

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
October 7, 2021**

The meeting was called to order at 6:00 p.m. by the presiding officer at the Town Hall on the Banker Road. Pledge

| MEMBERS: | <u>PRESENT</u> | <u>ABSENT</u> |
|--|-----------------------|----------------------|
| Michael S. Cashman, Supervisor | x | |
| Thomas E. Wood, Councilor | x | |
| Meg E. Bobbin, Councilor | x | |
| Barbara E. Hebert, Councilor | x | |
| Charles A. Kostyk, Councilor | x | |
| Darlene Mooney, Deputy Town Clerk | x | |
| James J. Coffey, Town Attorney | x | |

Resolution No.021-166

Approve Minutes of the Previous Meeting

RESOLVED, that the minutes of August 26 and September 2, 2021 be approved and the reading of the minutes be dispensed with.

Motion: Charles A. Kostyk

Seconded by: Barbara E. Hebert

Discussion: none

| Roll Call: | <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|---------------------------|-------------------|------------------|----------------------|-----------------------|----------------------|
| | | | | x | |
| Thomas E. Wood | x | | | | |
| Meg E. Bobbin | x | | | | |
| Barbara E. Hebert | x | | | | |
| Charles A. Kostyk | x | | | | |
| Michael S. Cashman | x | | | | |

Public Comment- none

Karyn Kall
10/12/21

**TOWN OF PLATTSBURGH
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October 7, 2021**

Resolution No. 021-167

Abstract 10A- 21

RESOLVED, that the abstract of audited claims **No.10A-21** for \$189,652.38, **Abstract 10A-21A** prepays for the amount \$166,377.88 be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

Motion: Barbara E. Hebert

Seconded by: Meg E. Bobbin

Discussion: none

Roll Call:

| <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|------------|-----------|---------------|----------------|---------------|
| | | | x | |

| | |
|--------------------|---|
| Thomas E. Wood | x |
| Meg E. Bobbin | x |
| Barbara E. Hebert | x |
| Charles A. Kostyk | x |
| Michael S. Cashman | x |

Kateorykull
10/12/21

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
October 7, 2021**

Resolution NO. 21-168

3% Site Plan Return Deposit Site Plan 2019

WHEREAS, the Town of Plattsburgh Planning Board has reviewed and approved all requirements of the Della Kia Site Plan 2019; and

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

RESOLVED, that the Supervisor is hereby authorized and directed to release the deposit in the amount of \$7,459.08 plus accrued interest to date; and it is further

RESOLVED, that a certified copy of this Resolution be forwarded, by the Planning and Community Development Department Secretary, with the return of deposit to Famiglia Della LLC

Motion: Charles A. Kostyk

Seconded by: Meg E. Bobbin

Discussion:

| Roll Call: | <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|-------------------|-------------------|------------------|----------------------|-----------------------|----------------------|
| | | | | x | |

| | |
|---------------------------|----------|
| Thomas E. Wood | x |
| Meg E. Bobbin | x |
| Barbara E. Hebert | x |
| Charles A. Kostyk | x |
| Michael S. Cashman | x |

Kathy Kane
10/12/21

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
October 7, 2021**

Resolution No. 021-169

**Appointment of Stephen Waldron as a
Maintenance Worker in the Building and
Grounds Department**

WHEREAS, a vacancy exists in the position of Maintenance Worker in the Building and Grounds Department that was duly posted; and

WHEREAS, interviews for the aforementioned position were held by the members of the Town Board and Superintendent of the Building and Grounds; and

WHEREAS, upon completion of interviews the committee's recommendation is that the Town Board consider Stephen Waldron for the existing vacant Building and Grounds position; and

WHEREAS, all employment verification and eligibility has been satisfied; now, therefore be it

RESOLVED, that the Town Board does hereby authorize the hiring of Stephen Waldron to the position of Maintenance Worker as of October 10, 2021 with the pay rate as per contract of \$24.85; and, it is further

RESOLVED, that this appointment become effective following final Civil Service approval and that the Supervisor is hereby authorized to sign all necessary documents for the full time appointment of Stephen Waldron to the position of maintenance worker in Building and Grounds Department with a probation period not to exceed 12 weeks; and, it is further

RESOLVED, that a certified copy of this Resolution be given to the Finance Manager, Superintendent of Building, Grounds, and one be forwarded to the Clinton County Department of Personnel for filing.

