

**AGENDA**  
**Council Meeting**  
**Monday, May 13, 2013**  
**7:00 P. M.**

I. Call to Order

II. Pledge of Allegiance

III. Presentation

IV. Public Hearing

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. A resolution supporting the continued operation of the St. Lawrence Psychiatric Center. (Bill #37)
2. A resolution authorizing the City Manager to accept a St. Lawrence River Valley Redevelopment Agency ("RVRDA") Community Development and Environmental Improvement Fund Loan in an amount not to exceed \$28,750. for LED streetlights to replace the 86 City-owned metal streetlights in the Greenbelt and Marina area. (Bill #38)
3. A resolution calling for a public hearing and public notice on a proposed ordinance amending Chapter 189 of the City of Ogdensburg Municipal Code entitled Streets and Sidewalks, §189-1.(A) "Placement of Materials Restricted" and §189-1.1. "Placement of Materials Between Sidewalks and Curbs or on Streets, Highways or Public Places". (Bill #39)
4. A resolution authorizing the City Manager to enter into a contract with Op-Tech Environmental, for a sum not to exceed \$32,400., for the removal of the fuel oil tank at the former Cheese Plant. (Bill #40)
5. A resolution authorizing the City Manager to enter into a contract with Bishop General Construction, for a sum not to exceed \$46,200., for the construction of a vac truck grit drying bed at the wastewater treatment plant. (Bill #41)

6. A resolution authorizing the award of the contract to demolish 520 Barre Street with Bronze Contracting, LLC for a sum not to exceed \$24,950.00. (Bill #42)
7. A resolution authorizing the Police Department to utilize funds from the Forfeiture of Criminal Proceeds Account to purchase two new Cannondale "ENFORCEMENT 1" Police Patrol Bikes, with associated safety and enforcement equipment in the amount of \$3,000.00. (Bill #43)
8. A resolution introducing an ordinance and providing for public notice and public hearing to lease City-owned property located on 9 King Street. (Bill #44)
9. A resolution to authorize the City Manager to execute a license agreement with Gil Jones d/b/a Jones Trombley Development Corp. (Bill #45)
10. A resolution in support of the ATV Increase Weight Bill A04971/S1946. This bill raises the defined weight of an "ATV" to 1,500 pounds of dry weight to allow certain "UTV's", commonly known as side by sides, to be registered in New York. (Bill #46)

X. Old Business

XI. New Business

XII. Items for Discussion

1. Dana Property Request (Haley Park)
2. Lake Street Property Request (Axtell)

XIII. Executive Session

IXV. Adjournment

Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution Supporting the continued operation of the St. Lawrence Psychiatric Center.

FOR AGENDA OF: May 13, 2013

BILL #: 37

DEPT. OF ORIGIN: Councillor Hosmer

DATE SUBMITTED: May 1, 2013

APPROVED AS TO FORM BY CITY ATTORNEY \_\_\_\_\_

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

EXHIBITS: resolution

APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE REQUIRED:	AMOUNT BUDGETED:	APPROPRIATION REQUIRED:
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SUMMARY STATEMENT

This resolution supports the continued operation of the St. Lawrence Psychiatric Center.

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 OF SUPPORT FOR THE CONTINUED OPERATION OF  
THE ST. LAWRENCE PSYCHIATRIC CENTER

WHEREAS, the New York State Office of Mental Health is proposing a reduction in the number of inpatient hospital beds, and

WHEREAS, the plan would include designating certain hospitals for closure, and

WHEREAS, the St. Lawrence Psychiatric Center, located in Ogdensburg, New York provides a comprehensive range of residential programs including Children/Youth Services, Adult Services, and a Sex Offender Treatment Program, and

WHEREAS, the St. Lawrence Psychiatric Center has a distinguished history of providing services to those in need from the North Country and throughout New York State for over 100 years, and

WHEREAS, St. Lawrence County has a long history of assisting the New York State by welcoming and caring for those being treated at the St. Lawrence Psychiatric Center, and

WHEREAS, the St. Lawrence Psychiatric Center is the only such facility in this part of the state, and

WHEREAS, the St. Lawrence Psychiatric Center provides high quality care for residents of this region for whom travel and access to other facilities outside of this region would be a hardship, and

WHEREAS, the St. Lawrence Psychiatric Center employees approximately 500 people, and

