

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

May 2, 2019  
**5:30 P.M.**

**AGENDA**

**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:**

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**MAYOR'S COMMENTS:**

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**1. MINUTES OF THE PREVIOUS MEETING:**

**RESOLVED:** That the Minutes of the Regular Meeting of the Common Council held on April 25, 2019 are approved and placed on file among the public records of the City Clerk's Office

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_  
(All in Favor/opposed)

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

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**2. PAYROLLS OF VARIOUS DEPARTMENTS:**

**RESOLVED:** That the payrolls of the various Departments of the City of Plattsburgh for the week ending May 1, 2019 in the amount of \$\_\_\_\_\_ 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 \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_  
(All in Favor/opposed)

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

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**3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:**

- Report of Fire and Ambulance Responses for the week of April 23-29, 2019
- Minutes from the Public Safety Committee held on April 25, 2019

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

**Governance, Strategy, and City Operations-** Chair Councilor Armstrong

**City Infrastructure –** Chair Councilor Moore

**Finance and Budget** – Chair Councilor Kelly

**Public Safety** – Chair Councilor Gibbs

**Plattsburgh Public Library** – Chair Councilor Ensel

**MLD - MLD Board President** Councilor McFarlin

**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 \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

(All in Favor/opposed)

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

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**4. CORRESPONDENCE OR RECOMMENDATIONS FROM BOARDS: None**

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**5. AUDIT OF CLAIMS:**

**RESOLVED:** That the bills Audited by the Common Council for the week ending May 3, 2019 in the amount of \$\_\_\_\_\_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 \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

(All in Favor/opposed)

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

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**6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY:**

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**7. OTHER ITEMS:**

**Motion to remove Item 7A from the table**

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

**A. COMPENSATION AND BENEFIT POLICY FOR LEVEL IV MANAGERS OF THE CITY OF PLATTSBURGH**

This Compensation and Benefit Policy for Managers shall replace and supersede all prior resolutions, policies, procedures, salary schedules, promises and agreements containing the terms and conditions of employment of Managers who were hired by the City on or after April 11, 2019 (hereafter referred to as “Level IV Managers”). No City representative shall have the authority to offer any Level IV Manager any benefit not consistent with this policy. This policy may be modified or revoked at any time.

APPLICATION OF THIS POLICY

This Compensation and Benefit Policy for Level IV Managers shall apply to all full time employees of the City of Plattsburgh occupying titles not represented by a recognized or certified employee organization as that term is defined in NYS Civil Service Law Article 14, but only where such Managers were hired as “managers” by the City on or after April 11, 2019. Such persons are referred to herein as “Level IV Managers.” This Compensation and Benefit Policy shall not apply to part time, seasonal and temporary employees or elected officials or any Manager hired prior to April 11, 2019.

WAGES

There shall be no salary schedule for Level IV Managers and the salary of each Level IV Manager shall be set by the City every year. At the time of a hire of a Level IV Manager, the Mayor shall recommend a specific salary which must be confirmed by the Common Council. Annually, the Mayor shall recommend a salary for each Manager for the following year in his proposed budget. The Common Council shall set the salary of each Manager as part of the budget approval process. There shall be no salary schedule for Level IV Managers and Level IV Managers shall not receive any longevity payments.

OTHER BENEFITS

Other than the Wages section described above, Level IV Managers shall receive the same benefits currently provided to “Level III” Managers as described in the Resolution of the Common Council approved on or about November 29, 2019, including any amendments thereto.

EFFECTIVE DATES

This policy shall be effective immediately for any person who begins serving as a Manager on or after April 11, 2019.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**B. THE MAYOR HANDS DOWN THE APPOINTMENT OF LEAH SWEENEY TO THE LIBRARY BOARD FOR THE TERM OF MAY 3, 2019 TO JUNE 30, 2023.**

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**C. RESOLVED:** In accordance with the request therefore, the Common Council approves a slip rental rate of \$47 per foot per season be implemented on May 3, 2019 for all boats docking at the City’s Wilcox Dock marina facility.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**D. RESOLVED:** In accordance with the request therefore the Common Council approves the following rate structure be implemented May 3, 2019 for all entry fees to the City of Plattsburgh’s Municipal Beach:

Type of Entry	Current Rate	Proposed Rate
Car: Weekday (USD)	\$ 7.00	\$ 9.00
Car: Weekday (CAD)	\$ 9.00	\$ 11.00
Walk-Ons & Motorcycles (USD & CAD)	\$ 3.00	\$ 5.00
Car: Weekend (USD)	\$ 8.00	\$ 10.00
Car: Weekend (CAD)	\$ 10.00	\$ 12.00
Walk-Ons & Motorcycles (USD & CAD)	\$ 3.00	\$ 5.00
Buses (USD)	\$ 30.00	\$ 30.00
Buses (CAD)	\$ 37.00	\$ 37.00

Admission to the beach shall remain free of charge to all residents of the City of Plattsburgh and the Town of Plattsburgh. The beach’s official operating hours for the 2019 season shall be 9:00 a.m. through 8:00 p.m. seven days a week. Official dates of operation shall be subject to prevailing environmental conditions and shall be set at the discretion of the Director of Community Development.

