

AGENDA
Council Meeting
Monday, June 26, 2017
7:00 P. M.

I. Pledge of Allegiance

II. Call to Order

III. Presentation

1. City Manager Sarah Purdy and City Comptroller Timothy Johnson -Review recent history of personnel and fringe benefit costs, and upcoming projections.

IV. Public Hearing

1. A public hearing regarding an amendment to the Ogdensburg Municipal Code, Chapter 181 entitled "Solid Waste". (Bill #61)

V. Executive Session

1. Personnel – employee performance

VI. Personal Appearance

(Anyone wishing to address the Council should notify the Clerk prior to the meeting)

VII. Correspondence

VIII. Consent Agenda

(All Matters listed under this item are considered to be routine and will be enacted by one motion in the form below without separate discussion. If discussion is desired, the item will be removed from the consent agenda and considered separately.)

1. Approval of previous minutes
2. Approval of warrant

IX. Appointments

X. Items for Council Action

1. An ordinance to amend Chapter 181 entitled "Solid Waste", Article I entitled "Seasonal Cleanup" of the Code of the City of Ogdensburg. (Bill #61)
2. A resolution introducing an ordinance and providing for public notice and public hearing with regard to the sale of City-owned property. Surplus city-owned property known as *the northern most (approximately) 30'x171' portion of paper Old Lisbon Street*. (Bill #62)
3. A resolution to approve the issuance of a Tax Anticipation Note (TAN) to cover cash flow needs for the City. (Bill #63)
4. A resolution calling for a public hearing to seek public comments on the City of Ogdensburg's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year. (Bill #64)

XI. Old Business

XII. New Business

XIII. Items for Discussion

1. Scott Thornhill, Director of Public Works, regarding Smart Watt Energy and Street Lighting Programs
2. Andrea Smith, Director of Planning & Development, regarding the Great Lakes Nature Based Shoreline Grant Application, Oswegatchie Seawall.

XIV. Citizen Participation

XV. Executive Session

1. Personnel – employment history of particular person

XVI. Adjournment

Business of the City Council
City of Ogdensburg

SUBJECT: An ordinance amending Chapter 181 of the Ogdensburg Municipal Code entitled Solid Waste

FOR AGENDA OF: June 26, 2017

BILL #: 61

DEPT. OF ORIGIN: Public Works

DATE SUBMITTED: June 15, 2017

APPROVED AS TO FORM BY CITY ATTORNEY

EXHIBITS: Ordinance

APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE REQUIRED: -0-	AMOUNT BUDGETED: -0-	APPROPRIATION REQUIRED: -0-
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SUMMARY STATEMENT

An Ordinance to amend Chapter 181 entitled "Solid Waste", Article I entitled "Seasonal Cleanup" of the Code of the City of Ogdensburg.

RECOMMENDED ACTION

Approval of resolution.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR ASHLEY	_____	COUNCILLOR DAVIS	_____
COUNCILLOR MITCHELL	_____	COUNCILLOR MORLEY	_____
COUNCILLOR PRICE	_____	COUNCILLOR SKAMPERLE	_____
COUNCILLOR STEVENSON	_____		

ORDINANCE # 13 - 2017
AN ORDINANCE AMENDING CHAPTER 181 ENTITLED SOLID WASTE,
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 181 entitled "Solid Waste", Article I entitled "Spring Seasonal Cleanup", is hereby deleted in its entirety and replaced with the following:

ARTICLE I
Seasonal Cleanup

§ 181-1. **Collection of yard waste.**

The following policy shall be established by the City Council for the collection of yard waste:

- A. A spring and fall cleanup for yard waste shall be completed by the Department of Public Works (DPW) on an annual basis. The Director of Public Works shall ensure that the dates for the cleanups are publicized in advance and done on an area-by-area basis.

