

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. Mary Ann Narenkivicius of the Pride and Beautification Commission described the work recently completed at the Ford Vault and thanked volunteers Rob Kimble, Mike Uncle, Dillon Brown, Marshall Brown, Jason Brenno, Justin Irish, Ryan Hurlbert and Lucky the dog from Northern Landscaping. Ms. Narenkivicius thanked the City for the funding provided to the Pride and Beautification Commission and the Department of Public Works for equipment and manpower. Ms. Narenkivicius displayed the QR Code plaque developed for the Fort Vault and provided each Council member with a photocopy.

Julie Madlin, City Historian, thanked the Pride and Beautification Commission and the volunteers for their work on the Ford Vault. Mrs. Madlin displayed the video linked to the QR Code for the Ford Vault. Mrs. Madlin, City Manager John Pinkerton and Ms. Narenkivicius narrated the photographs displayed for Council showing the cleanup of the Ford Vault.

PROCLAMATION

1. Sally Hartman of the Daughters of the American Revolution (DAR) presented gifts to the Vietnam War veterans in attendance. Mayor Nelson read the proclamation declaring September 17th through September 23rd Constitution Week. Ms. Hartman thanked Mayor Nelson for his years of support of the DAR.

PUBLIC HEARING

1. A public hearing to amend the Ogdensburg Municipal Code, Chapter 209 entitled Vehicles and Traffic; Article VII entitled Schedules; §209-57. Schedule XX: Handicapped Parking was held.

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

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #15-2015 in the amount of \$2,934,137.34 and Library Fund Warrant #15-2015 in the amount of \$65,225.29 and Capital Fund Warrant #15-2015 in the amount of \$1,060,814.64 and Community Development Fund Warrant #15-2015 in the amount of \$0.00 and Community Renewal Fund Warrant #15-2015 in the amount of \$0.00 as audited, be and the same are ordered paid and Councillor Ashley seconded the motion.

The vote was:

CARRIED, AYES ALL

APPOINTMENTS

1. Mayor Nelson moved to appoint John Wade, co-owner of the Sherman Inn, to fill the unexpired term of Jane Silver on the Pride and Beautification Commission, term to expire 12/31/2017, and Councillor Stevenson seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Mayor Nelson moved an ordinance to amend the Ogdensburg Municipal Code, Chapter 209 entitled Vehicles and Traffic; Article VII entitled Schedules; §209-57. Schedule XX: Handicapped Parking and Councillor Morley seconded to wit:

ORDINANCE #14 - 2015

AN ORDINANCE AMENDING CHAPTER 209 ENTITLED VEHICLES AND TRAFFIC OF THE MUNICIPAL CODE OF THE CITY OF OGDENSBURG

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

ITEM ONE: That Chapter 209 entitled “Vehicles and Traffic”; Article VII entitled “Schedules”; § 209-57. Schedule XX: entitled “Handicapped Parking” of the Code of the City of Ogdensburg, is hereby deleted and replaced with the following:

§ 209-57. Schedule XX: Handicapped Parking.

In accordance with the provisions of § 209-31, the following described locations are hereby designated as handicapped parking spaces:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
Caroline Street [Added 12-2-1996 by Ord. No. 26-1996]	East	1 space in the 700 block from a point 181’ north of the northern curbline of Lafayette Street, to a point 27 feet in a northerly Direction therefrom, Monday through Friday from 8:30a.m. to 4:30 p.m.

Caroline Street [Repealed 7-14-2014 by Ord. No. 9-2014]

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Caroline Street	West	2 spaces directly in front of the eastern Main entrance to the Ogdensburg Veterans of Foreign Wars Post 2936
City Docks	West	6 spaces at the City Docks on the marina side
David Street [Added 1-22-2007 by Ord. No. 1-2007]	South	2 spaces in the 0 block of David Street from a point 40 feet from the west curblineline of Congress Street in a westerly direction to a point 40 feet therefrom
Ford Street [Repealed 7-13-2009 by Ord. No. 7-2009]		
Ford Street [Added 11-8-1999 by Ord. No. 7-1999]	North	2 spaces in the 200 block from a point 34' west of the western curblineline of State Street to a point 46 feet in a westerly direction therefrom
Ford Street [Added 7-13-2009 by Ord. No. 7-2009]		2 spaces in the 200 block from a point 247' west of the western curblineline of State Street to a point 68 feet in a westerly direction therefrom
Franklin Street [Added 10-28-2013 by Ord. No. 17-2013] [Amended 11-25-2013 By Ord. No. 18-2013]	West	From a point 155 feet south of the south curblineline of Ford Street to a point 20 feet south therefrom
King Street [Added 8-14-1995 by Ord. No. 9-1995; repealed 5-14-2001 by Ord. No. 5-2001]		
Knox Street [Added 9-10-2001 by Ord. No. 11-2001]	North	2 angled spaces in the 200 block on the south side of the Post Office

