

Mayor Nelson called the meeting to order and asked the Clerk to call the roll:

PRESENT: Mayor Nelson, Councillors Flynn, Hannan, Morley,
Powers, Sholette and Vaugh

ABSENT: None

PUBLIC HEARING

1. A public hearing regarding an ordinance to amend Chapter 73, "Animals", Article II, "Dog License Fees; Impoundment; Adoption"; §73-4 entitled "Impoundment Fees" of the Code of the City of Ogdensburg was held. No one being present to speak, the hearing was declared closed.

2. A public hearing regarding an ordinance to amend Chapter 185, "Spray Painting, Outdoor", §185-4 entitled "License Fees" of the Code of the City of Ogdensburg was held. No one being present to speak, the hearing was declared closed.

3. A public hearing regarding an ordinance to amend Chapter 157, Peddling and Soliciting, §157-10, entitled "Expiration of License" and §157-12. (A) and (B) entitled "License fees" of the Code of the City of Ogdensburg was held. No one being present to speak, the hearing was declared closed.

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PRESENTATION

1. Mayor Nelson thanked the Ogdensburg Garden Club in conjunction with the Pride and Beautification Commission for presenting the 2009 Maple Leaf Awards. Donna Bentley, chairperson of the Maple Leaf Awards, stated 32 gardens were judged. Kathy Wade, Vice President of the Garden Club, presented the following awards:

Commercial Award to Frary Funeral Home
Residential Award to Francine Naccarato
Civic Award to St. Marguerite D'Youville Academy
Good Neighbor Award to Willard Ashley.

Mrs. Wade also thanked Charles and Willard Ashley for making the wooden Maple Leaf Awards.

2. Justin Woods, Director of Planning and Development outlined the proposed Visitor Center Phase II Landscaping Project. (A copy of the presentation follows these minutes.)

PERSONAL APPEARANCE

1. Robert Flavin, 116 Ogden Street, addressed Council and stated he is against the City constructing a new street for the Visitor Center project.

CORRESPONDENCE

1. Kathleen Bouchard, City Clerk, read a letter from Jason Clark thanking the City Council for their support of the four-lane highway. (The letter included a petition to be circulated throughout the City to heighten project awareness.)

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #16-2009 in the amount of \$437,617.17 and Library Fund Warrant #16-2009 in the amount of \$22,246.23, Capital Fund Warrant #16-2009 in the amount of \$14,454.58 and Community Development Fund Warrant #16-2009 in the amount of \$28,775.00 and Community Renewal Fund Warrant #16-2009 in the amount of \$9,198.50 and HOME Fund Warrant #16-2009 in the amount of \$4,883.32 and AHC Funds Warrant #16-2009 in the amount of \$14,662.46 and RESTORE Program Warrant #16-2009 in the amount of \$757.00 as audited, be and the same are ordered paid and Councillor Flynn seconded the motion.

The vote was:

CARRIED, AYES ALL

APPOINTMENTS

1. Mayor Nelson moved the appointment of Richard Wilson, 415 Caroline Street, to the Historic Commission, and Councillor Vaugh seconded the motion.

The vote was:

CARRIED, AYES ALL

2. Mayor Nelson moved the appointment of Bonnie Franz, 815 Knox Street, to the Zoning Board (from an alternate to a full member), term to expire December 31, 2011, and Councillor Vaugh seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Councillor Morley moved an ordinance to amend Chapter 73, “Animals”, Article II, “Dog License Fees; Impoundment; Adoption”; §73-4 entitled “Impoundment Fees” of the Code of the City of Ogdensburg, and Councillor Flynn seconded to wit:

ORDINANCE # 10 OF 2009 AMENDING CHAPTER 73, “ANIMALS”,
ARTICLE II, “DOG LICENSE FEES; IMPOUNDMENT; ADOPTION”; §73-4
ENTITLED “IMPOUNDMENT FEES” OF THE CODE OF THE CITY OF
OGDENSBURG

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OGDENSBURG
AS FOLLOWS:

ITEM ONE: That Chapter 73 entitled “Animals”, article II, “Dog License Fees; Impoundment; Adoption”; §73-4 entitled “Impoundment Fees”, is hereby deleted in its entirety and replaced with the following:

73-4. Impoundment fees.

