

**TOWN OF PLATTSBURGH  
TOWN BOARD END OF THE YEAR MEETING  
December 27, 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: Bernard C. Bassett, Supervisor</b>	<b>X</b>	
<b>Thomas E. Wood, Councilor</b>		<b>X</b>
<b>Gerard A. Renadette, Councilor</b>	<b>X</b>	
<b>Martin D. Mannix , Councilor</b>	<b>X</b>	
<b>Paul D. Lamoy, Councilor</b>	<b>X</b>	
<b>Rickey J. Collins, Town Clerk</b>	<b>X</b>	
<b>James J. Coffey, Town Attorney</b>	<b>X</b>	

**Resolution No. 010-423**

**2011 – 2013 Administrative Contract Agreement**

**WHEREAS**, the Town of Plattsburgh and its Administrative Employees entered into an Agreement regarding the terms and conditions of employment for the Administrative 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 Administrative 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 Administrative Employees and the Town of Plattsburgh on behalf of the Town of Plattsburgh, and be it further.

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

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

**Discussion:**

**Roll Call:**

**Yes**

**No**

<b>Thomas E. Wood</b>	<b>Absent</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. 010-424**

**Advertising for Sale of Surplus Equipment**

**WHEREAS**, in a request from the Highway Superintendent the following equipment has been recommended as surplus and no longer needed and the Highway Department; **2004 Chevrolet Silverado 2500 Extended Cab LS 4D 61/2 foot box, 80,000 miles, including a 8 foot Fisher plow, loaded with options with a Minimum Bid of (\$13,000.00 to start);** therefore, be it

**RESOLVED**, that the Town Board does hereby authorize the sale of said surplus equipment that can be seen at the Town Hall during regular business hours beginning on January 3<sup>rd</sup>, 2011 with all questions regarding any listed equipment to be directed to the Town Clerk's Office; and it is further

**RESOLVED**, that it is the responsibility of any prospective bidder or purchaser to investigate and ascertain the condition of the items being sold prior to the date of bidding and the Town of Plattsburgh is making no representations or warranties, expressed or implied, with respect to the suitability or fitness of these items for the purpose for which they may be utilized by the purchaser and all items are sold as is; and be it further

**RESOLVED**, that the Town Clerk is hereby authorized and directed to have an advertisement published in the Press Republican for sealed bids with a non-collusive bid form, returnable on or before Thursday, January 20, 2011, at 10:30 AM, prevailing time, at the Town Hall, Office Complex, 151 Banker Road, Plattsburgh, NY 12901 at which time that the Town Supervisor, Town Clerk, and Department Head will publicly open sealed bids, to sell all rights, title and interest of surplus equipment listed in "as is where is condition" ; and be it further

**RESOLVED**, that the Town of Plattsburgh does not willing know of latent defects and lays no claim of knowledge of any latent defects, and there shall be no upset price set for the above equipment, but the Town of Plattsburgh shall reserve the right to reject any and all bids and to waive any informality in any bid and a copy of this Resolution be given to the Budget Officer and the Highway Superintendent.

**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>	<b>Absent</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. 010-425**

**Reconstruction of Sidewalk with in the  
Town of Plattsburgh thru NYSDOT**

**WHEREAS**, the New York State Department of Transportation has proposed the Reconstruction of Sidewalks Within the Town of Plattsburgh, PIN 7805.29, (ADA Accessibility Improvements) and

**WHEREAS**, New York State will include as part of the construction, reconstruction, or improvements of the above mentioned project the construction of sidewalks, pursuant to. Section 140, (Article 7, Subsection 18) of the Highway Law; and

**WHEREAS**, the State will provide for the construction of the above mentioned work, as shown on the contract plans relating to the project; now therefore be it

**RESOLVED**, that the Town of Plattsburgh approves the construction of sidewalks and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Town of Plattsburgh will maintain or cause to be maintained the relocated, reconstructed and/or constructed sidewalks performed as above stated and as shown on the contract plans, including the control of snow and ice; and, be it further

**RESOLVED**, that the Clerk of this Board is hereby directed to transmit four (4) certified copies of the foregoing resolution to: New York State Department of Transportation 317 Washington Street Watertown, New York 13601 Attn: Brian Baxter; and be it further

**RESOLVED**, that a copy of this Resolution be given to the Budget Officer, Buildings and Grounds, Planning Department and Highway Department , Recreation Department .

