

COUNTY OF CLINTON)
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STATE OF NEW YORK)

April 16, 2018

Stenographer's minutes of the Regular Session of the Clinton County Legislature held
Wednesday, April 11, 2018 in the Legislative Chambers, 137 Margaret Street, Plattsburgh, New York.

PRESENT: Jonathan Beach, Area 2
Simon Conroy, Area 4
Mark Dame, Area 8
Robert Hall, Area 10
Mark Henry, Area 3
Pete Keenan, Area 5
Harry McManus, Chairperson, Area 1
Christopher Rosenquest, Area 9
Rob Timmons, Area 7
Patty Waldron, Area 6

ALSO PRESENT: Michael E. Zurlo, County Administrator
Rodney Brown, Deputy County Administrator
James Coffey, Esq., County Attorney
Jeanene Bell, Senior Stenographer

Chairperson McManus called the meeting to order at 7:03 p.m.

Following the pledge of allegiance to the flag, County Administrator Michael Zurlo conducted roll call.

Legislator Hall motioned to accept the minutes of the March 28, 2018 Regular Session, seconded by Legislator Keenan. Carried (10-0-0).

Chairperson McManus asked if anyone wished to address the Legislature.

Tina Sullivan from Plattsburgh, New York expressed her concerns in regards to Clinton County Public Transit (CCPT). Ms. Sullivan is a bus driver for CCPT. She is concerned about upcoming changes in the system and about some of her bus stops (in dark parking lots, on corners of a truck routes). She feels the reason the County has lost Medicaid funding is because of agreements with other agencies. Ms. Sullivan feels some individuals will lose their jobs, and some drivers will no longer work for CCPT. She does not understand the reason paratransit services have been opened to all individuals.

Joanne Suker from Plattsburgh, New York stated she is a paratransit rider who is also concerned about CCPT changes. She is concerned about delays due to the deviation service. Ms. Suker stated she will contact James Bosley, Planning Technician, with questions she has.

There being no one further who wished to address the Legislature, Chairperson McManus moved on to Committee Reports.

Committee Reports

Buildings and Grounds – Legislator Timmons

Legislator Timmons stated the Buildings and Grounds Committee met earlier. James Cleveland, the Superintendent of Buildings and Grounds, updated the Committee on the Master Plan. Resolutions #261 through #265 have been placed on the agenda upon the recommendation of the Committee.

The next Buildings and Grounds Committee meeting is scheduled for Wednesday, May 9th at 5:15 p.m.

Children and Family Services – Legislator Henry

Legislator Henry stated the Children and Family Services Committee meeting scheduled for Tuesday, April 3rd was cancelled. Resolution #266 has been polled and placed on the agenda upon the recommendation of the Committee.

The next Children and Family Services Committee meeting is scheduled for Tuesday, May 1st at 6:15 p.m.

Economic Development and County Operations – Legislator Conroy

Legislator Conroy stated the Economic Development and County Operations Committee met earlier. He stated there was a presentation on the Saranac River Trail and discussion on the Country Mobile Home Park in Beekmantown. The Committee reviewed Tobacco Settlement applications. Chairperson McManus reported the vote for awardees will take place at the Wednesday, April 25th Regular Session.

Resolutions #267 through #269 have been placed on the agenda upon the recommendation of the Committee.

The next Economic Development and County Operations Committee meeting is scheduled for Wednesday, May 9th at 6 p.m.

Finance – Legislator Rosenquest

Legislator Rosenquest stated the Finance Committee met Tuesday, April 10th. Kimberly Davis, the County Treasurer, discussed sales tax and bonding for the Airport Terminal Building Expansion Project. She provided an update on the *In Rem Foreclosure*. Trent Trahan from the Industrial Development Agency (IDA) provided the Committee with a presentation on the benefits of the IDA and the possibility of an agreement with the County to administer the agency. Sean Lukas discussed the State Stormwater Permit and Scrap Metal Collection Services at Clinton County convenience stations. There was discussion on the special election expenses. The Committee discussed Tobacco Settlement Funding applications. Resolutions #270 and #271 have been placed on the agenda upon the recommendation of the Committee.

Legislator Rosenquest wished to thank those applicants who attended the Finance Committee meeting to discuss their requests.

The next Finance Committee meeting is scheduled for Wednesday, May 2nd at 6:15 p.m.