(a) fifteen dollars for the first impoundment of any dog owned by that person;

(b) twenty-five dollars for the first twenty-four hours or part thereof and three dollars for each additional twenty-four hours or part thereof for the second impoundment, within one year of the first impoundment, of any dog owned by that person; or

(c) thirty-five dollars for the first twenty-four hours or part thereof and three dollars for each additional twenty-four hours or part thereof for the third and subsequent impoundments, within one year of the first impoundment, of any dog owned by that person.

ITEM TWO: This ordinance shall take effect January 1, 2010.

The vote was:

CARRIED, AYES ALL

2. Councillor Flynn moved an ordinance to amend Chapter 185, "Spray Painting, Outdoor", §185-4 entitled "License fees" of the Code of the City of Ogdensburg, and Councillor Morley seconded to wit:

ORDINANCE # 11 OF 2009
AMENDING CHAPTER 185, "SPRAY PAINTING, OUTDOOR",
SECTION 185-4 ENTITLED "LICENSE FEES" OF THE MUNICIPAL CODE
OF THE CITY OF OGDENSBURG

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
OGDENSBURG AS FOLLOWS:

ITEM ONE: That Chapter 185 entitled "Spray Painting, Outdoor", Section 185-4 entitled "License Fees", is hereby deleted in its entirety and replaced with the following:

185-4. License fees. The fee for an outdoor spray painting license shall be a one-time charge of twenty-five dollars (\$25). If a fee has been suspended or revoked it may be re-instated for a one-time charge of twenty-five dollars (\$25).

ITEM TWO: This ordinance shall take effect January 1, 2010.

The vote was:

CARRIED, AYES ALL

3. Councillor Morley moved a resolution to amend Chapter 157, "Peddling and Soliciting", §157-10. entitled "Expiration of License" and §157-12. (A) and (B) entitled "License fees" of the Code of the City of Ogdensburg, and Councillor Powers seconded to wit:

ORDINANCE # 12 OF 2009
AMENDING CHAPTER 157, "PEDDLING AND SOLICITING", SECTION
157-10. ENTITLED "EXPIRATION OF LICENSE" AND SECTION 157-12. (A)
AND (B) ENTITLED "LICENSE FEES" OF THE MUNICIPAL CODE OF THE
CITY OF OGDENSBURG

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
OGDENSBURG AS FOLLOWS:

ITEM ONE: That Chapter 175, “Peddling and Soliciting”, §157-10. entitled
"Expiration of License" is hereby **deleted** in its entirety and **replaced** with the
following:

§157-10. Expiration of license. Such license shall be for such term as requested by
the applicant but shall expire not later than the 31st day of December following the
date of issuance of such license.

ITEM TWO: That Chapter 157, “Peddling and Soliciting”, §157-12. (A) and (B)
entitled "License fees" is hereby deleted and replaced in its entirety with the
following:

§157-12. License fees.

A. The license fee for each person licensed as a hawker, peddler or solicitor for a
period of up to one year shall be \$75.

B. The license fee for each person licensed to assist a hawker or peddler or
solicitor shall be \$25 for a period of up to one year. For the purpose of this
Article, a “person who assists a hawker, peddler or solicitor” shall be deemed to be
any person who participates in delivering merchandise or any other items sold,
performs any services in or about the customer’s premises or otherwise generally
renders aid or assistance, except participation in selling or soliciting orders.

ITEM THREE: This ordinance shall take effect January 1, 2010.

The vote was:

CARRIED, AYES ALL

4. Councillor Vaugh moved a resolution authorizing the City Manager to
enter into an agreement for subsurface investigation for the Oswegatchie River
Water Main Crossing, and Councillor Hannan seconded to wit:

RESOLUTION AUTHORIZING CITY MANAGER TO ENTER
INTO AGREEMENT FOR SUBSURFACE INVESTIGATION FOR THE
OSWEGATCHIE RIVER WATER MAIN CROSSING

WHEREAS, Tisdell Associates has received proposals for subsurface exploration for the Spruce Street to Gilbert Street Oswegatchie River Water Main Crossing Project on behalf of the City of Ogdensburg; and

