

CITY COUNCIL MEETING

November 24, 2014

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

PRESENT: Mayor Nelson, Councillors Ashley, Hosmer, Mitchell, Morley, Skamperle and Stevenson

ABSENT: None

PRESENTATION

1. Brian Bujnowski of NCC Systems addressed Council regarding surveillance cameras in the Greenbelt. (A copy of his presentation material follows these minutes.)

2. Vollunder (Wally) Thorbjornsson, CEO of CP Rentals, Carleton Place, Ontario, and Richard Peskett, owner of Siloki Centre in Smith Falls, Ontario, addressed Council regarding the Newell Building. Mr. Thorbjornsson and Mr. Peskett proposed purchasing the Newell Building and creating a family entertainment complex. Mr. Thorbjornsson and Mr. Peskett said the complex would offer laser tag, rock climbing and a paintball range. There was a consensus of Council to create a Council Economic Development Committee made up of three Councillors to review the proposal with City staff in more detail.

Mayor Nelson said there was a need for Executive Session to discuss a personnel matter and property acquisition, and Councillor Morley seconded the motion.

The vote was:

CARRIED, AYES ALL

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Upon returning from Executive Session, all members of Council were still present.

PROCLAMATION

1. Mayor Nelson made a proclamation declaring December 1-5, 2014 as Employee Learning Week in the City of Ogdensburg.

PUBLIC HEARING

1. A public hearing to sell City-owned property located at 1328 Ford Street was held. No one being present to speak, the hearing was declared closed.

2. A public hearing to authorize a property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c was held. No one being present to speak, the hearing was declared closed.

3. A public hearing with regard to an amendment to the Ogdensburg Municipal Code Chapter 206, entitled "Trees" was held.

Doug Loffler, 311 Paddock Street, said the City planted 1,400 trees in the City from 1978 to 1988 and the City wasn't responsible for maintaining or trimming those trees.

No one else being present to speak, the hearing was declared closed.

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #20-2014 in the amount of \$386,773.87 and Library Fund Warrant #20-2014 in the amount of \$20,147.41 and Capital Fund Warrant #20-2014 in the amount of \$307,264.53 and Community Development Fund Warrant #20-2014 in the amount of \$0.00 and Community Renewal Fund Warrant #20-2014 in the amount of \$17,392.50 and NSP Funds Warrant #20-2014 in the amount of \$0.00 as audited, be and the same are ordered paid and Councillor Ashley seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Councillor Stevenson moved a resolution authorizing the City Manager to sell City-owned property, a 25' x 100' vacant lot (Tax Map #48.064-2-28) located at 1328 Ford Street, subject to City Attorney's review and approval of sale documents, and Councillor Skamperle seconded to wit:

**RESOLUTION TO APPROVE THE SALE OF A 25' x 100' LOT
LOCATED AT 1328 FORD STREET TO NAVED QUDSI**

WHEREAS, Naved Qudsi has made a purchase offer for City-owned property identified as Tax Map No. 48.064-2-28, a 25' x 100' vacant lot located at 1328 Ford Street, 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:

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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, Naved Qudsi has agreed to combine this parcel with his existing parcel located at 1322 Ford Street and the deed filed with the St. Lawrence County Clerk; and

WHEREAS, this parcel will be transferred by Quit Claim Deed, as-is, with no warranties; and

WHEREAS the appraised value of this vacant lot is \$1,000.00; 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 a 25' x 100' vacant lot located at 1328 Ford Street, to Naved Qudsi for \$ 1,200., subject to City Attorney's review and approval of sales documents.

Councillor Hosmer asked if Mr. Qudsi was the only bidder, and City Manager John Pinkerton said yes.

The vote was:

CARRIED, AYES ALL

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2. Mayor Nelson moved a local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c, and Councillor Morley seconded to wit:

Local Law No.2 of the year 2014

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 1/1/2015 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 1/1/2015 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

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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.

City Comptroller Philip Cosmo provided Council with a copy of the form filed with the New York State Comptroller's Office if the tax cap levy passes and explained the process in detail. (A copy of the form follows these minutes.)

Councillor Stevenson said there are stipulations of the property tax freeze credit mandating that the tax cap levy would need to be repealed for residents to qualify next year. Mr. Cosmo confirmed Council would need to rescind the legislation sometime in January 2015 for people to be eligible for that credit.

Councillor Morley asked if Council will have another opportunity to pass the tax cap levy if it does not pass tonight. City Manager John Pinkerton explained it must be approved before the budget is passed.

The vote was:

AYES: Mayor Nelson, Councillors Ashley and Mitchell

NAYS: Councillors Hosmer, Morley, Skamperle and Stevenson

DEFEATED, 4 TO 3

3. Mayor Nelson moved an ordinance to amend the Ogdensburg Municipal Code, Chapter 206 entitled "Trees", and Councillor Morley seconded to wit:

ORDINANCE # 17 OF 2014 AMENDING
THE MUNICIPAL 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 Chapter 206, entitled "Trees" of the Code of the City of Ogdensburg, is hereby deleted in its entirety and replaced with the following:

CHAPTER 206 - TREES

§260-1 Purpose

To establish rules and regulations governing tree planting, maintenance and removal within the public right-of-way, public facilities and parks.

§260-2 Definitions

"Street trees" are herein defined as trees and all other woody vegetation on land within the City right-of-way on either side of all streets, avenues, or ways within the City.

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"Park Trees" are herein defined as trees and all other woody vegetation in public parks having individual names, and all areas owned by the City, or to which the public has free access as a park.

"Person" is herein defined as any corporation, firm, partnership, association, trust, estate, one (1) or more individuals and any unit of government or agency or subdivision thereof, except for a city agency.

