

**TOWN OF PLATTSBURGH
TOWN BOARD SEMI-MONTHLY MEETING
April 18, 2011**

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>
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.011-136

Approve Minutes of the Previous Meeting

RESOLVED, that the minutes of April 4, and April 11, 2011 be approved and the reading of the minutes be dispensed with.

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	x	
Paul D. Lamoy	x	
Bernard C. Bassett		Absent

Carried: yes

PUBLIC RECOGNITION

Present:

Comments:

Resolution No. 011-137

Abstract 4B-11

RESOLVED, that the abstract of audited claims **No.4B-11(641-806)** for \$853,095.50 **Abstract 4B-11 (161-173)** prepays for the amount \$227,656.55 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	absent	

Carried: yes

Resolution No. 011-138 **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 March, 2011.

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	Absent	

Carried: yes

Resolution No.011-139 **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, 2011.

Motion: Thomas E. Wood

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	Absent

Carried: yes

Resolution No.011-140

Historian's Monthly Report

RESOLVED, to receive and place on file the Historian's Monthly Report for the month of March, 2011.

Motion: Thomas E. Wood

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	Absent

Carried: yes

Resolution No.011-141

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 April, 2011.

Motion: Paul D. Lamoy

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	Absent

Carried: yes

Resolution No. 011-142

Town Clerk's Monthly Report

RESOLVED, to receive and place on file a report from Rickey J. Collins, Town Clerk, for the month of March, 2011.

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	x	
Paul D. Lamoy	x	
Bernard C. Bassett	Absent	

Carried: yes

Resolution No. 011-143

Water Wastewater Departments Monthly Report

RESOLVED, to receive and place on file a report from Scott Stoddard, Water Wastewater Director for March, 2011.

Motion: Thomas E. Wood

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	Absent	

Carried: yes

Resolution No. 011-144

Appointment of Glen Burdick to MEO III in the Highway Department

WHEREAS, a vacancy exists for the position of MEO III in the Highway Department;
and

WHEREAS, Glen Burdick has been employed in the Highway Department since December 2003; and

WHEREAS, Fred Lavene, Highway Superintendent recommends Mr. Burdick for the existing vacant MEO III position; therefore, be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby authorize the appointment of Mr. Glen Burdick to fill the vacant position of MEO III at an hourly rate of \$21.38, one dollar below the job rate, as indicated by the current negotiated pay scale; and, be it further

RESOLVED, that this appointment will become effective the first full pay period following Civil Service final approval and the Supervisor is hereby authorized to sign all necessary documents for the permanent appointment of Mr. Burdick to the position of MEO III in the Highway 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, Fred Lavene, Highway Superintendent and that a certified copy be forwarded to, Glen Burdick and the Clinton County Department of Personnel for Civil Service final approval and filing.

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	Absent	

Carried: yes

Resolution No. 011-145

Appointment of Thomas King to MEO III in the Highway Department

WHEREAS, a vacancy exists for the position of MEO III in the Highway Department; and

WHEREAS, Thomas King has been employed in the Highway Department since December 2005; and

WHEREAS, Fred Lavene, Highway Superintendent, recommends Mr. King for the existing vacant MEO III position; therefore, be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby authorize the appointment of Mr. Thomas King to fill the vacant position of MEO III at an hourly rate of \$ 20.38, one dollar below the job rate as indicated by the current negotiated pay scale;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 appointment of Mr. King to the position of MEO III in the Highway 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, Fred Lavene, Highway Superintendent and that a certified copy be forwarded to Thomas King and the Clinton County Department of Personnel for Civil Service final approval and filing.

Motion: Thomas E. Wood

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	Absent	

Resolution No. 011-146

Appointment of Greg Burnell as MEO II in the Highway Department

WHEREAS, as indicated in a letter by Highway Superintendent Fred Lavene, the Highway Department has a vacancy created by retirement and there is a need to add another staff member in that Department; and

WHEREAS, all applications for said position have been reviewed and interviews have been conducted by Fred Lavene, Highway Superintendent; and

WHEREAS, the Highway Superintendent recommends that Greg Burnell be appointed to said position; now, therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the hiring and appointment of Mr. Burnell to the vacant position of MEO II at an hourly rate of \$17.37, as indicated by the current Teamster's Agreement, and a copy be given to Civil Service for their final review and approval; and be it further

RESOLVED, that this appointment will become effective the first full pay period following Civil Service final approval and the Supervisor is hereby authorized to sign all necessary documents for the appointment of Mr. Burnell to the position of MEO II in the Highway Department with a probation period not to exceed six months; and, it is further

RESOLVED, a copy of this Resolution be given to the Budget Officer, Highway Superintendent and also be place in Mr. Burnell's personnel file.