WHEREAS, these employees reside in the North Country, make purchases here, and support our local business, thereby contributing to the local economy and making our region a better place to live and raise a family, and

WHEREAS, in the past few years the General Motors plant in Massena, New York closed, putting over 500 people out of work, the Newton Falls Fine Paper Mill closed, leaving 100 people without jobs, the zinc and talc mines in Gouverneur area have greatly reduced their operations, costing over 200 job losses, and numerous cutbacks and layoffs at local hospitals and schools have further strained the North Country economy, placing an unprecedented demand on human, health, and social services in our region, and

WHEREAS, the loss of jobs and payroll at the St. Lawrence Psychiatric Center would create an economic climate that will contribute even further to the need for the services that would be taken out of this area by the Center's closure or reduction of services, and

WHEREAS, the current condition of the over 500,000 square feet of vacant and deteriorating buildings that were formerly used by the St. Lawrence Psychiatric Center is a clear indication that there is no market or reasonable expectation for the adaptive reuse of any additional buildings currently being used by the St. Lawrence Psychiatric Center should they be closed, and

NOW, THEREFORE, BE IT RESOLVED that the City of Ogdensburg urges our regional elected to oppose any plan that would involve the closure or reduction in services of the St. Lawrence Psychiatric Center, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to New York Governor Andrew Cuomo, United States Senators Schumer and Gillibrand, United States Congressman Owens, New York Senators Little, Griffo, and Ritchie and New York Assembly Members Duprey, Russell, Butler, and Blankenbush.

Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF: May 13, 2013  
A resolution authorizing the City Manager to accept a RVRDA Loan. BILL #: 38  
DEPT. OF ORIGIN: City Manager  
DATE SUBMITTED: May 2, 2013  
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

A resolution authorizing the City Manager to accept a St. Lawrence River Valley Redevelopment Agency ("RVRDA") Community Development and Environmental Improvement Fund loan in an amount not to exceed \$28,750. for LED streetlights to replace the 86 City-owned metal streetlights in the Greenbelt and Marina area.

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	_____		

**RESOLUTION TO ACCEPT THE ST. LAWRENCE RIVER VALLEY  
REDEVELOPMENT AGENCY (“RVRDA”) COMMUNITY DEVELOPMENT  
AND ENVIRONMENTAL IMPROVEMENT FUND LOAN**

**WHEREAS**, the St. Lawrence River Valley Redevelopment Agency (“RVRDA”), is offering a loan for \$28,750., to replace 86 City-owned metal halide streetlights with LED streetlights,

**NOW THEREFORE, BE IT RESOLVED**, that the City Manager is authorized to enter into this loan agreement.

Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF 5-13-13 BILL # 39

A resolution calling for Public Hearing and Public Notice regarding an ordinance amending Chapter 189 of the Ogdensburg Municipal Code

DEPT. OF ORIGIN: Code Enforcement

DATE SUBMITTED: 4-30-2013

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

APPROVED AS TO FORM  
BY CITY ATTORNEY

EXHIBITS: Resolution and Ordinance

APPROVED BY CITY MANAGER FOR  
SUBMITTAL

EXPENDITURE  
REQUIRED: 0

AMOUNT  
BUDGETED: 0

APPROPRIATION  
REQUIRED: 0

SUMMARY STATEMENT

This resolution calls for a public hearing and public notice on a proposed ordinance amending Chapter 189 of the City of Ogdensburg Municipal Code entitled Streets and Sidewalks, §189-1.(A) "Placement of Materials Restricted" and §189-1.1. "Placement of Materials Between Sidewalks and Curbs or on Streets, Highways or Public Places".

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 INTRODUCING AN ORDINANCE  
AND PROVIDING FOR PUBLIC NOTICE  
AND PUBLIC HEARING**

**BE IT RESOLVED**, that Ordinance No.\_\_\_\_ of 2013, entitled "Ordinance Amending Chapter 189 entitled "Streets and Sidewalks", of the code of the City of Ogdensburg 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 May, 2013, 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.

**AN ORDINANCE AMENDING CHAPTER 189  
ENTITLED "STREETS AND SIDEWALKS" 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 §189-1.(A) "Placement of Materials Restricted" and §189-1.1. "Placement of Materials Between Sidewalks and Curbs or on Streets, Highways or Public Places" be amended to read as follows:

**§ 189-1. Placement of materials restricted.**

A. No person shall place or deposit, except as hereinafter provided, on any sidewalk or in any street or lane any sign, cask, box, crate, stone, vehicle, trailer, lumber or other substances or materials. Each twenty- four-hour period the same shall remain shall constitute a separate violation.