Motion: Thomas E. Wood

Seconded by: Meg E. Bobbin

Discussion: Yes

Roll Call:

| | <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|--------------------|------------|-----------|---------------|----------------|---------------|
| | | | | x | |
| Thomas E. Wood | x | | | | |
| Meg E. Bobbin | x | | | | |
| Barbara E. Hebert | x | | | | |
| Charles A. Kostyk | x | | | | |
| Michael S. Cashman | x | | | | |

Katey Keefe
10/12/21

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
October 7, 2021**

Resolution No. 021-170

**Professional Services Contract Addendum
Cliff Haven Sewer Capital Improvement**

WHEREAS, the Town of Plattsburgh continues to implement the Water and Wastewater Capital Plan approved by Resolution 17-037 and Professional Services Agreement by Resolution 17-105; and

WHEREAS, the Town is preparing to implement next round of projects under the Water and Wastewater Capital Improvement plan which has identified several sewer pump stations and sewer main lining improvements for the sewer system in the Cliff Haven and Bluff Point area; and

RESOLVED, the Town Board does hereby authorize the Supervisor to execute an addendum to the Professional Services Agreement; and,

RESOLVED, that the Supervisor is hereby authorized to sign the professional services contract addendum with Laberge Group not to exceed \$482,000.00; and, it is further

RESOLVED, that a copy of this Resolution be given to the Finance Manager and Water and Wastewater Director.

Motion: Charles A. Kostyk

Seconded by: Meg E. Bobbin

Discussion: none

Roll Call:

| | <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|---------------------------|-------------------|------------------|----------------------|-----------------------|----------------------|
| | | | | x | |
| Thomas E. Wood | x | | | | |
| Meg E. Bobbin | x | | | | |
| Barbara E. Hebert | x | | | | |
| Charles A. Kostyk | x | | | | |
| Michael S. Cashman | x | | | | |

Kate Kernell
10/12/21

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
October 7, 2021**

Resolution No. 021-171

**NYWIIA Grant Application for Cliff Haven
Sewer Improvements**

WHEREAS, the Town of Plattsburgh continues to implement the Water and Wastewater Capital Plan approved by Resolution 17-037 and Professional Services Agreement by Resolution 17-105; and

WHEREAS, the Town Board after due consideration has determined that it is desirable and in the public interest to submit an application to the New York Water Infrastructure Improvement Act (NYWIIA) grant program for funding assistance with the Cliff Haven Sewer Improvements Project; and

RESOLVED, by the Town Board that the Town shall hereby apply to the NYWIIA grant program; and

RESOLVED, that the Supervisor is hereby authorized to make and sign the NYWIIA grant application and professional services contract addendum with Laberge Group not to exceed \$5,000.00; and, it is further

RESOLVED, that a copy of this Resolution be given to the Finance Manager and Water and Wastewater Director.

Motion: Meg E. Bobbin

Seconded by: Charles A. Kostyk

Discussion: none

Roll Call:

| | <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|---------------------------|-------------------|------------------|----------------------|-----------------------|----------------------|
| | | | | x | |
| Thomas E. Wood | x | | | | |
| Meg E. Bobbin | x | | | | |
| Barbara E. Hebert | x | | | | |
| Charles A. Kostyk | x | | | | |
| Michael S. Cashman | x | | | | |

Katey Hall
10/12/21

**TOWN OF PLATTSBURGH
TOWN MONTHLY MEETING
October 7, 2021**

Resolution No. 21-172

**Setting A Public Hearing To Review Proposed
Amendments to Rail Crossing at Battlefields
Memorial Gateway**

WHEREAS, The Town of Plattsburgh, in cooperation with The American Legion, has developed concept plans, schematic designs, and plans to develop the Battlefields Memorial Gateway, a public waterfront memorial and recreation area, located at the former Plattsburgh Airforce Base fueling docks; and