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	Absent	

Carried: yes

Resolution No. 011-147

**Intent to Pay and Sick Pay to Fred Lavene,
Highway Superintendent after his Retirement**

WHEREAS, the Town Board has received a letter from Fred Lavene on his intent to retire from the Town of Plattsburgh Highway Department as Highway Superintendent on December 31, 2011; and

WHEREAS, Mr. Lavene has been an elected official since 2009 and does not have the benefits of Employee Contracts or Teamsters Agreement for those years; and

WHEREAS, Mr. Lavene has been employed by the Town of Plattsburg for over thirty one years and had accumulated sick time prior to his election; and

WHEREAS, Mr. Lavene has been an employee of the Town of Plattsburgh with no break in service and is asking to be paid for his sick time accumulation according to prior Agreements and or contracts with the Town; therefore, be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize final payment to Mr. Lavene for his accrued sick leave of 840.50 hours to be paid at the time of his retirement; and be it further

RESOLVED, that a copy of this Resolution be put in his personnel file and a copy to 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	x	
Gerard A. Renadette	x	
Martin D. Mannix	x	
Paul D. Lamoy	x	
Bernard C. Bassett		Absent

Carried: yes

Resolution No. 011-148 **Setting Public Hearings Concerning Local Law #5**
“Authorizing a Real Property Tax Exemption to
Qualified Volunteer Firefighters and Volunteer
Ambulance Workers”

WHEREAS, The Town Board recognizes the role of volunteer firefighters and ambulance workers in securing the safety and well being of Town residents and the Town Board believes that it is in, the best interests of the Town of Plattsburgh to encourage volunteerism for said purposes; and

WHEREAS, The New York State Legislature has recently amended the Real Property Tax Law by adding Section 466-j which authorizes Towns to adopt a local law designating qualified volunteer firefighters and volunteer ambulance workers as eligible to receive the real property tax exemption specified in said Section; and

WHEREAS, Supervisor Bassett has introduced Town of Plattsburgh Local Law No. 5 of the year 2011 entitled: **“Authorizing a Real Property Tax Exemption to Qualified Volunteer Firefighters and Volunteer Ambulance Workers”**; and

WHEREAS, the Town Council would like to have the opportunity to share this information with residents of the Town and to have their input concerning the proposed local law, and with Town Work Sessions being held in various locations though out the Town this spring; therefore, be it

RESOLVED, that public hearings will be held on said proposed Local Law at Town Board Informational Meetings held Monday, May 9, 6:35 PM at Wallace Hill Recreation Park and 7:35 PM at Cadyville Rec. Building, Monday May 23 7:35 PM St. Mary’s of the Lake on Cumberland Head, Monday, June 13 PM 6:35 at South Plattsburgh Rec. Building and 7:35 PM Cliff Haven Rec. Building, Monday June 27, 6:35 PM at the Town Hall and 7:35 PM at Treadwell’s Mills Rec. Building; and it is further

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

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	Absent	

Resolution No. 011-149

Authorization to Advertisement and Solicit Bids for “Contract for Uniforms”

WHEREAS, the contract for the supply and maintenance of work uniforms utilized by the Town of Plattsburgh Highway, Building and Grounds and Water & Sewer employees has expired, and Procedures for Purchase of Commodities, Equipment or Goods and Contract Values requires the Town to solicit bids for said service; therefore be it

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 entitled “Contract for Uniforms,” returnable on or before Friday, May 6, 2011, at 3:00 PM, prevailing time, at the Town Hall, Office Complex, 151 Banker Road, Plattsburgh, NY 12901 at which time the Town Clerk will publicly open the bids, and be it further

RESOLVED, Specification forms for this Contract may be obtained at the Town Clerk’s Office during regular business hours; and it is further

