

COUNTY OF CLINTON)
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STATE OF NEW YORK)

August 2, 2015

Stenographer's minutes of the Regular Session of the Clinton County Legislature held
Wednesday, July 22, 2015 in the Legislative Chambers, 137 Margaret Street, Plattsburgh, New York.

PRESENT: Jonathan Beach, Area 2
Mark Dame, Area 8
Samuel Dyer, Chairperson, Area 3
Robert Hall, Area 10
Pete Keenan, Area 5
James Langley, Jr., Area 7
Harry McManus, Area 1
Colin Read, Area 4
Patty Waldron, Area 6

EXCUSED: John Gallagher, Area 9

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

Chairperson Dyer called the meeting to order at 7:20 p.m.

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

Legislator Hall motioned to accept the minutes of the July 8th Regular Session, seconded by Legislator Keenan. (Carried 9-0-1).

Chairperson Dyer asked if anyone wished to address the Legislature.

There being no one who wished to address the Legislature, Chairperson Dyer called for standing committee and liaison reports.

Committee Reports

Buildings and Grounds Committee – Legislator Read

Legislator Read reported the next Buildings and Grounds Committee meeting is scheduled for Wednesday, August 12th at 5:15 p.m.

Children and Family Services Committee – Legislator Waldron

Legislator Waldron reported the next Children and Family Services Committee meeting is scheduled for Thursday, August 6th at 6:15 p.m.

County Operations Committee – Legislator Read

Legislator Read reported the next County Operations Committee meeting is scheduled for Wednesday, August 12th at 6 p.m.

Finance Committee – Legislator Dame

Legislator Dame reported the next Finance Committee meeting is scheduled for Wednesday, August 5th at 5:15 p.m. Lumsden & McCormick will present their findings from the May, 2015 audit, and Clinton Community College will present its 2015-2016 budget request.

Health Committee – Legislator Beach

Legislator Beach reported the next Health Committee meeting is scheduled for Thursday, August 6th at 5:15 p.m.

Human Services Committee – Legislator Keenan

Legislator Keenan reported the next Human Services Committee meeting is scheduled for Wednesday, August 5th following the 5:15 p.m. Finance Committee meeting.

Personnel Committee – Legislator Gallagher

Mr. Zurlo reported Resolution #499 has been placed on the agenda upon the recommendation of the Committee. The resolution will allow an increase in hours for a position at Mental Health and Addiction Services.

Plattsburgh International Airport Committee – Legislator Langley

Legislator Langley reported the Plattsburgh International Airport Committee met earlier. An update on projects was provided by Tom Horth of C & S Engineers, Inc. There was discussion on the Federal Inspection Station (FIS) on enplaning and deplaning, the rejection of bids for Building 2774 and a discussion on ceiling panels. Resolutions #500 and #501 have been placed on the agenda upon the recommendation of the Committee.

Public Safety Committee – Legislator Hall

Legislator Hall reported the Public Safety Committee meeting scheduled for Monday, July 13th was cancelled. Resolutions #502 through #508 are included on the agenda as a result of a poll of the Committee. Resolution #524 is also included on the agenda under Waive Rule 13.2.

Legislator Hall reported the next Public Safety Committee meeting is scheduled for Monday, August 10th at 6:15 p.m.

Transportation Committee – Legislator McManus

Legislator McManus reported the Transportation Committee met Monday, July 13th. The Committee discussed a proposed resolution for bilingual signage in Clinton County. Any sign that a municipality wants to use as bilingual must be submitted and approved by New York State Department of Transportation (NYSDOT). Al Rascoe, the Highway Superintendent, will conduct an inventory of County roads to determine which roads would be affected. He will research the matter further, and the topic will be brought back for further discussion at the next meeting.

Legislator McManus reported the transition of management services of Clinton County Public Transit (CCPT) from First Transit, Inc. to McDonald Transit Associates, Inc. was discussed. He reported it is a pleasure to work with people who want to work at CCPT. McDonald Transit Associates, Inc. is very responsive to any recommendations being made.

Legislator McManus reported Resolution #511 on the agenda will authorize OneWorkSource and Clinton Community College to sell student bus passes for CCPT for \$20 per pass. Clinton Community College will also be selling bus passes. Resolutions #509 through #512 have been placed on the agenda upon the recommendation of the Committee.

Legislator McManus reported the next Transportation Committee meeting is scheduled for Monday, August 10th at 5:15 p.m.

Liaison Reports

Chamber of Commerce – Legislator Read

Legislator Read reported the Strategic Tourism Planning Committee (STPC) did not meet this month.

Mr. Zurlo reported an overwhelming majority of counties do not charge occupancy tax to municipalities and are not charging for vacation homes. He reported this issue will be summarized at the August 5th Finance Committee meeting.

Board of Health – Legislator Beach

Legislator Beach reported the Board of Health met Monday, July 20th. There was discussion on enforcements and a presentation on food environment changes.

InterCounty – Legislator Waldron

Legislator Waldron reported the next Intercounty Legislative Committee of the Adirondacks meeting is scheduled for Thursday, July 23rd in Warren County.

Soil and Water – Chairperson Dyer

Chairperson Dyer reported the hydro seeder can be requested by any municipality. A grant pays for the product.

Staff Reports

County Attorney James Coffey requested an Executive Session to discuss the Narrows Road Bridge litigation.

Mr. Zurlo reported on the New York State Association of Counties (NYSAC) Fall Conference. Please advise Kathy Brown of the Legislative Office if you plan to attend by Thursday, July 30th.

