

*Amended **AGENDA**
Council Meeting
Monday, December 10, 2012
7:00 P.M.

I. Call to Order

II. Pledge of Allegiance

III. Public Hearing

IV. Presentation

1. Judy Tyo, First Niagara, will review the City's current health insurance plan and future impacts based on the new healthcare reform acts.

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

1. Reappoint Scott McRoberts to a five-year term on the Ogdensburg Library Board, term will expire 12/31/17.
2. Reappoint Scott Thomas to a three-year term on the Zoning Board, term will expire 12/21/2015. (Mr. Thomas has served since 4/21/08.)
3. Reappoint Cathy Piche to a five-year term on the Ogdensburg Library Board, term will expire 12/31/17. (Originally appointed 01/01/08.)
4. Appoint Ann Spies to a three-year term on the Frederic Remington Art Museum Board of Trustee's, term will expire 12/31/15.
5. Appoint Wesley Stitt to a three-year term on the Frederic Remington Art Museum Board of Trustee's, term will expire 12/31/15.
6. Reappoint Sean O'Brien to a three-year term on the Planning Board, term will expire 12/31/15. (Originally appointed 8/10/09.)

- *7. Reappoint Michael Frary to a three-year term on the Planning Board, term will expire 12/31/15. (Originally appointed 12/16/02.)
- *8. Appoint Linda Pellett to the Planning Board (from an alternate to a full member), term to expire December 31, 2014. (Originally appointed 2/1/12.)

IX. Items for Council Action

- 1. A resolution calling for a public hearing and public notice on a proposed ordinance amending Chapter 209 of the City of Ogdensburg Municipal Code entitled Vehicle and Traffic, § 209-25: Parking prohibited certain hours and adding §209-51.1 Schedule XIV: Parking Prohibited Certain Hours: "Resident/Owner Parking Only". (Bill #78)
- 2. A resolution authorizing the City Manager to sell City-owned property located at 807-809 Ford Street to Susan Duffy for \$ 7,500. subject to City Attorney's review and approval of sales documents. (Bill #79)
- 3. A resolution authorizing the City Manager to sell City-owned property located at 2 Grove Street for \$ 42,000., subject to City Attorney's review and approval of sales documents. (Bill #80)
- 4. A resolution authorizing the City Manager to sell City-owned property located at 113 Adams Avenue for \$ 39,500., subject to City Attorney's review and approval of sales documents. (Bill #81)

X. Old Business

XI. New Business

XII. Items for Discussion

- 1. 801 Washington Street
- 2. Watson request - 915 Lafayette Street

XIII. Executive Session

XIV. Adjournment

Business of the City Council
City of Ogdensburg

SUBJECT: FOR AGENDA OF 12/10/2012 BILL #78

A resolution calling for public hearing and public notice regarding an ordinance amending Chapter 209 of the Ogdensburg Municipal Code

DEPT. OF ORIGIN: Police Department

DATE SUBMITTED: 11/28/2012

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 209 of the City of Ogdensburg Municipal Code entitled Vehicle and Traffic, § 209-25. Parking prohibited certain hours and adding §209-51.1 Schedule XIV: Parking Prohibited Certain Hours: "Resident/Owner Parking Only".

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 209 of the City of Ogdensburg Municipal Code entitled Vehicle and Traffic, § 209-25. "Parking prohibited certain hours" and adding §209-51.1 "Schedule XIV: Parking Prohibited Certain Hours: "Resident/Owner Parking Only" 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 14th day of January, 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 209
ENTITLED "VEHICLE 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 § 209-51.1 Schedule XIV: Parking Prohibited Certain Hours: "Resident/Owner Parking Only" be added as follows:

Name of Street	Side	Hours/Day	Location
All City Highway parking locations situated directly in front of residences and within clearly identifiable residence property lines, with no off street parking availability to the resident/owner of that particular residence	--	7:00 p.m. to 7:00 a.m. December through March	--

ITEM TWO:

That § 209-25. "Parking prohibited certain hours" be amended to read as follows:

No person, **except under §209-51.1**, shall park a vehicle between the hours specified in Schedule XIV (§ 209-51) of any day, unless otherwise indicated, upon any of the streets or parts of streets described in said schedule, attached to and made a part of this chapter.

ITEM THREE:

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 to approve the sale of City-owned property
FOR AGENDA OF: December 10, 2012
BILL #: 79
DEPT. OF ORIGIN: City Manager
DATE SUBMITTED: December 5, 2012
EXHIBITS: Resolution
APPROVED AS TO FORM BY CITY ATTORNEY
APPROVED BY CITY MANAGER FOR SUBMITTAL

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

A resolution authorizing the City Manager to sell City-owned property located at 807-809 Ford Street to Susan Duffy for \$ 7,500., subject to City Attorney's review and approval of sales documents.