**Motion: Gerard A. Renadette**  
**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>	<b>Absent</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. 010-426**                      **Morrisonville Schuyler Falls Volunteer Ambulance Service Agreement (V.A.S.)**

**RESOLVED**, after review and approval by the Town Attorney, the renewal Agreement, between the Morrisonville/Schuyler Falls Ambulance Service, Inc. (V.A.S.), and the Town of Plattsburgh are and the same hereby is approved for the period of January 1, 2011 through December 31, 2011; and it is further

**RESOLVED**, that the Supervisor be and he hereby is authorized to sign said Agreement for the Town; and be it further

**RESOLVED**, that a copy of this Resolution and contract Agreement be given to the Budget Officer and the Officers of Morrisonville Schuyler Falls Volunteer Ambulance Service

**Motion: Gerard A. Renadette**                      **Motion to Table: Paul D. Lamoy**  
**Seconded by: Martin D. Mannix**                      **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>Absent</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. 010-427**                                              **Budget Amendments**

**WHEREAS**, the Town received a grant for Court improvements in the amount of \$11,800.00 that was not reflected when the 2010 budget was approved; and

**WHEREAS**, Parks sold various surplus equipment and now need to replace said equipment; therefore be it

**RESOLVED**, that the Town Board of the Town of Plattsburgh authorize the following budget amendments:

<b><u>Increase Revenue A3330.0000 State grant court</u></b>	<b><u>\$ 11,800.00</u></b>
Increase Appropriation A1110.2000 Equipment (Court)	\$ 1,600.00
Increase Appropriation A1111.2000 Equipment (Court)	\$ 1,600.00
Increase Appropriation A1620.4100 Improvements	\$ 8,600.00
Increase Revenue A2650.0000 Sale of Scrap	\$ 4,000.00
Increase Appropriation A7110.2000 Equipment (parks)	\$ 4,000.00;

and be it further

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

**Motion: Paul D. Lamoy**

**Seconded by: Gerard A. Renadette**

**Discussion:**

<b>Roll Call:</b>	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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. 010-428**

**Resolution 010-75 Budget Amendment**

**WHEREAS**, Resolution 10-075 approved extra compensation for the increased responsibilities given to the Deputy Supervisor by the Town Supervisor: and

**WHEREAS**, the 2010 final budget did not have funds for said compensation; therefore be it

**RESOLVED**, that the Town Board of the Town of Plattsburgh authorize the following budget amendment:

Increase Extra Help Supervisor A1220.1100	\$12,000.00
Increase Social Security A 1220.81000	\$100.00
Decrease Contingent Fund A1990.4000	\$12,100.00;

**and be it further**

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

**Motion by: Gerard A. Renadette**

**Seconded by: Paul D. Lamoy**

**Discussion:**

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

**Resolution No. 010-429**

**Proposed Local Law NO. 2 OF YEAR 2011**  
**Small Wind Energy Facilities**

**WHEREAS**, the TOWN has been studying the impacts of wind energy facilities;  
and

**WHEREAS**, the Town has received a report from the Planning Staff recommending the adoption of a local law regulating the siting, construction and operation of wind energy facilities; and

**WHEREAS**, Local Law Introductory No. 2 of 2011, a local law regulating small wind energy facilities, has been prepared; and

**WHEREAS** the same has been placed on the desk of the all the members of the Town Board this date, together with a Full Environmental Assessment Form (“EAF”) having been prepared for such; and

**WHEREAS**, a public hearing on such proposed local law is necessary, it is

**NOW, THEREFORE, RESOLVED** the Town Board acknowledging receipt of the proposed local law Local Law No. 2 the Year 2011 entitled “**Small Wind Energy Facilities**”, the accompanying Full EFA part 1, and after review of same finds that the effect of such regulation would be town wide and finds that such action be a Type 1 action and hereby declare itself as Lead Agency in connection with the proposed local law and having further found that no other agency’s are involved in the adoption of such regulation; and further be it

**RESOLVED** the Town Clerk is hereby authorized and direct to cause notice of the public hearing and special meeting to be published in Press Republican, in accordance with the Town Law; and it is further

**RESOLVED** a public hearing be held on **January 24<sup>th</sup>, 2011** at 6:35 **p.m.** for the purpose of hearing all persons for and against this proposed local law to be held at Town of Plattsburgh Town Hall Offices, 151 Tom Miller Road, Plattsburgh, New York 12901; and be it further

**RESOLVED**, that the Town Clerk is hereby directed to post, publish and mail notice of the public hearing as required, to adjoin municipalities and Clinton County planning board; and be it further.

**RESOLVED**, that a copy of this Resolution be given to the Budget Officer and Planning and Codes and Zonings Departments.