WHEREAS, this project will benefit the City's water distribution system performance and reliability; and

WHEREAS, the Spruce Street to Gilbert Street Oswegatchie River Water Main Crossing is included in State grant funding for the Lake Street Bridge project; and

WHEREAS, Tisdell Associates has reviewed the two proposals received and has recommended the firm of SJB Services, Inc. of Cortland, NY;

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is hereby authorized to enter into an agreement with SJB Services, Inc. for a sum not to exceed \$11,260., for subsurface investigation for the Spruce Street to Gilbert Street Oswegatchie River Water Main Crossing Project; and

BE IT FURTHER RESOLVED, that the City funding shall be provided from capital account H866601.518.

The vote was:

CARRIED, AYES ALL

5. Councillor Sholette moved a resolution to support the construction of a four-lane highway, and Councillor Morley seconded to wit:

RESOLUTION TO SUPPORT THE CONSTRUCTION OF A FOUR LANE
HIGHWAY IN ST. LAWRENCE COUNTY AND URGE THE ASSISTANCE OF
ELECTED STATE AND FEDERAL OFFICIALS TO MAKE IT A REALITY

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WHEREAS, the economic impact of North Country transportation improvements is a key component of the North Country Transportation Study, and

WHEREAS, the economic development impact analysis has measured the value to the regional economy of efficiency gains through user benefits such as reductions in travel time, reductions in operating costs, and reductions in accidents due to improved safety, and

WHEREAS, the gains through increased social and economic development opportunities due to improved transportation access will reduce unemployment rates, reduce government transfer payments such as social welfare and unemployment insurance, and increase employment in the region, and

WHEREAS, the transportation improvements can enhance access to labor, customer, tourism and supplier markets, as well as to intermodal transportation facilities, making the overall region more attractive to transportation-dependent industries, and

WHEREAS, the construction of a four-lane highway within the boundaries of St. Lawrence County will begin to address the transportation improvements necessary to foster such economic growth, and

WHEREAS, the Ogdensburg City Council supports the construction of a four-lane highway as long as it is constructed within the emphasis that spurs are included to extend the highway between Watertown and Lowville/Fort Drum, to Ogdensburg and to Massena.

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NOW, THEREFORE, BE IT RESOLVED, that the City of Ogdensburg and the Ogdensburg City Council urge New York State Commissioner of Transportation,

Ms. Astrid C. Glynn, to cooperate with local transportation taskforce groups to push for the construction of a four-lane highway within St. Lawrence County, and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Commissioner Glynn, New York State Department of Transportation; Governor Paterson, New York State Senators Griffo, Aubertine and Little; New York State Assembly Members Scozzafava, Russell and Duprey; United State Senators Schumer and Gillibrand; Congressman McHugh; St. Lawrence, Franklin, Clinton and Jefferson Counties; The Development Authority of the North Country and the Citizens Coalition for Economic Infrastructure Development.

The vote was:

CARRIED, AYES ALL

6. Councillor Powers moved a resolution to increase boat slip rental rates at the Ogdensburg Municipal Marina, and Councillor Flynn seconded to wit:

RESOLUTION TO INCREASE THE 2010 SEASONAL BOAT
SLIP RENTAL RATES AT THE OGDENSBURG
MUNICIPAL MARINA

WHEREAS, the City of Ogdensburg operates a municipal marina located on the banks of the majestic St. Lawrence River, and

WHEREAS, the current rate of \$462 or \$22/ft., which ever is larger, for a non-power slip and \$588 or \$28/ft. for a power slip are significantly lower than other municipal and privately owned marinas, and

WHEREAS, the City of Ogdensburg rental rates should reflect those of other municipal and private marinas in our area, and

WHEREAS, the City of Ogdensburg has not increased our rates in years, and

WHEREAS, the Ogdensburg Recreation Commission has resolved to recommend an increase in said rates,

NOW THEREFORE BE IT RESOLVED; that the slip rental rate be changed to the following:

2010: Non-Power	\$672 or \$32/foot
Power	\$798 or \$38/foot

After much discussion among Council, Councillor Morley moved to amend the resolution and Councillor Sholette seconded the motion.

