

**AGENDA**  
**Council Meeting**  
**Monday, November 25, 2013**  
**7:00 P. M.**

I. Call to Order

II. Pledge of Allegiance

III. Presentation

1. Judy Tyo, First Niagara Benefits Consulting, regarding City Healthcare.

IV. Public Hearing

1. A public hearing regarding an ordinance amending Chapter 209, Section 209-48, Schedule XI: "Parking Prohibited at All Times" and Section 209-57, Schedule XX: "Handicapped Parking" of the Code of the City of Ogdensburg. (Bill #89)
2. A public hearing regarding a Local Law to authorize a property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c. (Bill #90)

V. Personal Appearance

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

VI. Correspondence

VII. 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

VIII. Appointments

IX. Items for Council Action

1. An ordinance amending Chapter 209, Section 209-48, Schedule XI: "Parking Prohibited at All Times" and Section 209-57, Schedule XX: "Handicapped Parking" of the Code of the City of Ogdensburg. (Bill #89)
2. A Local Law to authorize a property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c. (Bill #90)
3. A resolution to establish the Ogdensburg Journal as the official newspaper for the City of Ogdensburg for 2014. (Bill #94)
4. A resolution designating the official City bank depositories for 2014. (Bill #95)

5. A resolution designating the 2014 City Council Meeting Dates. (Bill #96)
6. A resolution authorizing the City Manager to execute Addendum No. 5, in the amount of \$18,750., to the Agreement for Engineering Services between the City of Ogdensburg and Barton & Loguidice in connection with the Building Demolition and Hazardous Substances Abatement for the Former Shade Roller Building Project. (Bill #97)

X. Old Business

XI. New Business

XII. Items for Discussion

XIII. Executive Session

IXV. Adjournment

Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF 11/25/13 BILL #89

An Ordinance amending Chapter 209  
entitled "Vehicles and Traffic" of  
the Ogdensburg Municipal Code

DEPT OF ORIGIN: City Manager

DATE SUBMITTED: 09/25/13

CLEARANCES: \_\_\_\_\_

APPROVED AS TO FORM  
BY CITY ATTORNEY

EXHIBITS: Ordinance

APPROVED BY CITY MANAGER FOR  
SUBMITTAL

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|                            |                       |                              |
|----------------------------|-----------------------|------------------------------|
| EXPENDITURE<br>REQUIRED: 0 | AMOUNT<br>BUDGETED: 0 | APPROPRIATION<br>REQUIRED: 0 |
|----------------------------|-----------------------|------------------------------|

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SUMMARY STATEMENT

An ordinance amending Chapter 209, Section 209-48, Schedule XI: "Parking Prohibited at All Times" and Section 209-57, Schedule XX: "Handicapped Parking" of the Ogdensburg Municipal Code.

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 #\_\_ OF 2013  
AN ORDINANCE AMENDING CHAPTER 209 ENTITLED  
"VEHICLES AND TRAFFIC"  
OF THE 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, Section 209-48, Schedule XI: "Parking Prohibited at All Times" of the Code of the City of Ogdensburg, is hereby amended to delete the following:

| <u>Name of Street</u> | <u>Side</u> | <u>Location</u>   |
|-----------------------|-------------|---|
| Franklin Street       | West        | From a point 81 feet south of the south curbline of Ford Street to a point 105 feet south therefrom |

**ITEM TWO:** That Chapter 209, Section 209-48, Schedule XI: "Parking Prohibited at All Times" of the Code of the City of Ogdensburg, is hereby amended to add the following:

| <u>Name of Street</u> | <u>Side</u> | <u>Location</u>  |
|-----------------------|-------------|--|
| Franklin Street       | West        | From a point 130 feet south of the south curbline of Ford Street to a point 155 feet south therefrom |

**ITEM THREE:** That Chapter 209, Section 209-57, Schedule XX: "Handicapped Parking" of the Code of the City of Ogdensburg, is hereby amended to delete the following:

| <u>Name of Street</u> | <u>Side</u> | <u>Location</u>   |
|-----------------------|-------------|---|
| Franklin Street       | West        | From a point 105 feet south of the south curbline of Ford Street to a point 20 feet south therefrom |

