

TOWN OF PLATTSBURGH
TOWN BOARD END OF THE YEAR MEETING
December 27, 2012

The meeting was called to order at _____ p.m. by the presiding officer at the Town Hall on the Banker Road.

MEMBERS:	<u>Present</u>	<u>Absent</u>
Bernard C. Bassett, Supervisor	X	
Thomas E. Wood, Councilor		X
Martin D. Mannix, Councilor	X	
Paul D. Lamoy, Councilor	X	
Gerard A. Renadette, Councilor	X	
Rickey J. Collins, Town Clerk	X	
James J. Coffey, Town Attorney		X
Danielle M. Scholl, Deputy Town Clerk		X

Resolution No.012-256

Approving the Minutes of the Previous Meeting

RESOLVED, that the minutes of December 17, 2012 be approved and the reading of the minutes be dispensed with.

Motion by: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion:

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Carried</u>	<u>Tabled</u>
				X	
Thomas E. Wood			X		
Martin D. Mannix	X				
Paul D. Lamoy	X				
Gerard A. Renadette	X				
Bernard C. Bassett	X				

Resolution No. 12-245
Agreement

Corner Stone Telephone Company

WHEREAS, the Town is responsible to provide telephone service at the various Town Parks, Recreation sites, and water site; and

WHEREAS, Corner Stone Telephone Company is willing to provide telephone service to support the needs of the Town at a rate lower than other service providers; and

WHEREAS, Corner Stone has submitted a Renewal Agreement to the Town for Service from January 1, 2013 to December 31, 2013; and

WHEREAS, the Town Board has provided for funding in the 2013 Budget for the renewal of its one-year contract with Corner Stone as stated in the Renewal Agreement; therefore be, it

RESOLVED, that the Supervisor is authorized to enter into a one year contract with the Corner Stone Telephone Company at 2 Third Street, Suite 303, Troy, New York 12180 to provide telephone service for the Town of Plattsburgh's various Recreation Parks and water sites; and be, it further

RESOLVED, that a copy of this Resolution be given to the Youth Services Director, Water Wastewater Director and Finance Manager.

Motion: Gerard A. Renadette

Seconded by: Martin D. Mannix

Discussion: Yes

Roll Call:

<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Failed</u>	<u>Tabled</u>
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x

Thomas E. Wood			x	
Martin D. Mannix	x			
Paul D. Lamoy	x			
Gerard A. Renadette	x			
Bernard C. Bassett	x			

Resolution No. 12-255

**License Application for
Regal Cinemas**

WHEREAS, Regal Cinemas has applied for a license to conduct and operate a cinema, know as Regal Cinemas, located in Champlain Centre North in the Town of Plattsburgh; and

WHEREAS, said application was applied for and received with license fee of \$500.00 due by the applicant; and

WHEREAS, the Codes Department has completed a positive inspection and has found Regal Cinemas to be in compliance with all Local Laws and New York State Regulations and Codes; therefore, be it

RESOLVED, to receive and place on file an application for a license to conduct and operate Regal Cinemas; and, it is further

RESOLVED, that the Town Clerk is hereby authorized to issue said license for the period from January 1, 2013 through December 31, 2013; and, be it further

RESOLVED, that a copy of this Resolution be given to the Town Clerk, Finance Manager and Codes Enforcement Officer.

Motion: Martin D. Mannix

Seconded by: Paul D. Lamoy

Discussion: Yes

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Carried</u>	<u>Tabled</u>
				x	
Thomas E. Wood			x		
Martin D. Mannix	x				
Paul D. Lamoy	x				
Gerard A. Renadette	x				
Bernard C. Bassett	x				

Resolution No. 012-257

Abstract 12C

RESOLVED, that the abstract of audited claims **No.12C-12(2818-2902)** for \$71,455.86 **Abstract 12C-12 (523-534)** prepays for the amount \$76,615.56 be received as reviewed by the Audit Committee and the Supervisor is hereby authorized to pay said abstracts.

Motion: Gerard A. Renadette

Seconded by: Paul D. Lamoy

Discussion: Yes

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Carried</u>	<u>Tabled</u>
				x	
Thomas E. Wood			x		
Martin D. Mannix	x				
Paul D. Lamoy	x				
Gerard A. Renadette	x				
Bernard C. Bassett	x				

Resolution NO. 12- 258

**Zoning Ordinance and Map Amendment
for the Town of Plattsburgh**

WHEREAS, on January 18, 2011, The Town of Plattsburgh Town Board adopted a Comprehensive Plan which recommended that the Town consider a review and updated of the zoning ordinance as part of its land protection, regulation and planning process; and

WHEREAS, The Town Board appointed a Zoning Committee and charged it with developing an update to the current Zoning Ordinance, last revised October 2007; and

WHEREAS, The Zoning Committee held numerous meetings, including public workshops, and said committee did on June 18, 2012 submit a proposed draft Zoning Ordinance and map amendment to the Town Board for their adoption; and

WHEREAS, the Town Board did provide by Memorandum dated July 17, 2012, appropriate notice of the proposed draft zoning ordinance and map amendment to adjacent towns, Clinton County Planning Board and the regional State Park Commission; and

WHEREAS, the Town Board has considered the comments of the Clinton County Planning Board made at its meeting of August 1, 2012, at which time the County Planning Board recommended unanimous approval of the draft Zoning Ordinance and map amendment; and

WHEREAS, the Town Board had previously declared the project to be an Type 1 action and conducted its review of the application pursuant to the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Town Board held a formal public hearing for the draft Zoning Ordinance and map amendment at the Town Hall on August 20, 2012; and

WHEREAS, the Town Board has carefully considered the draft zoning ordinance and map amendment, as well as the comments made by the public and based on such consideration believes that the proposed **FINAL NOVEMBER 2012 ZONING ORDINANCE AND MAP AMENDMENT** provides an appropriate balance between development, environmental protection and maintenance and enhancement of community character; and

WHEREAS, it is the opinion of the members of the Town Board that the best interests of the Town of Plattsburgh will be served by the adoption of said amendments; and

WHEREAS, Part 617 of the Environmental Conservation Law provides for the lead agency to review any action for the purpose of determining the effect of said action on the environment; and

WHEREAS, the Town Board was declared the lead agency for the purpose of assessing the effect of this "Project" on the environment and whether or not said effect is significant enough to warrant the preparation of a Draft Environmental Impact Statement (DEIS); and

WHEREAS, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

WHEREAS, the Town Board has carefully considered the Long Environmental Assessment Form (EAF) parts 1, 2 and 3 for the project;

WHEREAS, the Town of Plattsburgh Town Board did issue on December 17, 2012, a Negative Declaration for the purposes of SEQRA for the **FINAL NOVEMBER 2012 ZONING ORDINANCE AND MAP AMENDMENT**, in accordance with the Findings of the EAF completed by the Town Board; and

NOW, THEREFORE BE IT, RESOLVED, that the Town of Plattsburgh Town Board affirmatively finds that it has carefully considered the comments of all members of the public in adopting the proposed Zoning Ordinance; and, be it further

RESOLVED, that the Official Amended Town Zoning Ordinance and Map, dated July 2011, of the Town of Plattsburgh, be and the same hereby is amended to conform to the **FINAL NOVEMBER 2012 ZONING ORDINANCE AND MAP AMENDMENT**; attached , and , be if further

RESOLVED, that said amendment be entered in the minutes of the meeting of the Town Board, held on the 17th day of December, 2012, and that a certified copy summarizing said amendments thereof be published in the **PRESS REPUBLICAN** newspaper and that affidavits of publication be later filed with the Town Clerk; and, be it further

RESOLVED, that the amendments shall be effective ten (10) days following publication in accordance with section 265 of the Town Law.

