

COUNTY OF CLINTON)  
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STATE OF NEW YORK)

June 23, 2022

Stenographer's minutes of the Regular Session of the Clinton County Legislature held  
Wednesday, June 22, 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

EXCUSED: 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 Waldron asked to be excused.

Legislator Kretser motioned to accept the minutes of the June 8, 2022 Regular Session, seconded by Legislator Hall. Carried (9-0-1).

Chairperson Henry stated each year, the Off Track Betting (OTB) Committee awards two scholarships; one to a student attending SUNY Plattsburgh and one to a student attending Clinton Community College. The students selected must have a grade point average of at least 85 percent, have demonstrated leadership abilities, especially involvement in community activities and have taken part in a minimum of two extra-curricular activities, with at least one being non-sports related. The County received many applications and is proud to present Ivy Pepito of Seton Catholic and Jade Drollette of Plattsburgh High School with these awards. Chairperson Henry invited Ivy and Legislator Hughes to the podium. He then invited Jade and Legislator Timmons to the podium. He extended his congratulations to the students and thanked their families for attending and noted this presentation is one of the highpoints of the year for the Legislature.

Chairperson Henry asked if anyone wished to address the Legislature.

Beth Ashebranner, of 20 Lynde Street, Plattsburgh, New York, a member of the New York Citizens Audit (NYCA), spoke regarding the roles within the 2020 election. She presented to the Legislature on the 81-page synopsis of the Clinton County Petition which addressed the grievances. She is asking the Legislature to uphold their fiduciary responsibility to investigate the election integrity issues. She stated she will email the petition and resolution to the Legislature and physically presented Mr. Zurlo with same (which has been attached and made part of the minutes.)

Ed Boyce, of 32 Lower Drive, Morrisonville, New York, requested a redress on election violations and read excerpts from the Petition.

James Vandetten, of 276 Miner Farm Road, Altona, New York, continued to read excerpts of the Petition to the Legislature. As such, he stated the 2020 election was defective and must be decertified.

Kimberly Boyce, of 32 Lower Drive, Morrisonville, New York, stated Clinton County facts contrary to the election law. She reiterated the 2020 election was defective and must be decertified and read several excerpts from the Petition.

Kathleen Kasparzak, of 22 Pristine Drive, Plattsburgh, New York, continued to state facts from the Petition that the 2020 election was defective and must be decertified in Clinton County.

Ms. Ashebranner requested a resolution be placed on the July 13<sup>th</sup> Regular Session agenda.

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, June 13<sup>th</sup>.

James Cleveland, the Superintendent of Buildings and Grounds, was present to discuss the

resolution “Authorizing Contract with Chimera Integrations, Inc.”

The Committee also toured the Government Center Complex as part of its due diligence for a potential brick project.

Resolution #409 has been placed on the agenda upon the recommendation of the Committee.

The next Buildings and Grounds Committee meeting is tentatively scheduled for Monday, July 11<sup>th</sup> at 4:30 p.m.

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

Legislator Potiker reported the Children and Family Services Committee has not met since the last Regular Session.

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

### **Economic Development and County Operations Committee – County Administrator Michael Zurlo**

On behalf of Legislator Waldron, Mr. Zurlo reported the Economic Development and County Operations Committee has not met since the last Regular Session.

The next Economic Development and County Operations Committee meeting is tentatively scheduled for Wednesday, July 13<sup>th</sup> at 4:00 p.m.

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

Legislator Timmons reported the Finance Committee met on Wednesday, June 15<sup>th</sup>.

Kimberly Davis, the County Treasurer (via Zoom), and Rebecca Murphy, the Deputy County Treasurer, were present to discuss Medical Marijuana, the 2022 Sales Tax Charts, the Annual Report, the results of the In Rem Foreclosure Auction and resolutions “Transferring Title of Property in the Town of Ellenburg” and “Accepting Bids Received at Public Auction and Authorizing the Issuance of Deeds.”

Resolutions #410 and #411 have been placed on the agenda upon the recommendation of the Committee, as well as, Resolution #452 under Waive Rule 13.2.

The next Finance Committee meeting is tentatively scheduled for Wednesday, July 6<sup>th</sup> at 5:15 p.m.