In the spring, yard waste may be placed on the home owners' property between the edge of the street and the sidewalk or along the edge of the street if no sidewalk exists as soon as weather permits. It is prohibited to place yard waste in the street. Collection will start no later than May 1 of each year and will run through *the beginning of the regularly scheduled collection dates*. There will be no penalties for putting out yard waste early during this cleanup cycle.

The fall cleanup will commence with the completion of the last scheduled pickup in late October. As with the spring cleanup, yard waste may be placed between the edge of the street and the sidewalk or along the edge of the street if no sidewalk exists on the home owners' property. It is prohibited to place yard waste in the street. *DPW will continue the fall collection process until late November or until weather no longer permits.*

Storm related debris will be picked up by the City's DPW on an on-call basis. City residents can contact DPW during regular business hours to schedule a pickup.

Free, year-around drop off of yard waste is available to all City residents at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days.

- B. "Yard waste" shall be defined as:

- (1) Leaves
- (2) Brush
- (3) Small branches, sticks and twigs cut to manageable sizes.
- (4) Tree limbs and small trees less than six (6) inches in diameter. They must be cut into sections less than six (6) feet in length.

Note: Larger trees and limbs taken down by the home owner or a contractor may be dropped off at no charge at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days or on an on-call basis. The City will not pick up trees taken down by a contractor.

C. *Scheduled Yard Waste Collection Process*

- (1) Scheduled collections will commence on or about June 1 of each year. The schedule for the season will be publicized in advance and followed without exception.*
- (2) The scheduled pickup week and day will correspond to the ward number. For example, the first ward will be picked up on the first Monday of the month; the second ward will be picked up the second Monday of the month, etc. The Proctor Avenue area will be picked up with the first ward.*
- (3) Yard waste shall be placed on the home owners' property at the street's edge, between the street and sidewalk, if a sidewalk exists, no sooner than the Saturday just before the scheduled pick up date.*
- (4) Lanes and alleys will be treated the same as a street.*
- (5) Placing items out early, once spring cleanup has been completed, is prohibited.*
- (6) Placing items in the street is prohibited by State and local code.*
- (7) Placing items in contact with stationary objects like trees, poles and fences is prohibited.*
- (8) Piles or materials must not block fire hydrants.*
- (9) Prohibited materials include:*
 - (a) Debris from tree removal or land clearing performed by the home owner or a contractor.*
 - (b) Oversized limbs and trees greater than six (6) inches in diameter.*
 - (c) Pet waste*
 - (d) Construction and Demolition Debris (C&D). This includes lumber, pallets, rock, stone, brick, concrete and any other building supplies.*
 - (e) Trash, furniture, tires, recyclables and any other items defined by the NYS DEC as solid waste.*
 - (f) Absolutely no bags or containers of any kind.*

Note: Larger trees and limbs taken down by the home owner or a contractor may be dropped off at no charge at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days or on an on-call basis. The City will not pick up trees taken down by a contractor.

- D.** Prohibited materials, prohibited activities clearly identified in this section and other solid waste left at curbside and for which a complaint has been filed by a neighbor or a city official shall be subject to enforcement as a violation of the City or State Housing Code. After due notice to the property owner, the DPW may be assigned to perform such pickup at full cost to the property owner. Such cost shall include city labor, equipment, applicable tipping fee and fines as defined in City code later in this chapter.

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.

2017 Brush and Yard Waste Pickup Schedule

Fall Cleanup

Will start after the completion of our last regularly scheduled pickups the week of **October 23, 2017** and run through **November 22, 2017**. The last day to put out materials for fall pickup is **November 19, 2017**.

