

COUNTY OF CLINTON)  
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STATE OF NEW YORK)

April 14, 2022

Stenographer's minutes of the Regular Session of the Clinton County Legislature held  
Wednesday, April 13, 2022 in the Legislative Chambers, 137 Margaret Street, Plattsburgh, New York.

PRESENT: David Bezio, Area 4  
Calvin Castine, Area 1  
Robert Hall, Area 10  
Mark Henry, Chairperson, Area 3  
Wendell Hughes, Area 8  
Joshua Kretser, Area 9  
Francis Peryea, Area 2  
Richard Potiker, Area 5  
Rob Timmons, Area 7  
Patty Waldron, Area 6

ALSO PRESENT: Michael Zurlo, County Administrator  
Kim Kinblom, Deputy County Administrator  
Jacqueline Kelleher, County Attorney

Chairperson Henry called the meeting to order at 5:15 p.m.

Michael Zurlo, the County Administrator, conducted roll call.

Legislator Hall motioned to accept the minutes of the March 23, 2022 Regular Session, seconded by Legislator Hughes. Carried (10-0-0).

Chairperson Henry asked if anyone wished to address the Legislature.

There being no one to address the Legislature, Chairperson Henry moved on to Committee Reports.

### **Buildings and Grounds Committee – Legislator Bezio**

Legislator Bezio reported the Buildings and Grounds Committee met on Monday, April 11<sup>th</sup>.

James Cleveland, the Superintendent of Buildings and Grounds, was present to discuss resolution, “Authorizing Contract with Architectural & Engineering Design Associates (AEDA), P.C.” and roof inspections. The Committee decided to bring its recommendations for roof replacements to the Finance Committee for review.

Resolution #224 has been placed on the agenda, as well as, Resolution #286 under Waive Rule 13.2.

The next Buildings and Grounds Committee meeting is tentatively scheduled for Monday, May 9<sup>th</sup> at 4:30 p.m.

### **Children and Family Services Committee – Legislator Potiker**

Legislator Potiker reported the Children and Family Services Committee meeting scheduled for Tuesday, April 5<sup>th</sup> was cancelled.

The Committee was polled on Resolutions #225 and #226 on the agenda.

The next Children and Family Services Committee meeting is tentatively scheduled for Tuesday, May 3<sup>rd</sup> at 5:15 p.m.

### **Economic Development and County Operations Committee – Legislator Waldron**

Legislator Waldron reported the Economic Development and County Operations Committee met earlier.

David Randall, the Director of Information Technology, was present to discuss resolution, “Authorizing FY2020 Cyber Security Grant Program Application.”

Mary Dyer, the Commissioner of the Board of Elections, and Hunter Sartwell, the Deputy Commissioner, were present to discuss resolutions, “Authorizing Clinton County to Apply for a Permit for the use of the SUNY Fieldhouse as a Poll Site”, “Authorizing Contract with Clear Ballot Group, Inc.” and “Amending Resolution #921 dated December 8, 2021 titled, “Authorizing Contract with NTS Data Services, LLC.”

Molly Ryan, the Economic Development Director, was also present to discuss a project at the former Airport.

Resolutions #227 through #230 have been placed on the agenda as a result of the Committee's recommendation.

The next Economic Development and County Operations Committee meeting is tentatively scheduled for Wednesday, May 11<sup>th</sup> at 4:00 p.m.

### **Finance Committee – Legislator Timmons**

Legislator Timmons reported the Finance Committee met on Wednesday, April 6<sup>th</sup>.

Kimberly Davis, the County Treasurer, was present to discuss the 2022 Sales Tax Chart, In Rem Foreclosure, County Investments and the Correction of Errors Report. Resolutions titled, "Authorizing the County Treasurer to Transfer Funds from E911 Surcharge Reserve to E911 Budget" and "Authorizing Correction of Taxes for Various Towns, Time Warner Cable" were also discussed.

Wendel Companies was also present to provide a presentation of their recent NYSEERDA Flextech Energy Efficiency Study. As a result of that discussion, a resolution titled, "Authorizing the Purchasing Agent to Solicit Requests for Qualifications (RFQs) for Energy Services Companies" is on the agenda.

Resolution "Authorizing Contract with Direct Energy Business Marketing, LLC" was also discussed, along with resolution, "Authorizing the Purchase of an Intercept Full Body Scanner with Infrared Cameras."

Resolutions #231 through #236 have been placed on the agenda as a result of the Committee's recommendation.

