

## CITY COUNCIL MEETING

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Mayor Nelson called the meeting to order and asked the Clerk to call the roll:

PRESENT: Mayor Nelson, Councillors Ashley, Hosmer, Mitchell, Morley, Skamperle and Stevenson

ABSENT: None

### PRESENTATION

1. City Manager John Pinkerton introduced the new Director of Public Works Scott Thornhill and his wife, Holly. Mr. Pinkerton said Mr. Thornhill is a Heuvelton native and will begin working for the City on May 19<sup>th</sup>. Mr. Pinkerton explained Mr. Thornhill is a graduate of SUNY Canton and Clarkson University, and has a military background. Mr. Pinkerton said Mr. Thornhill has experience with water and sewer systems as well as road and landfill matters.

Mayor Nelson thanked Gregg Harland for doing a great job as Interim Director of Public Works during one of the most challenging winters.

2. City Comptroller Philip Cosmo presented Council with the 2013 Year End Closeout. Mr. Cosmo highlighted the 2013 key points. (A copy of his presentation material follows these minutes.)

Councillor Skamperle asked if we know how the Health Care Act will financially affect the City. Mr. Cosmo said because the City is self-insured we will pay a Cadillac tax and maintenance fees in the future. Mr. Cosmo explained we are unable to determine if it will be good or bad at this time, but he is concerned about the possibility of a large drain on our health care plan with a serious illness. Mr. Cosmo said First Niagara has provided the City with an estimate of what we will pay for the tax. Mr. Cosmo explained due to our current plans low deductibles and copays, we meet the definition of a Cadillac plan.

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3. City Assessor Bruce Green updated Council on the 2014 tentative tax roll. Mr. Green explained the tax roll will be finalized on August 1<sup>st</sup> and will determine next year's tax bills. Mr. Green said a reassessment of approximately 900 parcels was done from Lake Street to Monroe Avenue. Mr. Green explained those residents whose assessments changed will be notified by mail the third week of May. Mr. Green said residents will be able to file a grievance in June. Mr. Green explained this is the first reassessment of this area in a few years.

Councillor Ashley asked how a reassessment is done. Mr. Green explained it is basically a comparison of the sales of similar properties with a drive-by view of the subject property. Mr. Green said he has no knowledge of the interior of the homes but can do a square footage estimate. Mr. Green explained the land and building have separate values, and garages, porches and decks add extra value. Councillor Ashley asked if a resident does \$10,000 worth of improvements on a property assessed at \$50,000, will the new assessed value be \$60,000. Mr. Green said no because some improvements are only maintenance, and explained that only a certain portion of the permit value is added to the assessment. Mr. Green advised there is an exemption available to residents to add improvement value gradually over the course of eight years. Councillor Stevenson asked if this exemption carries over to a new owner, and Mr. Green said yes. Councillor Morley asked if a property is reassessed when sold, and Mr. Green said yes. Mayor Nelson said it is important for people to understand the assessed value does not increase by the amount spent on improvements.

## PUBLIC HEARING

1. A public hearing regarding an ordinance to amend Section 209-48 – Parking Prohibited at All Times – correction of location description for the 30' from the corner of Caroline Street towards Phillips Diner on Ford Street (line of sight for cars turning east off Caroline Street onto Ford Street) for the City of Ogdensburg was held.

No one being present to speak, the hearing was declared closed.

PROCLAMATION

1. Mayor Nelson proclaimed April 27, 2014 through May 4, 2014 as the Days of Remembrance of the Victims of the Holocaust.
2. Mayor Nelson proclaimed May 4, 2014 through May 10, 2014 as Municipal Clerks Week.

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #8-2014 in the amount of \$630,281.65 and Library Fund Warrant #8-2014 in the amount of \$20,535.45 and Capital Fund Warrant #8-2014 in the amount of \$10,738.52 and Community Development Fund Warrant #8-2014 in the amount of \$0.00 and Community Renewal Fund Warrant #8-2014 in the amount of \$13,261.95 and HOME Fund Warrant #8-2014 in the amount of \$0.00 and AHC Funds Warrant #8-2014 in the amount of \$0.00, NSP Funds Warrant #8-2014 in the amount of \$0.00 and Ogdensburg Growth Fund Warrant #8-2014 in the amount of \$1,435.12 as audited, be and the same are ordered paid and Councillor Ashley seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Councillor Stevenson moved an ordinance to amend Section 209-48 – Parking Prohibited at All Times – correction of location description for the 30’ from the corner of Caroline Street towards Phillips Diner on Ford Street (line of sight for cars turning east off Caroline Street onto Ford Street), and Councillor Hosmer seconded to wit:

