

**FINANCE AND BUDGET COMMITTEE
THURSDAY, FEBRUARY 21, 2019
CITY OF PLATTSBURGH COMMON COUNCIL CHAMBERS
MINUTES
4:30PM**

Roll Call: Chair Councilor Kelly, Councilor Moore, Mayor Read

Others Present: Councilor Gibbs, Councilor Ensel, Councilor McFarlin. Councilor Armstrong arrived after Roll Call at 4:39pm [*participated via Skype*]

Absent: None

1. PERSONS ADDRESSING COUNCIL ON AGENDA ITEMS ONLY: None

2. REPORTS FROM DEPARTMENT REPRESENTATIVES AND DISCUSSION WITH COUNCILORS:

1. Credit Card / ACH Updates
2. Overtime - 2018 vs. 2019
3. Accounting timesheets - In Time and other options
4. Clear Gov and other reporting systems - Finance perspective and discussion
5. January YTD budget results (time permitting)

3. AGENDA ITEMS BROUGHT FORWARD FROM DEPARTMENTS TO BE APPROVED BY COMMITTEE AND RECOMMENDED TO COUNCIL:

1. RESOLUTION AUTHORIZING SETTLEMENT OF PROPERTY ASSESSMENT CASE FILED BY CHARLES RACETTE

WHEREAS, Charles Racette (“Petitioner”), filed an Article 7 Real Property Assessment Review case against the City challenging the 2016 assessments on real property located at 19 Underwood Avenue and 37 Underwood Avenue, Plattsburgh, New York (Tax Map Parcel Nos. 221.14-2-4.1 and 221.14-2-4.2); and

WHEREAS, it appears to be in the best interests of the City to avoid the significant costs that would result if the litigation continues to Trial; and

WHEREAS, the City Assessor now recommends proposed settlement terms which have been negotiated with Petitioner; and

NOW, THEREFORE, BE IT RESOLVED, that the Common Council hereby approves the proposed settlement of the tax assessment case filed by Petitioner for 2016 as follows:

- 1) The 2016 assessment for Tax Map Parcel No. 221.14-2-4.1 will be reduced from \$1,100,000 to \$1,033,700 and the assessment for Tax Map Parcel No. 221.14-2-4.2 will be reduced from \$665,100 to \$529,200 and shall be allocated to specific mobile home lots as follows:

| Tax Map Parcel No. | Mobile Home Lot Number | 2016 Assessed Value | Reduced Assessed Value | Reduction Amount |
|---------------------------------|-------------------------------|----------------------------|-------------------------------|-------------------------|
| 221.14-2-4.1 | 6 Dogwood Avenue | \$14,500 | \$12,000 | (\$2,500) |
| | 12 Dogwood Avenue | \$64,900 | \$50,000 | (\$14,900) |
| | 15 Dogwood Avenue | \$13,800 | \$0 | (\$13,800) |
| | 2 Imperial Avenue | \$25,100 | \$20,000 | (\$5,100) |
| | 6 Imperial Avenue | \$60,000 | \$30,000 | (\$30,000) |
| | 221.14-2-4.2 | 3 Carmel Drive | \$44,500 | \$37,900 |
| 4 Carmel Drive | | \$47,200 | \$37,900 | (\$9,300) |
| 6 Carmel Drive | | \$86,100 | \$50,000 | (\$36,100) |
| 8 Carmel Drive | | \$89,400 | \$50,000 | (\$39,400) |
| 14 Carmel Drive | | \$72,000 | \$54,000 | (\$18,000) |
| 18 Carmel Drive | | \$72,000 | \$54,000 | (\$18,000) |
| 14 Hope Drive | | \$8,500 | \$0 | (\$8,500) |
| TOTAL COMBINED REDUCTION | | | | (\$202,200) |

- 2) There will be no reduction to the assessed value placed on the land or on any other improvements not specifically set forth above; and
- 3) There will be no reduction to the 2017 assessments; and
- 4) The reductions in assessed values shall also apply to the 2018, 2019 and 2020 assessment rolls (“Settlement Years”), however the exception provisions of Real Property Tax Law Section 727(2) shall apply allowing for changes to the assessments during the Settlement Years in limited circumstances, such as where there are physical improvements, changes to the mobile homes or additions of new or different mobile homes; and
- 5) All Proceedings challenging the assessments will be discontinued and refunds will be issued based upon reduction of the 2016 assessments; and
- 6) If any 2019 tax bills are paid before a reduction in the assessed value is finalized, refunds shall be paid on any overpayments; and

BE IT FURTHER, RESOLVED, that unless otherwise ordered by the Court, refunds based upon the assessment reductions shall be paid without interest provided they are paid within ninety (90) days after Petitioner serves a copy of the filed Court Order approving the settlement on the City and other Municipal taxing authorities; and

BE IT FURTHER, RESOLVED, that the Common Council further authorizes and directs the Mayor, City Assessor, Corporation Counsel and/or its Special Counsel to execute settlement documents and take any additional steps necessary to effectuate the settlement in accordance with the terms of this Resolution.