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Mall Parking Lot	--	6 spaces at the Blevins Building sidewalk entrance to the mall
Mall Parking Lot	--	2 spaces on the west side of the mall near the entrance to Step By Step
Mall Parking Lot	--	2 spaces near rear entrance to AmVets
Mall Parking Lot	--	2 spaces on south side of mall near Credit Union
Mall Parking Lot	--	2 spaces on south side of mall near former Journal Building
Mall Parking Lot	--	5 spaces on west side of mall near Mosaic
Mall Parking Lot	--	4 spaces on north side of mall near Isabella Street
Mall Parking Lot	--	2 spaces on east side of Blevins Building parking area
Mall Parking Lot	--	4 spaces on west side of Northern Physical Therapy
State Street	East	1 space in the 700 block, in front of the residence at 726 State Street
State Street	East	2 spaces in the 300 block, between a point 100 feet north of the north curbline of Greene Street and a point 40 feet north therefrom
State Street	West	2 spaces in the 200 block, just north of Sperling's Building

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

Councillor Skamperle asked if any parking spots will remain available at the City docks for boaters to transport items to their boats. City Manager John Pinkerton explained we are trying to keep that specific area clear. Mr. Pinkerton said the younger people who congregate in that area often deter boaters from stopping at our marina. Councillor Morley said he agrees handicapped parking spots are needed in the Greenbelt area, but the kids also need a place to go. Councillor Ashley said this specific area is secluded. Councillor Skamperle said the purpose of the change should be to create handicapped parking spots, not keep the kids out of the area. Councillor Skamperle suggested handicapped parking spots closer to Kids Kingdom. Director of Public Works Scott Thornhill said there are currently no handicapped parking spots in the Greenbelt area. Mr. Pinkerton said we will also review the area near Kids Kingdom with staff. Councillor Stevenson said she has visited the Greenbelt area several times because of complaints she received. Councillor Stevenson explained things are different in the area than they used to be and described the trash and destruction. Councillor Stevenson said she supports the ordinance to make the area visible to the public and has no issues with the kids being in the area if they respect the park and the river. Councillor Morley said he is not opposed to the ordinance. Mr. Pinkerton explained there are two reasons for the proposal: to add handicapped parking spots and to prevent that particular area of poor visibility from becoming a hangout area. Councillor Skamperle made a motion to amend the ordinance to include five handicapped parking spaces and one temporary space. This motion died for the lack of a second.

Councillor Morley suggested one of the proposed parking spots be moved closer to Kids Kingdom. Councillor Ashley questioned the width of a handicapped parking spot. Mr. Thornhill explained handicapped parking spots are no wider than public parking spots. Mr. Thornhill explained the proposal includes six handicapped parking spots and one temporary 15 minute parking spot. Mr. Thornhill said he will review the area closer to Kids Kingdom and prepare a proposal to add handicapped parking spots in that area, perhaps by the next Council meeting.

The vote was:

CARRIED, AYES ALL

2. Councillor Ashley moved a resolution authorizing the City Manager to sign an agreement with Navistar to lease/purchase a dump truck, and Councillor Morley seconded to wit:

RESOLUTION

WHEREAS, the laws of the State of New York (the “State”) authorize the CITY OF OGDENSBURG NY (the “Government Entity”), a duly organized political subdivision, municipal corporation or similar public entity of the State, to purchase, acquire and lease personal property for the benefit of the City of Ogdensburg and its inhabitants and to enter into any necessary contracts; and

WHEREAS, the City of Ogdensburg wants to lease, purchase and/or finance equipment (“Equipment”) from Navistar and/or an authorized Navistar dealer (“Navistar”) by entering into that certain Governmental Equipment Lease-Purchase Agreement (the “Agreement”) with Navistar; and