ORDINANCE AMENDING CHAPTER 221 ENTITLED "ZONING"  
OF THE CITY OF OGDENSBURG MUNICIPAL CODE

BE IT ORDAINED AND ENACTED by the City Council of the City of Ogdensburg, New York, as follows:

SECTION ONE

That Section 209-48 entitled "Parking Prohibited at All Times" is amended as follows:

DELETE

Ford Street	South	From a point 30 feet east of the east curbline of Caroline Street
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ADD

Ford Street	South	From the east curbline of Caroline Street to a point 30 feet east therefrom
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SECTION TWO

This ordinance shall take effect ten (10) days after publication of a notice which shall give the title and describe same in summary form.

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Councillor Ashley said there is a typographical error in the heading on the ordinance. Councillor Ashley asked if the heading should refer to the Parking portion of the Municipal Code instead of Zoning. Director of Planning and Development Andrea Smith said she would research the Municipal Code and clarify.

Councillor Morley made a motion to table the ordinance, and Mayor Nelson seconded.

The vote to table the ordinance was:

CARRIED, AYES ALL

2. Councillor Ashley moved a resolution authorizing the City Manager to sell City-owned property located at 611 Rensselaer Avenue to Ogdensburg Growth Fund Development Corporation for \$1.00, subject to City Attorney's review and approval of sales documents, and Councillor Hosmer seconded to wit:

RESOLUTION TO APPROVE THE SALE OF TAX PARCEL  
#59.021-6-13 TO OGDENSBURG GROWTH FUND  
DEVELOPMENT CORPORATION

WHEREAS, Ogdensburg Growth Fund Development Corporation has made a purchase offer for City-owned property located at 611 Rensselaer Avenue identified as Tax Parcel # 59.021-6-13 as obtained by the City under Real Property Tax Sale Law, Article 11, Foreclosure Proceedings, and

WHEREAS, New York State Real Property Tax Law §1166 states that:

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1. Whenever any tax district shall become vested with the title to real property by virtue of a foreclosure proceeding brought pursuant to the provisions of this article, such tax district is hereby authorized to sell and convey the real property so acquired, either with or without advertising for bids, notwithstanding the provisions of any general, special or local law.
2. No such sale shall be effective unless and until such sale shall have been approved and confirmed by a majority vote of the governing body of the tax district, except that no such approval shall be required when the property is sold at public auction to the highest bidder; and

WHEREAS, the redevelopment of this property is consistent with the Goals of the Strategic Management Plan, particularly the Goals for a Balanced, Sustainable Local Economy and Revitalizing Aging Neighborhoods and Commercial Areas; and

WHEREAS the City Manager has negotiated a sale price of \$1.00;

NOW BE IT THEREFORE RESOLVED, that the City Council in accordance with New York State Real Property Tax Law § 1166, hereby authorizes the City Manager to sell Tax Parcel # 59.021-6-13 to Ogdensburg Growth Fund Development Corporation for \$1.00, subject to City Attorney's review and approval of sales documents.

Director of Planning and Development Andrea Smith said the Growth Fund offered to purchase the property and work with the Development Authority of the North Country (DANC) to develop a demolition and reconstruction plan. Ms. Smith explained the property is currently a two bedroom/ one bath residence that will be transformed into a three bedroom/two bath structure. Ms. Smith said their intention is to sell this parcel after reconstruction and put it back on the tax roll. Ms. Smith explained the only option the City has is to remove all asbestos and demolish the structure. Ms. Smith said a partial estimate for demolition alone is \$5,000 to \$35,000.

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Councillor Morley asked if this property has been put up for public auction. Ms. Smith said the property was never put up for public auction. Councillor Skamperle asked for the current assessed value of the parcel. Ms. Smith said she believes it is \$34,000. Councillor Ashley asked if that assessed value was calculated when there was siding on the property. Ms. Smith said yes. Councillor Stevenson said the property is deteriorating at a rapid rate and is only a liability to the City. Mayor Nelson said it is a good idea to let the Growth Fund take on this project, rehabilitate the property and put it back on the tax roll. Ms. Smith said she has talked to adjacent property owners and they have no interest in the property. Councillor Skamperle asked how much money the Growth Fund intends to invest in the property. Ms. Smith said the investment amount is confidential information that cannot be divulged to the public because they intend to sell the property when the project is completed. Mayor Nelson said Council was given the confidential figures. Councillor Skamperle asked if the property has been offered to private contractors or put out to bid. Mayor Nelson explained all of the details were discussed at the joint working session between the Growth Fund and Council.

