

**TOWN OF PLATTSBURGH
TOWN BOARD SEMI-MONTHLY MEETING
June 20, 2011**

The meeting was called to order at 6:35 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.011-201

Approve Minutes of the Previous Meeting

RESOLVED, that the minutes of June 6, 2011 be approved and the reading of the minutes be dispensed with.

Motion by: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

Councilor Renadette noted that a community member recently approached him with concern over another possible push for sewer system installation on Cumberland Head. Councilor Renadette stated that possible grants and low-interest loans were available for said project, but were voted down not once, but twice, by Cumberland Head residents. He insisted that the Town in no way intends to come to the Cumberland Head area with a public sewer proposal.

“If there’s ever a sewer out there, it’ll be mandated by the federal government before I vote ‘yes’ on that,” he said.

Supervisor Bassett noted that the Town would be unable to once again secure the level of funding it would take to bring such a project to Cumberland Head. Councilor Mannix concurred with Supervisor Bassett’s response, noting the extremely inordinate amount of funding that became available to complete the project, but was ultimately turned down by residents of Cumberland Head.

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

PUBLIC RECOGNITION

Present: Thomas L. Metz, Debbie Blake, Nyla Bacon, Dan Heath

Comments:

Resolution No. 011-202

**Bid Award for Contract No 2- Customer
Water Meters for Morrisonville Consolidated
Water District**

WHEREAS the Town Board had previously authorized the improvements required for Morrisonville Consolidated Water District Master Meter Vaults; and

WHEREAS resolution 011-165 authorized Advertisement for bids to be opened on June 2, 2011 and bids for the Morrisonville Consolidated Water District Contract No.2, for Customer Water Meters were received and opened on June 2, 2011; and

WHEREAS Consulting Engineers, Laberge Engineering & Consulting Group Ltd., have submitted a report relative to their analysis of the bid; now therefore be it

RESOLVED, that the recommendation of said Engineers be hereby accepted, approved and adopted; and be it further

RESOLVED, that Contract No. 2, Customer Water Meters be awarded to East National Water, LLC 81 Beach Street Palmer, Massachusetts 01069 in the amount of \$208,802.00 and a copy of this Resolution be given to the Water Wastewater Department and Budget Officer.

Motion: Martin D. Mannix

Seconded by: Paul D. Lamoy

Discussion:

Roll Call:

<u>Yes</u>	<u>No</u>	<u>Carried</u>
		Yes

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

Resolution No. 011-203

Abstract 6B

RESOLVED, that the abstract of audited claims **No.6B-11(228-243)** for \$309,372.44 and **Abstract 6B-11 (1184-1331)** prepays for the amount \$579,739.11 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>	<u>Carried</u> Yes
Thomas E. Wood		Absent	
Martin D. Mannix	x		
Paul D. Lamoy	x		
Gerard A. Renadette	x		
Bernard C. Bassett	x		

Resolution No. 011-204

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 May 2011.

Motion: Martin D. Mannix

Seconded by: Gerard A. Renadette

Discussion:

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

Resolution No.011-205

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 May, 2011.

Motion: Paul D. Lamoy

Seconded by: Gerard A. Renadette

Discussion: Supervisor Bassett noted that the Town is busy with the opening of UNO and groundbreaking for Texas Roadhouse. There were 40 building permits issued in the month of May.

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

Resolution No. 011-206

Highway Superintendent’s Monthly Report

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

Motion: Paul D. Lamoy

Seconded by: Martin D. Mannix

Discussion:

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

Resolution No.011-207

Historian’s Monthly Report

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

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

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

Resolution No.011-208

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 June, 2011.

Motion: Martin D. Mannix

Seconded by: Gerard A. Renadette

Discussion:

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

Resolution No.011-209

SUPERVISOR'S MONTHLY FINANCIAL REPORT

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

Motion: Paul D. Lamoy

Seconded by: Martin D. Mannix

Discussion:

RESOLVED, that the Supervisor, after review and recommendation of the Water Director and Town Attorney, be and he is hereby authorized to sign the Outside User Agreement with aforesaid individuals authorizing them to become outside users of the Greater Plattsburgh Water District providing all appropriate fees as set forth in the Agreements and related permits; and it is further

RESOLVED, that a copy of this Agreement be given to the Budget Officer, Water Department and the Town Clerk's Office.

