

At 4:36 pm Motion to enter Executive Session to discuss a matter of a particular person.

By Councilor McFarlin; Seconded by Councilor Ensel

Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore

(All voted in the affirmative)

Returned at 5:00 pm

Returned from Executive Session discussed a matter involving an individual person. No action was taken during Executive Session.

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

December 19, 2019

5:30 P.M.

MINUTES

Pledge of Allegiance

(RC)

Present: Mayor Colin Read, Councilors Rachelle Armstrong (W1), Mike Kelly (W2), Elizabeth Gibbs (W3), Peter Ensel (W4), Patrick McFarlin (W5), Jeff Moore (W6)

Absent: None

MAYOR'S COMMENTS: Mentioned 2 councilors last day and various grants awarded this week totaling 3.16 million dollars. Harbors side Master Plan as part of CFA, Climate Smart Communities Greenhouse gas inventory, WRRF Discharge detection and elimination study and Water Infrastructure grant.

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: That the Minutes of the Regular Meeting of the Common Council held on December 12, 2019 are approved and placed on file among the public records of the City Clerk's Office

By Councilor Armstrong; Seconded by Councilor Gibbs

(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore

(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending December 20, 2019 in the amount of **\$ 507,105.99** are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Gibbs; Seconded by Councilor Kelly

(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of December 10 - 16, 2019
- Report from the Building Inspector's office for the week of December 11 - 17, 2019
- Reports from the Police Department dated December 16, 2019
- Minutes from the City Infrastructure Committee meeting held on December 12, 2019

• **COUNCILOR/DEPARTMENT CHAIR COMMITTEE REPORTS:**

Governance, Strategy, and City Operations- Chair Councilor Armstrong indicated no updates.

City Infrastructure – Chair Councilor Moore saw Public Works on Protection Ave yesterday wondered what was going on. Mayor Read explained.

Finance and Budget – Chair Councilor Kelly indicated met tonight, good demonstration of Opengov thanked Chamberlain Marks and staff for all of their work on project.

Public Safety – Chair Councilor Gibbs indicated no updates.

Plattsburgh Public Library – Chair Councilor Ensel indicated no updates.

MLD - MLD Board President Councilor McFarlin no updates, mentioned buildings coming down on Green Street.

RESOLVED: That the reports as listed are hereby ordered received and any written reports are placed on file among the public records of the City Clerk's Office.

By Councilor Gibbs; Seconded by Councilor Ensel
(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)

4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills Audited by the Common Council for the week ending December 18, 2019 in the amount of \$ 432,465.20 are authorized and allowed and the Mayor and City Clerk are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Ensel; Seconded by Councilor Moore
(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore

(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY: None

7. OTHER ITEMS:

A. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to authorize an additional \$4,551,000 for the City to borrow through issuing long-term debt in order to provide funding for capital spending for various projects adding to or upgrading the City’s infrastructure and equipment assets. The five bond resolutions are included as supporting documentation for authorizing this request.

By Councilor Kelly; Seconded by Councilor Armstrong
Discussion: Yes
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

B. ADOPTION OF LOCAL LAW P-7 OF 2019: A local law amending and restating in its entirety Chapter 278, Article VII, Section 48, Subsection (C) of the City Code of the City of Plattsburgh.

This Local Law shall take effect immediately upon approval by the Mayor and filing with the New York Secretary of State. The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said local law is made part of the minutes of this meeting.

By Councilor Gibbs; Seconded by Councilor Kelly
Discussion: Yes
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves that the Mayor is authorized to sign a professional services agreement between the City of Plattsburgh and KAS, Inc. in the amount of \$8,045 to include the completion of both a Phase I Environmental Site Assessment and a Phase II Environmental Site Assessment, third party air monitoring services during asbestos abatement, and soil inspection services related to the relocation of the Plattsburgh Farmers’ and Crafters’ Market to the former Plattsburgh Municipal Lighting Department complex on Green Street.