**ITEM FOUR:** That Chapter 209, Section 209-57, Schedule XX: "Handicapped Parking" of the Code of the City of Ogdensburg, is hereby amended to add the following:

| <u>Name of Street</u> | <u>Side</u> | <u>Location</u>   |
|-----------------------|-------------|---|
| Franklin Street       | West        | From a point 155 feet south of the south curbline of Ford Street to a point 20 feet south therefrom |

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

Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF: November 25, 2013  
A Local Law to override the property tax cap. BILL #: 90  
DEPT. OF ORIGIN: City Comptroller  
DATE SUBMITTED: October 31, 2013  
APPROVED AS TO FORM BY CITY ATTORNEY CLEARANCES: \_\_\_\_\_  
EXHIBITS: Local Law  
APPROVED BY CITY MANAGER FOR SUBMITTAL

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

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SUMMARY STATEMENT

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c.

RECOMMENDED ACTION

Passage of this resolution.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL:

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

Local Law No. of the year 2013

City of Ogdensburg, County of St. Lawrence

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the City of Ogdensburg to adopt a budget for the fiscal year commencing 1/1/2014 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The City Council of the City of Ogdensburg, County of St. Lawrence, is hereby authorized to adopt a budget for the fiscal year commencing 1/1/2014 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF: November 25, 2013  
Resolution to establish the 2014 Official BILL #: 94  
Newspaper for legal and public notices DEPT. OF ORIGIN: City Clerk  
DATE SUBMITTED: November 5, 2013  
APPROVED AS TO FORM BY CITY CLEARANCES: \_\_\_\_\_  
ATTORNEY EXHIBITS: resolution  
\_\_\_\_\_  
APPROVED BY CITY MANAGER FOR SUBMITTAL

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

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SUMMARY STATEMENT

A resolution to establish the Ogdensburg Journal as the official newspaper for the City of Ogdensburg for 2014.

RECOMMENDED ACTION

Recommend approval.

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MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL:

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

RESOLUTION DESIGNATING THE  
2014 OFFICIAL NEWSPAPER

BE IT RESOLVED, that the official newspaper for the City of Ogdensburg for 2014 shall be the Ogdensburg Journal.



Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution for 2014 designation of City Bank Depositories  
APPROVED AS TO FORM BY CITY ATTORNEY  
\_\_\_\_\_

FOR AGENDA OF: November 25, 2013  
BILL #: 95  
DEPT. OF ORIGIN: City Comptroller  
DATE SUBMITTED: November 5, 2013  
CLEARANCES: \_\_\_\_\_  
EXHIBITS: resolution  
APPROVED BY CITY MANAGER FOR SUBMITTAL

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|                            |                       |                              |
|----------------------------|-----------------------|------------------------------|
| EXPENDITURE<br>REQUIRED: 0 | AMOUNT<br>BUDGETED: 0 | APPROPRIATION<br>REQUIRED: 0 |
|----------------------------|-----------------------|------------------------------|

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SUMMARY STATEMENT

A resolution designating the official City bank depositories for 2014.

RECOMMENDED ACTION

Recommend approval.

MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL:

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

RESOLUTION  
DESIGNATING THE  
2014 OFFICIAL BANK DEPOSITORIES

BE IT RESOLVED, that Community Bank NA, NBT Bank NA, Upstate National Bank, Key Bank of Northern New York NA, and NYCLASS through PT Asset Management be designated as official depositories of City Funds for 2014.

Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution to designate 2014 City Council Meeting Dates  
FOR AGENDA OF: November 25, 2013  
BILL #: 96  
DEPT. OF ORIGIN: City Clerk  
DATE SUBMITTED: November 5, 2013  
APPROVED AS TO FORM BY CITY ATTORNEY  
CLEARANCES:  
EXHIBITS: resolution  
APPROVED BY CITY MANAGER FOR SUBMITTAL

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|                            |                       |                              |
|----------------------------|-----------------------|------------------------------|
| EXPENDITURE<br>REQUIRED: 0 | AMOUNT<br>BUDGETED: 0 | APPROPRIATION<br>REQUIRED: 0 |
|----------------------------|-----------------------|------------------------------|

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SUMMARY STATEMENT

A resolution designating the 2014 City Council Meeting Dates.

RECOMMENDED ACTION

Recommend approval.

