

COUNTY OF CLINTON)
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STATE OF NEW YORK)

March 4, 2013

Stenographer's minutes of the Regular Session of the Clinton County Legislature held Wednesday, February 27, 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
Pete Keenan, Area 5
James Langley, Jr., Chairperson, Area 7
Harry McManus, Area 1
Sara Rowden, Area 4

EXCUSED: John Gallagher, Area 9
Robert Heins, Area 10

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

Chairperson Langley called the meeting to order at 7 p.m.

Following the pledge of allegiance to the flag, County Administrator Michael Zurlo conducted roll call. Legislators Gallagher and Heins asked to be excused.

Legislator Butler offered a motion to accept the minutes of the February 13, 2013 Regular Session, seconded by Legislator Dyer. (Carried 8-0-2).

Chairperson Langley asked if anyone wished to address the Legislature.

Timothy Maggio, a student at SUNY Plattsburgh, addressed the Legislature. He stated he is the President of Cardinal Public Relations, a student-run, public relations agency on campus which assists non-profit organizations in the community to achieve their goals. Mr. Maggio stated he is here on behalf of the Imaginarium Children's Museum located on Route 9 in Plattsburgh, New York. He distributed information and discussed the Museum's resources and benefits to the community.

Gerard Renadette addressed the Legislature, representing the Town of Plattsburgh's Board of Ethics. He stated the Town's Board of Ethics meets bi-annually with special sessions held as necessary. Mr. Renadette reported he has scheduled a conference for the County and Town Boards of Ethics on Thursday, April 25th at 5 p.m. at the Town of Plattsburgh. He stated he sent invitations to the County and Town Boards of Ethics, but the response has been dismal. Mr. Renadette asked the Legislature for its assistance in making this conference a success and hopes a representative from the County Board of Ethics will attend. Mr. Zurlo indicated both he and Mr. Brown had not received an invitation. Mr. Renadette stated he will email an invitation to Mr. Zurlo. Mr. Zurlo will provide a copy of the invitation to the County Board of Ethics.

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

Committee Reports

Buildings and Grounds – Legislator Dyer

Legislator Dyer reported the bid requests for the County's Highway Department and Surrogate Building HVAC projects will be advertised during the week of March 4th. The bid opening is scheduled for Tuesday, March 26th at 2:30 p.m.

Legislator Dyer requested an executive session to discuss a personnel issue.

County Operations Committee – Legislator Dame

Legislator Dame reported the County Operations Committee met Thursday, February 14th at 5:15 p.m. Resolutions #143 through #152 are included on the agenda as a result of the Committee's recommendation.

Legislator Dame reported Resolution #147 will authorize a contract with Dominion Voting for the purchase of an Image Cast Central Tabulator, a high-speed digital scanning device, which has the capability of counting absentee ballots quickly. The Help America Vote Act (HAVA) Grant will provide reimbursement to the Board of Elections for this purchase.

Legislator Dame reported Resolution #149 on the agenda will authorize the Information Technology Department to apply for a Local Government Records Management Improvement Fund

Grant through the New York State Education Department in the amount of \$15,000. The funding will be used to establish an Enterprise-wide Email Archive and E-Discovery Solution to address records management needs.

The next meeting of the County Operations Committee is scheduled for Tuesday, March 5th at 6:15 p.m.

Finance Committee – Legislator Rowden

Legislator Rowden reported the next meeting of the Finance Committee is scheduled for Wednesday, March 6th at 5:15 p.m.

Human Services – Legislator Keenan

Legislator Keenan reported Resolutions #153 through #158 are included on the agenda as a result of a poll of the Human Services Committee.

The next meeting of the Human Services Committee is scheduled for Tuesday, March 5th at 5:15 p.m.

Plattsburgh International Airport Committee – Legislator McManus

Legislator McManus reported the Plattsburgh International Airport Committee met earlier at 5:15 p.m. He stated he was encouraged to hear enplanements are increasing.

Rodney Brown, Deputy County Administrator, reported there are two or three prospective tenants who are interested in leasing space at the Airport. Resolution #168 on the agenda will authorize a lease with Sikorsky Aircraft Corporation for helicopter storage in Nose Dock #2. This will be a significant revenue addition to the Airport.

Mr. Brown reported he, Chairperson Langley and Airport Manager Chris Kreig will travel to Garden City, New York on Wednesday, March 6th to attend meetings at the New York Airport District Office. This annual meeting for the County is an effort to gain support for Airport projects which it believes merits Federal Aviation Administration (FAA) funding. Representatives from McFarland-Johnson, Inc. and C & S Engineers, Inc. will also be in attendance at these meetings.

Mr. Brown reported enplanements in January, 2013 were only a few hundred below that of January, 2012. The Airport, however, seems to have made up for the loss of Direct Air with the additional flights that Spirit Airlines and Allegiant Airlines are offering.

