

***Amended -AGENDA
Council Meeting
Monday, March 24, 2014
7:00 P. M.**

I. Call to Order

II. Pledge of Allegiance

III. Presentation

1. Ogdensburg Growth Fund, 420 Ford Street

IV. Public Hearing

1. Public hearing regarding an ordinance to amend Article XVIII, Application Fees of the City's Zoning Ordinance. (Bill #14)

V. Proclamation

1. April is Fair Housing Month

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 Article XVIII, Application Fees of the City's Zoning Ordinance. (Bill #14)
2. A resolution to approve the issuance of a Bond Ordinance in the amount of \$4,000,000 to cover the Paterson Street reconstruction project, including the water and sewer improvements. (Bill #18)

3. A resolution to call for public hearing regarding NYSDOT placing four way stop with no right turn on red traffic devices at Ford and State Streets and State and Washington Streets. (Bill #19)
- *4. A resolution authorizing the City Manager to sign a St. Lawrence County Hazmat Team Inter-Municipal Agreement. (Bill #20)

XI. Old Business

XII. New Business

XIII. Items for Discussion

1. DPW brush pickup
2. OGF parking lot located at 420 Ford Street, portion west of guiderail
3. Greenbelt Concession trailer site/cement pad

IXV. Executive Session

XV. Adjournment

Office of the Mayor
Ogdensburg, New York

Proclamation

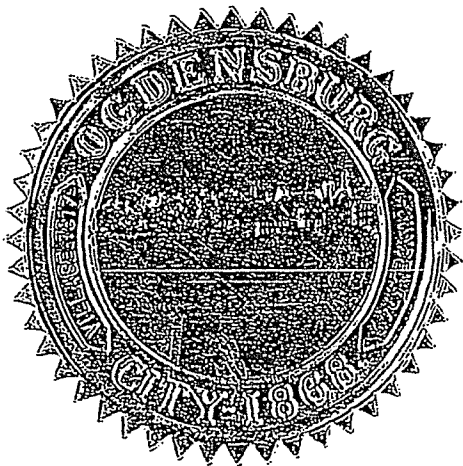
WHEREAS, April, 2014 marked the 46th anniversary of the Federal Housing Act of 1968, which prohibits discrimination in housing because of race, color, sex, religion, national origin, handicap and familial status; and

WHEREAS, the City of Ogdensburg and St. Lawrence County Planning Department partner to operate the Fair Housing Task Force, whose mission it is to educate concerned citizens and the housing industry about making fair housing opportunities possible for all our citizens, and

WHEREAS, the Housing Task Force does this by educating and encouraging others to abide by the letter and the spirit of the fair housing laws; and

WHEREAS, by supporting and promoting fair housing and equal opportunity, we are positively contributing to the health of our City, County and State;

NOW, THEREFORE, I, Mayor William D. Nelson, do hereby support city-wide fair housing activity, and I urge our citizens, brokers, landlords and bankers to rededicate themselves to ensuring that fair housing laws are always upheld and citizens are protected against discrimination.



In witness whereof I have hereunto set my hand and caused this seal to be affixed.

William D. Nelson, Mayor

Attest: _____

Date: _____

Business of the City Council
City of Ogdensburg

SUBJECT: Ordinance Amending Chapter 221 Entitled "Zoning" of the City of Ogdensburg Municipal Code	FOR AGENDA OF: <u>March 24, 2014</u>
	BILL #: <u>14</u>
	DEPT. OF ORIGIN: <u>Planning</u>
	DATE SUBMITTED: <u>March 3, 2014</u>
APPROVED AS TO FORM BY CITY ATTORNEY	EXHIBITS: <u>Ordinance</u>
_____	APPROVED BY CITY MANAGER FOR SUBMITTAL

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

This ordinance amends the fee schedule in Section 221-91 of the City's Zoning Ordinance

RECOMMENDED ACTION

Approval of ordinance.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR NELSON	_____	COUNCILLOR ASHLEY	_____
COUNCILLOR CILLEY	_____	COUNCILLOR HOSMER	_____
COUNCILLOR MORLEY	_____	COUNCILLOR SKAMPERLE	_____
COUNCILLOR STEVENSON	_____		

ORDINANCE _____

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 221-91 entitled "Application Fees" is amended as follows:

Section A is amended to change Site plan review to Site plan review & Special Use Permit.

Section B is deleted in its entirety and replaced with the following:

- B. Application fees, for applications that require 239m or 239n review by the St. Lawrence County Planning Board, shall be the City's application fee stated in Section 221-91.A. plus the current County review fee for the type of application submitted.

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.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution authorizing the issuance of a Bond Ordinance
FOR AGENDA OF: 3/24/2014
BILL #: 18
DEPT. OF ORIGIN: City Comptroller
DATE SUBMITTED: 3/19/2014
EXHIBITS: resolution

APPROVED AS TO FORM BY CITY ATTORNEY

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 Bond Ordinance in the amount of \$4,000,000 to cover the Paterson Street reconstruction project, including the water and sewer improvements.

RECOMMENDED ACTION

Approval of Resolution.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR NELSON _____ COUNCILLOR ASHLEY _____
COUNCILLOR HOSMER _____ COUNCILLOR MITCHELL _____
COUNCILLOR MORLEY _____ COUNCILLOR SKAMPERLE _____
COUNCILLOR STEVENSON _____

BOND ORDINANCE DATED MARCH 24, 2014.
AN ORDINANCE AUTHORIZING THE RECONSTRUCTION OF PATERSON STREET,
INCLUDING SEWER AND WATER IMPROVEMENTS, IN AND FOR THE CITY OF
OGDENSBURG, ST. LAWRENCE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED
COST OF \$4,000,000, AND AUTHORIZING THE ISSUANCE OF \$4,000,000 SERIAL
BONDS OF SAID CITY, TO PAY THE COST THEREOF.

