

**SPECIAL MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

April 28, 2016

5:00 P.M.

MINUTES

Present: Mayor James Calnon, Councilors Rachelle Armstrong (W1), Dale Dowdle (W3), Paul O’Connell (W4), Becky Kasper (W5)

Absent: Councilors Mike Kelly (W2) and Joshua Kretser (W6)

Mayor Calnon said before we begin I want to be sure everyone understands there are really 2 separate things that happen with outside dining. If a parking space is one of them that’s what we deal with tonight. The City Council would be considering whether to approve a license to use a parking lot. That is separate and should precede the issuance of a permit as we adopted in our Local Law in the last couple of meetings. So this is about saying whether or not we’re willing to allow specific parking spaces to be used. It does not then mean if that’s approved tonight that business owners can occupy the space with barriers and tables and things until they actually have a permit through the process by which we’ve put on our Local Law. SO it’s a 2 step thing. And what we’re really talking about tonight is dealing with the spaces themselves. The resolution that really revised our outdoor seating last year contained a limit of 15 spaces. We had requests that looked there might be as many as 18 or 19 at which point then the Council has to take an action. So that’s what tonight is about the parking spaces themselves the permitting is still going on through the Building Inspector’s office. So the issue tonight is really about Parking Spaces.

1. PERSONS ADDRESSING COUNCIL:

Sam Pirofsky from Ashley’s Home Store spoke about the 2 spots in front of his store. He feels that you are almost setting a precedent that anyone who owns a restaurant can have parking spots until we run out of parking spots. I am mainly concerned about two in front of my business because the rear of my store has stairs so if have a customer who is handicapped or has some sort of limited mobility issues I need those spots to get my customers in and out of my store. Margaret Street is very narrow at that point. I measured 18 feet from where the concrete barriers would be and Del’s. The Bistro has ample sidewalk for outdoor dining it wasn’t a problem last year. There are 8 spots in between the crosswalk and the other crosswalk in front of the Sushi place. If we take 4 spots then we eliminate half of the parking on that side of the street. And I think that is an awful lot of spaces to lose for business. I don’t want to lose parking spots and I don’t want my customers to go other places because they couldn’t get in.

Robert Jean spoke about using more parking spaces than spots allotted. If their given 3 spaces they don’t use 3 and a half needs to be clearly marked and don’t infringe on other spots.

2. OTHER ITEMS:

A. RESOLVED: In accordance with the request therefore the Common Council approves Aleka’s Restaurant LLC located at 103 Margaret Street to use **two** parking spaces in front of their establishment for outdoor dining, seating subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor Dowdle; Seconded by Councilor Armstrong
Discussion: Yes [Discussion on all items on agenda]
Roll call: Councilors Armstrong, Dowdle, O’Connell, Kasper,
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves The Pepper located at 13 City Hall Place to use **three** parking spaces in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The City is asked to permit the licensee to use concrete barricades. The requested dates are from May 1, 2016 – September 30, 2016.

By Councilor O’Connell; Seconded by Councilor Dowdle
Discussion:

Motion to amend to “use two parking spaces”

RESOLVED: In accordance with the request therefore the Common Council approves The Pepper located at 13 City Hall Place to use **two** parking spaces in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The City is asked to permit the licensee to use concrete barricades. The requested dates are from May 1, 2016 – September 30, 2016.

By Councilor Kasper; Seconded by Councilor Dowdle
Roll call: Councilors Armstrong, Dowdle, O’Connell, Kasper
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action:

C. RESOLVED: In accordance with the request therefore the Common Council approves Olive Ridley's located at 37 Court Street to use **two** parking spaces in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor Armstrong; Seconded by Councilor O'Connell
Discussion: None
Roll call: Councilors Armstrong, Dowdle, O'Connell, Kasper
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves the Champlain Wine Company located at 30 City Hall Place to use **one** parking space in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor Armstrong; Seconded by Councilor O'Connell
Discussion: None
Roll call: Councilors Armstrong, Dowdle, O'Connell, Kasper
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

E. RESOLVED: In accordance with the request therefore the Common Council approves Irises Café & Wine Bar located at 20-22 City Hall Place to use **four** parking spaces in front of 16-24 City Hall Place (Irises Café Wine Bar and DeLish by Irises) for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor O’Connell; Seconded by Councilor Dowdle
Discussion: None
Roll call: Councilors Armstrong, Dowdle, O’Connell, Kasper
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

F. RESOLVED: In accordance with the request therefore the Common Council approves Hobie’s Sports Den located at 68 Margaret Street to use **two** parking spaces in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The owners will contact Concrete Supply or similar and are prepared to purchase concrete barriers. The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor Armstrong; Seconded by Councilor Kasper
Discussion: None

Roll call: Councilors Armstrong, Dowdle, O’Connell, Kasper
(Councilor Armstrong and Dowdle voted in the affirmative. Councilors O’Connell and Kasper voted in the negative)
ACTION TAKEN: Defeated
Follow up Action: None

G. RESOLVED: In accordance with the request therefore the Common Council approves Peabody’s located at 7 Clinton Street to use **two** parking spaces in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The owners will contact Concrete Supply or similar and are prepared to purchase concrete barriers. The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor O’Connell; Seconded by Councilor Kasper
Discussion: Yes
Roll call: Councilors Armstrong, Dowdle, O’Connell, Kasper
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

H. RESOLVED: In accordance with the request therefore the Common Council approves Blue Collar Bistro 82 Margaret Street to use **two** parking spaces in front of their establishment for outdoor dining seating, subject to appropriate licensing by NYS Liquor authority, and subject to City permits issued by Building Inspector. All permits must be received prior to barrier placement.

The owners will contact Concrete Supply or similar and are prepared to purchase concrete barriers. The City is asked to permit the licensee to use concrete barricades with the City installing and removing at the beginning and end of the season. The City will be reimbursed for these services and the cost shall be determined by the Department of Public Works. The requested dates are from May 1, 2016– September 30, 2016.

By Councilor O’Connell; Seconded by Councilor Kasper

Discussion: Yes

Roll call: Councilors Armstrong, Dowdle, O’Connell, Kasper

(All voted in the negative)

ACTION TAKEN: Defeated

Follow up Action: None

Motion to Adjourn by Councilor O’Connell; Seconded by Councilor Kasper

Roll call Councilors Armstrong, Dowdle, O’Connell, Kasper

(All voted in the affirmative)

MEETING ADJOURNED: 5:32pm