

CITY COUNCIL MEETING
August 10, 2015
Page 301

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

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

ABSENT: Councillors Morley and Skamperle

Mayor Nelson said Councillor Morley is not feeling well and asked to be excused from the meeting. There was a consensus of Council to excuse Councillor Morley.

Mayor Nelson reminded Council that Councillor Skamperle had asked to be excused from the meeting because he is out of town with his family. There was a consensus of Council to excuse Councillor Skamperle.

PRESENTATION

1. Mayor Nelson presented NYCOM Service Recognition Certificates to the following employees:

Police Department: Chief Richard Polniak (35 years)
Lt. Harry McCarthy (30 years)
Lt. Andrew Kennedy (25 years)

Code Enforcement: Gregg Mallette (25 years)

Mayor Nelson also recognized the following employees who were not present to receive their certificates:

Code Enforcement: Cynthia Ghize (30 years)

DPW: Gregg Harland (35 years)
Dennis Montroy (25 years)

CITY COUNCIL MEETING

August 10, 2015

Page 302

2. City Historian Julie Madlin made a presentation to Council regarding QR Codes and the “Strolling Down State Street” walking history tour planned for Friday, August 14, 2015. Mrs. Madlin described the tour and said she plans to upload it to the City website for those who are unable to participate. Mrs. Madlin invited Council members to the tour and urged the public to attend as well.

3. Scott Wright of CGSW and the Active Living Task Force made a presentation to Council regarding bike lanes and the complete streets project. Mr. Wright said the plan is to initially develop designated bike lanes from the schools to the Boys & Girls Club and eventually create designated bike lanes across the entire City. Mr. Wright requested Council’s approval to begin working with City Staff and contractors to create a plan for a designated bike lane on Paterson Street since it is already under construction. Gary Hammond of CGSW said creating designated bike lanes from the highway through the City will get people into the City instead of just passing by. There was a consensus of Council for the group to develop a proposal for Paterson Street.

4. Star Carter of the Development Authority of the North Country made a presentation to Council regarding the GIS Internet Mapping Application. Mrs. Carter explained the development of the system and provided Council with a demonstration.

5. Wade Davis of the Ogdensburg Bridge & Port Authority addressed Council regarding the airport expansion project. Mr. Davis asked for an expedited agreement with the City for the use of water and sewer with the following stipulations: 1) there will be no outside user fees for OBPA airport buildings; and, 2) OBPA will be charged the typical water and sewer fees assessed within the City limits. Councillor Stevenson asked for confirmation that OBPA will cover all costs associated with the installation and maintenance of the water and sewer infrastructure. Mr. Davis said there will be no cost to the City.

PUBLIC HEARING

1. A public hearing regarding an ordinance to amend Administrative Regulations, §17 entitled “Procedures of City Council Meeting”, of the Code of the City of Ogdensburg was held. Sue Ellen Piercey of 1407 Knox Street, Ogdensburg spoke in support of the amendment. No one else being present to speak, the hearing was declared closed.

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #14-2015 in the amount of \$560,162.20 and Library Fund Warrant #14-2015 in the amount of \$23,303.05 and Capital Fund Warrant #14-2015 in the amount of \$221,411.95 and Community Development Fund Warrant #14-2015 in the amount of \$0.00 and Community Renewal Fund Warrant #14-2015 in the amount of \$0.00 as audited, be and the same are ordered paid and Councillor Stevenson seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Mayor Nelson moved an ordinance to amend Administrative Regulations §17 entitled “Procedures of City Council Meeting”, of the Code of the City of Ogdensburg, and Councillor Ashley seconded to wit:

ORDINANCE #13 - 2015

AN ORDINANCE TO AMEND ADMINISTRATIVE REGULATIONS
§17 ENTITLED “PROCEDURES OF CITY COUNCIL MEETING”

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
OGDENSBURG, NEW YORK, AS FOLLOWS:

ITEM ONE

That Administrative Regulations §17(E)(5.1) is hereby deleted in its entirety and replaced with the following:

- 5.1 Order of business. The general rule as to the order of business in regular meetings shall be as follows:
1. Pledge of Allegiance.
 2. Roll call.
 3. Approval of minutes.
 4. Public hearings.
 5. Citizen participation.
 6. Reading of communication.
 7. Consent agenda.
 8. Action items.
 9. Old business.
 10. New business.
 11. Citizen participation.
 12. Executive session.
 13. Adjournment.

ITEM TWO

That Administrative Regulations §17. (G)(7.1) and (7.2) are hereby deleted in their entirety and replaced with the following:

G. Citizen participation.

7.1 Addressing the Council. Any person desiring to address the Council prior to Council Action Items, by oral communication shall notify the City Clerk prior to the Council Meeting of their desire to speak in order that their name may be placed on a list and they will be recognized by the presiding officer without further action. Any person desiring to address the Council after New Business Items by oral communication shall first secure the permission of the presiding officer.