Motion: Gerard A. Renadette

Seconded by: Martin D. Mannix

Discussion:

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

Resolution No. 11-214

Water & Wastewater Utilities Dept. Outside User Agreement for Behavioral Health Services North

WHEREAS, the Town of Plattsburgh Department of Water and Wastewater has received a request from Behavioral Health Services North, 2155 State Route 22B, Plattsburgh, NY 12901 to become an outside user of the Greater Plattsburgh Sewer District; and

WHEREAS, Behavioral Health Services North will be responsible for all installation and all operation and maintenance of their lateral; therefore be it

RESOLVED, that the Supervisor, after review and recommendation of the Water Director and Town Attorney, be and he is hereby authorized to sign the Outside User Agreement with aforesaid individuals authorizing them to become outside users of the Greater Plattsburgh Sewer District providing all appropriate fees as set forth in the Agreements and related permits; and it is further

RESOLVED, that a copy of this Agreement be given to the Budget Officer, Water Department and the Town Clerk's Office.

Motion: Martin D. Mannix

Seconded by: Gerard A. Renadette

Discussion:

Resolution No. 011-216

**AGREEMENT BETWEEN THE TOWN OF
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 and a copy be given to the Budget Officer, WWW Director, Dick Comi CMS and Michael Cusack, Esq. .

Motion: Martin D. Mannix

Seconded by: Paul D. Lamoy

Discussion:

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

Resolution No. 011-217

Bid Award for Rubber Tire Excavator

WHEREAS, resolution 011-198 authorized Advertisement for bids to be opened on June 16 for a used wheeled excavator that were received and opened on June 16, 2011; and

WHEREAS, Fred Lavene Highway Superintendent and the Town Clerk have reviewed all bids received; therefore, be it

RESOLVED, the Town Board approve the purchase as recommended and that the Highway Superintendent is hereby authorized to make said purchase; and be it further

RESOLVED, that the purchase of a rubber tire excavator be awarded to the low bidder NorTrax of,60 Trade Road Plattsburgh, New York 12901 in the amount of \$114,877.00 inclusive of the trade allowance, \$20,000.00,for Highway’s 1998 Case 1085C; and, be it further

RESOLVED, that payment be made payable from the 2011 Highway Budget Account # DA5130-2000 and that a copy of this Resolution be given to the Highway Department and Budget Officer.

Motion: Gerard A. Renadette

Seconded by: Martin D. Mannix

Discussion:

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

Resolution No. 011-218

Request for a Transfer of Funds for Highway Purchase

WHEREAS, to enable the Highway Department to better manage and update vehicles and equipment used to maintain roads in the Town of Plattsburgh; and

WHEREAS, bids were opened for the purchase of a used wheeled excavator and Mr. Lavene, Highway Superintendent, has requested to have funds transferred to increase the Highway Budget to purchase said equipment as indicated in the attached letter; therefore be it

RESOLVED, that the Town Board does hereby authorize the Supervisor to transfer \$23,000.00 from account DA-2560 to DA-5130-2000 to provide monies for the purchase of a used wheeled excavator; and be it further

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

Motion: Paul D. Lamoy

Seconded by: Martin D. Mannix

Discussion:

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

Resolution No. 011-219

HOME Request # 23 as Payment
For DHCR Disbursement #27

WHEREAS, all cost related to said project work has been inspected and approved by the designated Grant Manager 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 **\$1,800.00**. as payment for DHCR Disbursement Request #27 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: Martin D. Mannix

Discussion:

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

Resolution No. 011-220

Budget Amendment and Transfers

WHEREAS, it is beneficial to the Town to have its employees and officials attend various meetings to obtain new and current information and to make connections with other agencies; and

WHEREAS, certain travel budgets have or will be exceeded for fiscal year 2011 in the General Fund; therefore be it

RESOLVED, that the Town Board of the Town of Plattsburgh does hereby authorized the following budget amendments:

Increase appropriation A1010-4410 Town Board Conf.	\$2,000.00
Increase appropriation A7510-4410 Historian Cong.	\$ 500.00
Decrease appropriation A1990-4000 Contingency	\$2,500.00;

and it is further

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

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

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

Resolution No. 011-221

1073 State Route 3 Unsafe Conditions

WHEREAS, the Town Board has received a report from Allen Reece, 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. Reece has requested that the Town Board take action to serve notice under Local Law #1 of the year 1983, regarding unsafe buildings; therefore it be it