Health – Legislator Waldron

Legislator Waldron stated the Health Committee meeting scheduled for Tuesday, April 3rd was cancelled. Resolutions #272 through #276 have been polled and placed on the agenda upon the recommendation of the Committee.

The next Health Committee meeting is scheduled for Tuesday, May 1st at 5:15 p.m.

Human Services – Legislator Keenan

Legislator Keenan stated the Human Services Committee meeting scheduled for Wednesday, April 4th at 5:15 p.m. has been moved to Thursday, April 12th at 5:15 p.m.

Personnel – Legislator Dame

Legislator Dame stated the Personnel Committee met Monday, April 2nd. He stated 11 items were reviewed and have been placed on the agenda upon the recommendation of the Committee.

The next Personnel Committee meeting is scheduled for Monday, May 7th at 5:15 p.m.

Plattsburgh International Airport – Legislator Hall

Legislator Hall stated the next Plattsburgh International Airport Committee meeting is scheduled for Tuesday, April 24th at 5:15 p.m. The meeting will be held at the Plattsburgh International Airport. A tour of the Customs and Border Patrol facility will be given.

Public Safety – Legislator Beach

Legislator Beach stated the Public Safety Committee met Monday, April 9th. Resolutions #288 through #300 have been placed on the agenda upon the recommendation of the Committee.

The next Public Safety Committee meeting is scheduled for Monday, May 14th at 6:15 p.m.

Transportation – Legislator Timmons

Legislator Timmons stated the Transportation Committee meeting scheduled for Monday, April 9th was cancelled. Resolutions #301 through #305 have been polled and placed on the agenda upon the recommendation of the Committee.

The next Transportation Committee meeting is scheduled for Monday, May 14th at 5:15 p.m.

Liaison Reports

Chamber of Commerce – Legislator Rosenquest

Legislator Rosenquest stated the Strategic Tourism Planning Committee is scheduled to meet Friday, May 4th.

Clinton Community College – Legislator Rosenquest

Mr. Zurlo stated the New York State Legislature put back in \$12 million of the \$24 million executive cut, equating to a \$100 increase to the Full-Time Equivalents (FTE). He stated it did not fully restore the funding. Clinton Community College was attempting to change the formula by which community colleges are funded (a baseline as opposed to being adjusted based on FTEs).

Legislator Dame asked the difference in the amounts between the new budget year and the current budget year. Mr. Zurlo replied he did not have that information.

Community Services Board – Legislator Conroy

Legislator Conroy stated the Community Services Board is scheduled to meet in June, 2018. He stated Substance Abuse Prevention and Recovery of Clinton County (SPARCC) has been focusing on diversion and treatment options.

Cooperative Extension – Legislator Timmons

Legislator Timmons stated Cooperative Extension is scheduled to meet Tuesday, May 15th.

Intercounty Legislative Committee of the Adirondacks – Legislative Waldron

Legislator Waldron stated the Intercounty Legislative Committee of the Adirondacks is scheduled to meet on Thursday, April 26th.

Lake Champlain/Lake George Regional Planning Board – Legislator Keenan

Legislator Keenan stated he received bills from the Lake Champlain/Lake George Regional Planning Board in which he has signed off on and returned.

Soil and Water – Legislator Timmons

Legislator Timmons stated Soil and Water is scheduled to meet Tuesday, April 17th.

Workforce Development Board – Legislator Rosenquest

Legislator Rosenquest stated the Workforce Development Board is scheduled to meet Thursday, May 10th.

Staff Reports

County Attorney James Coffey requested an executive session to discuss litigation involving Luck Brothers, Inc., Empire Chapter Associated Builders and Contractors and Clinton County.

Mr. Zurlo reported he participated in a New York State Association of Counties (NYSAC) conference call in which an overview of the State budget was provided. He stated the results of the State budget do not show a large negative or positive impact on the County. There is no budget item that decimated County government. An email has been sent to Legislators of NYSAC's post-budget summary.

Mr. Zurlo stated the New York State Commissioner of the Department of Transportation will be at the Town of Plattsburgh on Thursday, April 12th at 12 p.m. to provide a presentation on the enacted State budget.

Chairperson McManus stated he met with the Mayor and Deputy Mayor of the Village of Champlain after the Tuesday, April 10th Finance Committee meeting. The Village of Champlain wants the Legislature to know it has done everything in its power in trying to solve the situation. Chairperson McManus requested the Village to provide information of everything done over the past three years on the property. The Village has done so, and information was provided to the Legislature.