The vote to amend the resolution was:

AYES: Mayor Nelson, Councillors Hannan, Morley, Sholette and Vaugh

NAYS: Councillors Flynn and Powers

APPROVED, 5 TO 2

The resolution as amended now read:

RESOLUTION TO INCREASE THE 2010 SEASONAL BOAT
SLIP RENTAL RATES AT THE OGDENSBURG
MUNICIPAL MARINA

WHEREAS, the City of Ogdensburg operates a municipal marina located on the banks of the majestic St. Lawrence River, and

WHEREAS, the current rate of \$462 or \$22/ft., which ever is larger, for a non-power slip and \$588 or \$28/ft. for a power slip are significantly lower than other municipal and privately owned marinas, and

WHEREAS, the City of Ogdensburg rental rates should reflect those of other municipal and private marinas in our area, and

WHEREAS, the City of Ogdensburg has not increased our rates in years, and

WHEREAS, the Ogdensburg Recreation Commission has resolved to recommend an increase in said rates,

NOW THEREFORE BE IT RESOLVED; that the slip rental rate be changed to the following:

2010: Non-Power	\$567 or \$27/foot
Power	\$693 or \$33/foot

The vote on the resolution as amended was:

CARRIED, AYES ALL

7. Councillor Hannan moved a resolution to establish usage fees at the Elsa M. Luksich Municipal Pool, and Councillor Morley seconded to wit:

RESOLUTION ESTABLISHING FEES FOR THE USE OF THE
ELSA M. LUKSICH MUNICIPAL POOL

WHEREAS, the City of Ogdensburg owns and operates the Elsa M. Luksich Municipal Pool for public recreation purposes; and

WHEREAS, the Ogdensburg City Council establishes the fees for the Elsa M. Luksich Municipal Pool; and

WHEREAS, the Ogdensburg Recreation Commission has resolved to recommend establishing a fee to use the Elsa M. Luksich Municipal Pool; and

NOW, THEREFORE, BE IT RESOLVED, that the 2010 fees for the use of the Elsa M. Luksich Municipal Pool are as follows:

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Daily Pool Usage - \$1.00/day
Season Pass – for individual (no age limit) - \$20.00
Season Pass – Family of 4 - \$25.00
(\$5.00 per child after the 4th family member)

After much discussion amongst Council, there was a consensus of Council to send this resolution back to the Recreation Commission. Councillor Powers moved to table the resolution, and Councillor Vaugh seconded the motion.

The vote to table was:

CARRIED, AYES ALL

8. Councillor Vaugh moved a resolution authorizing the City Manager to submit an application to Parks and Trails New York, Healthy Trails, Healthy People Program to request technical assistance in the promotion, usage and marketing of the Maple City Trail, and Councillor Powers seconded to wit:

RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AN
APPLICATION TO PARKS AND TRAILS NEW YORK, HEALTHY TRAILS,
HEALTHY PEOPLE PROGRAM TO REQUEST TECHNICAL ASSISTANCE IN
THE PROMOTION, USAGE AND MARKETING OF
THE MAPLE CITY TRAIL

WHEREAS, Parks and Trails New York has announced that technical assistance will be made available from the Healthy Trails, Healthy People Program for increased usage of an existing trail; and

WHEREAS, the City of Ogdensburg's Maple City Trail was completed in 1999; and

WHEREAS, The City desires to increase the usage of the City's Maple City Trail; and

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WHEREAS, the Healthy Trails, Healthy People Program provides a combination of technical assistance, including planning, public outreach, grant writing, fund raising, promotion and marketing;

NOW, THEREFORE, BE IT RESOLVED that the City Manager is hereby authorized and directed to submit an application to the Parks and Trails New York, Healthy Trails, Healthy People Program and, upon approval of said request, to enter into and execute a project agreement with Parks and Trails New York for such technical assistance in the promotion, usage and marketing of the Maple City Trail.