RESOLVED, that the Town Board does hereby authorize the Code Enforcement Officer to take the actions necessary to order its repair, if the same can be safely repaired, or its demolition and removal, and further order that a Notice to Demolish Building be served upon the owner in the manner provided herein; and, it is further

RESOLVED, that by order of this Resolution, the junk and debris shall be picked up and hauled away with the cost thereof to be assessed against the land on which such building is located and shall be levied and collected in the same manner as provided in Article Fifteen of the Town Law for the levy and collection of a special ad valorem levy; and it is further

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

RESOLVED, that the Town Clerk schedule a Public Hearing not less than 5 business days from date of service of the “ Notice to Demolish Building”; 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: Martin D. Mannix

Discussion: Councilor Renadette recommends, for security purposes, that the owner of the building board up the windows and doors.

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

Resolution No. 011-222

Dog Control Officer’s Monthly Report

RESOLVED, to receive and place on file a report from David Duquette, Dog Control Officer for the month of June 2011.

Motion: Paul D. Lamoy

Seconded by: Gerard A. Renadette

Discussion:

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

Resolution No. 011-223

Recognition-Fireman of the Year

WHEREAS, the Town of Plattsburgh recognizes that voluntary services to the community is valued and necessary: and

WHEREAS, the Town would like to recognize and commend individual effort that goes beyond the norm and serves the community in a manner worthy of commendation; therefore, be it

RESOLVED, that the Town of Plattsburgh Town Board recognize and commend Charles (Chuck) Kostyk for his efforts and recent recognition as Clinton County Fireman of The Year; and, be it further

RESOLVED, that the Supervisor write a letter of recognition to Mr. Kostyk acknowledging his achievement and the Town’s appreciation.

Motion: Bernard C. Bassett

Seconded by: All Councilors

Discussion:

Roll Call:

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

Resolution No. 011-224

Proclamation Of Recognition For MSFVAS

WHEREAS, the Town of Plattsburgh acknowledges the importance of community service and the willingness of volunteers who help those in need of emergency services and medical care as a sign of a healthy and safe community; and

WHEREAS the Mountain Lakes Regional EMS Council has selected the Morrisonville Schuyler Falls Volunteer Ambulance Service, MSFVAS, of 21 Banker Road, Morrisonville, NY 12962 as the 2010 EMS Agency of the Year; and

WHEREAS, the MSFVAS achieved the commendable feat of answering 99.6% of 1,046 calls missing only four calls and has been placed in nomination for a New York State EMS Award by Mountain Lakes; now, therefore be it

RESOLVED, that the Town Board, of the Town of Plattsburgh, declares that the Morrisonville Schuyler Falls Volunteer Ambulance Service be recognized and commended for its achievement and years of service to the Town of Plattsburgh; and, be it further

RESOLVED, that the Supervisor write a letter of recognition to the Morrisonville Schuyler Falls Volunteer Ambulance Service acknowledging them for their achievement and the Town's appreciation for their service to the community.

Motion: Bernard C. Bassett

Seconded by: All Councilors

Discussion:

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

Resolution No. 011-225

Recognition-President's Award to Peter Peryea

WHEREAS, the Town of Plattsburgh recognizes that voluntary services to the community is valued and necessary; and

WHEREAS, the Town Board would like to recognize and commend individual effort that goes beyond the norm and serves the community in a manner worthy of commendation; therefore, be it

RESOLVED, that the Town of Plattsburgh Town Board recognize and commend Peter Peryea, a resident of the Town of Plattsburgh, for his efforts and recent recognition as recipient of the Clinton County Fireman Association's President's Award; and, be it further

RESOLVED, that the Supervisor write a letter of recognition to Mr. Peryea acknowledging his achievement and the Town's appreciation for his service to the community.

Motion: Bernard C. Bassett

Seconded by: All Councilors

Discussion:

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

ADJOURNMENT

RESOLVED, that this Town Board meeting be adjourned at 7:40 PM.

Motion by: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

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

Respectfully Submitted,

Rickey J. Collins, Town Clerk