**§ 189-1.1.(A)(C) Placement of materials between developed or undeveloped sidewalks and curbs or on streets, highways or public places.**

A. Except as herein provided, no person shall put, place or allow any structure, unregistered motor vehicle or trailer, rubbish or other material, temporarily or otherwise, between the developed or undeveloped sidewalk and the curb, or the city right-of-way should there be no sidewalk, or on the traveled portion of any street, sidewalk, highway or other public place. This prohibition shall not be applicable to garbage and trash cans placed in front of an owner or lessee's premises after dusk on the day before a regularly scheduled trash pickup. Further, this prohibition shall not be applicable to yard waste and white goods placed in a manner conforming to § 181-10 of Article III of Chapter 181 for collection pursuant to § 181-1 of Article I of Chapter 181 of the Municipal Code of the City of Ogdensburg. Further, this prohibition shall not be applicable to any structure for which a property owner or lessee holds a valid permit allowing the placement thereof.

C. The City of Ogdensburg is hereby empowered to tow any unregistered motor vehicles or trailers parked in violation hereof. Said towing shall not eliminate liability for penalties hereinafter set forth.

**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.

Business of the City Council  
City of Ogdensburg

SUBJECT:  
Resolution Authorizing Award of  
Contract for Cheese Plant Fuel Oil Tank  
Removal

FOR AGENDA OF: May 13, 2013  
BILL #: 40  
DEPT. OF ORIGIN: Engineering/Public Works  
DATE SUBMITTED: May 7, 2013  
EXHIBITS: Resolution

APPROVED AS TO FORM BY CITY  
ATTORNEY

APPROVED BY CITY MANAGER FOR SUBMITTAL

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EXPENDITURE	AMOUNT	APPROPRIATION
REQUIRED: \$32,400	BUDGETED: -0-	REQUIRED: \$32,400

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SUMMARY STATEMENT

This resolution authorizes the City Manager to enter into a contract with Op-Tech Environmental, for a sum not to exceed \$32,400., for the removal of the fuel oil tank at the former Cheese Plant.

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 AWARD OF CONTRACT  
FOR THE CHEESE PLANT FUEL OIL TANK REMOVAL

WHEREAS, bids have been solicited and received for the Cheese Plant Fuel Oil Tank Removal; and

WHEREAS, City staff have evaluated the bids and recommended the contract be awarded to the responsible low bidder;

NOW, THEREFORE, BE IT FURTHER RESOLVED that John M. Pinkerton, City Manager, is authorized to enter into the following contract, for a sum not to exceed \$32,400.00, on behalf of the City:

SUPPLIER	BID AMOUNT	CONTINGENCY
Op-Tech Environmental Services, Inc. 1 Adler Drive E. Syracuse, NY 13057	\$30,900	\$1,500

BE IT FURTHER RESOLVED that funding for this project will come from the City's Self Insured Property Liability Insurance Fund – CS-1931.

**BID TABULATION**

RE: Cheese Plant Fuel Oil Tank Removal

City of Ogdensburg  
Department of Public Works

#	Item	Op-Tech Env. E. Syracuse, NY \$	Paragon Env. Brewerton, NY \$	\$	\$	\$
1	Base Bid	30,900.00	51,211.60			

Entered by pap  
Checked by \_\_\_\_\_

Date of Bid Opening: May 1, 2013  
Requests Sent Out \_\_\_\_\_  
Negative Responses \_\_\_\_\_

Approved \_\_\_\_\_  
Kit W. Smith, Director

Business of the City Council  
City of Ogdensburg

SUBJECT:	FOR AGENDA OF:	<u>May 13, 2013</u>
Resolution Authorizing Award of Contract for the Vac Truck Grit Drying Bed	BILL #:	<u>41</u>
	DEPT. OF ORIGIN:	<u>Engineering/Public Works</u>
	DATE SUBMITTED:	<u>May 7, 2013</u>
APPROVED AS TO FORM BY CITY ATTORNEY	EXHIBITS:	<u>Resolution</u>

APPROVED BY CITY MANAGER FOR SUBMITTAL

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EXPENDITURE	AMOUNT	APPROPRIATION
REQUIRED: \$46,200	BUDGETED: \$30,000	REQUIRED: \$16,200

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SUMMARY STATEMENT

This resolution authorizes the City Manager to enter into a contract with Bishop General Construction, for a sum not to exceed \$46,200., for the construction of a vac truck grit drying bed at the wastewater treatment plant.