7.2 Manner of addressing the Council - time limit. Each person addressing the Council shall stand, approach the microphone, give his/her name and address in an audible tone of voice for the record. Each person addressing the Council, prior to Council Action Items, shall limit their address to five minutes unless further time is granted by the Chair or requested of the Chair by a member of Council. Each person addressing the Council, after New Business Items, shall limit their address to two minutes unless further time is granted by the Chair or requested of the Chair by a member of Council. All remarks shall be addressed to the Council as a body, and not to any member thereof. No person other than members of the Council and the person having the floor shall be permitted to enter into any discussion, either directly or through the members of the Council. No questions shall be asked the Councillors, except through the Chair.

ITEM THREE

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

CITY COUNCIL MEETING

August 10, 2015

Page 306

Councillor Stevenson asked if Council members will still be permitted to question those addressing Council. Mayor Nelson said yes. Councillor Hosmer asked if preregistration is required for the second opportunity to address Council. Mayor Nelson said no.

The vote was:

CARRIED, AYES ALL

2. Mayor Nelson moved a resolution to call for a public notice and public hearing with regard to an amendment to the Ogdensburg Municipal Code, Chapter 209 entitled Vehicles and Traffic; Article VII entitled Schedules; §209-57 Schedule XX: Handicapped Parking, and Councillor Ashley seconded to wit:

RESOLUTION

INTRODUCING ORDINANCE #_ FOR 2015

BE IT RESOLVED that proposed Ordinance #__ of the year 2015 entitled:

Amendment to Chapter 209 entitled Vehicles and Traffic; Article VII entitled Schedules; § 209-57. Schedule XX: Handicapped Parking, of the Ogdensburg Municipal Code of the City of Ogdensburg be and it hereby is introduced before the City Council of the City of Ogdensburg, NY, and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed Ordinance be laid upon the desk of each member of the City Council, and

BE IT FURTHER RESOLVED, that the City Council hold a Public Hearing on said proposed Ordinance at the City Council Chambers at 7:00 pm on Monday, September 14, 2015, and

BE IT FURTHER RESOLVED that the City Clerk publish or cause to be published a public notice in the official newspaper of the City of Ogdensburg of said public hearing at least seven days prior thereto.

City Manager John Pinkerton said the section of the City docks near the entrance to the City marina will become a handicapped parking area.

The vote was:

CARRIED, AYES ALL

3. Councillor Ashley moved a resolution to authorize the City Manager to enter into an agreement with John J. Doyle Builders, Inc. for a sum not to exceed \$55,000 for the South Water Street Pump Station – Vertical Open Shaft Solids Handling Wastewater Pump Project, and Councillor Mitchell seconded to wit:

**RESOLUTION AUTHORIZING AWARD OF CONTRACT
FOR THE SOUTH WATER STREET PUMP STATION WASTEWATER PUMP**

WHEREAS, bids have been solicited and received for the South Water Street Pump Station Vertical Open Shaft Solids Handling Wastewater Pump project; and

WHEREAS, Tisdell Associates has evaluated the bids and recommended the contract be awarded to the responsible low bidder;

NOW, THEREFORE, BE IT RESOLVED that John M. Pinkerton, City Manager, is authorized to enter into the following contract, for a sum not to exceed \$55,000.00, on behalf of the City;

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>	<u>CONTINGENCY</u>
John J. Doyle Builders Inc. 7838 St. Hwy 68 Ogdensburg, NY 13669	\$ 45,528.00 *	\$ 9,472.00

*includes Alternate No.1 & 2

BE IT FURTHER RESOLVED that the funds to pay for this work will come from G8130.310.

CITY COUNCIL MEETING

August 10, 2015

Page 308

City Manager John Pinkerton said the City budgeted \$55,000 for this project, and the lowest bid came in under budget. Mr. Pinkerton explained even with adding Alternate No. 1 & 2, the project is still under budget. Councillor Ashley asked for the life expectancy of this type of pump. Director of Public Works Scott Thornhill said the pump being replaced is fifty years old and has been repaired several times. Mr. Thornhill explained by replacing this pump, we will also update our technology.

The vote was:

CARRIED, AYES ALL

4. Councillor Mitchell moved a resolution authorizing new fees for the Richard G. Lockwood Civic Center, and Councillor Stevenson seconded to wit:

RESOLUTION ESTABLISHING NEW FEES
FOR RECREATION DEPARTMENT FACILITIES

WHEREAS, the City of Ogdensburg operates the Richard G. Lockwood Civic Center for public recreation purposes; and

WHEREAS, the Ogdensburg City Council establishes the fees for recreation activities and use of facilities; and

WHEREAS, after a review of the rate schedule by the Ogdensburg Recreation Department, the Recreation Commission recommends the following increases in fees for non-residents at the Richard G. Lockwood Civic Center: Non-resident youth - \$85 and non-resident adults \$95.