The vote was:

CARRIED, AYES ALL

9. Mayor Nelson moved a resolution providing for public notice and public hearing with regard to the submission of two grant applications to the U.S. Environmental Protection Agency, and Councillor Flynn seconded to wit:

RESOLUTION OF THE CITY COUNCIL TO PROVIDE FOR
PUBLIC NOTICE AND PUBLIC HEARING

WHEREAS, the City of Ogdensburg is contemplating the submission of two grant applications to the U.S. Environmental Protection Agency; and

WHEREAS, the City Council and staff of the Office of Planning and Development are desirous of obtaining public input into the matter of the ongoing brownfield cleanup activities of the City,

NOW, THEREFORE, BE IT RESOLVED that the City Council shall hold public hearings in the matter of the ongoing community development program to be held in the City Council Chambers at City Hall, Ogdensburg, New York, on the 14th day of October, 2009, at 7:00 p.m.; and

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BE IT FURTHER RESOLVED, that the City Clerk give notice of such public hearings by publication in the newspaper so designated by the City Council of the City of Ogdensburg for legal and public notices at least seven (7) days before the hearing dates setting forth the time and place.

The vote was:

CARRIED, AYES ALL

10. Mayor Nelson moved a resolution providing for public notice and public hearing with regard to the deletion of the portion of Riverside Avenue between Isabella and Catherine Streets (north of the pool) and the realignment and extension of the north end of the existing North Water Street east to Isabella Street, and Councillor Flynn seconded to wit:

A RESOLUTION OF THE CITY COUNCIL CITY OF OGDENSBURG TO
PROVIDE FOR PUBLIC NOTICE AND PUBLIC HEARING

WHEREAS, City Council has approved the Visitor Center Phase II Landscaping improvements of the Greenbelt Park Master Plan, which includes the deletion of that section of Riverside Avenue between Isabella and Catherine Streets, on the north side of the City swimming pool, and the construction of an extension of an existing street beginning at the intersection of the now North Water Street through Catherine Street, east to Isabella Street along the south side of the City pool; and

WHEREAS, now there are certain administrative requirements for the proposed project that need to be completed, which include amending the Official City Map and holding a public hearing; and

WHEREAS, the City desires to amend the Official City Map of the City of Ogdensburg by deleting that portion of Riverside Avenue between Isabella and Catherine Streets; and

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WHEREAS, The City desires to amend the Official City Map of the City of Ogdensburg by realigning and extending the north end of the existing North Water Street east to Isabella Street, the centerline of which shall be 335' south of the existing centerline of Riverside Avenue; and

WHEREAS, for environmental review, mapping of existing roads is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (17) and as such no further action is necessary regarding the same; and

NOW, THEREFORE, BE IT RESOLVED that the City Council shall hold a public hearing in the matter of this amendment to the Official City Map to be held in the City Council Chambers at City Hall, Ogdensburg, New York, on the 19th day of October, 2009, 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 setting forth the time and place of the hearing; and

BE IT FURTHER RESOLVED that in accordance with Section 29 of General City Law, the proposed amendments to the Official City Map be forwarded to the Planning Board for a report thereon.

The vote was:

CARRIED, AYES ALL

11. Mayor Nelson moved a resolution providing for public notice and public hearing with regard to the realignment of Old Ford Street, and Councillor Flynn seconded to wit:

A RESOLUTION OF THE CITY COUNCIL CITY OF OGDENSBURG TO
PROVIDE FOR PUBLIC NOTICE AND PUBLIC HEARING

WHEREAS, Louis Wagner has requested Council's approval to realign Old Ford Street, which presently bisects her property, to the southern property line; and

WHEREAS, said request requires an amendment the Official City Map of the City of Ogdensburg; and

WHEREAS, for environmental review, mapping of existing roads is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (17) and as such no further action is necessary regarding the same; and

NOW, THEREFORE, BE IT RESOLVED that the City Council shall hold a public hearing in the matter of this amendment to the Official City Map to be held in the City Council Chambers at City Hall, Ogdensburg, New York, on the 19th day of October, 2009, 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 setting forth the time and place of the hearing; and

BE IT FURTHER RESOLVED that in accordance with Section 29 of General City Law, the proposed amendments to the Official City Map be forwarded to the Planning Board for a report thereon.

