

**TOWN OF PLATTSBURGH
TOWN BOARD SEMI-MONTHLY MEETING
November 15, 2010**

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

| | | | |
|-----------------|--|--|--|
| MEMBERS: | Bernard C. Bassett, Supervisor Thomas E. Wood, Councilor Gerard A. Renadette, Councilor Martin D. Mannix, Councilor Paul D. Lamoy, Councilor Rickey J. Collins, Town Clerk James J. Coffey, Town Attorney | <u>Present</u> X X X X X X X | <u>Absent</u> |
| | <u>Resolution No.010-363</u> <u>of the Previous Meeting</u> | <u>Approve Minutes</u> X | |

RESOLVED, that the minutes of November 4, 2010 and November 8, 2010 be approved and the reading of the minutes be dispensed with.

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

Discussion:

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

Carried:

PUBLIC RECOGNITION

Parks and Recreation Presentation

Present: Chasity Walters, Bobby Walters, Jamie Dubay, Andy Darrah Sr., Andy Darrah Jr., Beth Darrah, Sandy Douglas, Deirdre Mulverhill, Barry Mulverhill, Kaegan Mulverhill, Rick and Lisa Swift, Ken Mabry, Amy and Chris Peroga and family, Madden, Debbie Blake, Nyla Bacon, T. Brown, Sean, Melanie, Andrew and Matt Faville

Comments:

Resolution No. 010-364

Abstract 11B

RESOLVED, that the abstract of audited claims **No.11B-10 (2612-2726)** for \$280,309.22, **Abstract 11B-10 (477-495)** prepays for the amount \$ 282,936.80 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 | x | |
| Paul D. Lamoy | x | |
| Bernard C. Bassett | x | |

Carried:

Resolution No. 010-365

**Building Maintenance and Safety Committee
Monthly Report**

RESOLVED, to receive and place on file reports from Art Brault, Building Maintenance Supervisor, for the month of October, 2010.

Motion: Thomas E. Wood

Seconded by: Martin D. Mannix

Discussion:

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

Carried:

Resolution No.010-366 **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 October, 2010.

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

Discussion: Supervisor Bassett noted that Moe’s is now open and business is running smoothly. The management at the restaurant is very pleased with the Town’s Codes and Planning Departments.

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

Carried:

Resolution No. 010-367 **Highway Superintendent’s Monthly Report**

RESOLVED, to receive and place on file a report from Fred Lavene, Superintendent of Highways, for the month of October, 2010.

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

Discussion:

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

Resolution No.010-368

Historian's Monthly Report

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

Motion: Thomas E. Wood
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 | x | |
| Paul D. Lamoy | x | |
| Bernard C. Bassett | x | |

Resolution No.010-369

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 October, 2010.

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

Discussion: Supervisor Bassett commented on the successful Defensive Driving course put on Friday November 12. He informed the instructor that the Town Board would be interested in supporting point-reduction/insurance benefit programs for the community.

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

Carried:

Resolution No.010-370

Planning Department Monthly Report

RESOLVED, to receive and place on file a report from Phil VonBargen, Planning and Engineering Department Head, for the month of November, 2010.

Motion: Thomas E. Wood

Seconded by: Paul D. Lamoy

Discussion: Supervisor Basset noted that Mr. VonBargen is back from a brief illness, working half days until he is cleared to resume full-time duties again.

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

Carried:

Resolution No.010-371

SUPERVISOR'S MONTHLY FINANCIAL REPORT

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

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 | x | |
| Paul D. Lamoy | x | |
| Bernard C. Bassett | x | |

Carried:

Resolution No. 010-372

Town Clerk's Monthly Report

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

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

Discussion: Progress is being made regarding the new local dog laws and fees.

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

Carried:

Resolution No. 010-373

Water Wastewater Monthly Report

RESOLVED, to receive and place on file a report from Paul Wright, Assistant Superintendent of the Water and Wastewater Department, for the month of October 2010.