Councillor Stevenson said if a contractor came forward to rehabilitate another City-owned property she would be open to that. Councillor Skamperle said he would like to see similar offers from private contractors. Councillor Skamperle suggested that after the property is rehabilitated that the purchaser not be someone affiliated with the Growth Fund or Council. Ms. Smith explained to limit who a property can be sold to violates the Fair Housing Law. Councillor Skamperle asked how the Growth Fund intends to sell the property. Ms. Smith said through a realtor. Councillor Skamperle said he believes some parcels are assessed unfairly which prevents private contractors from being able to make the same type of offer on other City-owned parcels. Mr. Pinkerton said he believes all parcels are assessed fairly. Councillor Morley said Councillor Skamperle is trying to confirm that no one affiliated with the Growth Fund or Council will benefit from this project. Mayor Nelson said that would be discrimination. Mayor Nelson added the bottom line is to get the parcel back on the tax rolls.

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Mayor Nelson said it is a pilot program and the Growth Fund is not looking to make any money. Mayor Nelson noted that he left the room during all discussions by the Growth Fund regarding this proposal so he would be able to vote on this matter with Council.

Councillor Ashley said he does not want the City involved in the real estate business, but after meeting with the Growth Fund is convinced this is the best solution for the City. Councillor Ashley said a private contractor will not do the same job rehabilitating the property because they don't have the funds available. Councillor Hosmer said he supports the project but noted not all contractors would do a bad job and added if a contractor comes forward with a future proposal, Council should consider it. Councillor Skamperle asked if any properties have been similarly offered in the past. Mayor Nelson said Trivillino's Bakery was put out to bid for rehabilitation. Councillor Stevenson said the purchaser was not given this type of premium pricing. Mayor Nelson said the Growth Fund has already spent \$3,000 to develop plans and estimate costs. Councillor Morley said a private contractor would need an engineer's estimate and most will not want to pay for that without knowing the deal would be approved. Councillor Stevenson pointed out that this was the first time she has heard that the Growth Fund intends to list the property with a realtor after rehabilitation and wants the public to know she had no prior knowledge of that. Ms. Smith said the Growth Fund has not finalized their decision on the sale of the property because they don't own it yet, but she doubts it would be sold at public auction. Councillor Ashley said what the Growth Fund does with the property would be their business if they own it. Councillor Skamperle suggested the parcel be sold to someone else at the same price or fair market value. Mayor Nelson said the City does not sell property at fair market value. Councillor Morley explained City-owned property is always sold to the highest bidder. Ms. Smith said an appraisal is needed to sell property at fair market value and explained that in the past she has worked with the Assessor and the auctioning firm to set the price.

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Councillor Skamperle asked if the Knox Street parcel being sold later in this meeting to Mrs. Smith for \$600 is at fair market value. Ms. Smith explained that parcel is being sold using a square footage calculation from the City Assessor. Councillor Stevenson said Council needs to remember the parcel will be put back on the tax roll. Councillor Stevenson urged residents and private contractors to bring an offer to Council for other City-owned properties. Councillor Stevenson said she does not want to lose this opportunity. Councillor Morley asked if a special vote is required to sell this property. Ms. Smith said an affirmative vote of  $\frac{3}{4}$  of Council is required. Councillor Hosmer said he hopes local contractors come up with a plan for other City-owned properties. Councillor Stevenson said the City Attorney has clarified that Mayor Nelson can vote on this matter.