Mr. Zurlo noted he gave misinformation earlier on the Personnel Committee resolution. The resolution on the agenda will allow one of the two part-time Guards at the Airport more hours because the second Guard is on medical leave.

Legislator McManus requested an update to the Casella negotiations be discussed in Executive Session.

Legislator Langley asked for an update on the Solar Project at the Plattsburgh International Airport. Mr. Zurlo reported the Project is moving forward. There are issues to combat that, if put into play, would reduce the amount of savings to the Project. Mr. Zurlo reported that is a determination by the Department of Labor over prevailing wage. He reported the Town of Plattsburgh and Clinton County are seeking an appeal on that determination. Notice was received that the assessed value has increased significantly from the initial figure that Brian Dowling, the Town's Assessor, gave to Clinton County. Mr. Zurlo reported there are options on assessing the property that Mr. Dowling finds amenable. Legislator Dame asked if Clinton County will be paying the Town of Plattsburgh taxes on the Solar Project. Mr. Zurlo replied the Project is taxable because there is a profit-making venture from a private entity on public land.

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

Resolutions #499 through #506 were approved.

Resolution #507 titled, “Authorizing Contract with Akwesasne Mohawk Casino Resort - District Attorney’s Office/Child Advocacy Center”

Discussion: Mr. Zurlo reported the resolution authorizes the rental of space for Perpetrator/Trauma Exposure Training at the Akwesasne Mohawk Casino Resort. He reported the Akwesasne Tribe is part of the consortium which allows the County additional funding. (Carried 9-0-1).

Resolutions #508 titled, “Authorizing Contract Amendment with J. Hogan Refrigeration & Mechanical, Inc. – Sheriff’s Department”

Discussion: Legislator Hall asked the reason the annual cost for J. Hogan Refrigeration & Mechanical has increased. Legislator Langley replied previously, the County had its own in-house employee, and now the County has a contract. Mr. Zurlo reported the County has always had a contract with J. Hogan Refrigeration & Mechanical, Inc. He reported an employee from the Plattsburgh International Airport works in-house at the Sheriff’s Department when needed. Legislator Hall asked if J. Hogan Refrigeration & Mechanical, Inc. is a local company. Mr. Zurlo replied yes. The resolution authorizes a one-time system flush that is not an on-going expense. The normal maintenance contract is \$5,000. (Carried 9-0-1).

Resolutions #509 through #517 were approved.

Resolution #518 titled, “Authorizing the County Treasurer to Increase Appropriation and Corresponding Revenue for Real Property – Real Property”

Discussion: Legislator Read asked if the cost included the Mitel VOIP cordless telephones. Mr. Zurlo replied yes. Legislator Read asked if the purchase of the VOIP cordless telephones was absolutely necessary at this time. Mr. Zurlo replied the telephones need to be purchased because funding currently exists. (Carried 9-0-1).

Resolutions #519 through #523 were approved.

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

Resolution #524 titled, “Authorizing Contract with New York State Unified Court System – Sheriff’s Department”

Discussion: Mr. Zurlo reported the resolution authorizes payment for Court Facilitators in the New York State Court System who are hired by the Clinton County Sheriff. Funding is received from New York State. Legislator Dame asked if funding pays for security. Mr. Zurlo replied no.

Resolutions #525 through #527 were approved.

Chairperson Dyer asked if anyone had anything else to come before the Legislature before entering Executive Session.

Mr. Zurlo reported on the Tobacco Settlement Request by the Plattsburgh Little League. He reported there are three age groups in the Plattsburgh Little League, all of which captured their District 37 Championships and Section II North Championships which gave them entrance into the New York State Championships. Mr. Zurlo reported there is a considerable expense to the League. The older children will be traveling to Bronx, New York, and the younger children will be traveling to Rochester, New York. Mr. Zurlo reported if the middle-aged children win this weekend, they will be traveling to Colonie, New

York. This is the first time ever that one team has competed in the New York State Championships, and this year, there will be three teams. Mr. Zurlo reported the request is for \$5,000 or \$1,000 per team. Mr. Coffey asked if this expenditure is allowed through Tobacco Settlement funds. Mr. Zurlo replied yes, and stated Resolution #742 dated October 10, 2012 authorized an amendment to the Policy to expand the types of projects eligible for tobacco funding to include community-related projects. Legislator Hall reported the Civil Service Employees' Association donated \$1,500 toward expenses to the Plattsburgh Little League.

Legislator Dame motioned to approve the Tobacco Settlement request by the Plattsburgh Little League, seconded by Legislator Hall. (Carried 9-0-1).

Resolution #528 was approved.

Legislator McManus requested the minutes reflect that since other Tobacco Settlement requests have been denied when individuals have not made a presentation that a presentation was, in fact, made by Mr. Zurlo.

Legislator Keenan motioned to enter into Executive Session at 7:55 p.m. to discuss the Narrows Road Bridge litigation and negotiations with Casella Waste Systems, seconded by Legislator Hall. (Carried 9-0-1).

Legislator Hall motioned to exit Executive Session at 8:35 p.m., seconded by Legislator Beach. (Carried 9-0-1).

Resolution #529 was approved.

There being no further business, Chairperson Dyer entertained a motion from Legislator Keenan to adjourn Regular Session at 8:39 p.m., seconded by Legislator Hall. (Carried 9-0-1).

Respectfully submitted,



Jeanene Bell
Senior Stenographer