The next Finance Committee meeting is tentatively scheduled for Wednesday, May 4<sup>th</sup> at 5:15 p.m.

### **Health Committee – Legislator Hughes**

Legislator Hughes reported the Health Committee met on Wednesday, April 6<sup>th</sup>.

Debra Tackett, the Interim Director of Public Health, was present to discuss several resolutions including, "Authorizing the Purchasing Agent to Solicit Bids for Green Cone Solar Digesters", "Authorizing the Purchasing Agent to Solicit Request for Proposals (RFPs) for Preschool Transportation Services" and "Authorizing Contract with Various Preschool Tuition Contractors."

Resolutions #237 through #241 have been placed on the agenda as a result of the Committee's recommendation.

The next Health Committee meeting is tentatively scheduled for Wednesday, May 4<sup>th</sup> at 4:15 p.m.

### **Human Services Committee – Legislator Peryea**

Legislator Peryea reported the Human Services Committee met on Tuesday, April 5<sup>th</sup>.

Wendie Bishop, the Nursing Home Administrator, was present to discuss resolutions “Authorizing Contract with LeadingAge New York Procure, LLC” and “Authorizing Payment of Membership Dues.”

Colleen Monty of the Office for the Aging was also in attendance to present three resolutions including “Awarding Request for Proposals (RFPs) for Personal Care Level 1 and Chore Companion Services”, “Authorizing Contract with Jade Lam” and “Authorizing Contracts with Various Agencies for Building Social Connections Mini-Grants.”

Kevin Leboeuf, the Director of the Veterans’ Service Agency, was present to discuss monthly statistics for March, 2022, as well as, Mental Health Resources for Veterans of Clinton County and the differences between them.

Resolutions #242 through #246 have been placed on the agenda as a result of the Committee’s recommendation.

The next Human Services Committee meeting is tentatively scheduled for Tuesday, May 3<sup>rd</sup> at 4:15 p.m.

#### **Personnel Committee – Legislator Henry**

Legislator Henry reported the Personnel Committee met on Monday, April 4<sup>th</sup>.

Resolutions #247 through #261 have been placed on the agenda as a result of the Committee’s recommendation.

The next Personnel Committee meeting is tentatively scheduled for Monday, May 2<sup>nd</sup> at 5:00 p.m.

#### **Plattsburgh International Airport Committee – Legislator Hall**

Legislator Hall reported the Plattsburgh International Airport has not met since the last Regular Session.

The next Plattsburgh International Airport Committee meeting is tentatively scheduled for Wednesday, April 27<sup>th</sup> at 4:00 p.m.

#### **Public Safety Committee – Legislator Castine**

Legislator Castine reported the Public Safety Committee met on Monday, April 4<sup>th</sup>.

Major Nicholas Leon of the Sheriff’s Department was present to discuss several resolutions including, “Authorizing Operation Stonegarden Grant Application and Acceptance”, “Authorizing Child Passenger Safety Program Grant Application and Acceptance” and “Authorizing Police Traffic Services Grant Application and Acceptance.”

Kim Kinblom, the Deputy County Administrator, presented the two resolutions for the Child Advocacy Center titled, “Authorizing Stewart’s Shops Grant Acceptance” and “Authorizing Contract with New York State Office of Children and Family Services (OCFS) Acceptance.”

Resolutions #262 through #270 have been placed on the agenda as a result of the Committee’s recommendation.

The Committee was also polled on Resolution #271 on the agenda.

The next Public Safety Committee meeting is tentatively scheduled for Monday, May 2<sup>nd</sup> at 4:00 p.m.

### **Transportation Committee – Legislator Kretser**

Legislator Kretser reported the Transportation Committee met on Monday, April 11<sup>th</sup>.

Shannon Thayer, the Planning Technician for Clinton County Public Transit (CCPT), was present to discuss resolutions “Authorizing Memorandum of Understanding (MOU) with St. Joseph’s Outreach Center” and “Authorizing Contract with Josh’s Lawn Care.” Ms. Thayer also discussed the 2021 Annual CCPT Report.

Karl Weiss, the Highway Superintendent, was present via Zoom, to discuss several resolutions including “Authorizing Contract with Morrison & Miller, Inc.”, “Authorizing an Engineering Services Agreement for Replacement of the Culvert Carrying Standish Road over Standish Brook” and “Authorizing United States Department of Transportation Rural Surface Transportation Grant Program Grant Application.”

Resolutions #272 through #278 have been placed on the agenda as a result of the Committee’s recommendation.

