

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

July 5, 2018

5:30 P.M.

MINUTES

Pledge of Allegiance

(RC)

Present: Mayor Colin Read, Councilors Rachelle Armstrong (W1), Mike Kelly (W2), Dale Dowdle (W3), Peter Ensel (W4), Patrick McFarlin (W5), Joshua Kretser (W6)

Absent: **Councilor Joshua Kretser (W6)**

MAYOR'S COMMENTS: Spoke about the success of the July 4th events, beach is packed and fully staffed. Discouraged by the Local Law and would like to solve collaboratively.

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: That the Minutes of the Regular Meeting of the Common Council held on June 28, 2018 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Kelly; Seconded by Councilor Dowdle
(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin
(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 July 4, 2018 in the amount of **\$ 454,869.00** 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 Kelly; Seconded by Councilor Armstrong
(All in Favor/opposed)

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

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of June 26 – July 2, 2018
- Minutes from the Public Safety Committee held on June 28, 2018
- Statement from the City Clerk's Office of all monies received during the month May 2018 in the total amount of \$9,211.51.

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

Governance, Strategy, and City Operations- Chair Councilor Kretser absent. Councilor Armstrong gave update.

City Infrastructure – Chair Councilor Ensel. Committee meets next week send any request to City Clerk.

Finance and Budget – Chair Councilor Kelly indicated he would like to meet with Richard Marks, Councilor Ensel get presentation together.

Public Safety – Chair Councilor Dowdle met last week.

Plattsburgh Public Library – Chair Councilor Armstrong no updates.

MLD - MLD Board President Councilor McFarlin met last week no updates. Spoke about parade, fireworks well put on thanked all departments especially Tara Powers an excellent job.

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 McFarlin; Seconded by Councilor Kelly
(All in Favor/opposed)

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin
(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 July 6, 2018 in the amount of \$ 122,166.97 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 Armstrong; Seconded by Councilor Dowdle
(All in Favor/opposed)

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

6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY:

Denise Nephew, Smith Street spoke about Feral Cats agrees with Animal Rescue asked Council to withdraw Local Law.

Sue Moore spoke about Feral Cats agrees with Animal Rescue asked Council to vote no.

Dan Rugar, 9 Maine Rd spoke about Feral Cats encouraged all to work with community partners to solve

problem.

Unidentified Speaker spoke about Feral Cats.

7. OTHER ITEMS:

A. ADOPTION OF LOCAL LAW P-5 OF 2018

RESOLVED: A local law amending, renaming and restating in its entirety Chapter 161, Article III, Sections 14-15 of the City Code of the City of Plattsburgh.

Introduced by Councilor Dowdle on June 21, 2018 at a Regular Meeting of the Common Council. Public Hearing held on Thursday, July 5, 2018 at 5:00 pm in the Common Council Chambers, 41 City Hall Place, Plattsburgh, NY 12901.

Be it enacted by the Common Council of the City of Plattsburgh as follows:

The title of Chapter 161, Article III of the City Code of the City of Plattsburgh shall be amended and restated as “Pigeons, Feral Cats, and Other Animals”.

City Code Section 161-14 is amended and restated as follows:

Nuisance Declared

“The unnatural presence of pigeons, feral cats, and other wild animals, including but not limited to raccoons, deer, skunk, opossums, coyotes, birds, squirrels or fox, in the City of Plattsburgh, New York is hereby declared to be a public nuisance, the same being a menace to the health of the community.”

City Code Section 161-15 is amended and restated as follows:

Harboring, Keeping or Feeding Pigeons, Feral Cats and Other Animals Unlawful

- A. No person, firm, corporation or association shall intentionally feed, harbor or keep any pigeons, feral cats, and other wild animals, including but not limited to raccoons, deer, skunk, opossums, coyotes, birds, squirrels or fox within the City of Plattsburgh, New York. This section does not apply to bird feeders.
- B. Notwithstanding the foregoing, a person, firm, corporation or association may provide food to feral cats under the following conditions:
 - 1. All food must be provided in a labeled container which states the name, address and phone number of the person, firm, corporation or association providing the food.
 - 2. A person providing the food must be present when the food is made available to the feral cats and any remaining food must be removed when a person is not present.

City Code Section 161-16 (Penalties For Offense) shall remain unchanged.

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 Ensel; Seconded by Councilor Dowdle

Discussion: Yes

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin

(Councilors Dowdle and Ensel voted in the affirmative. Councilors Armstrong, Kelly and McFarlin voted in the negative)

ACTION TAKEN: Defeated

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves the Champlain Valley Morgan Horse Association to hold annual Community Flea Market for Elmore SPCA on October 13, 2018 from 9a.m.-3p.m. in the Farmers Market building. Electricity and use of bathrooms is requested. \$20 Utility use fee and Insurance will be required.

By Councilor McFarlin; Seconded by Councilor Armstrong

Discussion: None

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves the Economic Development Consultant contract for the Durkee Street project of the Downtown Revitalization Initiative (DRI) be awarded to White + Burke Real Estate Investment Advisors, Inc. Payment for the contract will be made using funds included in the DRI grant. This award is made subject to the provisions of the Request for Proposals issued for the Durkee Street project and to the terms of the DRI grant.

By Councilor Armstrong; Seconded by Councilor Dowdle

Discussion: None

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves the Design and Implementation contract for the Marketing, Branding, and Signage Strategy project of the Downtown Revitalization Initiative (DRI) be awarded to Boire Benner Group. Payment for the contract will be made using funds included in the DRI grant. This award is made subject to the provisions of the Request for Proposals issued for the Marketing, Branding, and Signage Strategy project and to the terms of the DRI grant.

By Councilor Dowdle; Seconded by Councilor Armstrong

Discussion: None

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

8. TRAVEL REQUEST: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION: None

10. NEW BUSINESS AND COUNCILOR REPORTS:

Councilor Dowdle asked if speeders on Sandra Ave and Prospect could be monitored.

Mayor Read indicated they are aware step up as patrols permit. Police Chief will review.

Councilor Dowdle spoke about an area on the corner of South Street and South Peru Street that vehicles use as a turnaround and it is damaging fence.

Mayor Read asked Building Inspector Joe McMahon to speak to Public Works Superintendent Mike Brodi.

Councilor Kelly happy to see local business Boire Benner selected. Caution about signage not too much of it.

Director of Community Development Matthew Miller said that could be a consideration.

11. CLOSING PUBLIC COMMENTS ON ANY TOPIC:

Unidentified Speaker spoke about Feral Cats and other cities have problem what do they do.

Mayor Read said yes we need to work together and address concerns.

Ryan Brienza indicated he runs a local LLC mining company and wants to expand is he allowed because of moratorium.

Corporation Counsel Dean Schneller mentioned this is not the forum for that type of inquiry, however, according to moratorium any new application would be subjected to moratorium

Unidentified Speaker spoke about Feral Cats.

Motion to Adjourn by Councilor Armstrong; Seconded by Councilor McFarlin

Roll call: Councilors Armstrong, Kelly, Dowdle, Ensel, McFarlin

(All voted in the affirmative)

MEETING ADJOURNED: 6:28 pm