

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

June 11, 2020

5:00 P.M.

MINUTES

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: None

MAYOR'S COMMENTS: mentioned Community continues to do incredibly well with COVID 19, proud of Police Department developing a new use of force policy and spoke about Budget.

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: That the Minutes of the Regular Meeting of the Common Council held on June 4, 2020 are approved and placed on file among the public records of the City Clerk's Office

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

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending June 10, 2020 in the amount of \$ 55,294.33 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 Kelly; Seconded by Councilor Barbell
(All in Favor/opposed)

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for May 26 – June 8, 2020
- Minutes from the Governance, Strategy & City Operations Committee meeting held on June 4, 2020
- Reports from the Police Department dated June 8, 2020

COUNCILOR/DEPARTMENT CHAIR COMMITTEE REPORTS:

Governance, Strategy, and City Operations- Chair Councilor Barbell indicated he and Councilor Kelly met regarding the Recreation buildings and areas with hopes for community group to for recreation opportunities.

City Infrastructure – Chair Councilor Moore indicated they met tonight and he will do what he can to help the downtown merchants.

Finance and Budget – Chair Councilor Kelly indicated will meet next week.

Public Safety – Chair Councilor Gibbs indicated nothing to report.

Plattsburgh Public Library – Chair Councilor McFarlin indicated nothing to report.

MLD - MLD Board President Councilor McFarlin indicated nothing to report.

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 Kelly; Seconded by Councilor Gibbs
(All in Favor/opposed)
Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(All voted in the affirmative)

4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills Audited by the Common Council for the week ending June 12, 2020 in the amount of **\$ 1,340,882.02** 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 Moore; Seconded by Councilor Barbell
(All in Favor/opposed)
Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY:

No one addressed the Council in person, in writing or via email to cityinfo@plattsburghcitygov.com

7. OTHER ITEMS:

A. WHEREAS, the COVID-19 Pandemic has had a large impact on the world, the United States of America, and New York State in the first half of 2020;

WHEREAS, to address the spread of COVID-19, Governor Andrew Cuomo has issued several executive orders and implemented the policy known as PAUSE New York which required, *inter alia*, restaurants to close operations;

WHEREAS, Governor Cuomo has lessened the restrictions on restaurant operations and on June 4, 2020 restaurants in certain parts of New York including Plattsburgh, New York are permitted to begin serving customers for in person dining, provided that customers only be permitted to occupy tables located outside;

WHEREAS, Mickey's Restaurant and Lounge ("Mickey's") is a business located in the City of Plattsburgh at 26 Riley Avenue on the northern side of the block located in between Hyde Avenue and Weed Street;

WHEREAS, Mickey's Restaurant owns the parking lot that encompasses the entirety of the southern edge of Riley Avenue between Margaret/Weed Streets and the railroad tracks;

WHEREAS, Riley Avenue is a one-way street running in a westerly direction between Weed Street and Hyde Avenue;

WHEREAS, Mickey's is the only commercial establishment located on the block of Riley Avenue described *supra*, and the only other edifice located on said block is a residence with the address of 3 Weed Street;

WHEREAS, an owner of Mickey's, Julie Lilledahl has asked the Plattsburgh Common Council if Riley Avenue in front of Mickey's can be closed to traffic to allow for additional seating for patrons of Mickey's;

WHEREAS, Ms. Lilledahl has received consent for her request from all residents on the affected portion of Riley Avenue;

WHEREAS, the aforementioned block of Riley Avenue is not a major thoroughfare in the City of Plattsburgh and can be readily bypassed by utilizing Hyde Avenue;

BE IT THEREFORE RESOLVED, that the Plattsburgh Common Council hereby permits Riley Avenue to be closed off to traffic in front of Mickey's Restaurant and Lounge until such time as Mickey's is able to resume normal operations, the day subsequent to Labor Day 2020, or further action by the Common Council to the contrary, whichever is sooner;

BE IT FURTHER RESOLVED, that the Plattsburgh Common Council hereby authorizes the Mayor to enter into a contract with Ms. Lilledahl to effectuate the aforementioned resolution provided that all costs associated with same be borne by Mickey's Restaurant and Lounge and no cost be borne by the City of Plattsburgh.

Motion to waive reading and move Resolution

By Councilor McFarlin; Seconded by Councilor Barbell
(All voted in favor of waiving reading and move Resolution)

Discussion: Yes

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(Councilors Barbell, Kelly, Gibbs, Brodi and Moore voted in the negative. Councilor McFarlin voted in the affirmative)

ACTION TAKEN: Defeated

(Mayor and Council noted the reason defeated was because Ms. Lilledahl no longer requested Riley Avenue to be closed)

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves extending Contract # 2018-04 “Electrical Services - Water Resource Recovery Facility” until June 27, 2021 with Triangle Electrical Systems, Inc wages match the CPI-U and not to exceed 3%.