The next Transportation Committee meeting is tentatively scheduled for Monday, May 9<sup>th</sup> at 5:15 p.m.

Mr. Zurlo noted the lawn care resolution was withdrawn from the agenda and will be placed on the Regular Session agenda for Wednesday, April 27<sup>th</sup>.

## **LIAISON REPORTS**

### **Board of Health – Legislator Potiker**

Legislator Potiker reported the next meeting is scheduled for Tuesday, April 19<sup>th</sup>. The newly hired Director of Public Health, Jeffrey Sisson, is scheduled to begin on May 2<sup>nd</sup>.

### **Cooperative Extension – Legislator Timmons**

Legislator Timmons reported the Committee has not recently met but there is a new Director, Linda Gilliland, who will be beginning next month. Ms. Gilliland comes from the Cooperative Extension of Essex County. Legislator Timmons commended former Director Mary Breyette for staying until a replacement was found.

### **Lake Champlain/Lake George Regional Planning Board – Legislators Hughes and Kretser**

Legislator Kretser reported he and Legislator Hughes attended the Tuesday, April 12<sup>th</sup> meeting via Zoom. Some topics discussed were the approval of the audit and a presentation on the 2022-2027 Economic Development Strategy Plan. Legislator Kretser also noted the new LC/LG Planning Board website launched with new logos and branding.

## STAFF REPORTS

### County Attorney – Jacqueline Kelleher, Esq.

Ms. Kelleher did not have a report but requested an Executive Session to discuss pending contracts and litigation.

### County Administrator – Michael Zurlo

Mr. Zurlo stated he sent the Legislators the New York State Associate of Counties (NYSAC) interim report on the New York Executive Budget and noted there were big wins for County government. The biggest issue facing Counties was to stop the diversion of local sales tax dollars and the Distressed Hospital funding. Mr. Zurlo noted the Aid and Incentives for Municipalities (AIM) was removed but the Distressed Hospital funding was made permanent in the Budget. Mr. Zurlo noted Stephen Acquario, the NYSAC Executive Director, stated he is confident of any future attempts to divert local sales tax for local programs will not happen going forward. Mr. Zurlo urged the Legislators to read the document if they hadn't already done so. Mr. Zurlo noted the gross number for sales tax diversion in Clinton County was reaching \$800,000 and again emphasized what a major win this is.

Mr. Zurlo also spoke about the first Shared Services meeting held on Thursday, April 7<sup>th</sup>. He is urging municipalities to work together with their local fire departments, school districts and other municipalities for proposals. The idea is to come up with a plan to send to the State to receive 50 percent reimbursement for the proposed project.

Mr. Zurlo closed in speaking about the recent article regarding sales tax on motor fuel. He noted the Budget included another option for County governments. Mr. Zurlo will speak more about this at an upcoming meeting regarding participation in the program.

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

Resolutions #224 through #226 were approved.

Resolution #227 titled, "Authorizing FY2020 Cyber Security Grant Program Application" was motioned by Legislator Waldron and seconded by Legislator Castine. Carried (10-0-0).

Discussion: Mr. Zurlo explained this Grant has been ongoing and is used for cybersecurity. The more cybersecurity we do allows the County to advocate for lower insurance premiums as well.

Resolutions #228 through #233 were approved.

Resolution #234 titled, "Authorizing Contract with Direct Energy Business Marketing, LLC" was motioned by Legislator Timmons and seconded by Legislator Hughes. Carried (10-0-0).

Discussion: Mr. Zurlo noted the in-depth discussion held at the Finance Committee meeting and the Committee opted for a two-year fixed rate. Since the Finance meeting, the rate has jumped from \$5.386 to \$6.844, an \$80,000 annual increase to the Budget. Mr. Zurlo recommends waiting an additional two weeks until the contract expires to lock in a rate.

Legislator Hall motioned to table this resolution, seconded by Legislator Peryea. Carried (10-0-0).

Resolution #235 was approved.

Resolution #236 titled, “Authorizing Contract Amendment with Casella Waste Management of NY, Inc.” was motioned by Legislator Timmons and seconded by Legislator Waldron. Carried (10-0-0).

Discussion: Mr. Zurlo stated this request came from the Airport due to the increase in foot traffic.

Resolution #237 was approved.

Resolution #238 titled, “Authorizing the Purchasing Agent to Solicit Request for Proposals (RFPs) for Preschool Transportation Services” was motioned by Legislator Hughes and seconded by Legislator Castine. Carried (10-0-0).