By Councilor Gibbs; Seconded by Councilor Ensel
Discussion: None
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves continuing the contract with ELMORE SPCA for Dog Control Services for stray and abandoned dogs within the City of Plattsburgh for 2020 for the total cost of \$11,000 and there is no increase in cost from 2019.

By Councilor Gibbs; Seconded by Councilor Armstrong
Discussion: None
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

E. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to make the final adjustment to the 2019 budget for the City operating funds as a closing budget entry for the year. The supporting documentation detailing all of the accounts to be adjusted is included for the meeting minutes.

By Councilor Gibbs; Seconded by Councilor Kelly
Discussion: None
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

F. RESOLVED: In accordance with the request therefore the Common Council approves that the Mayor is authorized to sign a professional services agreement with Robert M. Sutherland P.C. in the amount of \$5,900 to provide subdivision services related to the Downtown Revitalization Initiative's Durkee Lot Mixed Use Development and representation before City boards.

By Councilor Moore; Seconded by Councilor Gibbs
Discussion: Yes
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

G. RESOLVED: The members of the Common Council request that the Mayor, on behalf of the Governance, Strategy and City Operations committee, advertise for proposals for Marina Operation at the City of Plattsburgh Marina.

By Councilor Armstrong; Seconded by Councilor Kelly
Discussion: None
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

H. WHEREAS, according to the US Department of Energy, idling for more than 10 seconds uses more fuel and produces more emissions that contribute to smog and climate change than stopping and restarting your engine does. About half of that is attributable to personal vehicles, which generate around 30 million tons of CO2 every year just by idling.

WHEREAS, less idling time is good for the environment because it reduces air pollution and noise while improving fuel economy. Less idling time also saves money for diesel operators and consumers and contributes to a cleaner atmosphere.

RESOLVED: In accordance with the request therefore the Common Council approves adopting City of Plattsburgh Anti-Idling Policy for City-Owned Heavy Duty Vehicles. The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said policy is made part of the minutes of this meeting.

RESOLVED: In accordance with the request therefore the Common Council approves adopting City of Plattsburgh Anti-Idling Policy for City-Owned Passenger Vehicles. The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said policy is made part of the minutes of this meeting.

Motion to waive reading and move Resolutions 7H, 7I and 7J

By Councilor McFarlin; Seconded by Councilor Armstrong
(All voted in favor of waiving reading and move Resolutions 7H, 7I and 7J)
Discussion: Yes
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)
ACTION TAKEN: Adopted
Follow up Action: None

I. WHEREAS, the City of Plattsburgh’s goal is to expand sustainability practices. Working toward carbon neutrality is a stated goal and the reason the city is participating in the NYS Climate Smart Communities program.

WHEREAS, recycling reduces waste and disposal costs.

WHEREAS, recycling diverts waste from landfills, helping Clinton County conserve our limited landfill space. Recycling saves natural resources and energy. It helps to reduce greenhouse gas emissions from landfills and power generation.

WHEREAS, “Greening” city operations and events creates a positive image and enhances the event profile.

RESOLVED: In accordance with the request therefore the Common Council approves adopting City of Plattsburgh Recycling Policy for Government Buildings. The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said policy is made part of the minutes of this meeting

RESOLVED: In accordance with the request therefore the Common Council approves adopting City of Plattsburgh Recycling Policy for Public Events. The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said policy is made part of the minutes of this meeting.

[See details under Item 7H]

ACTION TAKEN: Adopted
Follow up Action: None

J. WHEREAS, Green Procurement, also known as Environmentally Preferable Purchasing, is an effort to purchase products and services that have a reduced negative impact or increased positive impact on the environment and human health compared to traditional products.

WHEREAS, Environmentally Preferable Purchasing is an important component of the City of Plattsburgh’s procurement policy and shall guide City efforts to meet the following goals:

- 1. Minimizing health risks to City residents and staff.
- 2. Minimizing the City’s contribution to global climate change.
- 3. Improving air quality.
- 4. Protecting the quality of ground and surface waters.
- 5. Minimizing the City’s consumption of resources.