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

Discussion: The opening, job description, and civil service requirements for the water director position has been advertised on the Town's website and in the Press-Republican.

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

Resolution No. 010-374

**Request from Town Assessor Brian Dowling
To Attend Work Shop**

WHEREAS, the Town of Plattsburgh Assessor is required to maintain continuing education hours towards re-certification credits; and

WHEREAS, it is in the best interest of the Town to remain current and informed concerning changes in regulation; therefore it is

RESOLVED, that Brian Dowling, Town of Plattsburgh Assessor, be allowed to attend the New York State Assessors' Association on Manufactured Home Park Valuation held on November 19, 2010 in Albany at the Clarion Hotel; and it is further

RESOLVED, that \$95.00 for conference registration, and \$158.00 for mileage, be charged to the Assessors' budget; and be it further

RESOLVED, a copy of this Resolution be given to the Budget Officer and be place in the Assessor's personnel file.

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

Discussion: Counselor Renadette questioned the contradiction with the Town's travel policy and the mileage reimbursement for Mr. Dowling's use of his personal vehicle. Supervisor Bassett justified the reimbursement, citing the convenience of Mr. Dowling being able to use his own vehicle, as well as his lack of lodging expenses. Counselor Renadette noted that while this instance does make fiscal sense, he does not believe the Board has the right to allow the reimbursement, given the current travel policy. He suggested that amendments be made to the Town's travel policy to alleviate future issues regarding these matters. Counselor Wood noted that he is in favor of Mr. Dowling attending this valuable training conference; he is also in favor of a more clearly outlined travel policy.

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

Resolution No. 010- 375

**HOME Request # 19 as Payment For
DHCR Disbursement #23**

WHEREAS, all cost related to said project work has been inspected and approved by the designated Rehabilitation Specialist for said work, who recommends that funds be allocated from the Housing Trust per the approved quotations for completed work; therefore, be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby grant and approve payments (see attached) in the total amount of **\$7,400.00** as payment for DHCR Disbursement Request #23 for work related to the project listed as part of the Town of Plattsburgh’s New York State HOME Program Grant Project No. 20083068; and, it is further

RESOLVED, that the Town Supervisor be hereby authorized to make said payment for the project in accordance with the Agreement; and be it further

RESOLVED, that a copy of this Resolution be given to the Budget Officer and Bookkeeper.

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

Discussion: Supervisor Bassett and Counselor Mannix commented on the success of this program, with 13 homes on tap for this year.

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

Resolution No. 010-376

**Environmental Compliance Resolution Haley
Lumber Grant**

WHEREAS, Part 617 "State Environmental Quality Review", section 8-0113 of the Environmental Conservation Law provides for the review of projects which constitute an "action" with respect to the effect of such projects on the environment; and

WHEREAS, a determination of the effect of said project or action on the environment is necessary to determine whether a draft "Environmental Impact Statement" is required; and

WHEREAS, the effects of the project or action on the environment are to be examined by all "involved agencies" for "unlisted actions" to make such determination; and

WHEREAS, the Town Board has before it the project or action known as the improvement to the Haley Lumber Grant (the "Project"); and

WHEREAS, the Project has been reviewed and is hereby determined to be an "unlisted action" requiring the assessment as to its effect upon the environment; and

WHEREAS, the Town Board is hereby determined to be an "involved agency" and, if no objection is made from any other "involved agency", the "lead agency" in accordance with Part 617 "State Environmental Quality Review" for purposes of assessing the effect of the Project on the environment and determining whether said effect is sufficiently significant to require the preparation of a draft "Environmental Impact Statement";

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Plattsburgh, New York, as follows:

1. The Town Board acting as an "involved agency" and as the "lead agency" has received a completed Short Environmental Assessment Form (Parts 1 and 2) [a true copy of which is attached hereto], map, and related materials giving information about the Project and its potential effects on the environment (collectively, the "environmental compliance file").

