

AGENDA
Council Meeting
Monday, November 26, 2012
7:00 P.M.

I. Call to Order

II. Pledge of Allegiance

III. Public Hearing

1. A public hearing regarding a local law to authorize a property tax levy in excess of the 2% cap. (Bill #67)

IV. Proclamation

1. A Proclamation honoring Jefferson E. Thornton, Jr. for rescuing a family from a fire at 312 Adams Avenue.

V. Personal Appearance

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

VI. Correspondence

1. A letter from Marlene Watson regarding 915 Lafayette Street.

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 local law to authorize a property tax levy in excess of the 2% cap. (Bill #67)
2. A resolution to establish the Ogdensburg Journal as the official newspaper for the City of Ogdensburg for 2013. (Bill #70)
3. A resolution designating the official City bank depositories for 2013. (Bill #71)
4. A resolution designating the 2013 City Council Meeting Dates. (Bill #72)
5. A resolution authorizing the City Manager to execute a labor contract with the Police Benevolent Association for 2012 – 2013. (Bill #73)

6. A resolution authorizing the City Manager to execute a grant agreement between the City of Ogdensburg and the New York State Power Authority - Petroleum Overcharge Cost Recovery Program, to help replace 136 non-insulated windows in City Hall with a \$50,000 grant.
(Bill #74)

X. Old Business

XI. New Business

XII. Items for Discussion

XIII. Executive Session

XIV. Adjournment

Business of the City Council
City of Ogdensburg

SUBJECT: FOR AGENDA OF: November 26, 2012
A Local Law to override the property tax cap. BILL #: 67
DEPT. OF ORIGIN: City Comptroller
DATE SUBMITTED: October 25, 2012
APPROVED AS TO FORM BY CITY ATTORNEY CLEARANCES: _____
EXHIBITS: Local Law
APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE REQUIRED: -0-	AMOUNT BUDGETED: -0-	APPROPRIATION 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. 2 of the year 2012

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 1/1/2013 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 1/1/2013 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: Resolution to establish the 2013 Official Newspaper for legal and public notices
APPROVED AS TO FORM BY CITY ATTORNEY _____
FOR AGENDA OF: November 26, 2012
BILL #: 70
DEPT. OF ORIGIN: City Clerk
DATE SUBMITTED: November 5, 2012
CLEARANCES: _____
EXHIBITS: resolution
APPROVED BY CITY MANAGER FOR SUBMITTAL

EXPENDITURE REQUIRED: 0	AMOUNT BUDGETED: 0	APPROPRIATION 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 2013.

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
2013 OFFICIAL NEWSPAPER

BE IT RESOLVED, that the official newspaper for the City of Ogdensburg for 2013 shall be the Ogdensburg Journal.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution for 2013 designation of City Bank Depositories
FOR AGENDA OF: November 26, 2012
BILL #: 71
DEPT. OF ORIGIN: City Comptroller
DATE SUBMITTED: November 5, 2012
APPROVED AS TO FORM BY CITY ATTORNEY
CLEARANCES: _____
EXHIBITS: resolution
APPROVED BY CITY MANAGER FOR SUBMITTAL

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

A resolution designating the official City bank depositories for 2013.

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
2013 OFFICIAL BANK DEPOSITORIES

BE IT RESOLVED, that Community Bank NA, NBT Bank NA, Upstate National Bank, Key Bank of Northern New York NA, Chase Bank and CLASS through Cutwater Asset Management be designated as official depositories of City Funds for 2013.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution to designate 2013 City Council Meeting Dates
FOR AGENDA OF: November 26, 2012
BILL #: 72
DEPT. OF ORIGIN: City Clerk
DATE SUBMITTED: November 5, 2012
APPROVED AS TO FORM BY CITY ATTORNEY
CLEARANCES: _____
EXHIBITS: resolution
APPROVED BY CITY MANAGER FOR SUBMITTAL

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

A resolution designating the 2013 City Council Meeting Dates.

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 _____

2013 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	14, 28
February	11, 25
March	11, 25
April	8, 22
May	13, 28
June	10, 24
July	8
August	12
September	9, 23
October	15, 28
November	12, 25
December	2, 9

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: FOR AGENDA OF 11/13/12 BILL # 73

A resolution to authorize
the signing of a labor
contract with the Police
Benevolent Association.

DEPT OF ORIGIN: City Manager

DATE SUBMITTED: 11/8/12

CLEARANCES: _____

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 a labor contract with the Police Benevolent Association for 2012 - 2013.

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 _____

**A RESOLUTION TO AUTHORIZE
THE CITY MANAGER TO EXECUTE A LABOR CONTRACT
WITH THE POLICE BENEVOLENT ASSOCIATION
FOR 2012-2013**

WHEREAS, a tentative labor contract has been negotiated between the City Manager and representatives of the Police Benevolent Association for 2012 through 2013, and

WHEREAS, said agreement has been authorized by the membership of the Police Benevolent Association,

NOW THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized to execute said labor contract with the Police Benevolent Association, as negotiated in the tentative agreement.

Business of the City Council
City of Ogdensburg

SUBJECT: Resolution authorizing the City Manager to execute an agreement with the New York State Power Authority

FOR AGENDA OF: November 26, 2012

BILL #: 74

DEPT. OF ORIGIN: City Manager

DATE SUBMITTED: November 15, 2012

APPROVED AS TO FORM BY CITY ATTORNEY

CLEARANCES:

EXHIBITS:

APPROVED BY CITY MANAGER FOR SUBMITTAL

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

SUMMARY STATEMENT

A resolution authorizing the City Manager to execute an agreement between the City of Ogdensburg and the New York State Power Authority, Petroleum Overcharge Cost Recovery Program, to help replace 136 non-insulated windows in City Hall with a \$50,000 grant.

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 AUTHORIZING CITY MANAGER TO EXECUTE AN AGREEMENT
BETWEEN THE NEW YORK STATE POWER AUTHORITY
AND CITY OF OGDENSBURG

WHEREAS, the City of Ogdensburg has been awarded a \$50,000 grant from the New York State Power Authority Petroleum Overcharge Cost Recovery Program to help replace 136 non-insulated windows in City Hall; and

WHEREAS, the replacement of the 136 windows with insulated double pain glass will significantly reduce cold air draft, heat loss and reduce heating fuel costs; and

WHEREAS, the replacement of the 136 windows will provide substantial long term energy savings for City taxpayers; and

NOW, THEREFORE BE IT RESOLVED, that the City Manager is hereby authorized to enter into an agreement with the New York State Power Authority, Petroleum Overcharge Cost Recovery Program for a \$50,000 grant funding the replacement of 136 windows in City Hall.