RESOLVED: In accordance with the request therefore the Common Council approves adopting an addendum to the City of Plattsburgh Procurement Policies, City of Plattsburgh Green Procurement Policy. The entire text of which has been distributed to and read by the members of the Common Council, is hereby enacted without the reading thereof and a copy of said policy is made part of the minutes of this meeting.

[See details under Item 7H]

ACTION TAKEN: Adopted
Follow up Action: None

Item K added during Committee meeting:

K. RESOLVED: The Common Council approves that the City of Plattsburgh will hold a public hearing on Thursday, January 9, 2020 at 5:00 p.m. in the Common Council Chambers of City Hall for the purposes of hearing public comments on the performance of the City of Plattsburgh’s current Community Development Block Grant (CDBG) project: NYS CDBG Project #927PF141-16, Lake View Towers Elevator with a funding amount of \$300,000.

By Councilor Ensel; Seconded by Councilor Gibbs
Discussion: None
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)

ACTION TAKEN: Adopted
Follow up Action: None

8. TRAVEL REQUEST:

A. RESOLVED: In accordance with the request therefore the Common Council approves Environmental Manager Jon Ruff to attend “2020 NYWEA Annual Meeting” in New York City, NY from February 2 - 5, 2020 total cost not to exceed \$1850.

By Councilor Gibbs; Seconded by Councilor Armstrong
Discussion: None
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)

ACTION TAKEN: Adopted
Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves one Police Department employee to attend “The Street Smart Cop/Pro-Active Patrol Tactics” from March 23-24, 2020 in Goshen, NY. The total cost will not exceed \$809.44 and will be expensed out of the Asset Forfeiture Fund.

By Councilor Ensel; Seconded by Councilor McFarlin
Discussion: Yes
Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore
(All voted in the affirmative)

ACTION TAKEN: Adopted
Follow up Action: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION: None

10. NEW BUSINESS AND COUNCILOR REPORTS:

Councilor Moore read and submitted statement in to minutes regarding Local Law P-6 of 2019. Thanked Councilor Armstrong and Ensel for diligent work over the years.

Councilor McFarlin said good bye to Peter and Rachelle, Merry Christmas.

Councilor Armstrong said it was a learning experience and honor to serve on Council for 6 years.

Councilor Ensel said 3 years have flown by, looked back at all they’ve faced and accomplished.

Councilor Armstrong and Ensel offered further gratitude and reflections of time on Council.

Mayor Read proud of all they have accomplished.

Councilor Kelly thanked all Council of 2019 it was challenging, thanked all departments for hard work.

Councilor Gibbs said it was a pleasure working with Peter and Rachelle was very helpful wished both well.

Mayor Read administers Oath of Office on newly elected Ward 1 Councilor Ira Barbell.

11. CLOSING PUBLIC COMMENTS ON ANY TOPIC:

Carol Klepper spoke about rental registry, glad it was passed last week, concerned about inspection and enforcement. Submitted in to minutes photos of various buildings/properties in City she feels are not in compliance.

Mayor Read spoke about value in rental registry.

Carol Klepper spoke more on subject of rental registry and properties she feels are not in compliance.

Motion to Adjourn by Councilor Ensel; Seconded by Councilor Armstrong

Roll call: Councilors Armstrong, Kelly, Gibbs, Ensel, McFarlin, Moore

(All voted in the affirmative)

MEETING ADJOURNED: 6:20pm

Local Law #6 2019

It was not my intention to bring up last weeks vote on local law number 6 of 2019 but after reading the spate of inaccurate statements quoted in the Press I feel compelled to reply. I and obviously some of the other councilors came to the meeting last week prepared to vote based on input from relevant sources and a legal opinion from the city attorney. Having not heard any statements at the public hearing that I had not already taken into consideration I was prepared to make a decision on the proposed local law and apparently other members of the council were also. Let me remind everyone that new local laws are required to be posted and a public hearing is scheduled two weeks after the posting giving council members time to evaluate the proposal and for the public to voice their concerns, after which a vote is usually held. All proposed local laws are handled in this same manner. This is local government at its best and how a legislative body should function. To be clear the minority was heard and the majority decided. That is how our democratic form of local government is intended to work and that is exactly what transpired last week.

