

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

July 30, 2020
5:00 P.M.

AGENDA

Pledge of Allegiance

(RC)

Present: Mayor Colin Read, Councilors Ira Barbell (W1), Mike Kelly (W2), Elizabeth Gibbs (W3), Steve Brodi (W4), Patrick McFarlin (W5), Jeff Moore (W6)

Absent:

MAYOR'S COMMENTS:

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: That the Minutes of the Regular Meeting of the Common Council held on July 22, 2020 are approved and placed on file among the public records of the City Clerk's Office

By Councilor _____; Seconded by Councilor _____
(All in Favor/opposed)

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending July 29, 2020 in the amount of \$_____ are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor _____; Seconded by Councilor _____
(All in Favor/opposed)

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for July 14 - 27, 2020
- Minutes from the Public Safety Committee meeting held on July 22, 2020
- Reports from the Police Department dated July 27, 2020

COUNCILOR/DEPARTMENT CHAIR COMMITTEE REPORTS:

Governance, Strategy, and City Operations- Chair Councilor Barbell

City Infrastructure – Chair Councilor Moore

Finance and Budget – Chair Councilor Kelly

Public Safety – Chair Councilor Gibbs

Plattsburgh Public Library – Chair Councilor McFarlin

MLD - MLD Board President Councilor McFarlin

RESOLVED: That the reports as listed are hereby ordered received and any written reports are placed on file among the public records of the City Clerk’s Office.

By Councilor _____; Seconded by Councilor _____
(All in Favor/opposed)

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills Audited by the Common Council for the week ending July 31, 2020 in the amount of \$ _____ are authorized and allowed and the Mayor and City Clerk are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor _____; Seconded by Councilor _____
(All in Favor/opposed)

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY:

7. OTHER ITEMS:

Motion to remove item 7A from the Table

By Councilor _____; Seconded by Councilor _____

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

A. RESOLVED: In accordance with the request therefore the Common Council approves rejecting all bids received for “City of Plattsburgh – DRI: Downtown Grant Program Proposed Farmers Market.

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

B. RESOLVED: In accordance with the request therefore the Common Council approves PMLD Bid #2020-6-1 “ARC-Rated Flame Resistant Clothing Rental Program be awarded to UniFirst Corporation, Keeseville, NY in the amount of \$ 18,351.84 for each year of a three year contract.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

C. RESOLVED: In accordance with the request therefore the Common Council approves MLD to advertise for bids for PMLD Bid #2020-8-1 “Brush Chipper”. Bid opening date is September 29, 2020 at 11 am in the Common Council Chambers.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

D. RESOLVED: In accordance with the request therefore the Common Council approves MLD to write-off the following unpaid final bills from:

1. April 2019 in the total amount of \$7,476.52. The percentage of write-offs for this period is .36%. The recovered amount for this period is \$ 855.05.
2. May 2019 in the total amount of \$5,753.72. The percentage of write-offs for this period is .41%. The recovered amount for this period is \$560.56.
3. June 2019 in the total amount of \$4,683.62. The percentage of write-offs for this period is .38%. The recovered amount for this period is \$1,887.55.
4. July 2019 in the total amount of \$3,481.12. The percentage of write-offs for this period is .29%. The recovered amount for this period is \$564.65.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

E. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to transfer \$100,000.00 from the General Fund Contingency to Fire Department Fees for Services for the settlement of a claim against the City for negligent EMT services. The budget transfer will not increase the General Fund budget in 2020.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

F. RESOLVED: In accordance with the request therefore the Common Council approves that the Mayor be authorized to sign a lease agreement with “Plattsburgh Comic-Con” to hold an event known as “2020 Plattsburgh Comic Con” in the Crete Civic Center Arena from Friday, November 6, 2020 through Sunday, November 8, 2020. The lease requires Plattsburgh Comic-Con to pay the City of Plattsburgh the amount of \$3,765 for rent and City services. Further, the Council finds that this space is not needed for a public purpose during the proposed lease agreement term of three days and that this lease will be subject to presentation of sufficient proof of insurance, providing any additional licenses or permits if required and subject to then-current local, state or federal COVID-19 restrictions.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