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

Legislator Hughes reported the Health Committee met on Wednesday, June 15<sup>th</sup>.

Jeff Sisson, the Public Health Director, was present to discuss several resolutions, as well as, the Health Department Report for May, 2022 and the Creating Healthy Schools and Communities 2021-2022 Report.

Resolution #412 has been placed on the agenda upon the recommendation of the Committee. The Committee was also polled on Resolutions #413 through #415 which have also been placed on the agenda

upon the recommendation of the Committee.

The next Health Committee meeting is tentatively scheduled for Wednesday, July 6<sup>th</sup> at 4:15 p.m.

Additionally, Legislator Hughes requested an amendment to Resolution #414.

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

Legislator Peryea reported the Human Services Committee has not met since the last Regular Session.

The next Human Services Committee meeting is tentatively scheduled for Tuesday, July 5<sup>th</sup> at 4:15 p.m.

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

Legislator Henry reported the Personnel Committee met on Monday, June 6<sup>th</sup>.

Kim Kinblom, the Personnel Director, was present to discuss several resolutions, including “Authorizing Contract with Twenty-Six & Co.” and “Authorizing Contract with JobElephant.”

Resolutions #416 through #433 have been placed on the agenda upon the recommendation of the Committee.

The next Personnel Committee meeting is tentatively scheduled for Thursday, July 7<sup>th</sup> at 5:00 p.m.

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

Legislator Hall reported the Plattsburgh International Airport Committee met earlier.

Chris Kreig, the Airport Director, was present to discuss several resolutions, as well as, a tenant update.

Resolutions #434 through #438 have been placed on the agenda upon the recommendation of the Committee, as well as, Resolution #451 under Waive Rule 13.2.

The next Plattsburgh International Airport Committee meeting is tentatively scheduled for Tuesday, July 12<sup>th</sup> at 4:00 p.m.

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

Legislator Castine reported the Public Safety Committee has not met since the last Regular Session.

Resolution #439 has been placed on the agenda upon the recommendation of the Committee.

The next Public Safety Committee meeting is tentatively scheduled for Thursday, July 7<sup>th</sup> at 4:00 p.m.

## **Transportation Committee – Legislator Kretser**

Legislator Kretser reported the Transportation Committee met on Monday, June 13<sup>th</sup>.

Shannon Thayer, the Senior Planner, and Luke Cutter, the Planning Technician, were present to discuss two resolutions and an update on the Clinton County Public Transit Route Changes and Staffing Issues.

Karl Weiss, the Highway Superintendent, was also present to discuss several resolutions including “Authorizing Contract Amendments with Jointa Lime Company and Upstone Materials, Inc. for Asphalt Concrete Materials and Delivery.”

Resolutions #440 and #441, as well as, #443 through #445 have been placed on the agenda upon the recommendation of the Committee. Resolution #442 “Authorizing Contract Extension with American Rock Salt Company, LLC” was withdrawn and will be discussed at the next Transportation Committee meeting.

The next Transportation Committee meeting is tentatively scheduled for Monday, July 11<sup>th</sup> at 5:15 p.m.

## **LIAISON REPORTS**

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

Legislator Potiker reported the Board of Health met on Monday, June 20<sup>th</sup> and passed five resolutions, as well as, discussed COVID-19 and the Monkey Pox response update.

### **Clinton Community College – Legislator Bezio**

Legislator Bezio reported the luncheon at Clinton Community College will be held on Wednesday, July 13<sup>th</sup> at 11:00 a.m.

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

Legislator Timmons stated the Committee met on Tuesday, June 21<sup>st</sup>. He reported the newly-hired Executive Director Linda Gilliland is doing a great job and is taking classes at Cornell University. He noted Ms. Gilliland believes all is in order for the Clinton County Fair. Additionally, Legislator Timmons is happy to announce programs are back up and in occurring in-person.

### **Intercounty of the Adirondacks – County Administrator Michael Zurlo**

On behalf of Legislator Waldron, Mr. Zurlo stated Intercounty of the Adirondacks was cancelled.

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

Legislator Kretser stated the next meeting (in-person) will be held on Tuesday, July 12<sup>th</sup> in Westport, New York.

