

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

November 17, 2016

**5:30 P.M.**

**MINUTES**

**Present:** Mayor James Calnon, Councilors Mike Kelly (W2), Dale Dowdle (W3), Paul O’Connell (W4), Becky Kasper (W5), Joshua Kretser (W6)

**Absent:** Councilor **Rachelle Armstrong (W1)**

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**1. MINUTES OF THE PREVIOUS MEETING:**

**RESOLVED:** That the Minutes of the regular meeting of the Common Council held on November 3, 2016 are approved and placed on file among the public records of the City Clerk’s Office.

By Councilor Kelly; Seconded by Councilor Dowdle  
Roll call: Councilors Kelly, Dowdle, O’Connell, Kasper, Kretser  
(All voted in the affirmative)

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**2. PAYROLLS OF VARIOUS DEPARTMENTS:**

**RESOLVED:** That the payrolls of the various Departments of the City of Plattsburgh for the weeks ending November 9, 2016 in the amount of \$ 456,453.74 and November 16, 2016 in the amount of \$ 102,180.57 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 Kasper; Seconded by Councilor O’Connell  
Roll call: Councilors Kelly, Dowdle, O’Connell, Kasper, Kretser  
(All voted in the affirmative)

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**3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:**

- Report of Fire and Ambulance Responses for the weeks of October 20 – November 16, 2016
- Report from the Building Inspector’s office November 1 – 11, 2016
- Statement from the City Clerk’s Office of all monies received during the month October 2016 in the total amount of \$8,224.42
- Report from the Parking Violations Bureau for October 2016

**RESOLVED:** That the reports as listed are hereby ordered received and placed on file among

the public records of the City Clerk's Office.

By Councilor Kretser; Seconded by Councilor Kelly

Discussion: Yes

Roll call: Councilors Kelly, Dowdle, O'Connell, Kasper, Kretser

(All voted in the affirmative)

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**4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None**

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**5. AUDIT OF CLAIMS:**

**RESOLVED:** That the bills Audited by the Common Council for the weeks ending November 11, 2016 in the amount of \$ 822,343.71 and November 18, 2016 in the amount of \$ 906,487.71 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 Kasper; Seconded by Councilor Dowdle

Roll call: Councilors Kelly, Dowdle, O'Connell, Kasper, Kretser

(All voted in the affirmative)

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**6. PERSONS ADDRESSING COUNCIL: None**

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**7. OTHER ITEMS:**

**A. RESOLVED:** In accordance with the request therefore the Common Council approves MLD to write-off unpaid final bills from August 1, 2015 to August 31, 2015 in the total amount of \$2,841.36. The percentage of write-offs for this period is .29%.

By Councilor Kelly; Seconded by Councilor Dowdle

Discussion: None

Roll call: Councilors Kelly, Dowdle, O'Connell, Kasper, Kretser

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**B. RESOLVED:** In accordance with the request therefore the Common Council approves the City Chamberlain's Office to amend the General Fund budget for the revenue associated with the filing of 2016 delinquent land and school taxes as well as the appropriation for the expending of these filing fees. General Fund revenue and expenditures will increase equally by \$1,195.00 resulting in no change to the fund balance.

By Councilor Kretser; Seconded by Councilor O'Connell

Discussion: None  
Roll call: Councilors Kelly, Dowdle, O'Connell, Kasper, Kretser  
(All voted in the affirmative)  
**ACTION TAKEN:** Adopted  
Follow up Action: None

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**C. RESOLVED:** In accordance with the request therefore the Common Council approves the City Chamberlain to adjust the Recreation and Rec Complex budget items for 2016 requiring an additional \$69,318 to be appropriated from the unassigned portion of the General Fund, Fund Balance.

By Councilor Kasper; Seconded by Councilor Dowdle  
Discussion: Yes  
Roll call: Councilors Kelly, Dowdle, O'Connell, Kasper, Kretser  
(Councilors Dowdle, O'Connell, Kasper and Kretser voted in the affirmative. Councilor Kelly voted in the negative)  
**ACTION TAKEN:** Adopted  
Follow up Action: None

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**D. RESOLVED:** In accordance with the request therefore the Common Council approves the City Chamberlain to revise capital project H5110.43, South Catherine Street Construction, in order to provide finalized cost for permanent financing and ultimately closing the project.