By Councilor Barbell; Seconded by Councilor Brodi

Discussion: Yes

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves Chapter One Coffee & Tea, 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 which may include additional COVID-19 restrictions. 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 subject to NYS Business reopening permission – September 30, 2020.

Motion to waive reading and move Resolution

By Councilor McFarlin; Seconded by Councilor Barbell
(All voted in favor of waiving reading and move Resolution)

Discussion: None

Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(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 City Chamberlain to establish capital project H5110.75, 2020 Street Resurfacing, for \$380,000.00 to be funded by the City’s 2020/21 CHIPS, PaveNY and Extreme Winter Recovery Program funding at 80% of the amounts published by NYS designated as the City’s annual share.

By Councilor Kelly; Seconded by Councilor Barbell

Discussion: Yes
Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

E. RESOLVED: In accordance with the request therefore the Common Council approves increasing the General Fund budget by \$6,706.00 equally in Estimated Revenues for 2020 insurance recoveries for demolished vehicle #308 and in Appropriations for 2020 Police motor vehicle costs to add to the provision for the purchase of Police vehicles.

By Councilor Brodi; Seconded by Councilor Kelly
Discussion: Yes
Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(Councilors Barbell, Kelly, Gibbs, Brodi and Moore voted in the affirmative. Councilor McFarlin voted in the negative)
ACTION TAKEN: Adopted
Follow up Action: None

F. RESOLVED: In accordance with the request therefore the Common Council approves that the ‘Public Private Partnership for Waterfront Development’ be awarded to Skyward Hospitality. This approval is made pursuant to the Request for Proposals issued for this project. The Common Council authorizes the Director of Community Development to commence negotiations with Skyward Hospitality for purposes of pursuing a mixed-use development on the City-owned Dock Street site. Subsequent approval of the Common Council shall be required to formalize the terms of the proposed development.

By Councilor Brodi; Seconded by Councilor Moore
Discussion: Yes
Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore
(Councilors Barbell, Kelly, Gibbs, Brodi and Moore voted in the affirmative. Councilor McFarlin voted in the negative)
ACTION TAKEN: Adopted
Follow up Action: None

G. RESOLVED: The Common Council of the City of Plattsburgh authorizes the Mayor to sign a Purchase and Sale Agreement, in a form approved by the Corporation Counsel, between the City of Plattsburgh and United States of America, acting by and through the Secretary of the Air Force for the real property identified as Tax Map Parcel Number 220.-4-31.2 for the total amount of \$800.

BE IT FURTHER RESOLVED, that the Common Council determines this to be an Unlisted Action under SEQRA and upon review of the Short Environmental Assessment Form, issues a negative declaration thereon.

By Councilor Moore; Seconded by Councilor Kelly
Discussion: Yes
Roll call: Councilors Barbell, Kelly, Gibbs, Brodi, McFarlin, Moore

(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

8. TRAVEL REQUEST: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION: None

10. NEW BUSINESS AND COUNCILOR REPORTS: None

11. CLOSING PUBLIC COMMENTS ON ANY TOPIC: None

Motion to Adjourn by Councilor Brodi; Seconded by Councilor Moore

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

(All voted in the affirmative)

MEETING ADJOURNED: 6:00 pm

**Short Environmental Assessment Form
 Part 2 - Impact Assessment**

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

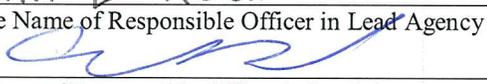
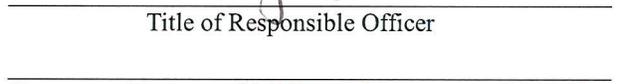
	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing: a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project:

Date:

Short Environmental Assessment Form
Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

<input type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
<input checked="" type="checkbox"/>	Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.
<u>City of Plattsburgh</u>	<u>06/11/2020</u>
Name of Lead Agency	Date
<u>Colin L. Read</u>	<u>Mayor</u>
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: Purchase of US AF Property Tax map no. 220.-4-31.2			
Project Location (describe, and attach a location map): Off Reeve's Lane, Town of Plattsburgh located at Tax map no. 220.-4-31.2			
Brief Description of Proposed Action: Authorization for Mayor to sign Purchase and Sale Agreement with US AF for the above referenced property.			
Name of Applicant or Sponsor: City of Plattsburgh		Telephone: 518-563-7701 E-Mail: carlinb@cityofplattsburgh-ny.gov	
Address: 41 City Hall Place			
City/PO: Plattsburgh		State: NY	Zip Code: 12901
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: US Air Force			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		100 ft x 380 ft acres	
b. Total acreage to be physically disturbed?		n/a acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		220 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input checked="" type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	NO	YES	N/A
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ not applicable	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If Yes, briefly describe: _____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)?	NO	YES
If Yes, explain the purpose and size of the impoundment: _____ _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe: C and D permitted facility by DEC for City of Plattsburgh	<input type="checkbox"/>	<input checked="" type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe: _____ _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>City of Plattsburgh</u> Date: <u>06/11/2020</u> Signature:  Title: <u>Director Community Development</u>		