

COUNTY OF CLINTON)
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STATE OF NEW YORK)

April 17, 2012

Stenographer's minutes of the Regular Session of the Clinton County Legislature held
Wednesday, April 11, 2012 in the Legislative Chambers, 137 Margaret Street, Plattsburgh, New York.

PRESENT: Jonathan Beach, Area 2
Robert Butler, Area 6
Mark Dame, Area 8
Samuel Dyer, Area 3
Robert Heins, Area 10
Pete Keenan, Area 5
James Langley, Jr., Chairperson, Area 7
Harry McManus, Area 1
Sara Rowden, Area 4

EXCUSED: John Gallagher, Area 9

ALSO PRESENT: Rodney Brown, Deputy County Administrator
Brian Snell, Assistant County Attorney
Katherine Brown, Senior Stenographer

Chairperson Langley called the meeting to order at 7:02 p.m.

Following the pledge of allegiance to the flag, Deputy County Administrator Rodney Brown conducted roll call. Legislator Gallagher asked to be excused.

Legislator Dame offered a motion to accept the minutes of the March 28, 2012 Regular Session, seconded by Legislator Butler. (Carried 9-0-1).

Chairperson Langley asked if anyone wished to address the Legislature.

Chairperson Langley recognized Steven McLean, President of the Outback Riders ATV Club in Clinton County. Mr. McLean stated he approached the Legislature in 2011 requesting assistance to establish a trail going in Clinton County. He is also working with Franklin County in an effort to attach Clinton County's trail system to their trail system. Mr. McLean stated he recently met with Sean Reynolds, a representative from the New York State Department of Environmental Conservation, regarding the trail system. Mr. McLean stated he is trying to lease 16 miles of railroad bed located between Dannemora and Lyon Mountain and owned by Boyce Logging. This property can be attached to Franklin County's trail at the Wolf Pond Road, and would give all-terrain vehicle riders 33 miles of trail out of Clinton County. Mr. McLean distributed information to the Legislature outlining the Club's purpose, what it is attempting to do, as well as a copy of Franklin County's mission statement. Mr. McLean reported Club meetings are held the second Monday of each month at the Clinton County Fairgrounds. Mr. McLean inquired if there is any type of funding available for recreation in Clinton County that could be used for leasing trails, insurance, etc. Mr. McLean stated snowmobile clubs in Clinton County receive funding from the State through registration fees. He would like to see if this could also be done for all-terrain vehicle clubs. Mr. McLean stated all-terrain vehicles do just as much as the snowmobiles; however, all-terrain vehicles leave a bigger footprint. This trail system could alleviate the damage of those riding wherever they want to ride. Mr. McLean stated he would like to make this Club grow in Clinton County.

Chairperson Langley stated when Mr. McLean addressed the Legislature in 2011, it was suggested he meet with County Administrator Michael Zurlo. Mr. McLean replied he did not schedule a meeting with Mr. Zurlo because he wanted to have everything in place and set up with Franklin County prior to meeting with him. Chairperson Langley stated his suggestion is still the same; to meet with Mr. Zurlo. Mr. McLean noted that Mr. Reynolds did meet with Mr. Zurlo on April 3rd, and is awaiting a call from Mr. Reynolds.

Legislator Butler stated in the early 1980s, he spearheaded a drive for snowmobilers for a trail between Schuyler Falls to Dannemora. The D & H Railroad had given up its railroad bed. As such, the railroad bed went first to the County; however, the County opted out. The landowners wanted the property back. Legislator Butler suggested that Mr. McLean check with the landowners adjacent to the railroad bed to see if this property might be available.

Mr. McLean stated he was approached by Noble Wind Farm in Churubusco, New York. They do have funding which they receive from the State which they award for recreational purposes.

Legislator Beach suggested Mr. McLean contact the Plattsburgh-North Country Chamber of Commerce, an advocate for expanding tourism in that particular area.