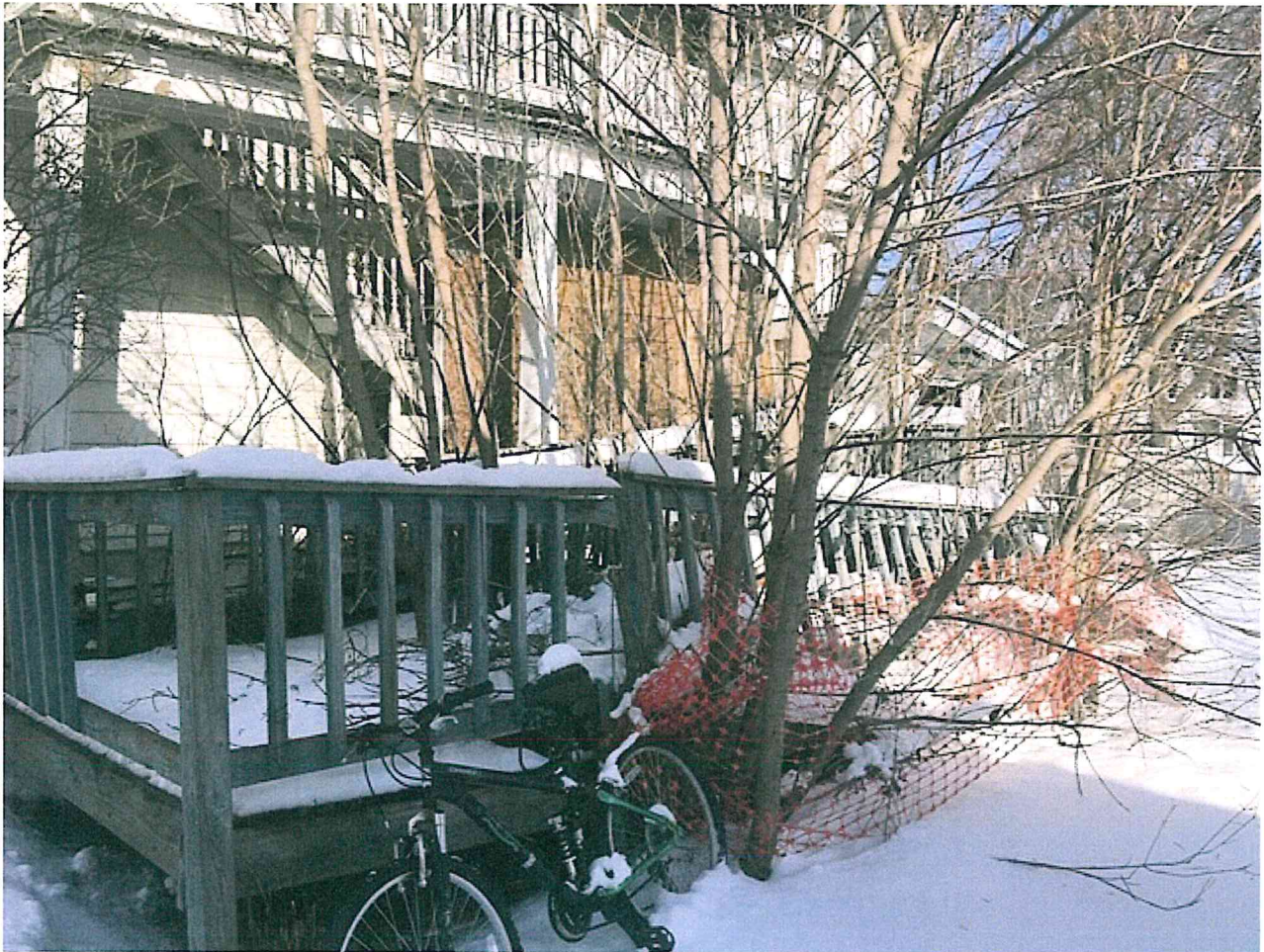
Jeff Moore Councilor Ward 6