Discussion: Mr. Zurlo noted after the Health Department meeting held on Wednesday, April 6<sup>th</sup>, he had a discussion with Christa VanCour, the Children’s Services Coordinator, noting it was highly unlikely more than one bid would be received for this contract.

Resolutions #239 and #240 were approved.

Resolution #241 titled, “Authorizing Contract with Chazy Central Rural School” was motioned by Legislator Hughes and seconded by Legislator Bezio. Carried (10-0-0).

Discussion: Mr. Zurlo explained this contract allows the County to reduce the level of service on the contracted transportation resolution previously discussed.

Resolutions #244 and #245 were approved.

Resolution #246 titled, “Authorizing Contracts with Various Agencies for Building Social Connections Mini-Grants” was motioned by Legislator Peryea and seconded by Legislator Kretser. Carried (10-0-0).

Discussion: Mr. Zurlo noted these mini-grant applications were open to anyone in the County to bid on and didn’t focus on any particular geographical area.

Resolutions #247 through #251 were approved.

Resolution #252 titled, “Approving Creation of a Permanent, Full-Time Public Health Nurse Position (PCN TBD)” was motioned by Legislator Hall and seconded by Legislator Kretser. Carried (10-0-0).

Discussion: Mr. Zurlo stated this resolution and the previous resolution were the end result of the discussion the Committee had regarding the Public Health Corps. Fellowship Program.

Resolutions #253 and #254 were approved.

Resolution #255 titled, “Approving Reclassification of a Permanent, Full-Time Senior Account Clerk Typist Position to a Permanent, Full-Time Fiscal Officer Position (PCN 4239)” was motioned by Legislator Castine and seconded by Legislator Hall. Carried (9-0-0-1).

Discussion: Legislator Kretser abstained.

Resolution #256 titled, “Approving Backfill of a Temporary, Full-Time Summer Youth Counselor Position (PCN 3918)” was motioned by Legislator Hall and seconded by Legislator Potiker. Carried (9-0-0-1).

Discussion: Legislator Kretser abstained.

Resolution #257 titled, “Approving Creation of a Temporary, Part-Time Employment and Training Counselor Position (PCN TBD)” was motioned by Legislator Hall and seconded by Legislator Timmons. Carried (9-0-0-1).

Discussion: Legislator Kretser abstained.

Resolutions #258 through #261 were approved.

Resolution #262 titled, “Authorizing Various Contracts” was motioned by Legislator Castine and seconded by Legislator Hall. Carried (10-0-0).

Discussion: Mr. Zurlo noted the price difference on the second contract is due to a one-time fix and next year it should go back to the previous year’s amount.

Resolutions #263 through #272 were approved.

Resolution #273 titled, “Authorizing Contract with Josh’s Lawn Care” has been withdrawn.

Resolutions #274 through #277 were approved.

Resolution #278 titled, “Authorizing United States Department of Transportation (USDOT) Rural Surface Transportation Grant Program Grant Application” was motioned by Legislator Kretser and seconded by Legislator Hughes. Carried (10-0-0).

Discussion: Mr. Zurlo stated this resolution and the previous resolution were Programs that became available in the Infrastructure Bill.

Resolution #279 titled, “Authorizing the County Treasurer to Adjust Appropriation and Corresponding Revenue for Dislocated Worker and Adult Activities Grants” was motioned by Legislator Timmons and seconded by Legislator Peryea. Carried (9-0-0-1).

Discussion: Legislator Kretser abstained.

Resolutions #280 through #282 were approved.

Resolution #283 titled, “Appointing Director of Public Health” was motioned by Legislator Hughes and seconded by Legislator Potiker. Carried (10-0-0).

Discussion: The Committee congratulated Jeffrey Sisson on the appointment of his position.

Resolution #284 titled, “Complying with New York State Comptroller Regulations by Establishing Standard Work Day and the Reporting of Retirement Credit for Elected and Appointed Officials” was motioned by Legislator Timmons and seconded by Legislator Hall. Carried (9-0-0-1).

Discussion: Legislator Bezio abstained.



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

Legislator Hall motioned to enter into Executive Session to discuss a contractual issue and pending litigation at 6:02 p.m., seconded by Legislator Hughes. Carried (10-0-0).

Legislator Waldron motioned to exit Executive Session at 6:27 p.m., seconded by Legislator Kretser. Carried (10-0-0).

There being no further business to come before the Legislature, Legislator Hall motioned to adjourn the meeting at 6:28 p.m., seconded by Legislator Bezio. Carried (10-0-0).

Respectfully submitted,



Erin M. Light  
Senior Typist

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