

**AGENDA**  
**Council Meeting**  
**Monday, December 3, 2012**  
**7:00 P.M.**

I. Call to Order

II. Pledge of Allegiance

III. Public Hearing

1. A public hearing on the 2013 Budget for the City of Ogdensburg. (Bill #65)
2. A public hearing on a Local Law to amend Chapter 215 (Sections 39, 40 and 41) of the Ogdensburg Municipal Code entitled "Water Rates". (Bill #66)

IV. Presentation

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 authorizing the City Manager to enter into a contract with \_\_\_\_\_ for a sum not to exceed \_\_\_\_\_ for the demolition of 505 New York Avenue. (Bill #75)
2. A resolution authorizing the City Manager to enter into an Environmental Easement with the NYS Department of Environmental Conservation for the former Diamond International Paper Mill Site. (Bill #76)
3. A resolution authorizing the City Manager to execute the Final Design Report Project Approval Sheet for the Paterson Street Reconstruction Project. (Bill #77)
4. A resolution to adopt the Preliminary 2013 Budget, as amended. (Bill # 65)

5. A Local Law which would amend Chapter 215 (Sections 39, 40 and 41) of the OMC entitled "Water Rates". (Bill #66)

- X. Old Business
- XI. New Business
- XII. Items for Discussion
- XIII. Executive Session
- XIV. Adjournment

Business of the City Council  
City of Ogdensburg

SUBJECT:  
Resolution Authorizing Award of Contract  
for the Demolition of 505 New York Avenue

FOR AGENDA OF: December 3, 2012

BILL #: 75

DEPT. OF ORIGIN: Planning & Dev.

DATE SUBMITTED: November 27, 2012

APPROVED AS TO FORM BY CITY  
ATTORNEY

EXHIBITS: Resolution & Bid Tab

APPROVED BY CITY MANAGER FOR SUBMITTAL

---

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

---

SUMMARY STATEMENT

This resolution authorizes the City Manager to enter into a contract with \_\_\_\_\_ for a sum not to exceed \_\_\_\_\_ for the demolition of 505 New York Avenue

RECOMMENDED ACTION

**Approval 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 AUTHORIZING AWARD OF CONTRACT  
DEMOLITION OF 505 NEW YORK AVENUE**

WHEREAS, bids have been solicited and received for the Demolition of 505 New York Avenue; and

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

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

SUPPLIER	BID AMOUNT	CONTINGENCY
	\$	\$

BE IT FURTHER RESOLVED that the funds to pay for this work shall be derived from

\_\_\_\_\_.

Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution Authorizing City Manager to Enter into an Environmental Easement with the NYS Dept. of Environmental Conservation for the Former Diamond International Paper Mill Site

FOR AGENDA OF: December 3, 2012

BILL #: 76

DEPT. OF ORIGIN: Planning & Dev.

DATE SUBMITTED: November 28, 2012

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 authorizes the City Manager to enter into an Environmental Easement with the NYS Department of Environmental Conservation for the former Diamond International Paper Mill Site.

RECOMMENDED ACTION

**Approval 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 AUTHORIZING CITY MANAGER TO ENTER INTO AN  
ENVIRONMENTAL EASEMENT WITH THE  
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
FOR THE FORMER DIAMOND INTERNATIONAL PAPER MILL SITE

WHEREAS, the City of Ogdensburg has entered into a State Assistance Contract (SAC) with the New York State Department of Environmental Conservation (NYSDEC) under the Environmental Restoration Program (ERP) for contamination remediation the former Diamond International Paper Mill Site, and;

WHEREAS, the ERP requires the City enter into an Environmental Easement, in the form attached to this resolution, with the NYSDEC as an enforceable means of ensuring performance of operation, maintenance, and/or monitoring requirements and the restriction of future uses of the land;

NOW, THEREFORE, BE IT RESOLVED BY the Ogdensburg City Council hereby authorizes the City Manager to execute an Environmental Easement with the NYS Department of Environmental Conservation for the former Diamond International Paper Mill Site.

Business of the City Council  
City of Ogdensburg

SUBJECT: Resolution Authorizing City Manager to City Manager to execute the Final Design Report Project Approval Sheet for the Paterson Street Reconstruction Project.

FOR AGENDA OF: December 3, 2012

BILL #: 77

DEPT. OF ORIGIN: Engineering/Public Works

DATE SUBMITTED: November 28, 2012

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

This resolution authorizes the City Manager to execute the Final Design Report Project Approval Sheet for the Paterson Street Reconstruction Project.