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

Section 1. The reconstruction of Paterson Street, including sewer and water improvements, in and for the City of Ogdensburg, St. Lawrence County, New York, is hereby authorized at an aggregate maximum estimated cost of \$4,000,000. Of such cost, \$172,000 is allocated to the water improvements and \$456,000 is allocated to sewer improvements.

Section 2. The plan for the financing thereof is by the issuance of \$4,000,000 serial bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law, allocated as set forth in Section 1; provided, however, that the amount of serial bonds ultimately to be issued shall be reduced dollar for dollar by the amount of any state and/or federal monies received therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 91 (20(c), 4 and 1) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Ogdensburg, St. Lawrence County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Ogdensburg, St. Lawrence County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the City Comptroller shall deem best for the interests of the City.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This ordinance, which takes effect immediately, shall be published in summary form in the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Business of the City Council
City of Ogdensburg

SUBJECT:
Resolution calling for a Public Hearing regarding the proposed 4 way stop and no right turn on red traffic devices at Ford and State Street and Washington and State Street intersections.

FOR AGENDA OF: March 24, 2014

BILL #: 19

DEPT. OF ORIGIN: City Manager

DATE SUBMITTED: March 19, 2014

APPROVED AS TO FORM BY CITY ATTORNEY

EXHIBITS: Resolution

APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE
REQUIRED: -0-

AMOUNT
BUDGETED: -0-

APPROPRIATION
REQUIRED: -0-

SUMMARY STATEMENT

This resolution calls for public notice and public hearing to provide residents with an opportunity to discuss the proposed NYSDOT installation of 4 way stop and no right turn on red traffic devices at Ford and State Street and Washington and State Street intersections.

RECOMMENDED ACTION

Approval of resolution.

MOVED BY: _____

SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR NELSON _____

COUNCILLOR ASHLEY _____

COUNCILLOR HOSMER _____

COUNCILLOR MITCHELL _____

COUNCILLOR MORLEY _____

COUNCILLOR SKAMPERLE _____

COUNCILLOR STEVENSON _____

RESOLUTION CALLING FOR A PUBLIC HEARING REGARDING THE
PROPOSED NYSDOT INSTALLATION OF FOUR WAY STOP AND NO RIGHT TURN ON
RED TRAFFIC DEVICES AT FORD AND STATE STREET AND WASHINGTON
AND STATE STREET INTERSECTIONS

WHEREAS, NYSDOT and the City of Ogdensburg have received numerous complaints regarding handicapped and elderly pedestrians having difficulties safely crossing at the Ford and State Street, and Washington and State Street intersections, and

WHEREAS, NYSDOT and the City of Ogdensburg would like to provide residents with an opportunity to discuss the proposed installation of four (4) way stop and no right turn on red traffic devices at the Ford and State Street and Washington and State Street intersections, and

WHEREAS, the City of Ogdensburg shall hold a public hearing in the City Council Chambers at City Hall, Ogdensburg, New York, on the 14th day of April, 2014, 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.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution authorizing the City Manager to sign a SLC Hazmat Team Inter-municipal Agreement

FOR AGENDA OF: March 24, 2014

BILL #: 20

DEPT. OF ORIGIN: City Manager

DATE SUBMITTED: March 21, 2014

APPROVED AS TO FORM BY CITY ATTORNEY _____ CLEARANCES: _____

EXHIBITS: Resolution

APPROVED BY CITY MANAGER FOR SUBMITTAL

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

SUMMARY STATEMENT

This resolution is to authorize the City Manager to sign a St. Lawrence County Hazmat Team Inter-municipal Agreement.

RECOMMENDED ACTION

Passage of this resolution.

MOVED BY: _____ SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR NELSON	_____	COUNCILLOR ASHLEY	_____
COUNCILLOR HOSMER	_____	COUNCILLOR MITCHELL	_____
COUNCILLOR MORLEY	_____	COUNCILLOR SKAMPERLE	_____
COUNCILLOR STEVENSON	_____		

RESOLUTION TO AUTHORIZE THE CITY MANAGER
TO SIGN A ST. LAWRENCE COUNTY HAZMAT TEAM
INTER-MUNICIPAL AGREEMENT

WHEREAS, General Municipal Law, Section 209, authorizes counties to establish a County hazardous materials emergency response team, and

WHEREAS, it is in the best interests of the people of St. Lawrence County to have a qualified, trained and properly equipped hazardous materials emergency response team available to respond to the site of a hazardous material spill or other emergency incidents involving the release of or exposure to hazardous materials, and

WHEREAS, the St. Lawrence County Board of Legislators have by resolution authorized the establishment of a St. Lawrence County hazardous materials emergency response team, and

WHEREAS, the St. Lawrence County Board of Legislators and the Ogdensburg City Council have determined that joint action and cooperation between the County and City in the operation of a County hazardous materials emergency response team is in their best interests and will benefit their respective citizens, and

NOW, THEREFORE, BE IT RESOLVED that the City Manager is hereby authorized by the Ogdensburg City Council to execute the attached St. Lawrence County Hazmat Team Inter-Municipal Agreement.