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 TO APPROVE THE SALE OF
TAX PARCEL # 48.071-9-9 TO SUSAN DUFFY

WHEREAS, Susan Duffy has made a purchase offer for City-owned property located at 807-809 Ford Street identified as Tax Parcel # 48.071-9-9 as obtained by the City under Real Property Tax Sale Law, Article 11, Foreclosure Proceedings, and

WHEREAS, New York State Real Property Tax Law §1166 states that:

1. Whenever any tax district shall become vested with the title to real property by virtue of a foreclosure proceeding brought pursuant to the provisions of this article, such tax district is hereby authorized to sell and convey the real property so acquired, either with or without advertising for bids, notwithstanding the provisions of any general, special or local law.
2. No such sale shall be effective unless and until such sale shall have been approved and confirmed by a majority vote of the governing body of the tax district, except that no such approval shall be required when the property is sold at public auction to the highest bidder; and

WHEREAS, the redevelopment of this property is consistent with the Goals of the Strategic Management Plan, particularly the Goals for a Balanced, Sustainable Local Economy and Revitalizing Aging Neighborhoods and Commercial Areas; and

WHEREAS the City Manager has negotiated a sale price of \$7,500;

NOW BE IT THEREFORE RESOLVED, that the City Council in accordance with New York State Real Property Tax Law § 1166, hereby authorizes the City Manager to sell Tax Parcel # 48.071-9-9 to Susan Duffy for \$7,500., subject to City Attorney's review and approval of sales documents.

Business of the City Council
City of Ogdensburg

SUBJECT:	FOR AGENDA OF:	<u>December 10, 2012</u>
Resolution to approve the sale of City-owned property	BILL #:	<u>80</u>
	DEPT. OF ORIGIN:	<u>City Manager</u>
	DATE SUBMITTED:	<u>December 5, 2012</u>
APPROVED AS TO FORM BY CITY ATTORNEY	EXHIBITS:	<u>Resolution</u>

APPROVED BY CITY MANAGER FOR SUBMITTAL

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

SUMMARY STATEMENT

A resolution authorizing the City Manager to sell City-owned property located at 2 Grove Street for \$ 42,000., subject to City Attorney's review and approval of sales documents.

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 TO APPROVE THE SALE OF
TAX PARCEL # 59.022-6-7 TO NSP APPLICANT #3

WHEREAS, NSP Applicant #3 has made a purchase offer for City-owned property located at 2 Grove Street, identified as Tax Parcel # 59.022-6-7 as obtained by the City under Real Property Tax Sale Law, Article 11, Foreclosure Proceedings, and

WHEREAS, New York State Real Property Tax Law §1166 states that:

1. Whenever any tax district shall become vested with the title to real property by virtue of a foreclosure proceeding brought pursuant to the provisions of this article, such tax district is hereby authorized to sell and convey the real property so acquired, either with or without advertising for bids, notwithstanding the provisions of any general, special or local law.
2. No such sale shall be effective unless and until such sale shall have been approved and confirmed by a majority vote of the governing body of the tax district, except that no such approval shall be required when the property is sold at public auction to the highest bidder; and

WHEREAS, the redevelopment of this property is consistent with the Goals of the Strategic Management Plan, particularly the Goals for a Balanced, Sustainable Local Economy and Revitalizing Aging Neighborhoods and Commercial Areas; and

WHEREAS the NSP requires a sale price equivalent to the appraised value; and

WHEREAS the appraised value of 2 Grove Street is \$42,000; and

NOW BE IT THEREFORE RESOLVED, that the City Council in accordance with New York State Real Property Tax Law § 1166, hereby authorizes the City Manager to sell Tax Parcel # 59.022-6-7 to NSP Applicant #3 for \$42,000, subject to City Attorney's review and approval of sales documents.

RESOLUTION TO APPROVE THE SALE OF
TAX PARCEL # 59.022-1-38 TO NSP APPLICANT #2

WHEREAS, NSP Applicant #2 has made a purchase offer for City-owned property located at 113 Adams Ave, identified as Tax Parcel # 59.022-1-38 as obtained by the City under Real Property Tax Sale Law, Article 11, Foreclosure Proceedings, and

WHEREAS, New York State Real Property Tax Law §1166 states that:

1. Whenever any tax district shall become vested with the title to real property by virtue of a foreclosure proceeding brought pursuant to the provisions of this article, such tax district is hereby authorized to sell and convey the real property so acquired, either with or without advertising for bids, notwithstanding the provisions of any general, special or local law.
2. No such sale shall be effective unless and until such sale shall have been approved and confirmed by a majority vote of the governing body of the tax district, except that no such approval shall be required when the property is sold at public auction to the highest bidder; and

WHEREAS, the redevelopment of this property is consistent with the Goals of the Strategic Management Plan, particularly the Goals for a Balanced, Sustainable Local Economy and Revitalizing Aging Neighborhoods and Commercial Areas; and

WHEREAS the NSP requires a sale price equivalent to the appraised value; and

WHEREAS the appraised value of 113 Adams Ave is \$39,500; and

NOW BE IT THEREFORE RESOLVED, that the City Council in accordance with New York State Real Property Tax Law § 1166, hereby authorizes the City Manager to sell Tax Parcel # 59.022-1-38 to NSP Applicant #2 for \$39,500, subject to City Attorney's review and approval of sales documents.