WHEREAS, a component of the plan includes relocation and improvement of the existing at-grade crossing #249109H over the Delaware-Hudson Railroad; and

WHEREAS, the Town Board finds these improvements to be necessary for the safe access to, and enjoyment of the Town-owned waterfront property by the public;

WHEREAS, the Town has recently submitted grant applications to fund this project to the State of New York and the Federal Government; and

WHEREAS, New York Railroad Law Sections 90, 91 & 97, requires that the Town hold a public hearing on the proposed amendments; and

WHEREAS, representatives of the Delaware-Hudson Railroad and Amtrak shall be invited to participate in the public hearing; now, therefore be it

RESOLVED that the Town Board shall hold a public hearing in relation to the proposed amendment/relocation to rail crossing #249109H, over the Delaware-Hudson Railroad, at the Town Hall, located at 151 Banker Road, Plattsburgh, New York 12901 on **October 28, 2021 at 6:05 o'clock P.M.**, [Eastern Daylight Savings Time]; and, be it further

RESOLVED, that notice of said Public Hearing shall be posted in the Press Republican Newspaper, and on the Town's Website.

Motion: Barbara E. Hebert

Seconded by: Thomas E. Wood

Discussion: none

Roll Call:

Yes No Absent Carried Tabled
x

| | |
|--------------------|---|
| Thomas E. Wood | x |
| Meg E. Bobbin | x |
| Barbara E. Hebert | x |
| Charles A. Kostyk | x |
| Michael S. Cashman | x |

249109H
10/12/21

**TOWN OF PLATTSBURGH
TOWN BOARD MONTHLY MEETING
October 7 2021**

Resolution No. 21-173

2021 September Budget Amendment

WHEREAS, the Town may need to amend the 2021 budget to reflect changes in revenues and expenditures during the year; therefore be it

WHEREAS, the budget amendments will be offset from existing fund balance or additional revenues; therefore be it

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

and be it further

RESOLVED, that a copy of this Resolution be given to Finance Manager.

Motion: Charles A. Kostyk

Seconded by: Barbara E. Hebert

Discussion: none

Roll Call:

| | <u>Yes</u> | <u>No</u> | <u>Absent</u> | <u>Carried</u> | <u>Tabled</u> |
|---------------------------|------------|-----------|---------------|----------------|---------------|
| | | | | x | |
| Thomas E. Wood | x | | | | |
| Meg E. Bobbin | x | | | | |
| Barbara E. Hebert | x | | | | |
| Charles A. Kostyk | x | | | | |
| Michael S. Cashman | x | | | | |

Kathy Kallu
10/12/21

**TOWN OF PLATTSBURGH
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RESOLVED, that this Town Board meeting be adjourned at 6:11 PM.

Motion by: Charles A. Kostyk

Seconded by: Barbara E. Hebert

Discussion: none

| Roll Call: | <u>Yes</u> | <u>No</u> | <u>Carried</u> |
|---------------------------|-------------------|------------------|-----------------------|
| | | | x |
| Thomas E. Wood | x | | |
| Meg E. Bobbin | x | | |
| Barbara E. Hebert | x | | |
| Charles A. Kostyk | x | | |
| Michael S. Cashman | x | | |

Kostyk
10/12/21



General Contractors

September 21, 2021

AES Northeast
10-12 City Hall Place
Plattsburgh, NY 12901

Attn.: Kevin Farrington

Re.: Rugar Street and Ampersand Drive
Improvements and Sidewalk Extention

Dear Mr.Farrington:

Please find prices requested for additional paving and sidewalks on the above project.

Paving approximately 1,470 SY from Station R2+71 to Station R7+00, including milling 1.5", tack coat, paving 1.5" of top course, additional pavement markings, and issuing a credit of \$3,600.00 for storm trench top course, (approximately 22 tons), and additional flagging. Luck Bros., Inc.'s price to complete this work is \$20,385.00.