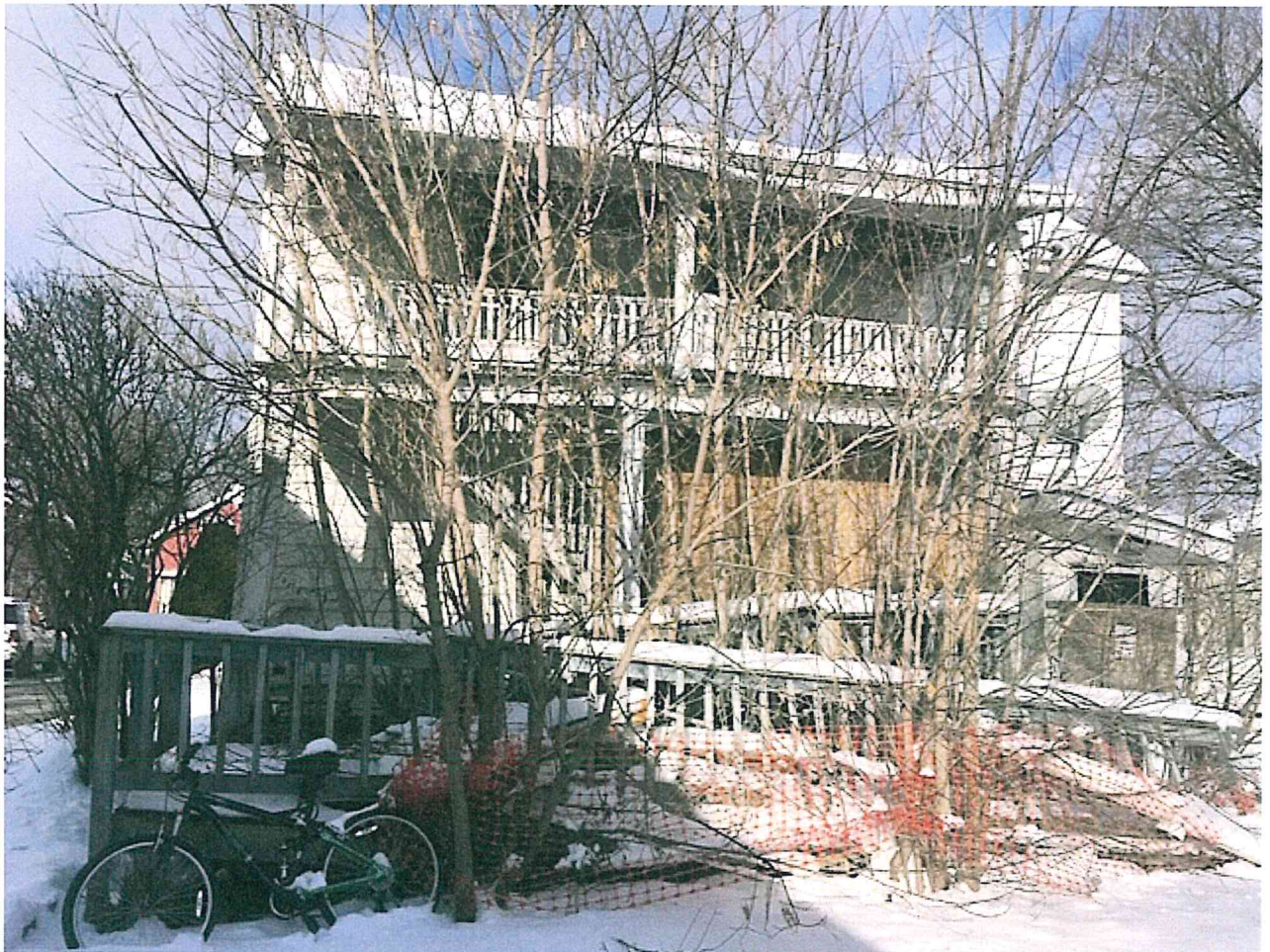
























