

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
May 2, 2011**

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

MEMBERS:	<u>Present</u>	<u>Absent</u>
Bernard C. Bassett, Supervisor	X	
Thomas E. Wood, Councilor	X	
Martin D. Mannix, Councilor		X
Paul D. Lamoy, Councilor		
Rickey J. Collins, Town Clerk	X	
James J. Coffey, Town Attorney	X	X

Resolution No.011-155

Approve Minutes of the Previous Meeting

RESOLVED, that the minutes of April 18, and April 25, 2011 be approved and the reading of the minutes be dispensed with.

Motion by: Paul D. Lamoy

Seconded by: Thomas E. Wood

Discussion:

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

Carried: Yes

PUBLIC RECOGNITION

Present: Michael Cashman, Elora Lacey, Dalton Mitchell, Debbie Blake, Nyla Bacon

Comments: Supervisor Bassett commented on the severe flooding within the Town and the surrounding areas. He noted that all municipalities are working together to provide resources for those in need, to keep communities safe, as well as continue to

keep water/wastewater facilities running smoothly. He expressed his concern, on behalf of the board, for the community and those affected by the flooding.

Resolution No. 011-156

Appointment of Gerard Renadette to Fill a Vacancy On the Town Board

WHEREAS, Mr. Gerard Renadette, Town of Plattsburgh Town Councilman, retired from the NYS Department of Corrections effective April 29, 2011 and to qualify for NYS Retirement benefits he was also required to retire from his position as Town Councilman, as approved by Resolution 011-154, creating a vacancy on the Town Board; and

WHEREAS, Town Law Section 64-5 states that, “ The Town Board, or a majority thereof, may appoint a qualified person to fill the vacancy and hold office until the commencement of the calendar year next succeeding the first annual election at which the vacancy may be filled.”; now therefore, be it

RESOLVED, that, as per Section 64-5, the Town Board of the Town of Plattsburgh does hereby appoint Mr. Gerard Renadette, a qualified candidate, to fill the vacant seat on the Town of Plattsburgh Town Board effective immediately; and, it is further

RESOLVED, that Mr. Renadette take an oath of office within 30 days, and that a copy of this Resolution be put in his personnel file and a copy to be given to the Budget Officer.

Motion: Paul D. Lamoy

Seconded by: Thomas E. Wood

Discussion: Councilor Lamoy noted that with respect to the voters of the Town of Plattsburgh, he is in support of this resolution. Councilor Wood is in concurrence with Counselor Lamoy, stating that it is only fair to the voters to reappoint Councilor Renadette until the next the election. Supervisor Bassett pointed out the bipartisan cooperation of the current group of Councilor’s, which allows the Board as a whole to keep the Town’s best interest at the center of their duties, despite party affiliation. Councilor Renadette thanked his fellow Councilor’s for the opportunity to continue serving the Town for the remainder of his term. He also noted the bipartisan cooperation as a rare, but extreme asset to the Town of Plattsburgh.

Roll Call:

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

Carried: Yes

Resolution No. 010-157

Proclamation Of Recognition for Kevin Hulbert New York State Elementary Principal of The Year

WHEREAS, the Town of Plattsburgh Town Board recognizes the value of educational leadership and the importance of quality education on the future of our children and our community; and,

WHEREAS, the School Administrators Association of New York State (SAANYS) annually recognizes outstanding performance and excellence in administrative leadership; and,

WHEREAS, Kevin Hulbert, a resident of the Town of Plattsburgh and building principal at the Keeseville Elementary School, has been selected by SAANYS as the 2011 New York State Elementary School Principal of the Year in recognition of his skills and ability to “set the pace, character and quality of education for the children in his school”; and

WHEREAS, the Town of Plattsburgh Town Board wishes to recognize the hard work and dedication of Mr. Hulbert and for providing the resources to help facilitate such an honor through his willingness to work with parents, help students and create a positive and compassionate climate in his school; and

WHEREAS, it is appropriate to demonstrate community support for the efforts of men and women in our community; therefore, be it

RESOLVED, that the Town Board of the Town of Plattsburgh declares that Mr. Kevin Hulbert be recognized for his accomplishment on being named the 2011 New York State Elementary Principal of the Year; and, be it further

RESOLVED, that the Town Board of the Town of Plattsburgh also encourages our community and local businesses to demonstrate their support for Mr. Hulbert in recognition of this achievement and his work with children, parents and teachers in his school, the Town of Plattsburgh and the Champlain Valley.