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

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

**Discussion: pending final updated clean copy of Local Law #3 of 2011**

<b>Roll Call:</b>	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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. 010-430**

**PROPOSED LOCAL LAW NO. 3 YEAR of 2011**  
**Commercial Wind Energy Facilities**

**WHEREAS**, the TOWN has been studying the impacts of wind energy facilities;  
and

**WHEREAS**, the Town has received a report from the Planning Staff recommending the adoption of a local law regulating the sitting, construction and operation of wind energy facilities; and

**WHEREAS**, Local Law Introductory No.3 of 2011, a local law regulating commercial wind energy facilities, has been prepared; and

**WHEREAS** the same has been placed on the desk of the all the members of the Town Board this date, together with a Full Environmental Assessment Form (“EAF”) having been prepared for such, and

**WHEREAS**, a public hearing on such proposed local law is necessary, it is.

**NOW, THEREFORE, RESOLVED** the Town Board acknowledging receipt of the proposed local law Local Law No. 3 the Year 2011 entitled “**Commercial Wind Energy Facilities**”, the accompanying Full EFA part 1, and after review of same finds that the effect of such regulation would be town wide and finds that such action be a Type 1 action and hereby declare itself as Lead Agency in connection with the proposed local law and having further found that no other agency’s are involved in the adoption of such regulation, ;and further be it

**RESOLVED** the Town Clerk is hereby authorized and direct to cause notice of the public hearing and special meeting to be published in Press Republican, in accordance with the Town Law, and it is further

**RESOLVED** that a public hearing be held on **January 24<sup>th</sup>, 2011** at 7:00 **p.m.** for the purpose of hearing all persons for and against this proposed local law to be held at Town of Plattsburgh Town Hall Offices, 151 Tom Miller Road, Plattsburgh, New York 12901; and it is further

**RESOLVED**, that the Town Clerk is hereby directed to post, publish and mail notice of the public hearing as required, to adjoin municipalities and Clinton County

Planning board; and be it further.

**RESOLVED**, that a copy of this Resolution be given to the Budget Officer and Planning and Codes and Zonings Departments.

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

**Discussion: Motion to table pending final updated clean copy of the Local Law**

<b>Roll Call:</b>	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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. 010-431**

**Bid Award For The Purchase of A Generator  
For JCEO/ White Pine Commons**

**WHEREAS**, the Town Board was authorized to retain funds from JCEO/White Pine Commons escrow construction deposit to contribute toward the purchase of a generator to be purchased and owned by the Town of Plattsburgh; and

**WHEREAS**, on Monday, December 27, 2010 bids were publicly opened and read aloud at the Town Hall, at 151 Banker Road, Plattsburgh, NY 12901; therefore, be it

**RESOLVED**, that the Town Board hereby approves the purchase of the bid price of \$18,613.00 from Taylor Rental 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 and the Water Wastewater Department .

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

**Discussion: Bids need to be checked as to subject to Engineer's approval**

<b>Roll Call:</b>	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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. 010-432**

**CVPH Ambulance Service Agreement**

**RESOLVED**, after review and approval by the Town Attorney, the renewal Agreement, between the CVPH Ambulance Service, Inc., and the Town of Plattsburgh are and the same hereby is approved for the period of January 1, 2011 through December 31, 2011; and it is further

**RESOLVED**, that the Supervisor be and he hereby is authorized to sign said Agreement for the Town; and be it further

**RESOLVED**, that a copy of this Resolution and contract Agreement be given to the Budget Officer and the CFO for EMT of CVPH Ambulance.

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

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

**Discussion: Motion to table to get a final clean copy**

<b>Roll Call:</b>	<b><u>Yes</u></b>	<b><u>No</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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. 010-433**

**Abstract 12C**

**RESOLVED**, that the abstract of audited claims **No.12C-10 (2996-3084)** for \$376,062.57, **Abstract 12C-10 (535-552)** prepays for the amount \$302,143.12 and be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

**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>	<b>Absent</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>	

**ADJOURNMENT**

**Motion to go into** Executive Session to discuss contract Negotiations

**Motion to come out** of Executive Session

Motion by: Martin D. Mannix  
Seconded by: Gerard A. Renadette  
Time: 9:05

Motion by: Gerard A. Renadette  
Seconded by: Martin D. Mannix  
Time: 9:20

<b>Roll Call:</b>	<b><u>YES</u></b>	<b><u>NO</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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>	

<b>Roll Call:</b>	<b><u>YES</u></b>	<b><u>NO</u></b>
<b>Thomas E. Wood</b>	<b>Absent</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>	

**Carried:**

**Carried:**

**MOTION TO ADJOURN**

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

**Roll Call:**

**YES**

**NO**

<b>Thomas E. Wood</b>	<b>Absent</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>

Town Board meeting be adjourned at 9:29 PM.

**Respectfully Submitted,**

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**Rickey J. Collins, Town Clerk**