The vote was:

AYES: Mayor Nelson, Councillors Ashley,  
Hosmer, Mitchell, Morley and Stevenson

NAYS: Councillor Skamperle

CARRIED, 6 TO 1

3. Mayor Nelson moved a resolution to call for a public hearing and public notice on a proposed ordinance amending Chapter 209, Section 209-40, Schedule III: "School Speed Limits" and Section 209-53, Schedule XVI: "No Standing Certain Hours" of the Code of the City of Ogdensburg, and Councillor Morley seconded to wit:

RESOLUTION OF CITY COUNCIL INTRODUCING AN ORDINANCE  
AND PROVIDING FOR PUBLIC NOTICE  
AND PUBLIC HEARING

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BE IT RESOLVED, that Ordinance No. \_\_\_ of 2014, entitled, Chapter 209, Section 209-40, Schedule III: “School Speed Limits” and Section 209-53, Schedule XVI: “No Standing Certain Hours” of the Code of the City of Ogdensburg, be and it hereby is introduced before the City Council of the City of Ogdensburg, New York, and

BE IT FURTHER RESOLVED, that the City Council shall hold a public hearing in the matter of the adoption of the aforesaid Ordinance to be held at the Council Chambers in the City of Ogdensburg, New York, on the 12th day of May, 2014 at 7:00 p.m., and

BE IT FURTHER RESOLVED, that the City Clerk give notice of such public hearing by publication in the official newspaper at least seven (7) days before the hearing date of a notice setting forth the time and place and describing the proposed ordinance in summary form.

The vote was:

CARRIED, AYES ALL

4. Police Chief Richard Polniak advised Council that he had reviewed the Municipal Code regarding the ordinance to amend Section 209-48 – Parking Prohibited at All Times – correction of location description for the 30’ from the corner of Caroline Street towards Phillips Diner on Ford Street (line of sight for cars turning east off Caroline Street onto Ford Street). Chief Polniak confirmed there was a typographical error in the heading of the ordinance and the correct portion of the Municipal Code to be amended is the Parking section. Councillor Morley made a motion to take this matter off the table, and Councillor Hosmer seconded.

The vote to take this matter off the table was:

CARRIED, AYES ALL

There was a consensus of Council to amend the ordinance to read as follows:

ORDINANCE AMENDING CHAPTER 209 ENTITLED "VEHICLE  
AND TRAFFIC" OF THE CITY OF OGDENSBURG MUNICIPAL CODE

BE IT ORDAINED AND ENACTED by the City Council of the City of  
Ogdensburg, New York, as follows:

SECTION ONE

That Section 209-48 entitled "Parking Prohibited at All Times" is amended  
as follows:

DELETE

Ford Street	South	From a point 30 feet east of the east curbline of Caroline Street
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ADD

Ford Street	South	From the east curbline of Caroline Street to a point 30 feet east therefrom
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SECTION TWO

This ordinance shall take effect ten (10) days after publication of a notice  
which shall give the title and describe same in summary form.

The vote on the ordinance was:

CARRIED, AYES ALL

5. Councillor Hosmer moved a resolution authorizing the City  
Manager to enter into a reimbursement agreement with the Ogdensburg  
Growth Fund, where the Growth Fund agrees to reimburse the City, for all  
salary and benefit expenses related to City employees performing work for  
the Growth Fund during their regular City shift hours subject to the  
following terms and conditions, and Councillor Stevenson seconded to wit:

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RESOLUTION TO ENTER INTO A SALARY AND BENEFIT  
REIMBURSEMENT CONTRACT WITH OGDENSBURG GROWTH  
FUND DEVELOPMENT CORPORATION

WHEREAS, The Growth Fund has no employees and the City has staff members who have the necessary expertise to assist the Growth Fund with its business endeavors; and

WHEREAS, the City requires reimbursement of salaries and prorated cost of benefits from the Growth Fund for any time that City employees perform services for the Growth Fund while on City time; and

WHEREAS, the Growth Fund will reimburse the City, for all salary and benefit expenses related to City employees performing work for the Growth Fund during their regular City shift hours subject to the following terms and conditions.

NOW, THEREFORE, for the period January 1, 2014 through December 31, 2014, Growth Fund will reimburse City for the services of City employees, who will provide services to the Growth Fund. The City employees are, and shall remain, employees of the City.

The reimbursement to be paid to the City by the Growth Fund shall be equal to the current hourly salary, times the number of hours worked, plus the prorated cost of benefits provided by the City, for each City employee providing services to the Growth Fund.

BE IT FURTHER RESOLVED that the Ogdensburg City Council hereby authorizes the City Manager to enter into and execute any and all necessary contracts required to complete this salary reimbursement agreement.

Councillor Morley asked if this reimbursement agreement would also cover DPW workers for snow removal from the Growth Fund's parking lot.