Chairperson Langley recognized Albert Pellerin, the owner and operator of H₂O Well Drilling, 422 Wallace Hill Road, Plattsburgh, New York. Mr. Pellerin voiced his concern regarding Vermont-based companies doing business in Plattsburgh without supporting the County's sales tax base. He

believes something should be done about this. Legislator Rowden asked if it is legal for Vermont to do this. Mr. Pellerin replied New York State-based companies are not permitted to do work in Vermont. Chairperson Langley suggested Mr. Pellerin contact his State representatives regarding this issue. Further, there is no County law prohibiting businesses from neighboring States working in Clinton County. Mr. Pellerin suggested the Legislature bring this issue to the attention of State representatives. Legislator Dame stated this touches on interstate commerce, and as long as a contractor meets the permit requirements of the particular municipality the work is being performed in, it cannot be stopped. Chairperson Langley stated this issue will be looked into further with the State and information will be provided to him.

There being no one further to address the Legislature, Chairperson Langley called for standing committee and liaison reports.

Committee Reports

Buildings and Grounds Committee – Legislator Dyer

Legislator Dyer reported the Buildings and Grounds Committee met earlier this evening. James Cleveland, the Superintendent of Buildings and Grounds, provided an update on 2012 Master Plan Projects. The Sprinkler Project at the Nursing Home is 98 percent complete. Resolution #261 is included on the agenda as a result of the Committee's recommendation.

Legislator Dyer stated he would like to schedule a tour of the Nursing Home for Legislators.

County Operations Committee – Legislator Dame

Legislator Dame reported Resolutions #262 through #264 are included on the agenda as a result of the Committee's recommendation.

The next meeting of the County Operations Committee is scheduled for Tuesday, May 1st at 6:15 p.m.

Finance Committee – Legislator Rowden

Legislator Rowden reported the Finance Committee met Wednesday, April 4th at 5:15 p.m. County Treasurer Joe Giroux reported the County is currently ahead of sales tax projections. The Committee reviewed the 2011 *In Rem* Foreclosure properties. The County Auction is scheduled for Tuesday, June 5th.

Legislator Rowden reported Resolution #265 on the agenda will amend Clinton County's Travel Policy. Many County Departments travel in the State of Vermont, especially in the Chittenden County area. This amendment will make the Travel Policy more efficient. It will treat travel to Vermont the same as traveling within New York State; therefore, no travel request or resolution will be required.

Terry Meron and Michele Powers, representing the Strategic Tourism Planning Committee, were present to discuss the Destination Master Plan, and in particular, the proposed City Beach development.

The next meeting of the Finance Committee is scheduled for Wednesday, May 2nd at 5:15 p.m.

Health Committee – Legislator Beach

Legislator Beach reported the next meeting of the Health Committee is scheduled for Thursday, April 12th at 5:15 p.m.

Human Services Committee – Legislator Keenan

Legislator Keenan reported the next meeting of the Human Services Committee is scheduled for Tuesday, May 1st at 5:15 p.m.

Plattsburgh International Airport Committee – Legislator Heins

Legislator Heins reported Resolutions #268 and #269 are included on the agenda as a result of the Committee's recommendation. The next meeting of the Plattsburgh International Airport Committee is scheduled for Wednesday, April 25th at 5:15 p.m.

Public Safety Committee – Legislator Butler

Legislator Butler reported the Public Safety Committee met Monday, April 9th at 6:15 p.m.

Eric Day, Director of Emergency Services, discussed the possible use of the former Clinton-Essex-Franklin Mobile Library bus for a Mobile Command Post for Emergency Services. The Committee discussed and agreed to allow the Clinton-Essex-Franklin Library Board to attempt to sell the bus and, if unsuccessful, the County may be interested in taking ownership. Resolutions #272 and #273 have been placed on the agenda for Emergency Services as a result of the Committee's recommendation.

Frank Mercier, STOP-DWI Coordinator, reviewed the March, 2012 STOP-DWI Public Safety Report. Despite less revenue, Traffic Safety was able to accomplish every one of its goals. Nine school districts within Clinton County will receive \$1,000 for prom night activities to take place within their school system. The funding is from STOP-DWI fines.

Legislator Butler reported Resolutions #274 and #275 have been placed on the agenda for the Sheriff's Department as a result of the Committee's recommendation. He also reported on a recent Supreme Court Decision regarding strip searches. Strip searches will be permitted if safety is an issue; safety will rule over policy.