2. WHEREAS, Section 253.3 of the City Code authorizes the City Planner to regulate traffic and parking in the City of Plattsburgh, including the powers granted by VTL 1640; and

WHEREAS, VTL 1640(15) authorizes the Common Council to establish, operate, police, and supervise a prepaid parking permit system, impose parking time limits for such permits and the collect fees applicable to parking where such a prepaid permit parking system is in operation; and

WHEREAS, by resolution, the Common Council established a Plattsburgh Parking Advisory Committee (“PPAC”), comprised of stakeholders who, guided by collected data, will research and evaluate potential options for the establishment, operation, enhancement and improvement to the City’s parking system; and

WHEREAS, the PPAC held its first meeting in January of 2019 and anticipates holding periodic meetings thereafter; and

WHEREAS, there currently exists time-limited on-street parking in the City, of which, the most common time limit for on-street parking is one or two hours; and

WHEREAS, in early January of 2019, the City enhanced its enforcement of the time-limit restrictions for on-street parking; and

WHEREAS, the County of Clinton, and other employers in the City, have determined that they do not have sufficient off-street parking leading to their employees and patrons parking on the street, potentially in violation of the posted time limits; and

WHEREAS, while the PPAC will continue to execute its mission and will provide well-studied recommendations to the Common Council, due to current off-street parking deficiencies of the County of Clinton and other employers, and in order to provide additional empirical data for the benefit of the PPAC, a data-gathering, short-term on-street parking permit trial program is recommended.

NOW THEREFORE BE IT RESOLVED that based on the Report and recommendation of the City Planner, the following on-street parking permit trial program is established:

1. Non-commercial vehicles with a valid, conspicuously displayed City Parking Permit, may park in any time-limit on-street parking spot, which allows parking for 60 minutes or more, between the hours of 8:00 a.m. and 8:00 p.m. Such City Parking Permit shall be valid for the date issued.
2. City Parking Permits will cost \$3 per daily permit, and may be purchased through the Finance Department in a format and via procedures established by the Office of Community Development. Each City Parking Permit shall include the valid date and the license plate number of the vehicle.
3. City Parking Permits are not transferrable.
4. City Parking Permits do not exempt the permit holder from any parking restrictions other than 60 minutes or more on-street parking time restrictions. Permit holders must obey the signage for all other restrictions, including a snow-emergency parking ban.

BE IT FURTHER RESOLVED that all data generated by this on-street parking permit trial program shall be collected and transmitted to the PPAC.

BE IT FURTHER RESOLVED that City Parking Permits shall be available for purchase forthwith, and this resolution is effective upon approval.

BE IT FURTHER RESOLVED that this on-street parking permit trial may be terminated by subsequent Council Resolution.

3. Request from Community Development Director Matthew Miller that the Mayor is authorized to sign a non-binding Letter of Intent with Prime Plattsburgh Hotel, LLC to purchase and develop a portion of the property commonly known as the Durkee St. parking lot.

Motion to correct name to “Prime Companies, LLC”

By Councilor Kelly; Seconded by Councilor Moore

“Request from Community Development Director Matthew Miller that the Mayor is authorized to sign a non-binding Letter of Intent with Prime Companies, LLC to purchase and develop a portion of the property commonly known as the Durkee St. parking lot.”

(RC) Roll call: Chair Councilor Kelly, Councilor Moore, Mayor Read
(All voted in the affirmative to amend resolution)

4. Request from MLD Manager Bill Treacy that the Mayor is authorized to sign approving and concurring in the attached amendment to the New York Municipal Power Agency Agreement, pursuant to Article XI of the subject agreement.

5. Request from Planner Eva Schweber for the Office of Community Development to loan Po Sun Woo, the owner of 10-18 Brinkerhoff St \$43,800 from the Façade Loan Fund Program to help improve both the look and stability of the buildings’ exterior façade.

Motion to move Items 3-1, 3-2, 3-3, 3-5 to the agenda

By Councilor Kelly; Seconded by Councilor Moore

(RC) Roll call: Chair Councilor Kelly, Councilor Moore, Mayor Read
(All voted in the affirmative to move Items 3-1, 3-2, 3-3, 3-5 to the agenda)

At 5:17 pm a Motion to enter Executive Session to discuss pending litigation Massena vs New York Municipal Power Agency.

By Councilor Ensel; Seconded by Councilor Moore

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

(All voted in the affirmative) (Councilor Armstrong was observing via SKYPE but was not audible for Roll Call)

Returned at 5:26pm

Mayor Read stated returned from Executive Session discussed pending litigation Massena vs New York Municipal Power Agency. No action was taken during Executive Session.

Motion to move Items 3-4 to the agenda

By Mayor Read; Seconded by Councilor Kelly
(RC) Roll call: Chair Councilor Kelly, Councilor Moore, Mayor Read
(All voted in the affirmative to move Items 3-4 to the agenda)

4. OLD BUSINESS: None

5. NEW BUSINESS: None

Motion to Adjourn by Councilor Moore; Seconded by Mayor Read
(RC) Roll call: Chair Councilor Kelly, Councilor Moore, Mayor Read
(All voted in the affirmative)

MEETING ADJOURNED: 5:28 pm