Motion: Paul D. Lamoy

Seconded by: Thomas E. Wood

Discussion: Councilor Lamoy is pleased to recognize Mr. Hulbert’s dedication to his students and education in New York State. Councilors Renadette and Wood noted the importance of recognizing outstanding citizens within community.

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: Yes

Resolution No. 011-158

Abstract 5A

RESOLVED, that the abstract of audited claims **No.5A-11(807-924)** for **\$289,706.22 Abstract 5A-11(174-187)** prepays for the amount **\$1,043,519.24** 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: Councilor Renadette stated that he will remain on the audit committee.

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: Yes

Resolution No. 011-159

Highway Superintendent's Monthly Report

RESOLVED, to receive and place on file a report from Fred Lavene, Superintendent of Highways, for the month of April 2011.

Motion: Thomas E. Wood

Seconded by: Gerard A. Renadette

Discussion: Councilor Wood asked the community to be patient as they wait for roads to be cleaned, as the highway department is busy keeping up with the flooding, keeping roads safe.

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: Yes

Resolution No.011-160

Historian's Monthly Report

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

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion: Councilor Wood said he was proud to have the Town of Plattsburgh Historian give presentations on the War of 1812 at the State level. Mr. Bates efforts as Town Historian will bring recognition and tourism to the area. Supervisor Bassett noted the lobbying efforts by himself and Mr. Bates to have future New York State Association of Public Historian's Conferences held in the Town of Plattsburgh.

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: Yes

Resolution No. 11-161

3% Site Plan Return Deposit for Schluter Systems Site Plan 2007, Phase I & II, and Schluter Systems Site Plan 2009 Phase IV

WHEREAS, the Town of Plattsburgh Planning Board has reviewed and approved all requirements of the Schluter Systems Site Plan 2007, Phase I & II, and Schluter Systems Site Plan 2009 Phase IV; and

WHEREAS, the Schluter Systems Site Plan 2007, Phase I & II, and Schluter Systems Site Plan 2009 Phase IV has on file with the Town of Plattsburgh, a 3% deposit for construction of their project in the original amount of \$14,219.00 plus accrued interest; and

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

WHEREAS, Schluter Systems Site Plan 2007, Phase I & II, and Schluter Systems Site Plan 2009 Phase IV has requested that the 3% deposit in the amount of \$14,219.00 plus accrued interest to date be returned; now, therefore be it

RESOLVED, that the Supervisor is hereby authorized and directed to release said deposit in the amount of \$14,219.00 plus accrued interest to date; and it is further

RESOLVED, that a certified copy of this Resolution be forwarded, by the Planning Department Secretary, with the return of deposit to Conroy & Conroy Contractors, Inc, 48 Spellman Road, Plattsburgh, NY 12901.

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: Yes

Resolution No. 011-162

Retirement Compensation for Accumulated Sick Leave for Fred Lavene, Highway Superintendent

WHEREAS, prior to his election as Highway Superintendent Fred Lavene had been an employee of the Town of Plattsburgh; and

WHEREAS, the Town Board previously passed Resolution 011-147 to authorize, upon his retirement from the Town of Plattsburgh on December 31, 2011, compensation for accumulated sick leave prior to becoming an elected official for the Town; and

WHEREAS, Resolution 011-147 failed to indicate the rate of pay for his accumulated sick time during his years of service with the Town; therefore, be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorize that final payment to Mr. Lavene, for accrued sick leave of 840.50 hours, be paid at the time of his retirement at the same rate of pay he received before becoming an Elected Official that was \$19.81 per hour; and be it further

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

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	

Carried: Yes

Resolution No. 11-163

Professional Auditing Services for 2010, 2011 and 2012

WHEREAS, the Town Board of the Town of Plattsburgh has determined that it is in the best interest of the Town to obtain professional consultant services for purposes of examining and reviewing Town books and financial reports to prepare an audit for the years 2010, 2011 and 2012; and