G. WHEREAS, the City of Plattsburgh owns a +/- 224 acre parcel, which is identified as tax map parcel 220.-4-32 on the 2019 assessment roll ("Subject Parcel"); and

WHEREAS, the Subject Parcel is accessed via Reeve's Lane and is bounded to the south by the Saranac River, to the east by private property and SUNY Plattsburgh, to the North by Rugar Street, and to the West by I-87; and

WHEREAS, the Subject Parcel is adjoining the City's territorial boundaries and is located in the Town of Plattsburgh (“Town”), primarily in an Industrial Zone, with the northern portion of the Subject Parcel located in a Service-Commercial Zone; and

WHEREAS, other than underground utilities and Reeves Lane, the only significant improvement on the Subject Parcel is the City-owned Compost Facility, as the remainder of the parcel is uninhabited and unimproved; and

WHEREAS, while it is located in the Town, the City has long recognized the enhanced value of this adjoining property if it were to be annexed into the City and further recognizes that any annexation effort ultimately requires a determination of overall public interest pursuant to the GML; and

WHEREAS, the City intends to pursue the annexation of the Subject Parcel, including any parcel encompassed therein, as furtherance of the overall public interest; and

WHEREAS, the City requested that the Town consent to the City's request to annex this uninhabited City owned parcel pursuant to Section 706 of Article 17 of the General Municipal Law; and

WHEREAS, the Town denied the City's request made pursuant to Section 706 of Article 17 of the General Municipal Law;

WHEREAS, the Common Council determined that the Action is a Type I Action pursuant to the State Environmental Quality Review Act (SEQRA) and identified the potential Involved Agencies under SEQRA, which included the Town; and

WHEREAS, the Town objected to the City's intention to serve as SEQRA Lead Agency; and

WHEREAS, the City was duly designated as SEQRA Lead Agency by Determination of the Commissioner of the Department of Environmental Conservation pursuant to Section 617.6 of the SEQRA Regulations set forth at Title 6 of the New York Compilation of Codes, Rules and Regulations; and

WHEREAS, although the Action under SEQRA is solely the annexation of the Subject Parcel by the City, the Common Council determined to review the potential environmental impacts of a purely hypothetical development scenario that could possibly be achieved on the Subject Parcel following annexation; and

WHEREAS, the Common Council engaged consultants to prepare a Preliminary Master Plan-Land Use Map ("Preliminary Plan") and to conduct several related studies and investigations to enable the Council to review potential impacts of such a reasonable development scenario for the Subject Parcel following annexation; and

WHEREAS, on or about May 28, 2020, upon the Common Council's review of the SEQRA documents, which included among other items a SEQRA FEAF Part 1, Part 2 and Part 3, narratives and consultant reports, adopted a SEQRA Negative Declaration for the proposed annexation, and then filed and provided requisite notice in accordance with SEQRA requirements; and

WHEREAS, the Town Assessor, Brian Dowling, has certified that the City is the majority owner of the area sought to be annexed.

NOW THEREFORE, it is hereby RESOLVED, that the Common Council authorizes the Mayor to sign and have served on the Town a Petition for Annexation for the Subject Parcel pursuant to Article 17 of the General Municipal Law, in a form approved by the Corporation Counsel;

AND IT IS FURTHER RESOLVED, that the Common Council authorizes the Corporation Counsel and City Planner to coordinate with the Town for the purposes of scheduling and publication for the public hearing required by Article 17 of the General Municipal Law.

By Councilor _____; Seconded by Councilor _____

Discussion:

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

ACTION TAKEN: Adopted _____ Defeated _____ Withdrawn _____ Tabled _____

Follow up Action:

8. TRAVEL REQUEST: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION: None

10. NEW BUSINESS AND COUNCILOR REPORTS:

11. CLOSING PUBLIC COMMENTS ON ANY TOPIC:

Motion to Adjourn by Councilor _____; Seconded by Councilor _____

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

MEETING ADJOURNED: _____