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City Manager John Pinkerton said it will cover all City employees. Councillor Morley asked if an hourly amount has been set. Director of Planning & Development Andrea Smith said the Growth Fund's budget runs from January 1<sup>st</sup> through December 31<sup>st</sup> and payment for DPW workers was not calculated into this year's budget. Ms. Smith explained the reimbursement agreement is mainly being proposed for Philip Cosmo, Timothy Johnson and herself. Councillor Stevenson asked if the agreement would also cover clerical workers. Ms. Smith said yes, but there won't be a lot of clerical work. Councillor Stevenson said anyone can park in the Growth Fund's parking lot and the City clears sidewalks for other businesses. Mr. Pinkerton said the Growth Fund is considering selling the parking lot so there may not be an issue next winter. Councillor Stevenson asked for a work session with DPW to determine what we are maintaining. Councillor Morley said he doesn't believe we clear private sidewalks.

Mayor Nelson said this agreement formalizes the reimbursement process. Councillor Hosmer asked how much money the Growth Fund intends to spend. Ms. Smith said they anticipate approximately \$13,000 - \$14,000. Councillor Hosmer asked how many hours Ms. Smith spends on Growth Fund business. Ms. Smith said a handful of hours. Councillor Hosmer asked how frequently the City is reimbursed. Ms. Smith said she submits her statements quarterly.

City Comptroller Philip Cosmo said City employees spend a couple hours per month, but now that the Growth Fund is a separate entity, reimbursement is required. Mr. Cosmo explained time records do not exist yet because the separation just occurred. Mr. Cosmo said he recommends billing quarterly at the minimum. Councillor Stevenson asked if any City employee that submits a time sheet is reimbursed. Ms. Smith said yes.

The vote was:

CARRIED, AYES ALL

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6. Mayor Nelson moved a resolution authorizing the City Manager to sell City-owned property, known as “Parcel B” according to the attached survey, located on Knox Street, to Ms. Christine Slate and Ms. Elizabeth Bouyer (Ms. Margaret Smith, Life Use (LU)) for \$600.00, subject to City Attorney’s review and approval of sales documents, and Councillor Stevenson seconded to wit:

RESOLUTION TO APPROVE THE SALE OF “PARCEL B” TO MS. CHRISTINE SLATE AND MS. ELIZABETH BOUYER ON BEHALF OF MS. MARGARET SMITH (LU)

WHEREAS, Ms. Christine Slate and Ms. Elizabeth Bouyer have made a purchase offer for City-owned property identified as Parcel “B”, located on Knox Street, adjacent to Tax Map Parcel 48.079-3-14, as obtained by the City under Real Property Tax Sale Law, Article 11, Foreclosure Proceedings, and

WHEREAS, New York State Real Property Tax Law §1166 states that:

1. Whenever any tax district shall become vested with the title to real property by virtue of a foreclosure proceeding brought pursuant to the provisions of this article, such tax district is hereby authorized to sell and convey the real property so acquired, either with or without advertising for bids, notwithstanding the provisions of any general, special or local law.
2. No such sale shall be effective unless and until such sale shall have been approved and confirmed by a majority vote of the governing body of the tax district, except that no such
3. approval shall be required when the property is sold at public auction to the highest bidder; and

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WHEREAS, the redevelopment of this property is consistent with the Goals of the Strategic Management Plan, particularly the Goals for a Balanced, Sustainable Local Economy and Revitalizing Aging Neighborhoods and Commercial Areas; and

WHEREAS, the City Manager has negotiated a sale price of \$600.00; and

WHEREAS, the purchaser(s) will be responsible for any and all attorney fees and filing fees with the St. Lawrence County Clerk.

NOW BE IT THEREFORE RESOLVED, that the City Council in accordance with New York State Real Property Tax Law § 1166, hereby authorizes the City Manager to sell Parcel "B" on Knox Street to Ms. Christine Slate and Ms. Elizabeth Bouyer for \$600.00, subject to City Attorney's review and approval of sales documents.

City Manager John Pinkerton said the City first received a letter from Mrs. Smith 5 to 6 years ago and received another letter when he became City Manager. Mr. Pinkerton explained a survey was done first and then he met with Bruce Green to obtain a value on the parcel. Mr. Pinkerton said Mrs. Smith agreed with the cost and to combine this lot with her existing lot. Mr. Pinkerton said Mrs. Smith also understands that she is responsible for all fees associated with the transaction. Mr. Pinkerton explained Mrs. Smith's daughters are also in favor, and their approval was needed since Mrs. Smith only has life use of the property.

Councillor Stevenson asked if Mrs. Smith's current lot is only 25' wide. Director of Planning & Development Andrea Smith said yes.