1st Ward & Proctor Ave	
First Day of Put Out	First Day of Pick Up
NA	NA
5-Aug	7-Aug
2-Sep	5-Sep
30-Sep	2-Oct

2nd Ward	
First Day of Put Out	First Day of Pick Up
8-Jul	10-Jul
12-Aug	14-Aug
9-Sep	11-Sep
7-Oct	10-Oct

3rd Ward	
First Day of Put Out	First Day of Pick Up
15-Jul	17-Jul
19-Aug	21-Aug
16-Sep	18-Sep
14-Oct	16-Oct

4th Ward	
First Day of Put Out	First Day of Pick Up
22-Jul	24-Jul
26-Aug	28-Aug
23-Sep	25-Sep
21-Oct	23-Oct

NOTE:

- 1.) During Fall Cleanups we start in the Second Ward and move towards Proctor Ave. We will go back through each ward multiple times during the cleanup process.
- 2.) During our scheduled pickups, Proctor Avenue area is picked up with the First Ward.

Business of the City Council

City of Ogdensburg

SUBJECT: Resolution to call for public notice and public hearing to sell surplus City property.

FOR AGENDA OF: June 26, 2017

BILL #: 62

DEPT. OF ORIGIN: Planning

DATE SUBMITTED: June 14, 2017

APPROVED AS TO FORM BY CITY ATTORNEY

EXHIBITS: Resolution, Ordinance

APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE	AMOUNT	APPROPRIATION
REQUIRED: -0-	BUDGETED: -0-	REQUIRED: -0-

SUMMARY STATEMENT

A resolution introducing an ordinance and providing for public notice and public hearing with regard to the sale of City-owned property. Surplus city-owned property known as *the northern most (approximately) 30'x171' portion of paper Old Lisbon Street.*

RECOMMENDED ACTION

Approval of resolution.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR ASHLEY	_____	COUNCILLOR DAVIS	_____
COUNCILLOR MITCHELL	_____	COUNCILLOR MORLEY	_____
COUNCILLOR PRICE	_____	COUNCILLOR SKAMPERLE	_____
COUNCILLOR STEVENSON	_____		

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

BE IT RESOLVED, that Ordinance No. 13 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 10th day of July, 2017, 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.

ORDINANCE #13 of 2017
AN ORDINANCE TO OFFER FOR SALE AT PUBLIC AUCTION
CITY-OWNED PROPERTY

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

SECTION ONE:

The following properties shall be offered for sale at public auction by the City of Ogdensburg:

<u>LOCATION</u>	<u>MINIMUM PURCHASE PRICE</u>	<u>RESTRICTION(S)</u>
Lisbon Street (unpaved portion of former paper Old Lisbon Street 30'x171')	\$3,550.00(includes survey \$750.,recording fees \$350. & attorney fee \$450.)	none

SECTION TWO: The City does not guarantee clear property title in the transfer of properties by auction and conveyance will be made by Quit Claim Deed. The City Council reserves the right to reject any or all bids or to withdraw any parcel from sale.

SECTION THREE: This ordinance shall become effective after public notice has been published at least once each week for three weeks in the official City newspaper.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution authorizing the issuance of a Tax Anticipation Note (TAN)
FOR AGENDA OF: 6/26/2017
BILL #: 63
DEPT. OF ORIGIN: City Comptroller
DATE SUBMITTED: 6/20/2017
APPROVED AS TO FORM BY CITY ATTORNEY
EXHIBITS: Resolution
APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE AMOUNT APPROPRIATION
REQUIRED: \$0 BUDGETED: \$0 REQUIRED: \$0

SUMMARY STATEMENT

A resolution to approve the issuance of a Tax Anticipation Note (TAN) to cover cash flow needs for the City.

RECOMMENDED ACTION

Approval of Resolution.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR ASHLEY _____ COUNCILLOR DAVIS _____
COUNCILLOR MITCHELL _____ COUNCILLOR MORLEY _____
COUNCILLOR PRICE _____ COUNCILLOR SKAMPERLE _____
COUNCILLOR STEVENSON _____

TAX ANTICIPATION NOTE RESOLUTION DATED JUNE 26, 2017.

A RESOLUTION DELEGATING TO THE COMPTROLLER OF THE CITY OF OGDENSBURG, ST. LAWRENCE COUNTY, NEW YORK, THE POWER TO AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING \$2,000,000 TAX ANTICIPATION NOTES OF SAID CITY IN ANTICIPATION OF THE COLLECTION OF TAXES LEVIED OR TO BE LEVIED FOR THE FISCAL YEAR OF SAID CITY WHICH COMMENCED JANUARY 1, 2017.