There being no further business, Chairperson McManus moved on to resolutions. The following resolutions were approved unless otherwise noted.

Resolution #261 titled, "Authorizing Contract with Cumberland Bay Money Machines – Legislature"

Discussion: Mr. Zurlo stated there was discussion at the Buildings and Grounds Committee meeting in regards to the potential for a change in the way the Automated Teller Machine (ATM) is leased and revenue is garnered. He stated the Committee decided the resolution should be acted upon; however, Mr. Brown will speak with the winning vendor to clarify one issue before the execution of the contract. Carried (10-0-0).

Resolutions #262 through #294 were approved.

Resolution #295 titled, "Authorizing Out-of-State Travel – Sheriff's Department"

Discussion: Legislator Dame asked the cost of the travel even though there is no County cost. Mr. Zurlo replied the travel is paid through the STOP-DWI Grant and not through levied dollars. He will provide the cost to Legislator Dame. Carried (10-0-0).

Resolution #296 was approved.

Resolution #297 titled, "Authorizing Contract with Rommel Fence, LLC – Sheriff's Department"

Discussion: Mr. Zurlo stated a contractor caused damage to the delivery gate at the Clinton County Jail, and the County is pursuing reimbursement from the insurance company of the contractor. Carried (10-0-0).

Resolutions #298 through #309 were approved.

Resolution #310 titled, "Authorizing the County Treasurer to Increase Appropriation and Corresponding Revenue for the Health Department Budget – Health Department"

Discussion: Legislator Dame asked if the resolution authorizes money to be transferred to the travel budget. Mr. Zurlo replied no. He stated the Health Department applied for a scholarship for the travel. Carried (10-0-0).

Resolutions #311 through #313 were approved.

Legislator Hall motioned to Waive Rule 13.2, seconded by Legislator Rosenquest. Carried (10-0-0).

Resolution #314 titled, "Approving the Creation of a Permanent, Full-Time Deputy Sheriff Position (PCN TBD) – Sheriff's Department"

Discussion: Legislator Dame voted no on the resolution. Carried (9-0-1).

Resolution #315 titled, "Authorizing Write-Off and Chargeback for Taxes in the Town of Champlain - Treasurer's Office" was motioned by Legislator Rosenquest, seconded by Legislator Beach.

Discussion: Chairperson McManus requested an amendment be made to the resolution to include an additional Whereas clause. The clause would state, "WHEREAS, in an effort to address this issue in the future, Clinton County will endeavor to work with local municipalities to develop a policy on this topic."

Legislator Rosenquest stated he feels the amendment to the resolution is political. He stated the County has mechanisms in place to protect both the County and the individual municipalities. He stated it is not a broad-brush approach to removing properties from the foreclosure process when it is going to be an overburden to the County. Legislator Rosenquest stated this has been done before, but this is the first time it has been done for this reason.

Chairperson McManus stated the reason for the additional Whereas clause is in an effort to arrive at a consensus where everyone could support the process in going forward.

Legislator Waldron stated she feels comfortable with the additional Whereas clause. She stated it is important there is communication between the Legislature and Town Supervisors in going forward.

Legislator McManus motioned to amend the resolution as previously stated, seconded by Legislator Waldron.

Legislator Dame motioned to have a full roll call vote taken on the amendment, seconded by Legislator Rosenquest. Carried (9-1-0). Legislator Rosenquest voted in the negative.

Legislator Dame called for a full roll call vote on the amended resolution. The amended resolution was Carried (10-0-0). Legislator Rosenquest stated he justifies his yes vote due to the emergency of removing the property from foreclosure. He stated the additional language in the amended resolution is for political reasons and not for the intention of partnership and collaboration.

Legislator Dame motioned to enter Executive Session at 7:53 p.m., seconded by Legislator Keenan. Carried (10-0-0).

Legislator Hall motioned to exit Executive Session at 8 p.m., seconded by Legislator Dame. Carried (10-0-0).

There being no further business, Legislator Waldron motioned to adjourn the meeting at 8:01 p.m., seconded by Legislator Conroy. Carried (10-0-0).

Respectfully submitted,



Jeanene Bell
Senior Stenographer