The vote was:

CARRIED, AYES ALL

12. Councillor Powers moved a resolution to appoint independent auditors for the years 2009 to 2011, and Councillor Flynn seconded to wit:

RESOLUTION AUTHORIZING A CONTRACT
FOR AUDIT SERVICES FOR THE YEARS 2009-2011

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WHEREAS, the City Charter requires that the City have an independent annual audit, and

WHEREAS, The City Comptroller has solicited proposals for a three-year contract, for the years 2009-2011, and

WHEREAS, the firm of Pinto Mucenski Hooper VanHouse has met the requirements of the proposal,

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is authorized to enter into a contract with Pinto Mucenski Hooper VanHouse to perform the annual audit for the years 2009-2011 for the price of \$15,135. for 2009, \$15,285. for 2010 and \$15,430. for 2011.

The vote was:

CARRIED, AYES ALL

OLD BUSINESS

1. Councillor Morley stated that he was contacted by a City employee who fishes carp and is willing to volunteer his time to clean up the Diamond National shoreline if Council will open the area up for fishing. City Manager Arthur Sciorra stated we still need final approval from the Department of Environmental Conservation and the Department of Health before the public is allowed access.

2. Councillor Morley questioned why the City used an engineer from Horseheads, New York to review the Park Plaza project. Mr. Woods stated the engineer was familiar with the municipal reviews on storm water drainage.

3. Councillor Morley stated he received a complaint regarding a bill for water service repair. Kit Smith, Director of Public Works stated the City charges for time and materials. Mr. Smith also advised that the Rehab Department can help the homeowner pay through a long term agreement allowing installment payments.

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4. Councillor Morley questioned City Council's 2009 conference expenses. Councillor Sholette suggested Council stay at off-site hotels when attending conferences to save money. Mayor Nelson explained the conference price includes registration, conference materials, lodging and all meals.

5. Councillor Hannan suggested Council review the pool usage fees when working on the 2010 budget.

6. Councillor Powers asked if there has been any feedback from the NYS Department of Transportation regarding the Morris Street traffic problem. Mr. Sciorra stated that he was unable to get that information because the Police Chief was out ill today.

7. Councillor Sholette asked for an update on the Cheese Plant payment status. City Manager Arthur Sciorra stated we have just received two checks totaling \$110,000., but \$175,000. is still outstanding. Councillor Sholette asked if we have received any correspondence as to when the bill will be current. Mr. Sciorra stated the City Attorney has sent a letter and spoken with the owner.

8. Councillor Flynn said with winter approaching the City's no overnight street parking signs need to be replaced as they are fading.

NEW BUSINESS

1. Mayor Nelson congratulated City Manager Arthur Sciorra and Director of Planning and Development Justin Woods on last weekend's Planning and Development Summit, stating it was a great event that with over 300 people in attendance. Mayor Nelson also stated that it was good to hear positive comments about the City.

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2. Mayor Nelson stated he is unable to attend the October 13th City Council Meeting and only four Councillors will be present. Mayor Nelson suggested rescheduling the meeting to October 19th.

Councillor Hannan moved to reschedule the Tuesday, 10/13/09 City Council Meeting to Monday, 10/19/09 at 7:00 p.m. in City Council Chambers, and Councillor Morley seconded to wit:

The vote was:

CARRIED, AYES ALL

Mayor Nelson moved to reschedule the public hearing dates for resolutions #86 and #87 previously passed by Council, from Tuesday, 10/13/09 to Monday, 10/19/09 at 7:00 p.m. in City Council Chambers, and Councillor Flynn seconded to wit:

The vote was:

CARRIED, AYES ALL

Mayor Nelson moved to call for a Special City Council Meeting on Wednesday, 10/14/09 at 7:00 p.m. in City Council Chambers; and to reschedule the public hearing date for resolution #85, previously passed by Council, from Tuesday, 10/13/09 to Wednesday, 10/14/09, and Councillor Vaugh seconded the motion. Mayor Nelson also stated Council will act on resolution #85.

The vote was:

CARRIED, AYES ALL

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3. Councillor Morley stated years ago an ordinance was passed for the neighbors on the north side of Rensselaer Avenue, between Ford Avenue and New York Avenue, prohibiting parking. Councillor Morley asked if this could be changed back as those neighbors no longer live there. Mayor Nelson moved this to staff for their recommendation.