Councillor Morley said he is aware of a Morris Street resident who is also interested in purchasing a 10' parcel in the same area. Ms. Smith explained the property at the corner of Knox and Morris Streets was part of the NSP Program and has no restrictions now.

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Ms. Smith explained that because the purchaser requested this property years ago, when a City survey was done we had this parcel surveyed out. Ms. Smith said if we receive additional requests, more survey work will be required. Councillor Ashley said the resident at 419 Morris Street does not have off-street parking and would like to approach the City about purchasing 10'. Councillor Ashley asked if this 13' is removed from one side, will there be another 10' available for purchase by someone else. Ms. Smith said it could be done. Councillor Ashley said if this other person approaches the City they should receive the same treatment as Mrs. Smith. Ms. Smith said the City cannot create non-conforming lots so that the combination of these new lots with existing lots will be necessary. Councillor Ashley said he told the individual to contact the City. Mr. Pinkerton said there would be an additional fee for survey work required.

Councillor Morley asked if our zoning laws prohibit the addition of a driveway of just 10'. Ms. Smith said yes and explained that is why the request is for 13'. Mayor Nelson said it was good that City staff was aware of the requirement of an additional 3'. Ms. Smith said Code Enforcement Officer Gregg Mallette recommended the change.

The vote was:

CARRIED, AYES ALL

7. Councillor Skamperle moved a resolution authorizing the City Manager to enter into a professional consulting agreement with the Development Authority of the North Country (the Authority) for housing program services, and Councillor Ashley seconded to wit:

RESOLUTION AUTHORIZING CITY MANAGER TO ENTER INTO AN  
AGREEMENT WITH THE DEVELOPMENT AUTHORITY OF THE  
NORTH COUNTRY (THE "AUTHORITY")

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WHEREAS, the City issued a “Request for Qualifications for Housing Office Administration Services and Project Delivery Services” due April 1, 2014 (“RFQ”); and

WHEREAS, the Authority submitted a “Proposal for Housing Office Administration Services and Project Delivery Services” dated March 28, 2014 (“Proposal”); and

WHEREAS, four responses to the RQF were received and reviewed in accordance with the evaluation criteria; and

WHEREAS, the Authority ranked highest among all reviewers, with a total average score of 96 out of 100; and

WHEREAS, the City desires for the Authority to provide certain services in connection with the RFQ and the Proposal and the Authority agrees to do so at a blended hourly rate of \$55.00 for a sum not to exceed \$13,860.00;

NOW, THEREFORE, BE IT RESOLVED, that the City Council authorizes the City Manager to enter into said agreement with the Authority to provide Housing Office Administration Services and Project Delivery Services; and

BE IT FURTHER RESOLVED that funding for these services will come from Miscellaneous Revenue account CD8689-81.4.

Mayor Nelson asked if this brings all of our current housing administration matters back to DANC. Mr. Pinkerton said yes. Mayor Nelson said DANC has done a great job with projects in the past.

The vote was:

CARRIED, AYES ALL

8. Mayor Nelson moved a resolution naming the City Manager as the City's Responsible Local Official (RLO) for the Paterson Street Reconstruction Project, and Councillor Morley seconded to wit:

RESOLUTION NAMING RESPONSIBLE LOCAL  
OFFICIAL RELATIVE FOR THE PATERSON STREET  
RECONSTRUCTION PROJECT

WHEREAS, NYS DOT requires the naming of a Responsible Local Official (RLO) for the Paterson Street Reconstruction Project;

NOW, THEREFORE, BE IT RESOLVED that John M. Pinkerton, City Manager is hereby named the Responsible Local Official (RLO) for the Paterson Street Reconstruction Project.

The vote was:

CARRIED, AYES ALL

OLD BUSINESS

1. Councillor Morley said the City received \$30,000 in CHIPS funds and asked what we plan to do with that money. City Manager John Pinkerton said City staff has not had the opportunity to discuss it yet. Mayor Nelson said there are lots of roads that need repair.

2. Councillor Stevenson said she has received a lot of feedback on the brush pickup change and suggested adding a few after hour time slots at the landfill. City Manager John Pinkerton said he would look at having it open longer on one week night or on a Saturday. Councillor Morley agreed with Saturday. Councillor Stevenson asked Mr. Pinkerton to determine which would be more cost effective. Councillor Ashley said the newspaper stated that pickups would be done on Saturday and Sunday.