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

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**E. RESOLVED:** that the Mayor and Chamberlain are authorized to make a catch-up payment to assure that federal overtime rules effective December 1, 2016 are met. The payment will not exceed \$500 total split among three management employees with salaries below the Fair Labor Standards Act overtime minimum.

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

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**F. Motion to waive rule 4 for initial consideration** "Request that the Mayor is authorized to sign a lease agreement granting Verizon permission to place an antenna on top of the City Police Station

roof located at 45 Pine Street. Verizon will pay rent of \$4,200 per year to the City of Plattsburgh. The Council finds that this portion of municipal real property is not needed for a public purpose during the proposed lease term, that the fair market rental value of this defined space is less than \$5,000 per year, that the proposed term is less than 3 years, and that the proposed lessee is the only entity known to be interested in leasing this defined space.

By Councilor Kasper; Seconded by Councilor Kretser  
Discussion: Yes  
Roll call: Councilors Kelly, Dowdle, O’Connell, Kasper, Kretser  
(All voted in the affirmative)  
**ACTION TAKEN:** Adopted

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**8. TRAVEL REQUEST:**

**A. RESOLVED:** In accordance with the request therefore the Common Council approves Assessor Kathy Livingston to attend “Valuation of Manufactured Home Parks” on December 2, 2016 in Corning, NY at a cost not to exceed \$667.

By Councilor Kelly; Seconded by Councilor Dowdle  
Discussion: Yes  
Roll call: Councilors Kelly, Dowdle, O’Connell, Kasper, Kretser  
(All voted in the affirmative)  
**ACTION TAKEN:** Adopted

Follow up Action:

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**9. RESOLUTIONS FOR INITIAL CONSIDERATION:**

- 1. Request that the Mayor is authorized to sign a lease agreement granting Verizon permission to place an antenna on top of the City Police Station roof located at 45 Pine Street. Verizon will pay rent of \$4,200 per year to the City of Plattsburgh. The Council finds that this portion of municipal real property is not needed for a public purpose during the proposed lease term, that the fair market rental value of this defined space is less than \$5,000 per year, that the proposed term is less than 3 years, and that the proposed lessee is the only entity known to be interested in leasing this defined space. **(Move to agenda under “Other Items” Letter F)**

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**10. NEW BUSINESS:**

**Councilor Dowdle** spoke about leaves being raked in to street. He received a call from a constituent who took a nasty tumble and incurred an injury by walking through leaves that were placed in the street by a homeowner and covering a drainage opening. Is it legal, is it a code violation?

**Public Works Superintendent Mike Brodi** discussed Street Sweeper is used to clean up the leaves.

**Councilor Kasper** it is a problem in her Ward too. Is it illegal to do that?

**Corporation Counsel Dean Schneller** said it is illegal to put something in public thoroughfare. It becomes a question of proving it if there is wind issue or some other scenario. But certainly they can make a complaint and pursue it.

**Councilor Dowdle** said pursue the complaint through?

**Corporation Counsel Dean Schneller** said probably City Police Department.

[further discussion on topic by entire body]

**Mayor Calnon** said if you place them in the public right of way you are potentially violating vehicle traffic law and you may be ticketed.

**Mayor Calnon** said historically, the City of Plattsburgh has been a community of diversity. We have always been enriched by that diversity and we continue to acknowledge the benefits flowing from that. I've personally never been prouder of Plattsburgh then with the "Hate is not a Plattsburgh value" campaign that was here a few years ago. We are committed to upholding the values that sustain a flourishing community; Values of inclusion, acceptance and celebration of the many hued fabric of humanity. And I want to encourage and I want all of us to encourage all of our community members to do just the same. Celebrate our diversity not use it as an excuse for horrendous behavior

**Council members concurred.**

**Councilor O'Connell** asked about the stairs that were removed at Fox Hill.

**Recreation Superintendent Steve Peters** gave an update on that park area.

**Councilor Kasper** indicated that next week's Budget Session is on Tuesday, November 22, 2016 and she asked Library, Fire and Public Works Departments to attend.

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**11. CLOSING PUBLIC COMMENTS: None**

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

Roll call Councilors Kelly, Dowdle, O'Connell, Kasper, Kretser

**(All voted in the affirmative)**

**MEETING ADJOURNED: 5:59pm**