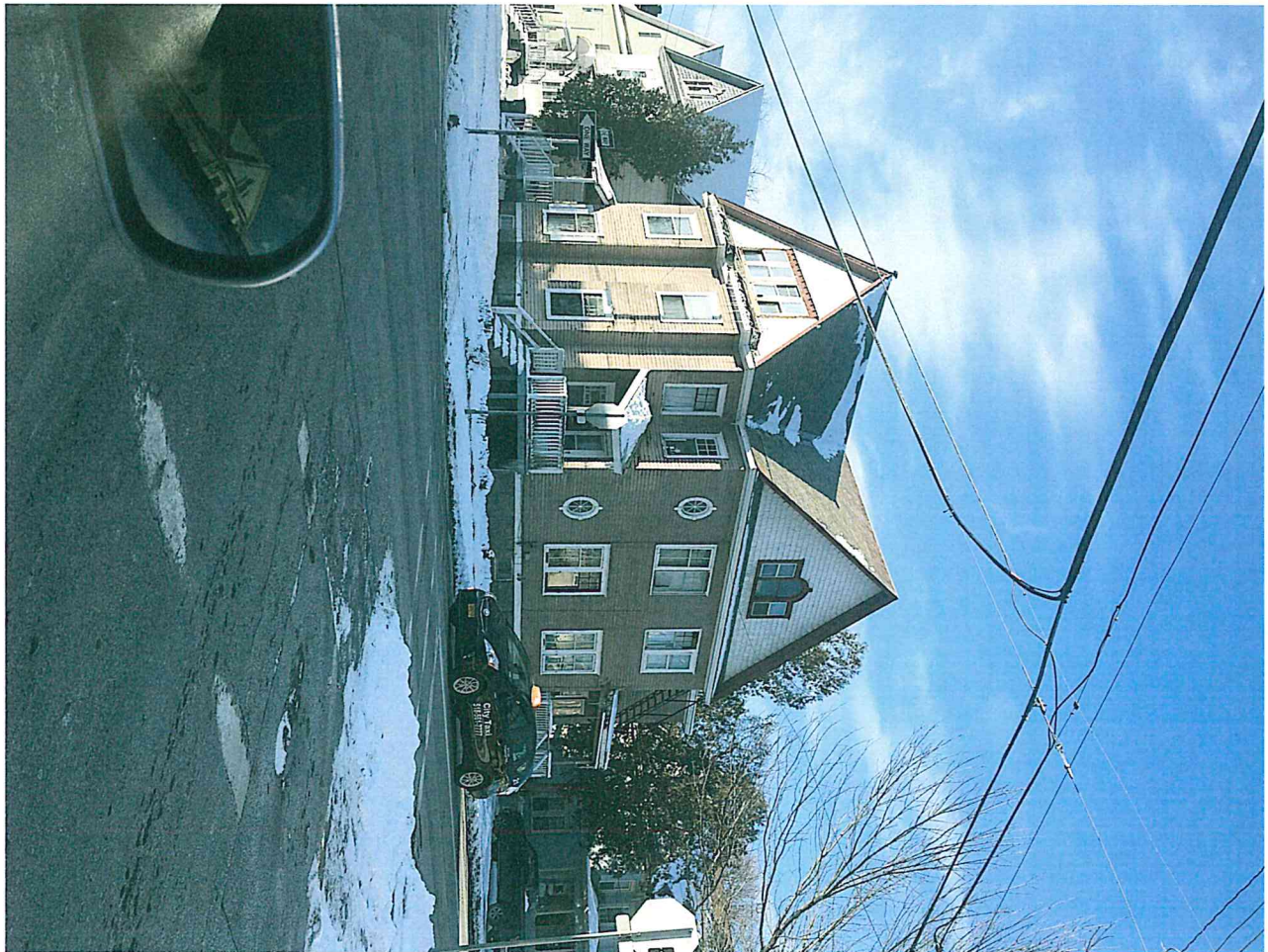






















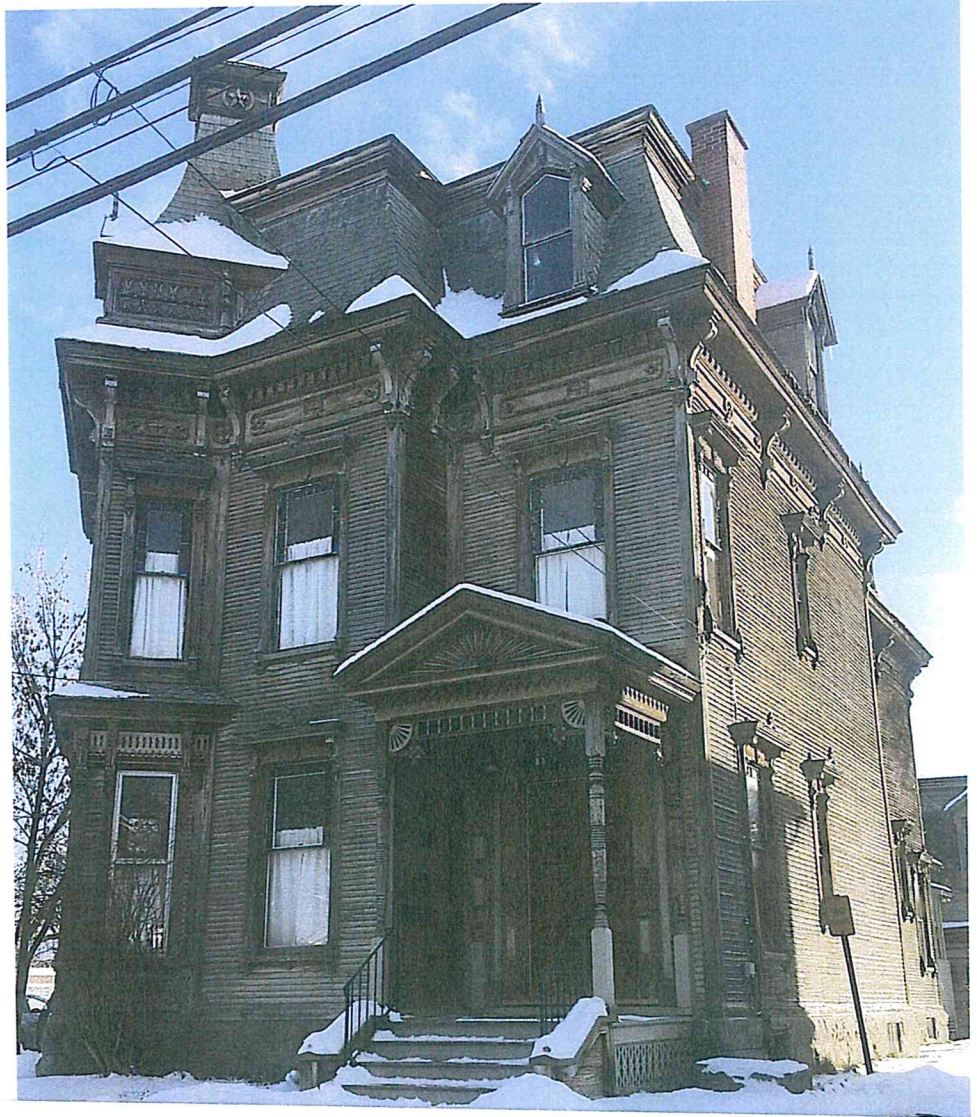


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