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 AWARD OF CONTRACT  
FOR THE VAC TRUCK GRIT DRYING BED

WHEREAS, bids have been solicited and received for the Vac Truck Grit Drying Bed;  
and

WHEREAS, City staff have evaluated the bids and recommended the contract be  
awarded to the responsible low bidder;

NOW, THEREFORE, BE IT FURTHER RESOLVED that John M. Pinkerton, City  
Manager, is authorized to enter into the following contract, for a sum not to exceed \$46,200.00,  
on behalf of the City:

SUPPLIER	BID AMOUNT	CONTINGENCY
Bishop General Construction 5297 CR 6 Ogdensburg, NY 13669	\$44,199	\$2,001

BE IT FURTHER RESOLVED that funding for this project will come from the  
following sources:

Sewer Maintenance – G8120.330	\$30,000
Sewer Fund Encumbered Funds	\$16,200

**BID TABULATION**

RE: Vac Truck Grit Drying Bed

City of Ogdensburg  
Department of Public Works

#	Item	Bishop Gen Const Ogdensburg, NY \$	TJ Fiacco Const Norwood, NY \$	EJ Const Group Liverpool, NY \$	Murnane Bldg Cont Plattsburgh, NY \$	Harvey Excavation Chase Mills, NY \$	B-S Indust Cont Gouverneur, NY \$	Con-Tech Bldg Sy Gouverneur, NY \$	Tuscarora Const Pulaski, NY \$	Bette & Cring Watertown, NY \$
1	Base Bid	44,199.00	47,700.00	49,900.00	59,800.00	68,990.00	72,500.00	74,329.00	94,958.00	99,200.00

Entered by pap  
Checked by \_\_\_\_\_

Date of Bid Opening: May 1, 2013  
Requests Sent Out \_\_\_\_\_  
Negative Responses \_\_\_\_\_

Approved \_\_\_\_\_  
Kit W. Smith, Director



Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution Authorizing Award of Contract for Demolition of 520 Barre Street

FOR AGENDA OF: May 13, 2013

BILL #: 42

DEPT. OF ORIGIN: Planning

DATE SUBMITTED: May 7, 2013

APPROVED AS TO FORM BY CITY ATTORNEY

EXHIBITS: Resolution

APPROVED BY CITY MANAGER FOR SUBMITTAL

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EXPENDITURE	AMOUNT	APPROPRIATION
REQUIRED: \$24,950	BUDGETED: -0-	REQUIRED: \$24,950

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SUMMARY STATEMENT

This resolution authorizes the award of the contract with Bronze Contracting, LLC to demolish 520 Barre Street for a sum not to exceed \$24,950.00.

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 AWARD OF CONTRACT  
DEMOLITION OF 520 BARRE STREET

WHEREAS, bids have been solicited and received for the Demolition of 520 Barre Street; and

WHEREAS, City staff have evaluated the bids and recommended the contract be awarded to the responsible low bidder;

NOW, THEREFORE, BE IT FURTHER RESOLVED that John M. Pinkerton, City Manager, is authorized to enter into the following contract, for a sum not to exceed \$24,950.00, on behalf of the City:

SUPPLIER	BID AMOUNT	CONTINGENCY
Bronze Contracting LLC 9106 Plank Road Remsen, NY 13438	\$23,750.00	\$1,200.00

BE IT FURTHER RESOLVED that funding for this work will come from the NSP Program.

**BID TABULATION**

RE: Demolition of 520 Barre Street

City of Ogdensburg  
Department of Planning & Development

#	Item	Bronze Contracting Remsen, NY \$	Richardson & Sons Ogdensburg, NY \$	Dakota Env. Boonville, NY \$	Op-Tech E. Syracuse, Ny \$	\$
	<b>TOTAL BID</b>	23,750.00	23,900.00	26,900.00	38,500.00	

Entered by pap  
Checked by \_\_\_\_\_

Date of Bid Opening May 1, 2013  
Requests Sent Out \_\_\_\_\_  
Negative Responses \_\_\_\_\_

Approved \_\_\_\_\_  
Andrea L. Smith, Interim Director

Business of the City Council  
City of Ogdensburg

SUBJECT:  
Resolution authorizing the Police  
Department to utilize funds from the  
Forfeiture of Criminal Proceeds  
Account to purchase two new  
Cannondale "ENFORCEMENT 1"  
Police Patrol Bikes, with associated  
safety and enforcement equipment.

