

1. Agenda

Documents:

[AGENDA 01-31-19.PDF](#)

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

January 31, 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:**

\*\*\*\*\*

**MAYOR'S COMMENTS:**

\*\*\*\*\*

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

**RESOLVED:** That the Minutes of the Regular Meeting of the Common Council held on January 24, 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

\*\*\*\*\*

**2. PAYROLLS OF VARIOUS DEPARTMENTS:**

**RESOLVED:** That the payrolls of the various Departments of the City of Plattsburgh for the week ending January 30, 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

\*\*\*\*\*

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

- Report of Fire and Ambulance Responses for the week of January 15 - 28, 2019
- Minutes from the Public Safety Committee held on January 24, 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

\*\*\*\*\*

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

\*\*\*\*\*

**5. AUDIT OF CLAIMS:**

**RESOLVED:** That the bills Audited by the Common Council for the week ending February 1, 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

\*\*\*\*\*

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*\*\*\*\*

**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.** WHEREAS, pursuant to the authority and provisions of Section 10 of the Municipal Home Rule Law of the State of New York and the statutory powers vested in the Common Council of the City of Plattsburgh (“Common Council”) to regulate and control land use and to protect the health, safety and welfare of its residents, pursuant to Local Law P-3 of 2018, which was adopted on March 15, 2018, the Common Council declared an eighteen (18) month moratorium on all applications or proceedings for applications, for the issuance of approvals or permits for the commercial cryptocurrency mining operations in the City of Plattsburgh (“City”); and

WHEREAS, pursuant to Local Law P-3 of 2018, the aforementioned moratorium may be terminated earlier than eighteen (18) months if the Common Council determines by resolution that the purpose of the local law have been fulfilled;

WHEREAS, the City formed a cryptocurrency zoning committee to study the matter; and

WHEREAS, on March 19, 2018, the New York State Public Service Commission adopted an Order Approving Tariff Amendments with Modifications (“Rider-A”) impacting High Density Load Customers to mitigate/minimize any utility surcharges experienced by residential customers as a result of incremental purchase power costs; and

WHEREAS, on October 25, 2018, the Common Council adopted Local Law P-6 of 2018, which established zoning regulations, fire suppression requirements, heat controls, noise limits, and nuisance abatement provisions for commercial cryptocurrency mining operations in the City.

NOW THEREFORE IT IS HEREBY RESOLVED that the Common Council determines that the purpose of the Commercial Cryptocurrency Mining Operation Moratorium established by Local Law P-3 of 2018 have been fulfilled and the Moratorium is hereby terminated, effective the date this resolution is approved.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**B.** THE INFRASTRUCTURE COMMITTEE OF THE COMMON COUNCIL SELECTS JOHNNY JONES TO SERVE A TWO YEAR TERM ON THE PLATTSBURGH PARKING ADVISORY COMMITTEE TO BEGIN ON FEBRUARY 1, 2019 AND EXPIRING JANUARY 31, 2021.

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

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

Follow up Action:

\*\*\*\*\*

**C. RESOLVED:** In accordance with the request therefore the Common Council approves that Amendment No. 1 to the CDM Smith mitigation agreement be authorized and approved as described in the January 25, 2019 memo from Jonathan Ruff.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**D. RESOLVED:** In accordance with the request therefore the Common Council approves that Amendment No. 2 to the CDM Smith Dewatering System Upgrades be authorized and approved as described in the January 25, 2019 memo from Jonathan Ruff.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**E. RESOLVED:** In accordance with the request therefore the Common Council approves that PMLD Bid #2018-12-1 “Utility Wood Poles” be awarded to Koppers Utility & Industrial Products, Orangeburg, SC in the amount of \$22,241.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**F. RESOLVED:** In accordance with the request therefore the Common Council approves that PMLD Bid #2018-12-2 “Transformer Oil Liquid Screen and Gas Analysis Testing” be awarded to MVA Diagnostic Inc, Canton, OH in the amount of \$3,806 for 2019, 2020 and 2021.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**G. RESOLVED:** In accordance with the request therefore the Common Council approves that PMLD Bid #2018-12-3 “Two 1500 kva 4, 160V Padmount Transformers and 1- 15Kv Padmount Interrupter Switch” be awarded to IRBY Utilities, Liverpool, NY in the amount of \$ 125,942.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**H. RESOLVED:** In accordance with the request therefore the Common Council approves that the Mayor is authorized to sign the AEDA Contract for A/E services for the complete design of the MLD Compound NTE \$490,000.00 based on an estimated construction cost of \$7 million.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**8. TRAVEL REQUEST:**

**A. RESOLVED:** In accordance with the request therefore the MLD Board approves MLD Travel Requests for 2018 (source of funding is Employee Safety training, line item – M7852100 4461):

1. Garrett Mastic and James Farrell to attend the required 4<sup>th</sup> year of Line Helper Training to be held in Fairport, NY at an estimated cost of \$1,590 for each of the following travel dates; May 13-17, 2019, June 10-14, 2019, September 23-27, 2019 and October 28- November 1, 2019. Total \$3,180.00.
2. Garrett Mastic to attend Battery Maintenance and Testing to be held at Valley Forge, PA from July 28- August 1, 2019, at \$1,455 for the class and travel expense of \$1,220.00. Total \$2,675.00.

3. Finance Officer to attend the Accounting & Finance Workshop in East Syracuse, NY from October 14-16, 2018. Total \$460.

4. Bill Treacy to attend the following meetings:

Semi-Annual MEUA Meeting	East Syracuse, NY	April 23-25, 2019	total \$ 460
Annual MEAU Meeting	Fairport, NY	September 10-13, 2019	total \$1000.00
IEEP Annual Meeting	East Syracuse, NY	October 21-22, 2019	total \$ 275
Engineering Workshop	East Syracuse, NY	November 6-8, 2019	total \$ 460
Semi-Annual NYMPA Mtg	East Syracuse, NY	May 20-22, 2019	total \$ 60
Annual NYMPA Meeting	East Syracuse, NY	October 22-23, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	February, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	March, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	April, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	May, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	June, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	July, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	August, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	September, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	November, 2019	total \$ 60
Monthly NYMPA Meeting	East Syracuse, NY	December, 2019	total \$ 60

Total \$ 2,915.00

5. Bill Treacy to attend Certified Energy Manager Training Program in NY, NY from October 6-11, 2019. Training required to renew my NY State Engineering License. Training and travel at no cost to the City.

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

Discussion:

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

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

Follow up Action:

\*\*\*\*\*

**9. RESOLUTIONS FOR INITIAL CONSIDERATION:**

1. Request from Councilor Kelly to approve \$3,000 for Animal Rescue and Welfare Services to continue their services for feral cat control, rescue and adoption efforts in the City of Plattsburgh, it being understood that this money is left over from the 2018 Animal Control Budget (1351-4430).

\*\*\*\*\*

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

---

---

---

\*\*\*\*\*

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

---

---

---

---

\*\*\*\*\*

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

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

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