2. The Town Board does hereby determine, after careful review and consideration of the environmental compliance file as prepared by Mr. Philip Von Barga, Environmental Certifying Officer said licensed engineer and after taking a hard look at all the relevant facts, that the Project supported by the issuance of obligations of the Town will not have a significant effect on the environment pursuant to the information presented in Part 1 - PROJECT INFORMATION and Part 2 - PROJECT IMPACTS AND THEIR MAGNITUDE, and that, therefore, a further public hearing, segmentation and scoping of the Project for environmental review, and the preparation of a draft "Environmental Impact Statement" is not required.

3. The Town Board does hereby authorize and direct the Supervisor of the Town to have prepared a "notice of no significant environmental impact" (NEGATIVE DECLARATION) for the Project.

4. The "notice of no significant environmental impact" (NEGATIVE DECLARATION) shall be disseminated to those "involved agencies" and governmental units as required by the Environmental Conservation Law and any local law of the Town, and the environmental compliance file as aforesaid shall be maintained on file at the Town Hall Offices of the Town Board and made available for public inspection at regular business hours of the Town.

5. This Resolution shall become effective immediately upon its adoption by the Town Board of the Town and copy be given to the Bookkeeper.

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

Discussion:

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

Resolution No. 010-377

Promotion of David King as Water & Wastewater Maintenance I

WHEREAS, a vacancy exists for the position of Water and Wastewater Maintenance I in the Water and Wastewater Department; and

WHEREAS, David King has been employed in the W/WW Department since November 2002; and

WHEREAS, Assistant Water and Wastewater Superintendent Paul Wright has stated that Mr. King has routinely exhibited the characteristics of dependability, reliability and dedication and has proven to be an asset to the Department and has recommended him for the existing vacant Maintenance I position; therefore, be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby authorize the appointment of Mr. David King to fill the vacant position of Water & Wastewater Maintenance I at an hourly rate as indicated by the current negotiated pay scale, and on the same step as his current position; and, be it further

RESOLVED, that this appointment will become effective the first full pay period following Civil Service approval and the Supervisor is hereby authorized to sign all necessary documents for the permanent appointment of David King to the position of Water & Wastewater Maintenance I in the Water & Wastewater Department with a probation period not to exceed six months; and, it is further

RESOLVED that a copy of this Resolution be given to the Budget Officer, Paul Wright , Assistant Water Wastewater Superintendent and the Clinton County Department of Personnel for Civil Service final approval and filing.

Motion: Thomas E. Wood

Seconded by: Gerard A. Renadette

Discussion: Counselor Lamoy cautioned against unilateral promotions of this sort. He stated that while it may seem a popular practice, especially in the water/wastewater department, it is, perhaps, not the most fiscally responsible practice. Counselors Wood and Renadette noted that in recent years, members of the water/wastewater department have become more valuable employees through test taking and certification. Even with frequent promotions, the water/wastewater department is not without its basic workforce. Supervisor Basset concurred with this and noted that while promotions are being made, it is never assumed that workers will continue to move up beyond their skill level.

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

Resolution No. 010-378

Promotion of Kevin Keane as Water & Wastewater Maintenance I

WHEREAS, a vacancy exists for the position of Water and Wastewater Maintenance I in the Water and Wastewater Department; and

WHEREAS, Kevin Keane has been employed in the W/WW Department since June 2009; and

WHEREAS, Assistant Water and Wastewater Superintendent Paul Wright has stated that Mr. Keane has routinely exhibited the characteristics of dependability, reliability and dedication and has proven to be an asset to the Department and has recommended him for the existing vacant Maintenance I position; therefore, be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby authorize the appointment of Mr. Kevin Keane to fill the vacant position of Water & Wastewater Maintenance I at an hourly rate as indicated by the current negotiated pay scale, and on the same step as his current position; and, be it further

RESOLVED, that this appointment will become effective the first full pay period following Civil Service approval and the Supervisor is hereby authorized to sign all necessary documents for the permanent appointment of Kevin Keane to the position of Water & Wastewater Maintenance I in the Water & Wastewater Department with a probation period not to exceed six months; and, it is further

RESOLVED that a copy of this Resolution be given to the Budget Officer, Paul Wright, Assistant Water Wastewater Superintendent and the Clinton County Department of Personnel for Civil Service final approval and filing.

