant on Tuesday, July 20, 2010 at the Clinton County Fairgrounds situated along Route 22B in the Town upon the Town Attorney approving the said application as complying with the conditions and requirements of section 405.00 of the Penal Law; and be it further

RESOLVED, that a copy of this Resolution be given to the Budget Officer, Codes Officer and Peter Prescott, Agent for Cool Insurance

Motion: Paul D. Lamoy

Seconded by: Martin D. Mannix

Discussion:

Roll Call:

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

ADJOURNMENT

RESOLVED, that this Town Board meeting be adjourned at 8:25 PM.

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

Discussion:

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

Motion to go into Executive Session

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

Roll Call: **YES** **NO**

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

Respectfully Submitted,

Rickey J. Collins, Town Clerk