Resolutions #270 and #271 have been placed on the agenda for the District Attorney's Office as a result of the Committee's recommendation.

The next meeting of the Public Safety Committee is scheduled for Monday, May 14th at 6:15 p.m.

Transportation Committee – Legislator McManus

Legislator McManus reported the Transportation Committee met Monday, April 9th at 5:15 p.m.

Resolution #276 is included on the agenda for Clinton County Public Transit (CCPT) as a result of the Committee's recommendation. CCPT's operating expenses and possible changes to the bus routes to balance operating costs with system revenues was discussed. Ten routes have been proposed for elimination, effective July 1, 2012. This item is expected to be acted upon at the next meeting of Transportation Committee scheduled for Monday, May 14th.

Resolutions #277 through #280 are included on the agenda for the Highway Department as a result of the Committee's recommendation.

The Committee discussed the status of a road exchange with the Town of Black Brook; the possibility of a Block Grant to offset costs incurred by the Spring, 2011 Tropical Storm Irene and Lee events; and costs incurred by the Highway Department for snow plowing operations during the past four years.

The next meeting of the Transportation Committee is scheduled for Monday, May 14th at 5:15 p.m.

Liaison Reports

Chamber of Commerce – Legislator Rowden

Legislator Rowden reported the Strategic Planning Tourism Committee, as well as other meetings involved with Destination Planning, will be held during the week of April 16th.

Chairperson Langley asked if Legislator Rowden had a schedule of fishing tournaments for this summer. Legislator Rowden will provide the requested information at the next Regular Session.

Intercounty - Legislator Dame

Legislator Dame reported the next meeting of the Intercounty Legislative Committee of the Adirondacks is scheduled for Thursday, April 19th in Lewis County.

Lake Champlain/Lake George Regional Planning Board – Legislator Dame

Legislator Dame reported the Lake Champlain/Lake George Regional Planning Board's bi-annual meeting will be scheduled in May or June, 2012. He also reported that he received monthly vouchers which he must sign and return.

Workforce Investment Board – Chairperson Langley

Chairperson Langley reported he attended the Workforce Investment Board's quarterly meeting which was held at Schluter-Systems, 194 Pleasant Ridge Road, Plattsburgh, New York. He reported Schluter-Systems recently provided transportation on a Saturday to students so they could shadow local businesses. The shadowing program was conducted in conjunction with CV-Tec. The Workforce Investment Board would like to promote additional shadowing events annually.

The Workforce Investment Board is recruiting to fill the position of Executive Director, which is currently held by Paul Grasso.

Staff Reports

Assistant County Attorney Brian Snell requested an Executive Session to discuss potential litigation.

There being no further business, Chairperson Langley moved onto resolutions.

The following resolutions were approved unless otherwise noted.

Resolution #261 was approved.

Resolution #262 titled, "Awarding Bid for Transportation of Optical Scan Voting Machines, Ballot Marking Devices and Other Election-Related Supplies and Equipment – Board of Elections"

Legislator Dame offered a motion to approve the resolution, seconded by Legislator Butler.

Discussion:

Legislator Dame reported Resolution #262 will authorize the transportation of election-related supplies and equipment from its storage site to the various election sites in Clinton County for the four elections scheduled in 2012.

Carried (9-0-1).

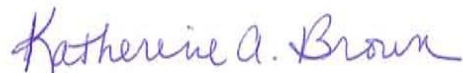
Resolutions #263 through #291 were approved.

Chairperson Langley entertained a motion from Legislator Heins to enter into Executive Session at 7:42 p.m., seconded by Legislator Butler. Carried (9-0-1).

Chairperson Langley entertained a motion from Legislator McManus to adjourn Executive Session at 8:04 p.m. and return to Regular Session, seconded by Legislator Heins. Carried (9-0-1).

Chairperson Langley asked if there was any further business to come before the Board. There being no further business, Chairperson Langley entertained a motion from Legislator McManus to adjourn Regular Session at 8:05 p.m., seconded by Legislator Heins. Carried (9-0-1).

Respectfully submitted,



Katherine A. Brown
Senior Stenographer