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

Discussion: Counselor Lamoy commented on Mr. Keane's unique skill set, which is valuable to the department.

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

Resolution No. 010-379

Contract Agreement With The Justice Appointed Court Clerks

WHEREAS, the Town of Plattsburgh and the Justice Appointed Court Clerks are desirous of entering into a contract Agreement; and

WHEREAS, a new Agreement for said positions has been drawn-up by the Town's Labor Consultant and Mrs. Pam St. John and Mrs. Pamela Esposito, Justice Court Clerks, are desirous of entering into said Agreement; now therefore be it

RESOLVED, that the attached Agreement be executed by the members of the Town Board and that said final Agreement be authorized and adopted in its entirety for the period from January 1, 2011 thru December 31, 2013; and be it further

RESOLVED, that a copy of this Resolution and the executed Agreement be given to the Budget Officer, the Town's Labor Consultant, Mrs. Esposito, Mrs. St. John and the Town Justices.

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 | x | |
| Paul D. Lamoy | x | |
| Bernard C. Bassett | x | |

Resolution No. 010-380

2011 – 2013 General Office Staff Agreement

WHEREAS, the Town of Plattsburgh and its General Office Employees entered into an Agreement regarding the terms and conditions of employment for the General Office Employees for 2007-2010: and

WHEREAS, said Agreement will expire on December 31, 2010, and

WHEREAS, parties to said Agreement are desirous of entering into a new Agreement, and a new Agreement has been agreed upon by the Town of Plattsburgh and the General Office Employees as indicated by the **AGREEMENT** attached and dated **EFFECTIVE 1/1/2011** with an **EXPIRATION DATE of 12/31/2013**; now therefore be it

RESOLVED that the Supervisor, and members of the Town Board, be and hereby are authorized to execute said Agreement with the General Office Employees and the Town of Plattsburgh on behalf of the Town of Plattsburgh.

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

Discussion: Counselor Mannix made the point that this contract complies with the agreed upon 2.8%. He thinks it is important to congratulate the employees for their ability to work out a solution to a problem, which in the end, was well-negotiated and they were able to reach a consensus. Supervisor Bassett noted the collaborative effort between the management, Town Board, and staff.

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

Resolution No. 10-381

Adoption of the 2011 Budget

WHEREAS, the Town Board of the Town of Plattsburgh has met at the time and place specified in the notice of public hearing to review the entire 2011 Preliminary Budget and to hear all persons desiring to be heard thereon; now, therefore, be it

RESOLVED, that the Preliminary Budget be and hereby is adopted as the Final Budget for the Town of Plattsburgh for the fiscal year beginning the first day of January 2011 and that the Budget, as adopted, be entered in detail in the minutes of the proceedings of the Town Board; and, it is further

RESOLVED, that the Supervisor of the Town of Plattsburgh shall prepare and certify in duplicate, copies of said annual budget, as adopted by this Town Board, together with the Assessment Rolls for benefit improvements Districts, adopted pursuant to Sections 116 and 202A, Subdivision 2 of the Town Law, and deliver one copy thereof to the Clinton County Board of Legislators.

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

Discussion: Counselor Renadette noted that although he is not happy with entire budget, he will vote yes, with the notion that there are always issues that can be improved upon.

| Roll Call: | <u>Yes</u> | <u>No</u> |
|----------------------------|-------------------|------------------|
| Thomas E. Wood | x | |
| 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 7:55 PM.

Motion by: Gerard A. Renadette

Seconded by: Paul D. Lamoy

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:

Motion to go into Executive Session

Motion by:

Seconded by:

Time:

Motion to come out of Executive Session

Motion by:

Seconded by:

Time:

Roll Call:

YES NO

Roll Call:

YES

NO

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

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

Carried:

Carried: