

COUNTY OF CLINTON)
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STATE OF NEW YORK)

April 11, 2013

Stenographer's minutes of the Regular Session of the Clinton County Legislature held
Wednesday, April 10, 2013 in the Legislative Chambers, 137 Margaret Street, Plattsburgh, New York.

PRESENT: Jonathan Beach, Area 2
Robert Butler, Area 6
Mark Dame, Area 8
Samuel Dyer, Area 3
John Gallagher, Area 9
Robert Heins, Area 10
Pete Keenan, Area 5
Harry McManus, Area 1
Sara Rowden, Area 4, Deputy Chairperson

EXCUSED: James Langley, Jr., Area 7, Chairperson

ALSO PRESENT: Michael Zurlo, County Administrator
Rodney Brown, Deputy County Administrator
William Favreau, County Attorney
Katherine Brown, Senior Stenographer

Deputy Chairperson Sara Rowden called the meeting to order at 7 p.m.

Following the pledge of allegiance to the flag, County Administrator Michael Zurlo conducted roll call. Legislator Langley asked to be excused.

Legislator Butler offered a motion to accept the minutes of the March 27, 2013 Regular Session, seconded by Legislator Dyer. (Carried 9-0-1).

Deputy Chairperson Rowden presented a plaque to Adam Gonyea of the Cumberland Head Fire Department for being named "EMS Provider of the Year."

Deputy Chairperson Rowden proclaimed the month of May as "Older Americans Month" and May 3, 2013 as "Senior Celebration Day" in Clinton County.

Deputy Chairperson Rowden asked if anyone wished to address the Legislature.

Deputy Chairperson Rowden recognized Emily (inaudible) of 60 Broad Street, Plattsburgh, New York, a student at SUNY Plattsburgh. Emily expressed her displeasure with the City of Plattsburgh's disapproval to hold Spring Fest on Saturday, May 4th. Chairperson Rowden suggested Emily bring her concern to the attention of the City of Plattsburgh at a Common Council meeting. Legislator Butler also suggested Emily schedule an appointment for her and a few of her classmates to meet with Mayor Donald Kasprzak to discuss Spring Fest.

There being no one further to address the Legislature, Deputy Chairperson Rowden called for standing committee and liaison reports.

Committee Reports

Buildings and Grounds – Legislator Dyer

Legislator Dyer reported Resolutions #251 and #252 are included on the agenda as a result of a poll of the Buildings and Grounds Committee. The next meeting of the Buildings and Grounds Committee is scheduled for Wednesday, May 8th at 5:15 p.m.

County Operations Committee – Legislator Dame

Legislator Dame reported the County Operations Committee meeting scheduled for Tuesday, April 2nd was cancelled. The Committee was polled on Resolutions #253 through #257 which are included on the agenda. The next meeting is scheduled for Tuesday, May 7th at 6:15 p.m.

Finance Committee – Legislator Rowden

Legislator Rowden reported the Finance Committee meeting scheduled for Wednesday, April 10th was cancelled. The Committee was polled on Resolution #258 which is included on the agenda. The next meeting is scheduled for Wednesday, May 1st at 5:15 p.m.

Health Committee – Legislator Beach

Legislator Beach reported the next meeting of the Health Committee is scheduled for Thursday, April 11th at 5:15 p.m. A health insurance representative will be making a presentation as health insurance options are being looked at for 2015. All Legislators are invited to attend.

Human Services – Legislator Keenan

Legislator Keenan reported the next meeting of the Human Services Committee is scheduled for Tuesday, May 7th at 5:15 p.m.

Personnel Committee – Legislator Gallagher

Legislator Gallagher reported the Personnel Committee met Tuesday, April 10th at 5:15 p.m. Resolutions #281 through #300 are included on the agenda upon the recommendation of the Personnel Committee. Legislator Gallagher stated an interview for the position of Commissioner of Social Services was conducted. A resolution authorizing an appointment to the position may be included on the April 24th Regular Session agenda. The next meeting is scheduled for Monday, June 3rd at 6:15 p.m.

Plattsburgh International Airport Committee – Legislator Heins

Legislator Heins thanked Legislator McManus for chairing the March 27th Plattsburgh International Airport Committee meeting in his absence. The next meeting of the Plattsburgh International Airport Committee is scheduled for Wednesday, April 24th at 5:15 p.m.

Public Safety Committee – Legislator Butler

Legislator Butler reported the Public Safety Committee met Monday, April 8th at 5:15 p.m. Frank Mercier, STOP-DWI Coordinator, discussed the March, 2013 Public Safety Report. Resolutions #260 through #271 are included on the agenda as a result of the Committee's recommendation. The next meeting is scheduled for Monday, May 13th at 6:15 p.m.

Transportation Committee – Legislator McManus

Legislator McManus reported the Transportation Committee meeting scheduled for Monday, April 8th was cancelled. The Committee was polled on Resolutions #272 through #278 which are included on the agenda. The next meeting is scheduled for Monday, May 13th at 5:15 p.m.

Liaison Reports

Chamber of Commerce – Deputy Chairperson Rowden

Deputy Chairperson Rowden reported the Strategic Tourism Planning Committee met today and will meet tomorrow to review the goals set for the Destination Plan. A travel study was done and much information is available from it. For every dollar spent, the return investment is fairly significant. She also stated the Occupancy Tax money is being used well.

Deputy Chairperson Rowden reported a public meeting regarding the Destination Plan is scheduled for Thursday, April 11th at 5:30 p.m. at Clinton Community College.

Clinton Community College – Legislator Dame

Legislator Dame reported Resolution #250 is included on the agenda to authorize the sale of the Cadyville Recreation Park property in the Town of Plattsburgh.

Cooperative Extension – Legislator McManus

Legislator McManus reported the Cooperative Extension met and finalized background check procedures for its volunteers and Board members. The “Food From the Farm Program” held on Monday, March 2nd was a great success. Three-hundred adults, fifty-eight youth and twenty-three vendors participated in the Program. Legislator McManus also reported 114 youth participated in the recent County Public Presentation Day at Clinton Community College. The Master Gardeners’ Volunteer Program will hold its bi-annual Spring Garden Day on Saturday, April 20th at Clinton Community College.

Board of Health – Legislator Beach

Legislator Beach reported the Board of Health will meet at the end of the month.

Intercounty - Legislator Dame

Legislator Dame reported the next meeting of the Intercounty Legislative Committee of the Adirondacks is scheduled for Thursday, April 18th in Lewis County.

Soil and Water – Legislator Dyer

Legislator Dyer reported the next meeting of the Soil and Water Conservation Board is scheduled for Thursday, April 18th. Deputy Chairperson Rowden noted agro-tourism has increased and Soil and Water is on board with the Plattsburgh-North Country Chamber of Commerce’s Destination Plan.

Supreme Court Library – Legislator Butler

Legislator Butler reported the Supreme Court Library Board will meet in May.

Discipline Review Board – Legislator Heins

Legislator Heins reported a meeting date for the Discipline Review Board will be announced in the near future.

Workforce Investment Board – Legislator Gallagher

Legislator Gallagher reported the Youth Board will begin reviewing proposals for programs through the Workforce Investment Board.

Staff Reports

County Attorney William Favreau requested an Executive Session to discuss two pending litigation matters.

Mr. Zurlo reported as a result of Legislator McManus’ previous comments regarding ways to potentially reduce health insurance costs, an insurance presentation will be made at the Thursday, April 11th Health Committee meeting at 5:15 p.m. All Legislators are invited to attend.

Mr. Zurlo distributed a copy of the latest update regarding foreclosed properties provided by County Treasurer Joseph Giroux. Mr. Giroux believes the new process has benefited property owners. Mr. Zurlo indicated the auction deadline is Thursday, April 25th.

There being no further business, Deputy Chairperson Rowden moved on to resolutions.

The following resolutions were approved unless otherwise noted.

Resolution #250 titled, "Authorizing Sale of Real Property in the Town of Plattsburgh" was offered by Legislator Butler, seconded by Legislator Dame.

Discussion:

Legislator Butler stated this has been a long-term situation. The Town of Plattsburgh has set up a long-term contract with Clinton Community College for the Cadyville Recreation Park property for recreation purposes. There has been much input by the residents of the area. This is a great win-win situation for all parties involved. Legislator Butler stated this is the right thing to do, and he is happy to see it come to a positive resolution and closure.

Legislator Beach commended Legislature Butler for his efforts in the role he played regarding this issue. Carried (9-0-1).

Resolutions #251 was approved.

Resolution #252 titled, "Authorizing the Purchasing Agent to Reject Bids for Surrogate Building HVAC Project - Buildings and Grounds" was offered by Legislator Dyer, seconded by Legislator Keenan.

Discussion:

Mr. Zurlo stated the scope of the Project will be reduced. This Project will be re-bid within the means of the Master Plan budget. Carried (9-0-1).

Resolutions #253 through #257 were approved.

Resolution #258 titled, "Authorizing the County Treasurer to Transfer Funds from the "E" Fund Unreserved Retained Earnings – Nursing Home" was offered by Legislator Keenan, seconded by Legislator Heins.

Discussion:

Mr. Zurlo stated this Resolution will authorize the funding to purchase a new commercial washer to replace the broken washing machine. He further stated this item was included in the Nursing Home's 2013 Budget Request; however, he did not recommend it. Mr. Zurlo asked the Nursing Home Administrator to bring this to the attention of the Legislature if the washing machine did break during the year. Carried (9-0-1).

Resolutions #259 through #281 were approved.

Deputy Chairperson Rowden entertained a motion from Legislator Heins to Waive Rule 13.2, seconded by Legislator Dyer. Carried (9-0-1).

Resolutions #282 through #284 were approved.

Resolution #285 titled, "Approving Creation of a Permanent, Part-Time Laborer Position – Landfill" was offered by Legislator Gallagher, seconded by Legislator Rowden.

Discussion:

Legislator Gallagher stated these positions help resolve the issues with regard to scheduling. Carried (9-0-1).

Resolution #286 was approved.

Resolution #287 titled, "Approving Creation of a Permanent, Full-Time Children's Services Coordinator Position – Health Department" was offered by Legislator Gallagher, seconded by Legislator Beach.

Discussion:

Legislator Gallagher stated this is not creating an additional job, but is shuffling around titles within the Health Department to better accommodate the Early Intervention/Preschool Programs. Carried (9-0-1).

Resolutions #288 through #292 were approved.

Resolution #293 titled, "Approving Temporary Backfill of a Permanent, Full-Time Airport Fire and Safety Coordinator (PCN 3644) Position – Plattsburgh International Airport" was offered by Legislator Gallagher and seconded by Legislator Heins.

Discussion:

Legislator Heins stated this action is not an increase in personnel. Mr. Zurlo stated this action is necessary due to the medical leave of absence of the full-time Airport Fire and Safety Coordinator. Carried (9-0-1).

Resolutions #294 through #300 were approved.

Deputy Chairperson Rowden entertained a motion from Legislator Gallagher to enter into Executive Session at 7:44 p.m. to discuss current litigation matters, seconded by Legislator Dyer. Carried (9-0-1).

Deputy Chairperson Rowden entertained a motion from Legislator Gallagher to exit Executive Session and return to Regular Session at 8:10 p.m., seconded by Legislator Dyer. Carried (9-0-1).

There being no further business, Deputy Chairperson Rowden entertained a motion from Legislator Gallagher to adjourn Regular Session at 8:22 p.m., seconded by Legislator Dyer. Carried (9-0-1).

Respectfully submitted,



Katherine A. Brown
Senior Stenographer