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MOVED BY: \_\_\_\_\_ SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL:

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

## 2014 CITY COUNCIL

### MEETING DATES

BE IT RESOLVED, that the regular City Council meetings for the City of Ogdensburg, shall be on the second and fourth Mondays, of each month except July, August and December, and unless such date is a legal holiday, in which event the meeting will be held on the next business day. The date of these meetings are listed below:

|           |        |
|-----------|--------|
| January   | 13, 27 |
| February  | 10, 24 |
| March     | 10, 24 |
| April     | 14, 28 |
| May       | 12, 27 |
| June      | 9, 23  |
| July      | 14     |
| August    | 11     |
| September | 8, 22  |
| October   | 14, 27 |
| November  | 10, 24 |
| December  | 1, 8   |

BE IT FURTHER RESOLVED, all the meetings will be held at 7:00 pm in the City Council Chambers, City Hall or at such other places as may be designated by the City Council. All meetings are open to the public.

Business of the City Council  
City of Ogdensburg

SUBJECT:  
Resolution Authorizing Addendum No. 5  
to the Agreement Between the City of  
Ogdensburg and Barton & Loguidice for  
Engineering Services in Connection with  
the Building Demolition and Hazardous  
Substances Abatement for the Former  
Standard Shade Roller Site

FOR AGENDA OF: November 25, 2013

BILL #: 97

DEPT. OF ORIGIN: Planning

DATE SUBMITTED: November 20, 2013

APPROVED AS TO FORM BY CITY  
ATTORNEY

EXHIBITS: Resolution, B&L Letter

APPROVED BY CITY MANAGER FOR SUBMITTAL

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| EXPENDITURE         | AMOUNT              | APPROPRIATION      |
|---------------------|---------------------|--------------------|
| REQUIRED: \$424,315 | BUDGETED: \$443,065 | REQUIRED: \$18,750 |

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SUMMARY STATEMENT

This resolution authorizes the City Manager to execute Addendum No. 5, in the amount of \$18,750., to the Agreement for Engineering Services between the City of Ogdensburg and Barton & Loguidice in connection with the Building Demolition and Hazardous Substances Abatement for the Former Shade Roller Building Project.

RECOMMENDED ACTION

**Approval of resolution.**

MOVED BY: \_\_\_\_\_

SECONDED BY: \_\_\_\_\_

VOTE ON ROLL CALL:

MAYOR NELSON \_\_\_\_\_

COUNCILLOR ASHLEY \_\_\_\_\_

COUNCILLOR CILLEY \_\_\_\_\_

COUNCILLOR HOSMER \_\_\_\_\_

COUNCILLOR MORLEY \_\_\_\_\_

COUNCILLOR SKAMPERLE \_\_\_\_\_

COUNCILLOR STEVENSON \_\_\_\_\_

**RESOLUTION AUTHORIZING ADDENDUM NO. 5 TO THE AGREEMENT  
BETWEEN THE CITY OF OGDENSBURG AND BARTON & LOGUIDICE FOR  
ENGINEERING SERVICES IN CONNECTION WITH THE BUILDING DEMOLITION  
AND HAZARDOUS SUBSTANCES ABATEMENT FOR THE  
FORMER STANDARD SHADE ROLLER SITE**

**WHEREAS**, the City of Ogdensburg has executed an Agreement and Addendums totaling \$424,315 with the firm of Barton & Loguidice (B&L) for the Former Standard Shade Roller Site Building Demolition and Hazardous Substances Abatement; and

**WHEREAS**, the Former Standard Shade Roller site has been accepted into the Brownfields Cleanup Program (BCP); and

**WHEREAS**, additional services will be required for the preparation of a Self-Implementing Cleanup Plan and Concrete Slab Characterization, and the preparation of the BUD permit application portion of the project, for an estimated total project cost of \$443,065.;

**NOW, THEREFORE BE IT RESOLVED, that** the City Manager is hereby authorized to execute Addendum No. 5, in the amount of \$18,750., to the Agreement for Engineering Services between the City of Ogdensburg and Barton & Loguidice in connection with the Building Demolition and Hazardous Substances Abatement for the Former Shade Roller Building Project, and;

**BE IT FURTHER RESOLVED**, that funding for this project will come from Capital Fund H866602.518.