FOR AGENDA OF: 05/13/13  
BILL #: 43  
DEPT. OF ORIGIN: Police Department

DATE SUBMITTED: 05/08/13

APPROVED AS TO FORM BY CITY  
ATTORNEY

EXHIBITS: Resolution

APPROVED BY CITY MANAGER FOR SUBMITTAL

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EXPENDITURE	AMOUNT	APPROPRIATION
REQUIRED: \$3,000.00	BUDGETED: \$0	REQUIRED: \$3,000.00

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SUMMARY STATEMENT

A resolution authorizing the Police Department to utilize funds from the Forfeiture of Criminal Proceeds Account to purchase two new Cannondale "ENFORCEMENT 1" Police Patrol Bikes, with associated safety and enforcement equipment in the amount of \$3,000.00.

RECOMMENDED ACTION

Approval of Resolution.

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

VOTE ON ROLL CALL:

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

RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO PURCHASE  
TWO NEW CANNONDALE "ENFORCEMENT 1" POLICE PATROL BIKES,  
WITH ASSOCIATED SAFETY AND ENFORCEMENT EQUIPMENT,  
WITH FUNDS FROM THE FORFEITURE OF CRIMINAL PROCEEDS ACCOUNT.

WHEREAS, the Ogdensburg Police Department has in the past, utilized a Bike Patrol Enforcement Program in its efforts to reduce the volume of quality of life crimes that occur within our community, and

WHEREAS, the Department desires to resurrect the Bike Patrol Enforcement Program which has proven to be quite effective in combatting such crimes in the past, and

WHEREAS, the Department in its effort to resurrect the program, intends to have at least six trained and certified Bike Patrol Officers, is in need of additional Patrol Bikes and equipment, and

WHEREAS, the cost to purchase two new, fully equipped, Cannondale "ENFORCEMENT 1" Patrol Bikes is approximately \$3,000.00 and was not budgeted for in the Police Department's 2013 budget, and

WHEREAS, it is permissible by the Equitable Sharing Program Guidelines to utilize funds from the Forfeiture of Criminal Proceeds Account to pay for such a purchase,

NOW, THEREFORE, BE IT RESOLVED, that the Ogdensburg Police Department is hereby authorized to purchase two new Cannondale "ENFORCEMENT 1" Police Patrol Bikes, with associated safety and enforcement equipment in the amount of \$3,000.00 and that monies in the amount of \$3,000.00 be appropriated from the Forfeiture of Criminal Proceeds Account, Line A2626 General Fund Revenues, and

BE IT FURTHER RESOLVED, that the \$3,000.00 be transferred from the Forfeiture of Criminal Proceeds account to the Capital Equipment Account Line A3120.310 to cover this purchase.

Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution introducing an Ordinance and providing for Public Hearing and Public Notice

FOR AGENDA OF: May 13, 2013

BILL #: 44

DEPT. OF ORIGIN: Comptroller

DATE SUBMITTED: May 9, 2013

APPROVED AS TO FORM BY CITY ATTORNEY \_\_\_\_\_

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

EXHIBITS: Resolution & ordinance

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 introducing an ordinance and providing for public notice and public hearing to lease City-owned property located on 9 King Street.

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	_____		

**RESOLUTION INTRODUCING AN ORDINANCE  
AND PROVIDING FOR PUBLIC NOTICE  
AND PUBLIC HEARING**

**BE IT RESOLVED**, that Ordinance No.\_\_\_\_ of 2013, entitled "An Ordinance to Lease 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 May, 2013, 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 # \_\_\_\_\_ OF 2013**

**AN ORDINANCE TO LEASE CITY OWNED PROPERTY**

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

ITEM ONE: An ordinance to authorize a lease of municipal property located at 9 King Street to Land Remediation.

ITEM TWO: The term of lease agreement shall be on a monthly basis until remediation work on the National Grid project is complete. Lease amount is \$400. per month.

ITEM THREE: The City Manager is hereby authorized to execute a lease agreement, to be prepared by the City Attorney, hereby made part of this ordinance.