RESOLVED, that the Town of Plattsburgh Town Board reserves the right to reject any or all bids offered; and be it further

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

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	Absent	

Carried: yes

Resolution No.011-150

Authorizing The Highway Superintendent to Start The 2011 Paving Program

WHEREAS, the Town of Plattsburgh has appropriated a total of \$294,000.00 in the 2011 Highway Budget for the 2011 Road Paving Program; and

WHEREAS, Fred Lavene, Highway Superintendent, and the Highway Committee have submitted the 2011 Highway Road Paving Program (see attached listing) identifying Town Roads that are in greatest need of repair with a total estimated cost of \$767,418.78; and

WHEREAS, funding for the 2011 road paving, repair and improvement program are to be taken from the DA-5110-4200 and DA-5112-4200 and CHIPS accounts; therefore, be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize the Highway Superintendent to spend the appropriated funds to implement the aforementioned 2011 Road Paving Program with Town paving to take place on roads as recommended by the Highway Superintendent and Highway Committee; and it is further

RESOLVED, to take advantage of current asphalt prices and low interest rates and to upgrade Town Roads that are in need of repair, Mr. Lavene and the Highway Committee shall recommend to the Town Board a process to secure additional funding and prepare a bid proposal to pave all roads on the recommended list that the Highway Department alone would not be able to do this season; and, be it further

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

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	Absent	

Resolution No. 011-151

Agreement between the Town of Plattsburgh and Verizon Wireless Regarding Bluff Point Water Tank Consulting Fees and FAA

WHEREAS, in the course of proceeding toward construction of the Bluff Point Water Tank cell site, it was determined that certain FAA filings on behalf of the Town of Plattsburgh would be necessary to secure an appropriate ruling on water tank lighting; and

WHEREAS, The Town of Plattsburgh has employed the Center for Municipal Solutions (CMS) to assist with its various filings associated with this project; and

WHEREAS, a dispute arose between the Town of Plattsburgh and Verizon Wireless regarding payment to the Center for Municipal Services; and

WHEREAS, representatives of the Town of Plattsburgh have been in contact with Michael E. Cusack, Esq., the attorney for Verizon Wireless; and

WHEREAS, Mr. Cusack has presented to the Town of Plattsburgh the attached letter of Agreement resolving said dispute; and

WHEREAS, James J. Coffey, attorney for the Town of Plattsburgh, and Richard Comi of the Center for Municipal Services have reviewed said letter of Agreement and found it to be a satisfactory Resolution of the dispute; NOW, THEREFORE be it

RESOLVED, that the Supervisor of the Town of Plattsburgh is hereby authorized to execute the attached Agreement to resolve this matter.

Motion: 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	x	
Paul D. Lamoy	x	
Bernard C. Bassett		Absent

Resolution No. 011-152

Final Payment for Wastewater Metering and Telemetry Improvement Project to Mountain Lake Electrical Inc.

WHEREAS, Mountain Lake Electrical Inc. has submitted a letter of Substantial Completion and a request for final payment, for work pertaining to the Wastewater Flow Metering and Telemetry Improvement Project that has been completed; and

WHEREAS, Laberge Group and Scott Stoddard, Director of the Water Wastewater Department, have reviewed and verified said work and no further releases are needed; now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to make the final payment for the project in the amount of \$5,550.00 to Mountain Lake Electrical Inc.; and, it is further

RESOLVED, that said payment is to be made payable to Mountain Lake Electrical Inc. 102 Trade Road, Plattsburgh, New York, from the Wastewater Metering and Telemetry Improvements Project and that a copy of this Resolution be given to the Budget Officer and the Water Wastewater Department.

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	x	
Paul D. Lamoy	x	
Bernard C. Bassett	Absent	

Carried: Yes

Resolution No.011-153

SUPERVISOR'S MONTHLY FINANCIAL REPORT

RESOLVED, to receive and place on file the Supervisor's Financial Report for the month of March 2011.

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	Absent	

Carried: Yes

ADJOURNMENT

RESOLVED, that this Town Board meeting be adjourned at 8:30 PM.

Motion by: Thomas E. Wood

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	Absent	

Carried: Yes

Respectfully Submitted,

Rickey J. Collins, Town Clerk