### **Soil and Water – Legislators Timmons and Peryea**

Legislator Timmons reported the truck was full of tires the day of the meeting. He did speak to

the Press Republican and asked the public to call the Soil and Water Office to pre-register for the next recycling day (Thursday, June 23<sup>rd</sup> at the Chazy Highway Department from 1-4 p.m.) and expects the truck will be full as well, noting a huge benefit to the environment.

Legislator Timmons also reported an accident occurred with the new truck that was recently purchased which resulted in significant damage. The old truck, scheduled to be auctioned, had to be pulled and is being utilized at this time.

### **STAFF REPORTS**

#### **County Attorney – Jacqueline Kelleher, Esq.**

Ms. Kelleher thanked the Airport Committee for establishing the flights to Philadelphia as she is flying to Philadelphia next month for her fortieth high school reunion.

#### **County Administrator – Michael Zurlo**

Mr. Zurlo stated as a member of the County of Clinton Industrial Development Agency (CCIDA), he was asked by the President of the CCIDA, Trent Trahan, to thank the Legislature for their support of the Champlain Hudson Power Express (CHPE) Project (which has closed.)

Mr. Zurlo also asked for an Executive Session to discuss a matter regarding the sale and lease of real property.

#### **Chairpersons Report**

Chairperson Henry did not have a report.

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

Resolutions #409 through #413 were approved.

Resolution #414 titled, “Awarding Request for Proposal (RFPs) for Preschool Special Education Transportation Services” was motioned by Legislator Hughes and seconded by Legislator Bezio.

Discussion: Legislator Hughes motioned to amend Resolution #414 to make it a three-year agreement. The rate for the three years would be as follows: first year - \$438.12 per day bus per bus estimating nine buses, second year - \$458.26 per bus per day estimating nine buses and the third year - \$477.67 per day per bus estimating nine buses. Legislator Timmons seconded the amendment. Amendment Carried (9-0-1).

Legislator Hughes motioned to approve the resolution as amended, seconded by Legislator Bezio. Carried (9-0-1).

Resolutions #415 through #433 were approved.

Resolution #434 titled, “Authorizing Agreement for Alternate Essential Air Service (AEAS) with Corporate Flight Management, Inc. d/b/a Contour Airlines” was motioned by Legislator Hall and seconded by Legislator Timmons. Carried (9-0-1).

Discussion: Mr. Zurlo stated the County already has passed a resolution to contract with the

Federal government to receive the funds for this contract. This resolution is a little different in that the AEAS contracts directly with the County and not the Federal government.

Resolutions #435 through #441 were approved.

Resolution #442 was withdrawn.

Resolutions #443 through #450 were approved.

Legislator Potiker motioned to Waive Rule 13.2, seconded by Legislator Kretser. Carried (9-0-1).

Resolutions #451 and #452 were approved.

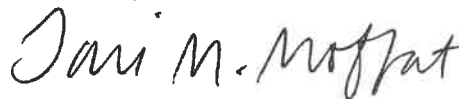
Legislator Hall motioned to enter into Executive Session at 6:12 p.m., seconded by Legislator Timmons. Carried (9-0-1).

Legislator Hall motioned to exit Executive Session at 6:47 p.m., seconded by Legislator Timmons. Carried (9-0-1).

Legislator Peryea stated he received notification that the Future Farmers of America (FFA) will not be bringing their animals to the Clinton County Fair this year due to the recent State of New York change which states animal owners are not allowed to sleep in the barn with their animals. Legislator Peryea spoke with a Health Department representative that reiterated if nothing changes, the barn will be empty this year. Legislator Hall stated local firefighters volunteered to stay in the barn with the animals and the State of New York said no, but if the animal owners wanted to put tents or a motor home outside the barn that was ok. Legislator Hughes stated the animal owners are allowed to sit in the barn with their animals but they are not allowed to sleep overnight with their animals.

There being no further business to come before the Legislature, Legislator Hall motioned to adjourn the meeting at 6:54 p.m., seconded by Legislator Peryea. Carried (9-0-1).

Respectfully submitted,



Toni M. Moffat  
Executive Secretary to the County Administrator

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