Installing approximately 680 LF of 5' wide sidewalk from Brodi's flea market to Hammond Lane, including excavation, embankment, subbase, concrete with steel mesh, detectable warning plates, pavement restoration in driveways, topsoil and seed, and additional flagging. Luck Bros., Inc.'s price to complete this work is \$49,130.00.00.

Please feel free to contact me with any questions regarding this matter.

Sincerely,

Jamie Hemingway
Vice President

| | |
|---|---|
| Date of Issuance: 10/15/2021 | Effective Date: 10/15/2021 |
| Owner: Town of Plattsburgh | Owner's Contract No.: |
| Contractor: Luck Brothers | Contractor's Project No.: |
| Engineer: AES Northeast | Engineer's Project No.: 4738 |
| Project: Rugar Street and Ampersand Drive Intersection Improvements and Sidewalk Extension | Contract Name: General Construction (GC) |

The Contract is modified as follows upon execution of this Change Order:


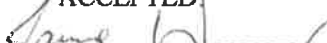
- 1.) Furnish and install approximately 680 LF of 5' wide sidewalk along Rugar Street from Brodi's flea market to Hammond Lane, including excavation, embankment, minor adjustments to drainage, subbase, concrete with steel mesh, detectable warning plates, pavement restoration in driveways, topsoil and seed, and additional flagging/maintenance & protection of traffic. Luck Bros, Inc.'s price to complete this work is \$49,130.00
- 2.) Extend the milling and paving limits from STA 2+71 to STA. 7+00 for full width of Rugar Street totaling approximately an additional 1,470 SY. Work includes milling to an average depth of 1.5", tack coat, paving 1.5" of top course, additional pavement markings and additional flagging / maintenance & protection of traffic. The price to complete the work includes a credit of \$3,600.00 for the omission of top course in storm trench in the base contract (approx. 22 tons). Luck Bros., Inc.'s price to complete this work is \$20,385.00

Attachments:

Luck Bros, Inc. Scope of Work Agreed Upon Pricing (1 page)

Aerial Photo of Work Location (1 Image)

| CHANGE IN CONTRACT PRICE | CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i> |
|--|---|
| Original Contract Price: \$ 765,840.00 | Original Contract Times: Substantial Completion: <u>120 Days (Dec. 21, 2021)</u> Ready for Final Payment: <u>130 Days (Jan. 10, 2022)</u> days or dates |
| No change from previously approved Change Orders No. <u>0</u> to No. <u>0</u> : \$ 0 | No change from previously approved Change Orders No. <u>0</u> to No. <u>0</u> : Substantial Completion: <u>NA</u> Ready for Final Payment: <u>NA</u> days |
| Contract Price prior to this Change Order: \$ 765,840.00 | Contract Times prior to this Change Order: Substantial Completion: <u>120 Days (Dec. 21, 2021)</u> Ready for Final Payment: <u>130 Days (Jan. 10, 2022)</u> days or dates |
| [Increase] of this Change Order: \$ 69,515.00 | No change of this Change Order: Substantial Completion: <u>NA</u> Ready for Final Payment: <u>NA</u> days or dates |
| Contract Price incorporating this Change Order: \$ 835,355.00 | Contract Times with all approved Change Orders: Substantial Completion: <u>120 Days (Dec. 21, 2021)</u> Ready for Final Payment: <u>130 Days (Jan. 10, 2022)</u> days or dates |

| RECOMMENDED: | | ACCEPTED: | | ACCEPTED: | |
|--------------|---|-----------|--|-----------|-----------------------------------|
| By: |  | By: |  | By: | |
| | Engineer | | Owner (Authorized Signature) | | Contractor (Authorized Signature) |
| Title: | Project Manager | Title | Jamie Hemingway | Title | |
| Date: | 10/15/2021 | Date | 10/19/21 | Date | |