Motion: Paul D. Lamoy

Seconded by: Gerard A. Renadette

Discussion: Yes

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Carried</u>	<u>Tabled</u>
				x	
Thomas E. Wood			x		
Martin D. Mannix	x				
Paul D. Lamoy	x				
Gerard A. Renadette	x				
Bernard C. Bassett	x				

Resolution No. 12-259

3% Site Plan Return Deposit for Randy M. Dame Site Plan 2010 and Special Use Permit

WHEREAS, the Town of Plattsburgh Planning Board has reviewed and approved all requirements of the Randy M. Dame Site Plan 2010 and Special Use Permits; and,

WHEREAS, the Randy M. Dame Site Plan 2010 and Special Use permit has on file with the Town of Plattsburg, a 3% deposit for construction of their project in the original amount of \$3,159.69 plus accrued interest; and

WHEREAS, the Planning Department has coordinated inspection of said project and reports all requirements have been met and completed; and

WHEREAS, Randy M. Dame Site Plan 2010 and Special Use permit has requested in a letter dated December 4, 2012 that the 3% deposit in the amount of \$3,159.69 plus accrued interest to date be returned; now therefore be it

RESOLVED, that the Supervisor is hereby authorized and directed to release said deposit in the amount of \$3,159.69 plus accrued interest to date; and it is further

RESOLVED, that a certified copy of this Resolution be forwarded, by the Planning Department Secretary with the return of deposit to Randy M. Dame, 58 Old Dock Road, Plattsburgh, New York 12901.

Motion: Paul D. Lamoy

Seconded by: Gerard A. Renadette

Discussion:

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Carried</u>	<u>Tabled</u>
				x	
Thomas E. Wood			x		

Martin D. Mannix x
 Paul D. Lamoy x
 Gerard A. Renadette x
 Bernard C. Bassett x

Resolution No. 012-260

**Organizational Meeting For
2013**

WHEREAS, the Town of Plattsburgh schedules and publishes an annual yearly organizational meeting; therefore be it

RESOLVED, that the Town of Plattsburgh Town Board does hereby schedule the Organizational Meeting, for the year 2013, to be held on Monday, January 7, 2013 at 7:00 PM; and it is further

RESOLVED, that the Town Clerk is hereby authorized and directed to have a notice of meeting published in the Town’s official newspaper, the Press Republican, in accordance with Town Law; and be it further

RESOLVED, that notice also be posted on the Town’s website and a copy be forward to each Department.

Motion: Gerard A. Renadette

Seconded by: Martin D. Mannix

Discussion:

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Absent</u>	<u>Carried</u>	<u>Tabled</u>
				x	
Thomas E. Wood			x		
Martin D. Mannix	x				
Paul D. Lamoy	x				
Gerard A. Renadette	x				
Bernard C. Bassett	x				

RESOLVED, that this Town Board meeting be adjourned at 7:10 PM.

Motion by: Martin D. Mannix

Seconded by: Gerard A. Renadette

Discussion:

Roll Call:	<u>Yes</u>	<u>No</u>	<u>Carried</u>
			x
Thomas E. Wood		Absent	
Martin D. Mannix	x		
Paul D. Lamoy	x		
Gerard A. Renadette	x		
Bernard C. Bassett	x		

Motion to go into Executive Session to

Motion to come out of Executive Session

Motion by:
Seconded by:
Time:

Motion by:
Seconded by:
Time:

Roll Call: YES NO

Roll Call: YES NO

Thomas E. Wood
Martin D. Mannix
Paul D. Lamoy
Gerard A. Renadette
Bernard C. Bassett

Thomas E. Wood
Martin D. Mannix
Paul D. Lamoy
Gerard A. Renadette
Bernard C. Bassett

ADJOURNMENT

Respectfully Submitted,

Danielle M. Scholl, Deputy Town Clerk