

COUNTY OF CLINTON)
:SS
STATE OF NEW YORK)

January 26, 2023

Stenographer's minutes of the Regular Session of the Clinton County Legislature held Wednesday, January 25, 2023 in the Legislative Chambers, 137 Margaret Street, Plattsburgh, New York.

PRESENT: David Bezio, Area 4
Calvin Castine, Area 1
Robert Hall, Area 10
Mark Henry, Chairperson, Area 3
Wendell Hughes, Area 8
Joshua Kretser, Area 9
Richard Potiker, Area 5
Rob Timmons, Area 7

EXCUSED: Patty Waldron, Area 6
Francis Peryea, Area 2

ALSO PRESENT: Michael Zurlo, County Administrator
Kim Kinblom, Deputy County Administrator
Jacqueline Kelleher, County Attorney

The meeting included remote access via teleconference in accordance with Local Law #1 of 2022. Legislator Castine attended via Zoom.

Chairperson Henry called the meeting to order at 5:15 p.m.

Michael Zurlo, the County Administrator, conducted roll call.

Legislators Waldron and Peryea have asked to be excused.

Legislator Kretser motioned to accept the minutes of the January 11, 2023 Regular Session, seconded by Legislator Hughes. Carried (8-0-2).

Chairperson Henry reported there is a public hearing on Local Law #1 titled, "Reapportionment of Clinton County Legislative Districts." He asked the Clerk of the Board to read the notice of public hearing.

The Clerk of the Board read the notice of public hearing.

Legislator Hall motioned to open the public hearing at 5:21 p.m., seconded by Legislator Timmons. Carried (8-0-2).

Chairperson Henry asked if anyone present wished to address the Board regarding this matter.

There being no one who wished to speak, Chairperson Henry entertained a motion to close the public hearing.

Legislator Hughes motioned to close the public hearing at 5:22 p.m., seconded by Legislator Kretser. Carried (8-0-2).

Chairperson Henry asked if anyone wished to address the Legislature.

There being no one else to address the Legislature, Chairperson Henry moved on to Committee Reports.

Chairperson Henry addressed his thanks to Glen Cutter, the Planning Director, and his staff for a job well done on the reapportionment of the Legislative districts and stated he is very appreciative of them.

Buildings and Grounds Committee – Legislator Bezio

Legislator Bezio reported the Buildings and Grounds Committee has not met since the last Regular Session.

The Committee was polled on Resolutions #42 through #48 on the agenda.

The next Buildings and Grounds Committee meeting is tentatively scheduled for Monday, February 13th at 4:00 p.m.

Children and Family Services Committee – Legislator Potiker

Legislator Potiker reported the Children and Family Services Committee has not met since the last Regular Session.

The next Children and Family Services Committee meeting is scheduled for Tuesday, February 7th at

5:15 p.m.

Economic Development and County Operations Committee – County Administrator Michael Zurlo

On behalf of Legislator Waldron, Mr. Zurlo reported the Economic Development and County Operations Committee has not met since the last Regular Session.

Resolution #49 was polled and has been placed on the agenda.

The next Economic Development and County Operations Committee meeting is tentatively scheduled for Wednesday, February 8th at 4:00 p.m.

Finance Committee – Legislator Timmons

Legislator Timmons reported the Finance Committee has not met since the last Regular Session.

The next Finance Committee meeting is tentatively scheduled for Wednesday, February 1st at 5:15 p.m.

Health Committee – Legislator Hughes

Legislator Hughes reported the Health Committee has not met since the last Regular Session.

The next Health Committee meeting is tentatively scheduled for Wednesday, February 1st at 4:15 p.m.

Human Services Committee – County Administrator Michael Zurlo

On behalf of Legislator Peryea, Mr. Zurlo reported the Human Services Committee has not met since the last Regular Session.

Resolutions #50 through #52 were polled and have been placed on the agenda.

The next Human Services Committee meeting is tentatively scheduled for Tuesday, February 7th at 4:15 p.m.

Personnel Committee – Legislator Henry

Legislator Henry reported the Personnel Committee has not met since the last Regular Session.

The Personnel Committee has interviewed and recommends Christine Peters, the Director of Legal and Social Services, to assume the position of Commissioner of Social Services, effective March 18, 2023.

The next Personnel Committee meeting is tentatively scheduled for Monday, February 6th at 5:00 p.m.

Plattsburgh International Airport Committee – Legislator Hall

Legislator Hall reported the Plattsburgh International Airport Committee met earlier.

Chris Kreig, the Airport Director, was present to discuss several resolutions including, “Authorizing Out-of-State Travel,” “Authorizing Master Services Agreement with C & S Engineers, Inc. for Periodic

Professional Services” and “Authorizing Various Contracts for the Year 2023.”

Jack Penning, of Volaire Aviation, Inc. provided an Air Service update via Zoom.

Resolutions #53 through #59 have been placed on the agenda upon the recommendation of the Committee.

The next Plattsburgh International Airport Committee meeting is tentatively scheduled for February 22nd at 4:00 p.m.

Public Safety Committee – Legislator Castine

Legislator Castine reported the Public Safety Committee has not met since the last Regular Session.

Resolutions #60 through #63 were polled and have been placed on the agenda.

The next Public Safety Committee meeting is tentatively scheduled for Monday, February 6th at 4:00 p.m.

Transportation Committee – Legislator Kretser

Legislator Kretser reported the Transportation Committee has not met since the last Regular Session.

Resolutions #64 through #68 were polled and have been placed on the agenda.

The next Transportation Committee meeting is tentatively scheduled for Monday, February 13th at 5:15 p.m.