WHEREAS, the Town, in accordance with the Single Audit act of 1984 and the Single Audit Amendment of 1996 (Federal Public Law 98-502), contacted by mail several accounting firms and received proposals for review and then followed-up with formal interviews; and

WHEREAS, it was determined that the services offered by the firm of Abbott, Frenyea & Russell, CPA's, PC will best meet the auditing needs of the Town of Plattsburgh; and

WHEREAS, the firm of Abbott, Frenyea & Russell, CPA's, PC have agreed to perform the above service at an amount not to exceed \$27,000 for the fiscal year 2010,

\$28,000 for the fiscal year 2011 and \$29,000 for the fiscal year 2012, as indicated by the attached proposal letter; now, therefore be it

RESOLVED, the Town Board of the Town of Plattsburgh, upon approval and recommendation of the Town Attorney, does hereby accept the proposal as submitted by Abbott, Frenyea & Russell, CPA's, PC for auditing services for the years 2010, 2011 and 2012; and it is further

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an Agreement for said consulting services as stated in the attached proposal with billing and payments made through the normal Purchase Order process; 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:

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: Yes

Resolution No. 011-164

**Agreement Between Plattsburgh and Verizon
Wireless Regarding Bluff Point Water Tank,
Consulting Fees and FAA Tower Lighting**

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

Motion To Table: 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: Tabled

Resolution No. 011-165

**Plattsburgh-Morrisonville Water Metering
Project-Advertisement for Bids**

WHEREAS the Town of Plattsburgh and the Town of Schuyler Falls have entered into a water supply agreement; and

WHEREAS, the Consulting Engineers, Laberge Engineering & Consulting Group, Ltd., have prepared plans and specifications to utilize in requesting bids from contractors for related work; therefore be it

RESOLVED that the Town Clerk is hereby authorized to advertise for bids for the Plattsburgh-Morrisonville Water Metering Project, Contract 1 Master Meter Vault and Contract 2 Customer Water Meters, and that said advertisement shall be placed in the official paper of the Town as soon as possible with bid packages to be available in the Clerk's office and bids to be opened on June 2, 2011 at 10:30 AM, at the Town Of Plattsburgh Town Hall on 151 Banker Road, Plattsburgh, NY 12001; and be it further

RESOLVED, a copy of this Resolution shall be given to the Budget Officer and the Town Water & Wastewater Director.

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

<u>Roll Call</u>	<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: Yes

Resolution No. 011-166

1073 State Route 3 Unsafe Conditions

WHEREAS, the Town Board has received correspondence from Stephen Imhoff, Code Enforcement Official regarding abandoned, unsafe and unsanitary conditions around and in the dwelling at 1073 State Route 3, Parcel #205.-2-4 owner William Boyea; and

WHEREAS, Mr. Imhoff has requested that the Town Board take action under Local Law #1 of the year 1983, regarding unsafe buildings; therefore be it

RESOLVED, that the Town Board does hereby authorize the Code Enforcement Officer to take the actions necessary to abate the unsafe conditions as required in aforementioned Local Law; and, it is further

RESOLVED, that by order of this Resolution, the junk and debris be picked up and hauled away with the cost thereof to be levied upon the taxes of this property in accordance with Local Law No. 1 of the year 1983 entitled "Unsafe Buildings Law", and it is further

RESOLVED, that Mr. Imhoff report to the Town Board with actions taken and timetables for compliance and completion date of such action; and be it further

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

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion: Councilor Renadette noted that Mr. Imhoff and the Zoning Board has been very proactive and involved in the safety and well-being of the community.

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: Yes

Resolution No. 011-167 **Amendment of Resolution 011-144 Appointment of Glen Burdick to MEO III in the Highway Department**

WHEREAS, by Resolution 011-144 Glen Burdick was promoted to MEO III in the Highway Department; and

WHEREAS, Resolution 011-144 was incorrect in reading that \$21.38 per hour was “*one dollar below the job rate*”; and

WHEREAS, the language should read, \$21.38 “*the job rate*” as indicated by the current negotiated pay scale for MEO III; therefore, be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, does hereby amend Resolution 011-144 as indicated; and be it 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.

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	

Carried: Yes

ADJOURNMENT

RESOLVED, that this Town Board meeting be adjourned at 7:23 PM.

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