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Interim Public Works Director Gregg Harland said the newspaper article was incorrect, pickups will be done on weekdays. Councillor Skamperle asked if residents are still required to call into the DPW for brush pickup. Mr. Harland said no. Councillor Ashley said he has seen plastic bags around the City filled with brush. Mr. Harland explained it is a DEC law that crews cannot take plastic, paper or cardboard. Mr. Harland said residents can bag their brush and simply dump it out when it is time for their pickup. Mr. Harland said we were cited last year for plastic bags and pallets which have since been removed. Councillor Stevenson said there is no way to guarantee what is inside plastic bags.

3. Councillor Hosmer asked for an update on the Maple City Trail flood damage. City Manager John Pinkerton explained Gregg Harland took the photographs which are needed to prepare an estimate for the County from a helicopter today, and we have already had an engineer look at the damage. Mr. Pinkerton said now that the water has receded we can see the exposed conduit for the lights and the asphalt that is eroded. Mr. Pinkerton said there is significant damage to the area. Councillor Morley said there are several upcoming events planned along the Maple City Trail. Councillor Hosmer suggested we re-route people around the damaged area. Councillor Skamperle asked if it is necessary to close that whole portion of the trail. Mr. Pinkerton said yes and explained that the asphalt has been torn and blown away leaving many unstable areas. Mr. Pinkerton said if we open the area up, people will go further and further towards the damaged area. Mr. Pinkerton explained no trespassing signs are posted and violators are now being ticketed because it is dangerous. Councillor Skamperle said he was thinking about the walleye fisherman.

4. Councillor Skamperle said the water district meetings between DANC and the OBPA are typically held during the day and asked if Council can be advised of all meetings in case they are available to attend some meetings. City Manager John Pinkerton said he would keep Council advised in the update.

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5. Councillor Skamperle asked for an update on the LED lights along the trail. City Manager John Pinkerton said we don't have enough money to do all the lights.

6. Councillor Skamperle asked for the status of the zoning regulation changes. City Manager John Pinkerton said it will take a while to make those changes. Director of Planning & Development Andrea Smith said the Zoning Board is currently reviewing our zoning regulations as this will be a complete overhaul. Ms. Smith added all components need to be reviewed because one change can have multiple effects. Ms. Smith said work sessions with Council will be planned.

### NEW BUSINESS

1. Councillor Stevenson asked that the Freda Gladle request for monuments be passed on to the Historical Commission. Councillor Stevenson suggested information boards or plaques be placed at key points around the City. Councillor Stevenson said it would be a nice tribute.

2. Councillor Stevenson said she and City Manager John Pinkerton have scheduled a tenant/landlord session. Councillor Stevenson added that Judge Gary Alford along with members of Legal Aide and the Code Enforcement Office will be assisting with the session. Councillor Stevenson said the session will be held on June 18<sup>th</sup> in Council Chambers.

### ITEMS FOR DISCUSSION

1. City Manager John Pinkerton said Council discussed the traffic light at New York Avenue and Spring Street and changes were suggested. Mr. Pinkerton said he needs to know exactly what Council would like changed so he can prepare a resolution.

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Councillor Ashley said he would like to see a right turn on red with no time restrictions, but cautioned the green left turn arrow for traffic southbound on New York Avenue would also need to be changed. Councillor Ashley said it is no longer a congested area. Councillors Skamperle and Morley agreed. There was a consensus of Council to remove the time constraint on the right turn on red for traffic northbound on New York Avenue and to remove the green left turn arrow for traffic southbound on New York Avenue.

2. Councillor Morley asked for an update on the accident in Depeyster. Police Chief Richard Polniak said his patrols were involved in a pursuit that went outside of the City limits on Route 812. Chief Polniak said he was reviewing the incident this morning and explained the pursuit was ten minutes long and there was damage to a City vehicle. Chief Polniak explained the department's pursuit policy leaves it to the discretion of the officer or sergeant on duty. Chief Polniak said the department's policy complies with the recommended policy, but if modification is needed it will be made. Councillor Morley asked how far an officer could pursue. Chief Polniak explained it depends on the reason the individual is wanted. Chief Polniak said this particular individual will be charged with two misdemeanors and multiple traffic violations. Chief Polniak explained his department pursues to identify, obtain a license plate number and then contact the individual at another time. Chief Polniak said his department also calls other agencies for assistance during a pursuit.

On a motion duly made and seconded, the meeting was adjourned.