LIAISON REPORTS

Board of Health – Legislator Potiker

Legislator Potiker reported the Board of Health met on Monday, January 23rd and is back to a full board as they have welcomed Dr. Gilbert Desmangles to the Board. The Board spoke on several resolutions and all but one member were present.

Clinton Community College – Legislator Bezio

Legislator Bezio reported the Board of Trustees met yesterday, Tuesday, January 24th. Mr. Bezio reported a pilot agreement is in the works with SUNY Plattsburgh starting this fall, for the Nursing Program students to utilize the dorms. The hope is for this to increase enrollment in the Nursing Program. Mr. Bezio reported the Board, as well as the Coalition, has approved the new successor agreement for the non-teaching professionals at the Coalition.

Intercounty of the Adirondacks – Chairperson Henry

On behalf of Legislator Waldron, Chairperson Henry stated the next Intercounty meeting will be held tomorrow, Thursday, January 26th via Zoom at 10:30 a.m. due to the weather. This will be the last meeting that Clinton County will be the Chair and will be passing this role forward to Herkimer County.

Soil and Water – Legislator Timmons

Legislator Timmons reported the Committee will be holding more tire recycling events in the upcoming year, as well as, helping the towns and the County with road-side erosion. Legislator Timmons reported the Committee has extra funds from the State and is planning to help with culvert replacements also.

STAFF REPORTS

County Attorney – Jacqueline Kelleher, Esq.

Ms. Kelleher requested an executive session to discuss litigation.

County Administrator – Michael Zurlo

Mr. Zurlo requested an executive session to discuss the sale and lease of real property.

Mr. Zurlo reported the 2022 county-wide Shared Services Initiative Plan has been completed and submitted to the State with an estimated savings of \$599,000. Mr. Zurlo stated there was a purchase of a Computer-Aided Dispatch (CAD) System between Essex and Franklin Counties, a contract with the Town of Plattsburgh and Clinton County and the Towns of Peru and AuSable purchased a piece of equipment together.

Mr. Zurlo stated each Legislator should check their County email inbox, as the yearly sexual harassment training is now available and needs to be completed no later than March 31st.

Mr. Zurlo reported Chairperson Henry, Town of Plattsburgh Supervisor Michael Cashman and City of Plattsburgh Mayor Christopher Rosenquest will be participating in the Town, City and County Address and invited the Legislature to sign up to attend.

Chairpersons Report

Chairperson Henry reported the Committee assignments were completed and sent out last week. Chairperson Henry thanked the Legislature for their cooperation and willingness to take on additional work.

Chairperson Henry reported he will have a date soon for the transition of using only the County emails as well as the transition to going paperless.

There being no further business, Chairperson Henry moved on to resolutions. The following resolutions were approved unless otherwise noted.

Resolutions #41 through #49 were approved.

Resolution #50 titled, “Authorizing Payment of Membership Dues” was motioned by Legislator Kretser and seconded by Legislator Potiker. Carried (8-0-2).

Discussion: Mr. Zurlo stated this is one-half of the normal membership dues amount. LeadingAge agreed to reduce the cost by 50 percent pending the sale of the Nursing Home.

Resolution #51 titled, “Authorizing an Increase in Room and Board Rates for Skilled Nursing Facility Residents” was motioned by Legislator Potiker and seconded by Legislator Bezio. Carried (8-0-2).

Discussion: Legislator Hall asked why these rates are increasing. Mr. Zurlo stated the Nursing Home is still acting under a revenue model and it is only for private-pay residents.

Resolution #52 titled, "Amending Resolution #840 dated November 9, 2022 titled, "Authorizing Various Contracts for the Year 2023" was motioned by Legislator Potiker and seconded by Legislator Kretser. Carried (8-0-2).

Discussion: Mr. Zurlo stated this resolution is for a company name change, as the books will still continue to be audited through the transition. This is the individual auditor for the Nursing Home as they are accounted for in an enterprise fund and their audited documents are then brought in to the County's larger audit documents.

Resolutions #53 through #55 were approved.

Resolution #56 titled, "Authorizing Contract with C & S Engineers, Inc. for Vapor Intrusion Assessment of Building 2774" was motioned by Legislator Hall and seconded by Legislator Timmons. Carried (8-0-2).

Discussion: Mr. Zurlo stated this resolution will be funded by the contract of the resolution that was previously authorized for the Periodic Professional Services with C & S Engineers, Inc.

Resolutions #57 through #71 were approved.

Resolution #72 titled, "Authorizing Settlement of Claims Against Teva Pharmaceutical Industries, Ltd in the Statewide Opioid Settlement Agreement Case No. 400016/2018" was motioned by Legislator Kretser and seconded by Legislator Hughes. Carried (8-0-2).

Discussion: Ms. Kelleher stated this is the matter that she has requested an executive session for, but if no one has any questions, the Legislature can move forward and vote on it.

Mr. Zurlo stated this is an additional settlement and there are four more coming. Napoli Shkolnik, PLLC is representing the County and they and Ms. Kelleher are in full recommendation that the County move forward with this settlement. This will result in additional payments. Ms. Kelleher stated through 2040, the potential payment totals up to \$465,000.

Legislator Hughes motioned to enter into Executive Session at 5:48 p.m., seconded by Legislator Bezio. Carried (8-0-2).

Legislator Potiker motioned to exit Executive Session at 5:54 p.m., seconded by Legislator Kretser. Carried (8-0-2).

There being no further business to come before the Legislature, Legislator Bezio motioned to adjourn the meeting at 5:55 p.m., seconded by Legislator Timmons. Carried (8-0-2).

Respectfully submitted,



Jennifer E. Hapgood
Senior Typist

:JH