The vote was:

CARRIED, AYES ALL

CITY COUNCIL MEETING

August 10, 2015

Page 309

5. Councillor Stevenson moved a resolution to amend the 2015 budget to allow for the use of 2013 Operation Stonegarden Grant funds in the purchase of a one year extension to the equipment Service Maintenance Agreement on specialized equipment approved by the grant, and Councillor Ashley seconded to wit:

A RESOLUTION TO AMEND THE 2015 GENERAL FUND BUDGET
IN CONNECTION WITH 2013 OPERATION STONEGARDEN FUNDS

WHEREAS, the City was awarded funding from the Office of Homeland Security, to be utilized in participating in the 2013 Operation Stonegarden Grant Program, and

WHEREAS, a portion of those funds amounting to approximately \$3,220.00 was earmarked for the purchase of a one-time Licensing Fee required to operate certain covert equipment purchased within the same grant, and

WHEREAS, a one-time Licensing Fee paid for out of the 2011 Operation Stonegarden Grant covered the new equipment purchased in the 2013 Operation Stonegarden Grant, and

WHEREAS, approval has been granted to utilize that funding to assist in the purchase a one year extension on a Service Maintenance agreement for the new equipment purchased with the 2013 Operation Stonegarden Grand funds,

NOW, THEREFORE BE IT RESOLVED, that the City Council amends the 2015 budget to allow for the additional expenditure of the 2013 Operation Stonegarden Program grant funds, in the amount of \$3,220.00, to be appropriated as follows:

\$3,220.00 to the Office Expense Line – A3120.220

AND BE IT FURTHER RESOLVED that the 2013 Operation Stonegarden Program revenue line be amended in the 2015 budget as follows:

\$3,220.00 to be added to the 2013 Operation Stonegarden Program revenue line -
A4099

The vote was:

CARRIED, AYES ALL

6. Councillor Hosmer moved a resolution to authorize the City Manager to sign the Water & Sewer Agreement with the Ogdensburg Bridge & Port Authority, and Councillor Stevenson seconded to wit:

RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE AN AGREEMENT BETWEEN
THE CITY OF OGDENSBURG AND THE
OGDENSBURG BRIDGE AND PORT AUTHORITY

WHEREAS, the Ogdensburg Bridge and Port Authority has commenced an airport runway and terminal expansion project at the Ogdensburg International Airport, and

WHEREAS, the Ogdensburg City Council recognizes the public benefit of the Ogdensburg International Airport runway and terminal expansion project, and

WHEREAS, without the City of Ogdensburg supplying water and sewer service, the Ogdensburg International Airport project will fail.

NOW, THEREFORE, BE IT RESOLVED, the City Manager is hereby authorized to execute an agreement between the City of Ogdensburg and the Ogdensburg Bridge and Port Authority to supply the Ogdensburg International Airport project with water and sewer services.

CITY COUNCIL MEETING

August 10, 2015

Page 311

Councillor Mitchell asked if OBPA has reviewed the proposed agreement. City Manager John Pinkerton said no, the City Attorney just drafted the agreement today. Mayor Nelson suggested Mr. Pinkerton meet with OBPA representatives and present an approved agreement to Council when available. Councillor Hosmer recommended calling a special meeting when the agreement is ready for Council approval.

Mayor Nelson made a motion to table the resolution, and Councillor Stevenson seconded the motion.

The vote to table the resolution was:

CARRIED, AYES ALL

OLD BUSINESS

1. City Manager John Pinkerton updated Council on the process of dealing with abandoned properties falling into disrepair. Mr. Pinkerton said City staff has developed a procedure when property is not being maintained. Code Enforcement Officer Gregg Mallette said the City is trying to be proactive with these types of properties to prevent flooding and fires. Mr. Mallette explained the City is now taking legal action against property owners who refuse to maintain or demolish their properties.

Councillor Mitchell said residents have criticized that when a complaint is filed with the Code Enforcement Office, the complainant receives no response or update on how the situation is being rectified. Mr. Mallette explained the procedure following a complaint, including the enforcement options available if the owner fails to comply. Councillor Stevenson suggested complainants email Mr. Mallette for an update. Councillor Ashley suggested a review of the fines and penalties for code violations, and Councillors Stevenson and Hosmer agreed. Mr. Pinkerton said City staff will prepare a proposal for Council's review.

CITY COUNCIL MEETING

August 10, 2015

Page 312

2. Councillor Stevenson said the fundraising event held at the Peg LaVigne Softball Field was a great success. Councillor Stevenson stated the group raised \$1,263 to cover the cost of a sign and maintenance of the field.

NEW BUSINESS

1. Councillor Stevenson encouraged City staff to make suggestions for the section of the GIS Internet Mapping Application that will be made available to the public.

2. Councillor Ashley suggested a sign identifying City Hall. City Manager John Pinkerton explained a sign currently exists in front of City Hall.

3. Councillor Hosmer asked when the old signs at closed businesses around the City will be removed. Mr. Pinkerton said he will follow-up with City staff on that project.

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