

**REGULAR MEETING OF THE COMMON COUNCIL  
OF THE CITY OF PLATTSBURGH, NEW YORK  
NOVEMBER 12, 2020  
5:00 P.M.**

**MINUTES**

**Pledge of Allegiance**

(RC)

**Present:** Mayor Colin Read, Councilors Mike Kelly (W2), Elizabeth Gibbs (W3), Steve Brodi (W4), Patrick McFarlin (W5), Jeff Moore (W6)

**Absent:** **Councilor Ira Barbell (W1)**

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**MAYOR'S COMMENTS: None**

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

**RESOLVED:** That the Minutes of the Regular Meeting of the Common Council held on November 5, 2020 are approved and placed on file among the public records of the City Clerk's Office

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

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

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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 November 11, 2020 in the amount of **\$ 57,868.16** 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 Moore; Seconded by Councilor Kelly  
(All in Favor/opposed)

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

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

- Reports from the Police Department dated November 9, 2020
- Minutes from the Governance, Strategy & City Operations Committee meeting held on November 5, 2020

**COUNCILOR/DEPARTMENT CHAIR COMMITTEE REPORTS:**

**Governance, Strategy, and City Operations-** Chair Councilor Barbell absent. Councilor Brodi indicated nothing to report.

**City Infrastructure** – Chair Councilor Moore met tonight, had budget summaries from Infrastructure departments they all did a great job.

**Finance and Budget** – Chair Councilor Kelly indicated final budget session tonight, suggested they not pass budget next week, conduct budget workshops. [further discussion ensued]

**Public Safety** – Chair Councilor Gibbs indicated nothing to report.

**Plattsburgh Public Library** – Chair Councilor McFarlin indicated nothing to report.

**MLD - MLD Board President Councilor McFarlin** indicated nothing to report.

**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 Brodi; Seconded by Councilor Moore

(All in Favor/opposed)

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(All voted in the affirmative)

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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 November 13, 2020 in the amount of \$ **1,549,781.10** 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 Moore; Seconded by Councilor Kelly

(All in Favor/opposed)

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(All voted in the affirmative)

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**6. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY: None**

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**7. OTHER ITEMS:**

**Motion to remove item 7A from the Table**

By Councilor Brodi; Seconded by Councilor Moore

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(Councilors Kelly, Gibbs, Brodi and Moore voted in the affirmative. Councilor McFarlin voted in the negative)

**A. ADOPTION OF LOCAL LAW P-5 OF 2020:** A local law amending and replacing in its entirety Chapter 116 “Alarm Systems” as set forth in 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.

Discussion: Yes

**Corporation Counsel Dean Schneller** mentioned at last week’s meeting a man spoke and suggested that this Local Law was in contradiction to a state provision. After researching, he found that General Business Law regulates business regulates the business of installation and maintenance service of these devices. This local law is focusing on end user, property owners, I have confirmed that is the case and the law that he was citing was referencing the business end of it and NYS has the sole jurisdiction to regulate and license the alarm installation companies whereas this local law is focused on the property owners to make sure their alarm systems are in place. So this local law is not impacting that state provision whether it is a good policy or not is up to the Council. Councilor Barbell worked on it, if Council would rather wait for his input.

**Motion to Table:**

By Councilor McFarlin; Seconded by Councilor Moore

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore  
(All voted in the affirmative to Table)

**ACTION TAKEN:** Tabled

Follow up Action: None

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**Motion to remove item 7B from the Table**

By Councilor Gibbs; Seconded by Councilor McFarlin

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

**B. RESOLVED:** In accordance with the request therefore the Common Council accepts and authorizes the property owner to enter into a contract with the lowest priced, qualified selected bid for “Downtown Grant Program – 33 Bridge Street Apartment Renovations” for renovation work related to the 33 Bridge Street project pursuant to the Downtown Grant Program Administrative Plan.

Discussion: Yes

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

**ACTION TAKEN:** Adopted

Follow up Action: None

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**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 \$2,684 for on-site screening of petroleum impacted soil and volatile organic compounds discovered during excavation work for the new sewer main in the Betty Little Arts Park, collection and laboratory testing of impacted soil samples, transport of impacted soil to Franklin County

Landfill, and preparation of a report to be submitted to NYSDEC. The City will be billed separately by Franklin County Landfill for disposal of all impacted soil. The cost of these services shall be paid through the DRI's Streetscape Improvements and Waterfront Access grant award.

By Councilor Brodi; Seconded by Councilor Gibbs

Discussion: None

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**D. RESOLVED:** In accordance with the request therefore the Common Council approves that the Mayor is authorized to sign a second amendment to the City's DRI Streetscape and Riverfront Access project contract with Saratoga Associates to reallocate budgeted fees within that contract from Task 10: NYS DOS Review and Revision and Task 14: Construction Inspection to Task 13: Preparation of Bid Docs and Bid Verification to address scope changes realized since the start of the project. There will be no change to the overall contract amount.

By Councilor Gibbs; Seconded by Councilor Brodi

Discussion: Yes

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(All voted in the affirmative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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**E. RESOLVED:** In accordance with the request therefore the Common Council approves that the Mayor is authorized to sign Change Order #1 for the "City of Plattsburgh – Parking Lot Improvements" contract with Luck Brothers in the amount of \$16,704.75.

By Councilor Gibbs; Seconded by Councilor Kelly

Discussion: Yes

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(Councilors Gibbs, Brodi, McFarlin and Moore voted in the affirmative. Councilor Kelly voted in the negative)

**ACTION TAKEN:** Adopted

Follow up Action: None

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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:**

**Councilor Kelly** spoke about Arnie Pavone parking lot sign, received ideas from Arnie's employees.

**Director of Community Development Matthew Miller** indicated received an unsolicited offer to fabricate a basic sign, did Council want him to look in to more elaborate designs? **Council** requested more elaborate design ideas/costs. He asked if Mayor Read authorizes him to do that.

**Mayor Read** gave his authorization to do that.

**Councilor Gibbs** asked for copies of the Mayor's June budget for Saturday's workshop.

**Councilor Brodi** had questions about the budget and changes, etc.

**[further discussion ensued]**

**Councilor Gibbs** stated it is a very difficult time for everyone, taxpayers included, recognize hard work of everyone involved in process, should treat each other with civility.

**Councilor Moore** asked if Public Works need any more time to continue their budget discussion from Committee meeting.

**Councilor Brodi** indicated they have nothing further.

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

**Joan Janson** thanked Council for reconsidering budget 15% reduction not realistic; take in to consideration employees of the city. Applaud having budget sessions, invite Mayor Elect Rosenquest, suggested civility and bullying should not happen, thinks to be more effective Councilors should be able to speak with Department heads and it is inefficient that they have to go through the Mayor's office.

**Mayor Read** stated just to be clear that is a misinterpretation of the rule. The rule is go through the appropriate committee.

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Motion to Adjourn by Councilor McFarlin; Seconded by Councilor Gibbs

Roll call: Councilors Kelly, Gibbs, Brodi, McFarlin, Moore

(All voted in the affirmative)

**MEETING ADJOURNED: 5:58 pm**