BE IT RESOLVED, by the Council of the City of Ogdensburg, St. Lawrence County, New York, as follows:

Section 1. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell not exceeding \$2,000,000 tax anticipation notes of the City of Ogdensburg, St. Lawrence County, New York, including renewals thereof, in anticipation of the collection of taxes levied or to be levied for the fiscal year of said City which commenced January 1, 2017, is hereby delegated to the Comptroller. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Comptroller, consistent with the provisions of the Local Finance Law.

Section 2. This Resolution shall take effect immediately.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution to call for a public hearing.
FOR AGENDA OF: June 26, 2017
BILL #: 64
DEPT. OF ORIGIN: Planning and Development
DATE SUBMITTED: June 21, 2017
APPROVED AS TO FORM BY CITY ATTORNEY
EXHIBITS: resolution
APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE REQUIRED: -0-	AMOUNT BUDGETED: -0-	APPROPRIATION REQUIRED: -0-
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SUMMARY STATEMENT

A resolution to call for a public hearing seeking public comments on the City of Ogdensburg's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year.

RECOMMENDED ACTION

Approval of resolution.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR ASHLEY	_____	COUNCILLOR DAVIS	_____
COUNCILLOR MITCHELL	_____	COUNCILLOR MORLEY	_____
COUNCILLOR PRICE	_____	COUNCILLOR SKAMPERLE	_____
COUNCILLOR STEVENSON	_____		

**RESOLUTION OF THE CITY COUNCIL TO PROVIDE FOR
PUBLIC NOTICE AND PUBLIC HEARING**

WHEREAS, to expedite repairs and the construction of shoreline stabilization projects, Governor Cuomo declared a disaster emergency on May 2, 2017 in eight (8) counties, including St. Lawrence, impacted by spring flooding along the Lake Ontario Coastline; and

WHEREAS, New York State Homes and Community Renewal will make available up to \$10 million in state funding available to assist eligible local municipalities with recovery efforts, including repairs to flood walls, roads, sidewalks, and culverts, as well as public water and sewer infrastructure; and

WHEREAS, the City Council and staff of the Office of Planning and Development are desirous of obtaining public input on a proposed application;

NOW THEREFORE, BE IT RESOLVED that the Ogdensburg City Council shall hold a public hearing for the purpose of hearing public comments on the City's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year to be held in the City Council Chambers at City Hall, Ogdensburg, New York, on the 10th day of July, at 7:00 p.m.; and

BE IT FURTHER RESOLVED, that the City Clerk give notice of such public hearings by publication in the newspaper so designated by the City Council of the City of Ogdensburg for legal and public notices at least seven (7) days before the hearing dates setting forth the time and place.

**RESOLUTION AUTHORIZING THE CITY MANAGER
TO SUBMIT A 2017 IMMINENT THREAT
COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION**

WHEREAS, New York State Homes and Community Renewal (HCR) has made available up to \$10 million in state funding available to assist eligible local municipalities with recovery efforts, including repairs to flood walls, roads, sidewalks, and culverts, as well as public water and sewer infrastructure; and

WHEREAS, the City Council held a public hearing on the 10th day of July 2017, all those desired to be heard were heard and their comment recorded at this hearing.

NOW, THEREFORE, BE IT RESOLVED, by the Ogdensburg City Council that it hereby authorizes the filing of a 2017 Imminent Threat Community Development Block Grant Application to secure funding to undertake improvements, caused by high water levels and flooding, to the Main Street Pump Station and Greenbelt Traffic Circle in the amount of \$_____.

BE IT FURTHER RESOLVED, that the City Manager or her designee, is hereby authorized to submit the application, and if awarded, to administer the program, including executing all necessary documents relating to the application or administration of the program.