4. Councillor Powers asked Justin Woods Director of Planning and Development to use some of the summit ideas and create a process to toot our own horns. Councillor Powers suggested putting up “we support downtown” banners and “mighty Muskie” signs at the City entrances. Mr. Woods stated there will be a newsletter produced to capture the issues discussed at the Summit.

5. Councillor Powers asked Mr. Woods what he knew about the Directory of Small Businesses. Mr. Woods stated he knows that it came out in July.

6. Councillor Powers proposed staff check into a Community Services Block Grant in which the County Probation or Social Services Departments help citizens learn a trade and get back into the workforce. City Manager Arthur Sciorra said he will look into working with the County on this.

7. Councillor Sholette stated he has spoken with some landlords who have been purchasing dilapidated homes and working with the City’s Code Enforcement Office to repair these homes. Councillor Sholette said the landlords suggested the City promote landlords that keep their property nice and keep a “preferred landlord list”. Councillor Sholette asked if staff could make a recommendation for an incentive program for landlords. City Manager Arthur Sciorra advised that the state requires the three year rental inspections.

ITEMS FOR DISCUSSION

1. Open storage of inoperable and unregistered motor vehicles

Councillor Flynn moved to take Ordinance # 13 of 2009 off the table regarding an amendment to Section 221-38, entitled “Open Storage of Inoperative or Unregistered Motor Vehicles” of the Ogdensburg Municipal Code, and Councillor Morley seconded the motion.

The vote to bring off the table was:

AYES: Councillors Flynn, Hannan, Morley,
Powers and Sholette

NAYS: Mayor Nelson and Councillor Vaugh

APPROVED, 5 TO 2

ORDINANCE # 13 OF 2009
ORDINANCE AMENDING CHAPTER 221 ENTITLED “ZONING”
OF THE CITY OF OGDENSBURG MUNICIPAL CODE

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

WHEREAS, The City of Ogdensburg Planning Board reviewed §221-38 Open storage of inoperative or unregistered motor vehicles and concluded with the recommendation that the City should follow the state’s law and allow the storage of one unregistered/unlicensed vehicle; and

WHEREAS, ‘New York Property Maintenance Code 302.8 Motor Vehicles’ prohibits a vehicle at any time to be in a state of major disassembly, disrepair or in the process of being stripped or dismantled; and

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WHEREAS, the City of Ogdensburg Code §221-37B(4) states that the storage of personal recreational vehicles are exempt from all permit requirements; and

WHEREAS, The City of Ogdensburg Code §189-1.1. 'Placement of materials between sidewalks and curbs or on streets, highways or public places.' prohibits the placement of unregistered motor vehicles, temporarily or otherwise, to be placed between the sidewalk and the curb or on any City right-of-way where there is no sidewalk; and

WHEREAS, there has been confusion and debates over a resident's ability to store an unregistered vehicle on their personal property under the existing wording of §221-38 Open storage of inoperative or unregistered motor vehicles; and

SECTION ONE:

That Chapter 221, ZONING, §221-38 entitled "Open Storage of Inoperative or Unregistered Motor Vehicles" is hereby **deleted** and **replaced** with the following:

"Except as otherwise provided for in Statute or City Regulations, open storage of two or more inoperative or unlicensed motor vehicles shall not be parked, kept or stored on any premises. Storage of a single unregistered motor vehicle shall be permitted in all residential districts provided that its body is completely covered by a fitted cover or tarp in good repair that is securable to the vehicle and free of foreign objects placed upon the cover."

SECTION TWO:

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

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The vote was:

AYES: Councillors Flynn, Hannan, Morley,
Powers and Sholette

NAYS: Mayor Nelson and Councillor Vaughn

APPROVED, 5 TO 2

2. Visitor Center – Additional Parking Area on Riverside Avenue between Isabella and State Streets

Kit Smith, Director of Public Works reviewed the cost estimates to build an additional parking lot next to the Visitors Center on Riverside Avenue.

After much discussion amongst Council, there was a consensus of Council to move forward with this project at a cost of \$13,715.50.

On a motion duly made and seconded, the meeting was adjourned.