These dates shall be in compliance with the City's safety plan submitted to the Clinton County Health Department.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**E. RESOLVED:** In accordance with the request therefore, the Common Council approves Seth Silver of 40 Trafalgar Drive to close down part of Trafalgar Drive on June 8, 2019 from 11 am to 7 pm to have a safe area for their tenth annual block party.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**F. RESOLVED:** In accordance with the request therefore, the Common Council approves that the Mayor is authorized to sign a Professional Services Agreement with KAS, Inc. to complete a pre-demolition hazardous material inspection for the Plattsburgh Municipal Lighting Department buildings #1 through #5 located on Green Street. Payment shall be made from RESTORE NY grant funds awarded to the City for the purpose of demolishing the buildings on the PMLD site.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**G. RESOLVED:** In accordance with the request therefore the Common Council approves Contract #2019-03 "Painted Pavement Markings" be awarded to Straight Line Industries, Inc. for the Unit Bid price of \$72,790.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**H. RESOLVED:** In accordance with the request therefore, the Common Council approves the Foundation of CVPH to hold their Annual Gala at Harborside on June 15, 2019 from 7am to approximately 11:00pm. (Event time is 5:00pm). They will be utilizing the area from June 13-16, 2019. Organizer must provide the following; dig safe permit (if applicable) because Tent will be installed, Portable restrooms, Insurance proof, and Utility Fee. Alcohol will be served, and is permitted by the Council per Section 129-4 of the Code, and accordingly, NYS Liquor Authority permit compliance and documentation is required.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**I. RESOLVED:** In accordance with the request therefore, the Common Council approves that the Mayor be authorized to sign a license agreement with “Illuzzi Enterprise Inc.” to operate a bar and prepackaged snack shop in Section A of the vendor building at the City of Plattsburgh Municipal Beach. Further, the Council finds that this space is not needed for a public purpose during the proposed license agreement term of four months; that the license fee will not be more than \$5,000 per year; that sufficient notice of the availability of the property under license has been provided to the public; and that this license will be subject to presentation of sufficient proof of insurance, licensing, and compliance with New York State Liquor Authority regulations if applicable.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**J. RESOLVED:** In accordance with the request therefore, the Common Council approves that the Mayor be authorized to sign a license agreement with “Mihal Inc.” to operate a non-food beach supply shop in Section D of the vendor building at the City of Plattsburgh Municipal Beach. Further, the Council finds that this space is not needed for a public purpose during the proposed license agreement term of four months; that the license fee will not be more than \$5,000 per year; that sufficient notice of the availability of the property under license has been provided to the public; and that this license will be subject to presentation of

sufficient proof of insurance, licensing, and compliance with New York State Liquor Authority regulations if applicable.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**K. RESOLVED:** In accordance with the request therefore, the Common Council approves that the Mayor be authorized to sign a license agreement with “Polish Corner Inc.” to operate a food and non-alcoholic beverage concession in Section E of the vendor building at the City of Plattsburgh Municipal Beach. Further, the Council finds that this space is not needed for a public purpose during the proposed license agreement term of four months; that the license fee will not be more than \$5,000 per year; that sufficient notice of the availability of the property under license has been provided to the public; and that this license will be subject to presentation of sufficient proof of insurance, licensing, and compliance with New York State Liquor Authority regulations if applicable.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**L. RESOLVED:** In accordance with the request therefore, the Common Council approves Beekmantown Middle School 7<sup>th</sup> grade students to hold a 5k and 1 mile Fun Run/Walk on Saturday, May 18, 2019 from 8 a.m. – 10 a.m. to benefit the North Country Honor Flight. Request to temporarily close down the following roads: US Oval, Ohio Avenue from US Oval to New York Road, New York Road from Ohio Avenue to end of City limits. Event volunteers will be stationed at crosswalk sections on US Avenue to stop traffic for event participants. The City will provide cones and barricades for event volunteers to place on the route. Insurance certificate is required.

By Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

Discussion:

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

**ACTION TAKEN:** Adopted \_\_\_\_\_ Defeated \_\_\_\_\_ Withdrawn \_\_\_\_\_ Tabled \_\_\_\_\_

Follow up Action:

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**8. TRAVEL REQUEST: None**

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**9. RESOLUTIONS FOR INITIAL CONSIDERATION: None**

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**10. NEW BUSINESS AND COUNCILOR REPORTS:**

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**11. CLOSING PUBLIC COMMENTS ON ANY TOPIC:**

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Motion to Adjourn by Councilor \_\_\_\_\_; Seconded by Councilor \_\_\_\_\_

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

**MEETING ADJOURNED:** \_\_\_\_\_