WHEREAS, the form of the Agreement has been presented to the governing body of the City of Ogdensburg at this meeting; and

RESOLVED, that (i) the Agreement, including all schedules and exhibits attached to the Agreement, is approved in substantially the form presented at the meeting, with any Approved Changes (as defined below), (ii) the City of Ogdensburg enter into the Agreement with Navistar and (iii) the Agreement is adopted as a binding obligation of the City of Ogdensburg; and

RESOLVED, that changes may later be made to the Agreement if the changes are approved by the City of Ogdensburg’s counsel or members of the governing body of the City of Ogdensburg signing the Agreement (the “approved Changes”) and that the signing of the Agreement and any related documents is conclusive evidence of the approval of the changes; and

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RESOLVED, that City Manager John Pinkerton is authorized, directed and empowered, on behalf of the City of Ogdensburg, to (i) sign and deliver to Navistar, and its successors and assigns, the Agreement and any related documents, and (ii) take or cause to be taken all actions he deems necessary or advisable to acquire the Equipment, including the signing and delivery of the Agreement and related documents; and

WHEREAS, the Clerk of the City of Ogdensburg is authorized to attest to these resolutions and affix the seal of the City of Ogdensburg to the Agreement, these resolutions, and any other related documents; and

WHEREAS, that nothing in these resolutions, the Agreement or any other document imposes a pecuniary liability or charge upon the general credit of the City of Ogdensburg or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the City of Ogdensburg as provided in the Agreement; and

WHEREAS, that a breach of these resolutions, the Agreement or any related document will not impose any pecuniary liability upon the City of Ogdensburg or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the City of Ogdensburg as provided in the Agreement; and

BE IT FURTHER RESOLVED, that the authority granted by this resolution will apply equally and with the same effect to the successors in the office of the City Manager.

Councillor Morley asked why this proposal isn't being added to next year's budget. Director of Public Works Scott Thornhill said he needs to replace a truck that failed inspection in May. Mr. Thornhill explained he has discussed the issue with City Manager John Pinkerton at length and he has obtained multiple quotes. Councillor Morley asked if this is a lease to own, and Mr. Thornhill said yes.

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Mr. Thornhill explained this is not the truck he mentioned at budget time last year. Councillor Morley asked what year the truck being replaced is, and Mr. Thornhill said 1991 or 1992. Councillor Morley asked what year the other truck that needs to be replaced is, and Mr. Thornhill said 1994. Councillor Skamperle asked where the funds are coming from to make this purchase. Mr. Thornhill said there is not any new money, but his department found ways to save money and make the equipment budget stretch through leasing. Mayor Nelson suggested Council allow the City Manager and department heads to decide how to spend the money allocated to each department after Council approves the budget. Councillor Stevenson said we need to remember the money has to be in the budget next year to make the annual payment. Mayor Nelson suggested equipment be evaluated at budget time. Councillor Ashley asked if Council cut a dump truck from the budget last year, and Mayor Nelson said yes.

The vote was:

CARRIED, AYES ALL

3. Councillor Stevenson moved a resolution authorizing the City Manager to enter into a hosting agreement with the Development Authority of the North Country to formalize GIS Internet Mapping Application (GIS IMA) hosting services, and Councillor Ashley seconded to wit:

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A HOSTING AGREEMENT FOR INTERNET MAPPING WITH THE DEVELOPMENT AUTHORITY OF THE NORTH COUNTRY

WHEREAS, The City of Ogdensburg was awarded \$94,411 in funds through the Local Government Records Management Improvement Fund (LGRMIF) to convert essential water and sewer infrastructure maps from hardcopy to a digitally accessible Geographic Information System (GIS) based archive; and

WHEREAS, The Development Authority of the North Country ('the Authority') was selected as the sub-consultant of choice through an open solicitation request for proposals; and

WHEREAS, said RFP response included one (1) year of hosting at no additional cost; and

WHEREAS, under this hosting agreement the Authority will host records and other GIS datasets including zoning through their Internet Mapping Application (IMA); and

WHEREAS, these datasets along with St. Lawrence County GIS data will be publicly accessible to the community through the IMA so long as this hosting agreement remains in effect; and

WHEREAS, this agreement establishes rates for hosting this information for a four (4) year period after the first year, and allows the City to cancel hosting at any time after the no-cost time period expires.