RECOMMENDED ACTION

**Approval 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 AUTHORIZING THE CITY MANAGER TO EXECUTE  
THE FINAL DESIGN REPORT PROJECT APPROVAL SHEET FOR  
THE PATERSON STREET RECONSTRUCTION PROJECT

WHEREAS, the City Council has appropriated money and passed resolutions to support the preliminary proposal for the Paterson Street Reconstruction Project; and

WHEREAS, on September 10, 2012, the City Council voted to continue to commit funding and support for the Paterson Street Reconstruction Project as originally proposed; and

WHEREAS, the City Council concurs with the design approval recommendation in the Final Design Report prepared by Barton & Loguidice, P.C.; and

WHEREAS, construction is anticipated in the construction season of 2013;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby authorizes the City Manager to execute the Final Design Report Project Approval Sheet for the Paterson Street Reconstruction Project.



Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF: December 3, 2012  
Adoption of the 2013 Budget for the BILL #: 65  
City of Ogdensburg DEPT. OF ORIGIN: City Clerk  
DATE SUBMITTED: October 25, 2012  
APPROVED AS TO FORM BY CITY CLEARANCES: \_\_\_\_\_  
ATTORNEY EXHIBITS: resolution  
\_\_\_\_\_ APPROVED BY CITY MANAGER FOR SUBMITTAL

---

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

---

SUMMARY STATEMENT

Adoption of the Preliminary 2013 Budget, as amended.

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 TO ADOPT  
THE CITY OF OGDENSBURG'S 2013 BUDGET**

THEREFORE BE IT RESOLVED, that the City of Ogdensburg adopts the 2013 Preliminary Budget as amended in the attached schedules,

BE IT FURTHER RESOLVED, that the following rates shall be in effect for 2013:

1. The City Real Property Tax Rate for 2013 shall be

\$ \_\_\_\_\_ per thousand dollars of assessed valuation.

Business of the City Council  
City of Ogdensburg

SUBJECT: FOR AGENDA OF: December 3, 2012  
A Local Law to Amend Chapter 215 of BILL #: 66  
the OMC Entitled "Water Rates" DEPT. OF ORIGIN: City Comptroller  
DATE SUBMITTED: November 2, 2012  
APPROVED AS TO FORM BY CITY CLEARANCES: \_\_\_\_\_  
ATTORNEY EXHIBITS: Local Law  
\_\_\_\_\_  
APPROVED BY CITY MANAGER FOR SUBMITTAL

---

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

---

SUMMARY STATEMENT

A local law to allow for the changes in the OMC Chapter 215 entitled "Water Rates" as dictated by the adoption of the 2013 Budget.

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 \_\_\_\_\_

**Local Law # of 2012**

**§ 215-39 Rates for metered service; meter reading, installation and repair.**

A. The following schedule of rates for metered water service is hereby fixed and established effective the first billing date after January 1, 2013, and upon filing with the Secretary of State:

<b>Meter Size (inches)</b>	<b>Water Allowed (gallons)</b>	<b>Minimum Quarterly Rate</b>
5/8	20,310	65.00
3/4	27,170	86.95
1	40,780	130.50
1 1/4	55,000	176.00
1 1/2	67,900	217.50
2	135,800	434.75
3	204,700	655.25
4	273,000	873.75

\$3.20 per 1,000 gallons of water used

B. Meters shall be read and billed monthly or quarterly at the discretion of the City.

C. Meters shall be installed and repaired by the City of Ogdensburg. The cost of such installation and repair for all meters is to be charged to the customer.

**§ 215-40. Flat-rate charges.**

The following schedule of rates for flat-rate service is hereby fixed and established effective the first billing date after January 1, 2013 and upon filing with the Secretary of State:

<b>Type of Use</b>	<b>Rate</b>
Single-family residence, per year	\$260.00
Multi-family residence for each family unit or each tenant, per year	260.00
Rooming houses; private homes with additional rooms to rent or commercial rooming houses	
Minimum annual rent	260.00
Annual rooms to hire (annual rent)	65.00

Commercial or office units in a commercial/residential mixed structure (where metering is determined impractical by City Engineer), per commercial or office unit per year.

260.00

**§ 215-41. Miscellaneous charges**

The following schedule of rates is hereby fixed and established for the period effective the first billing after January 1, 2013, and upon filing with the Secretary of State:

<b>Type</b>	<b>Rate</b>
Fire protection for unoccupied metered or unmetered premises or where service is shut off and/or meter is removed by DPW employees. If this type of service is performed by other than DPW personnel the property owner is not entitled to the fire protection rate.	\$130.00
Fire hydrant on private property	258.00
Swimming pools (filling of), per occasion	86.00
Circus (in advance), per day	86.00
Service disconnect or seal by the City, per occasion	36.00
Service reconnection by the City, per occasion	36.00
Water service turn/off, per occasion	32.00
Annual rooms to hire (annual rent)	65.00