Legislator Butler asked when Spirit Airlines will begin flights to Myrtle Beach, South Carolina, and if it would be during the North Country's spring break in early April. Mr. Brown replied it would not be for the April break. Mr. Zurlo stated the desire to have these flights covered for the April breaks for the North Country has been expressed. He further stated this was a very successful route for the previous airline and it has been discussed with the current carriers.

Transportation Committee – Legislator McManus

Legislator McManus reported the next meeting of the Transportation Committee is scheduled for Monday, March 11th at 5:15 p.m.

Liaison Reports

Chamber of Commerce – Legislator Rowden

Legislator Rowden reported the next meeting of the Strategic Planning Tourism Committee is scheduled for Thursday, February 28th at 8 a.m.

Board of Health – Legislator Beach

Legislator Beach reported a meeting of the Board of Health was held on Monday, February 25th. Tobacco violations were reviewed. Efforts are being made for training vendors on tobacco sales. A presentation was made on the County Health Department's Restaurant and Grocery Program.

Intercounty - Legislator Dame

Legislator Dame reported he attended a meeting of the Intercounty Legislative Committee of the Adirondack on Thursday, February 21st in Essex County. There was one resolution on the agenda which opposed the new voting initiative the State would like to enact for a longer voting period. Based on the cost it would have on County Boards of Elections, most election officials believe expanding the opportunity to vote by absentee ballot would do the same thing at minimal cost. Mr. Zurlo asked if the County's Board of Elections' Commissioners had discussed this at the County Operations meeting. Legislator Dame replied yes, and stated they believe it is an expansion of costs and another unfunded mandate by the State. The Commissioners believe it will not increase voting totals. Mr. Zurlo stated this would be subject to the Chargeback Policy which the Board of Elections has done a great job in trimming costs to run elections without affecting procedures. This proposed incentive would dismantle any savings that has taken place.

Soil and Water – Legislator Rowden

Legislator Rowden reported the Clinton County Soil and Water Conservation District met on Thursday, February 21st. Several agriculture assessments are underway, as well as work on vegetated treatment areas on two farms and one water control structure. Legislator Dyer reported District Manager Nathan Grue is working with the Saranac Highway Department on the restoration of a wetland issue and a no-till drill for pasture land.

Discipline Review Board – Mr. Zurlo

Mr. Zurlo reported that he is aware of recent correspondence that will need the attention of the Discipline Review Committee in the future.

Community Services Board – Legislator Rowden

Legislator Rowden reported the Community Services Board met on Tuesday, February 26th. The NY SAFE Act was discussed, as well as its impact the County.

Legislator Rowden reported suicide prevention was also discussed. Sherrie Gillette, the Director of Community Services, by recommendation of the Community Services Board, will be working with the County Health Department who previously focused on this issue as a matter of public health and suicide prevention.

Legislator Rowden reported Conifer Park has been granted a contingency license to provide methadone treatment in the community. Chairperson Langley asked where the treatment would be provided. Legislator Rowden replied individuals will go to the Conifer Park facility located at 80 Sharron Avenue, Suite 3, in Plattsburgh, New York.

Staff Reports

County Attorney William Favreau had no report.

Mr. Zurlo requested an Executive Session to discuss a matter of collective negotiations, as well as a matter regarding the work history of a particular employee.

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

The following resolutions were approved unless otherwise noted.

Resolutions #141 through #158 were approved.

Resolution #159 titled, "Approving Creation of a Permanent, Full-Time Deputy Sheriff – Sheriff's Department"

Legislator Butler offered a motion to approve the resolution, seconded by Legislator Beach.

Discussion:

Mr. Zurlo stated this resolution was polled on February 22, 2013. He indicated this resolution has nothing to do with a previous conversation, which will be discussed at an upcoming Finance Committee meeting on Wednesday, March 6th. Carried (8-0-2).

Resolution #160 was approved.

Resolution #161 titled, "Authorizing Change Order #2 and Final with Baseline King Corporation – Plattsburgh International Airport"

Legislator Dyer offered a motion to approve the resolution, seconded by Legislator McManus.

Discussion:

Mr. Zurlo stated Resolutions #160 and #161 were both decreases to the contract amounts. Carried (8-0-2).

Resolutions #162 through #173 were approved.

Chairperson Langley entertained a motion from Legislator McManus to enter into Executive Session at 7:38 p.m. to discuss a matter of collective negotiations and a matter involving the work history of a particular employee, seconded by Legislator Dyer. Carried (8-0-2).

Chairperson Langley entertained a motion from Legislator Dyer to exit Executive Session at 8:46 p.m. and return to Regular Session, seconded by Legislator Rowden. Carried (8-0-2).

There being no further business, Chairperson Langley entertained a motion from Legislator Beach to adjourn Regular Session at 8:47 p.m., seconded by Legislator Dyer. Carried (8-0-2).

Respectfully submitted,

Katherine A Brown

Katherine A. Brown
Senior Stenographer