ITEM FOUR: Passage of this ordinance shall be by a vote of three-fourths (3/4) of all members of the City Council.

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



Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution to authorize the City Manager to Execute a License Agreement with Gil Jones d/b/a Jones Trombley Development Corp.  
APPROVED AS TO FORM BY CITY ATTORNEY \_\_\_\_\_

FOR AGENDA OF: May 13, 2013  
BILL #: 45  
DEPT. OF ORIGIN: Code Enforcement  
DATE SUBMITTED: May 9, 2013  
CLEARANCES: \_\_\_\_\_  
EXHIBITS: resolution

APPROVED BY CITY MANAGER FOR SUBMITTAL

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

A resolution to authorize the City Manager to execute a license agreement with Gil Jones d/b/a Jones Trombley Development Corp.

RECOMMENDED ACTION

Passage of this resolution.

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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**

**WHEREAS**, Gil Jones d/b/a Jones Trombley Development Corporation has requested a license to install a four by six foot concrete landing at the base of a proposed new door on the west entrance of 101 Ford Street into the City right-of-way, and

**WHEREAS**, the Director of Public Works has indicated that said concrete landing will not interfere with snow removal, traffic flow or any existing city utility,

**NOW, THEREFORE, BE IT RESOLVED**, that the City Manager is hereby authorized to execute a license agreement, to be prepared by the City Attorney, with Gil Jones d/b/a Jones Trombley Development Corporation, as shown on the attached site map, and

**BE IT FURTHER RESOLVED**, that Gil Jones d/b/a Jones Trombley Development Corporation provides the City of Ogdensburg with a liability insurance certificate that identifies the City of Ogdensburg as a co-insured party on the subject property, in a form and amount acceptable to the City Attorney.

Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution in support of the ATV Increase Weight Bill A04971/S1946  
FOR AGENDA OF: 05/13/13  
BILL #: 46  
DEPT. OF ORIGIN: Councillor Morley and Councillor Skamperle  
DATE SUBMITTED: 05/09/13  
APPROVED AS TO FORM BY CITY ATTORNEY  
EXHIBITS: Resolution  
APPROVED BY CITY MANAGER FOR SUBMITTAL

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

A resolution in support of the ATV Increase Weight Bill A04971/S1946. This bill raises the defined weight of an "ATV" to 1,500 pounds of dry weight to allow certain "utv's", commonly known as side by sides, to be registered in New York.

RECOMMENDED ACTION

Approval of Resolution.

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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 IN SUPPORT OF ATV INCREASE WEIGHT BILL A04971/S1946**

**WHEREAS**, weight limits for registration currently stand at 1000 pounds, and many of the different manufactured brands weigh more than 1000 pounds, making registration an impossibility; and

**WHEREAS**, this legislation would also amend the definition of ATV "All Terrain Vehicle" to include any self-propelled vehicle which is manufactured for sale for operation primarily on off-highway trails or off-highway competitions and only incidentally operated on public highways providing that such vehicle does not exceed seventy inches in width; and

**WHEREAS**, these important Bills would allow the registration of UTVs, commonly referred to as side by sides, with weight limits up to 1500 pounds; and

**WHEREAS**, other states have passed similar legislation; and

**WHEREAS**, the Ogdensburg City Council recognizes that this type of ATV, although larger in stature than conventional ATVs, is characterized as a passive mode of recreational vehicle that allow the users a more practical way to accomplish chores, an opportunity for two or more hunters to reach their destination with a single machine, and a more comfortable and safe avenue to enjoy the beautiful outdoors that St. Lawrence County and New York State has to offer; and

**WHEREAS**, the Ogdensburg City Council recognizes the necessary revenue gains for both the County and State that could be attained through sales and use of ATVs, both conventional and side by side; and

**WHEREAS**, this legislation is a critical step towards creating economic development, job creation, and increased tourism opportunities in a County that is rich in natural resources for responsible ATV use.

**NOW, THEREFORE, BE IT RESOLVED** the Ogdensburg City Council supports ATV increase weight Bill A04971/S1946, and

**BE IT FURTHER RESOLVED** that copies of this resolution be sent to Governor Andrew Cuomo, Senator Patty Ritchie, Senator Joseph Griffo, Senator Elizabeth Little, Assemblyman Kenneth Blankenbush, Assemblywoman Addie Russell, Assemblyman Marc Butler, Assemblywoman Janet Duprey, and St. Lawrence County ATV Association.