NOW THEREFORE BE IT RESOLVED, that the City Manager is hereby authorized to enter into a hosting agreement with the Authority to provide GIS IMA hosting services for the one (1) year no cost period to expire on June 30, 2016, and the four (4) year period following in accordance with the rate schedule provided by Section 401 of Article IV of the agreement.

BE IT FURTHER RESOLVED, that funds shall come from F8340.498 and G8130.498 equally to cover this annual expenditure.

The vote was:

CARRIED, AYES ALL

4. Councillor Mitchell moved a resolution authorizing the City Manager to sign an agreement to extend the Snow and Ice Control Agreement between the City of Ogdensburg and St. Lawrence County, and Councillor Hosmer seconded to wit:

A RESOLUTION AUTHORIZING THE CITY MANAGER
TO SIGN AN AGREEMENT BETWEEN THE CITY OF OGDENSBURG
AND ST. LAWRENCE COUNTY

BE IT RESOLVED, that the City Manager is authorized to sign the attached extended Snow and Ice Control Agreement between the City of Ogdensburg and St. Lawrence County for the 2015-2016 Season.

The vote was:

CARRIED, AYES ALL

5. Mayor Nelson moved a resolution introducing an ordinance and providing for public notice and public hearing with regard to the sale of City-owned property located at 16 Rensselaer Avenue, and Councillor Ashley seconded to wit:

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

BE IT RESOLVED, that Ordinance No. entitled "An Ordinance to Offer for Sale at Public Auction City-Owned Property " 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 28th day of September, 2015, 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

OLD BUSINESS

1. Mr. Pinkerton updated Council on the request from OBPA to use City water and sewer. Mr. Pinkerton explained he met with OBPA representatives to reach a compromise that is agreeable and fair to both parties, and Council has had the opportunity to review the agreement. Mayor Nelson asked if the agreement has been approved by City Attorney Andy Silver, and Mr. Pinkerton said yes.

Councillors Skamperle said he is happy to see the City reach an agreement with OBPA within the boundaries of the City Charter so OBPA can proceed. Councillor Ashley said this is a positive move for Ogdensburg. Council members thanked OBPA representatives.

Councillor Morley suggested the City remove the outside user fee from the City Charter. Councillor Ashley said that fee entices businesses to open within the City limits. Mayor Nelson said Council needs to look out for the best interest of City taxpayers. Councillor Stevenson said she is also happy an agreement was reached but cautioned against removing the outsider user fees because that could negatively impact the City in the future. Councillor Stevenson explained a study should be performed and Council should look at the issue, but not necessarily eliminate the fee. Councillor Skamperle agreed.

Mayor Nelson moved to take the OBPA Water & Sewer Agreement resolution off the table, and Councillor Mitchell seconded the motion.

The vote was:

CARRIED, AYES ALL

The resolution reads:

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. (A copy of the agreement follows these minutes.)

The vote on the resolution was:

CARRIED, AYES ALL

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NEW BUSINESS

1. City Manager John Pinkerton introduced Police Lieutenant Andrew Kennedy, the City's next Police Chief. Mayor Nelson said Lieutenant Kennedy has served on the City police department for 26 years and will do a great job after Chief Polniak retires in January 2016. Lieutenant Kennedy thanked Mr. Pinkerton and Council for the opportunity and said he looks forward to continuing to serve the community.

CITIZEN PARTICIPATION

1. Wade Davis, Executive Director of the OBPA, thanked Council for working to reach an agreement regarding City water and sewer services so the airport expansion can move forward.

2. Sam LaMacchia, Chairman of the OBPA, said this is a historic event and thanked the City for maintaining a working relationship. Mr. LaMacchia said many parties have worked hard behind the scenes to make this project possible and improve the quality of life in Ogdensburg.

3. Mayor Nelson said the City, OBPA and County IDA have a history of working together. Mayor Nelson explained Stan Johnson, CEO of MAXAM, gave accolades to City staff and was impressed with the collaboration of all services and departments. Mayor Nelson said when we all work together, the City flourishes. Mayor Nelson explained Mr. Johnson was impressed with the positive nature of everyone here and that is what sold Ogdensburg over every other place in the world for MAXAM. Mayor Nelson said the public recognizes how we all work together for the betterment of the community. Councillor Stevenson said the press coverage of the opening of MAXAM was wonderful, and it was nice to see positive information on the City.

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