"Tree Commission" is herein defined as a seven volunteer board, appointed by the Mayor and City Council, in charge of the City's comprehensive tree program.

§260-3 City Forester

A. The office of the City Forester is hereby established in the Department of Parks and Recreation and is assumed by the Director of the Parks and Recreation Department as per AR.49F of the City Code.

B. The City Forester, in consultation with the Department of Public Works, shall have the authority to implement and enforce the provisions of this chapter.

C. In furtherance of the purposes of this chapter, in consultation with the City Forester in consultation with the Ogdensburg Tree Commission, shall have the authority to recommend rules and regulations regarding arboricultural specifications and standards of practice and such additional rules and regulations determined as necessary. These regulations shall govern the planting, maintenance, removal, pruning and protection of trees on public streets, parks or other city property.

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§260-4 Planting, maintenance and removal regulations.

A. It is the responsibility of the City Forester and appropriate staff to determine if trees on city right-of-way property and city-owned property are hazardous to life and property or harbor insects and disease to be removed from such property. If replacement is recommended by the City Forester, the city shall replace the tree within two years of removal.

B. Wherever it is necessary to remove a tree from a public right-of-way in connection with sidewalk creation or maintenance or the paving or widening of a street, the city or responsible agency or person shall replant such tree or replace it with an appropriate tree from a recommended tree list. If conditions prevent planting in the right-of-way, this requirement may be satisfied by planting on the adjoining property if the property owner agrees.

C. Requests from private citizens that new street trees be planted near their property shall be accommodated in accordance with planting priorities set by the City Forester in consultation with the Ogdensburg Tree Commission and the Department of Public Works.

D. Specifications governing tree species, size, spacing and method and location of planting shall be approved by the City Forester. Inspection of the trees by the City Forester or his/her designee shall be carried out, whenever possible, prior to planting in order to ensure tree health and quality.

E. Pruning of trees located within the city right-of-way shall be sole responsibility of the City, except for branches extending upward into overhead utilities which will be the responsibility of the utility company.

§260-5 Recommended Tree Species

The following list constitutes the official recommended tree species for trees planted within the municipal boundary:

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Small Trees (less than 30') – Best suited for location with overhead utilities.
List adapted from Urban Horticulture Institute, Cornell University

- *Amelanchier* spp. (*A. arborea*, *A. canadensis*, *A. laevis*, and *A. x grandiflora*) Serviceberry Species and Hybrids, Tree Forms
- *Carpinus caroliniana* Ironwood, Musclewood, or American Hornbeam
- *Cercis canadensis* Eastern Redbud
- *Cornus mas* Corneliancherry Dogwood
- *Cotinus obovatus* American Smoketree
- *Crataegus crus-galli* var. *inermis* Thornless Cockspur Hawthorn
- *Crataegus phaenopyrum* Washington Hawthorn
- *Crataegus punctata* var. *inermis* 'Ohio Pioneer' Ohio Pioneer Dotted Hawthorn
- *Crataegus viridis* 'Winter King' Winter King Hawthorn
- *Koelreuteria paniculata* Goldenraintree
- *Liquidambar styraciflua* 'Clydesform' Emerald Sentinel® Sweetgum
- *Malus* spp. Flowering Crabapple
- *Parrotia persica* Persian Parrotia
- *Prunus* 'Accolade' (*P. sargentii* x *P. subhirtella*) Accolade Flowering Cherry
- *Prunus* 'Snow Goose' Snow Goose Cherry
- *Prunus virginiana* 'Canada Red Select' Canada Red Chokecherry
- *Pyrus betulaefolia* 'Southworth' and *P. calleryana* x *P. betulaefolia* 'Edgedell' Dancer™ Ornamental Birchleaf Pear and Edgewood™ Callery Pear
- *Pyrus calleryana* 'Jaczam', 'Jilzam', 'Valzam', and 'Cleprizam' Jack™, Jill™, Valiant®, and Cleveland Pride® Callery Pears
- *Pyrus fauriei* 'Westwood' Korean Sun™ Pear

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- *Pyrus ussuriensis* 'Mountain Frost' and 'MorDak' 'Mountain Frost' and Prairie Gem™ Ussurian Pears
- *Robinia pseudoacacia* 'Globe' (or 'Inermis') and 'Bessoniana' Globe and Bessoniana Black Locust
- *Sorbus intermedia* Swedish Mountainash
- *Sorbus x hybrida* and *Sorbus x thuringiaca* (these hybrids of *S. aria* x *S. aucuparia* are virtually the same plant and therefore readily confused in the trade) Oak-Leaf Mountainash
- *Syringa reticulata* Japanese Tree Lilac
- *Tilia cordata* 'Halka' Summer Sprite® Littleleaf Linden
- *Viburnum sieboldii* Siebold Viburnum
- *Zelkova serrata* 'Schmidtlow' Wireless® Japanese Zelkova

Medium to Large Trees (greater than 30') – Not suitable for planting zones with overhead utilities. *List adapted from Urban Horticulture Institute, Cornell University*

- *Aesculus x carnea* (*A. hippocastanum* x *A. pavia*) Red Horsechestnut
- *Alnus glutinosa* European Alder or Black Alder
- *Betula nigra* 'Cully' and 'BNMTF' Heritage® and Dura-Heat™ River Birch
- *Betula populifolia* 'Whitespire Sr.' (cultivar formerly listed as *Betula platyphylla* var. *japonica*, Asian White Birch) Whitespire Sr. Gray Birch
- *Carpinus betulus* European Hornbeam
- *Catalpa speciosa* Northern Catalpa
- *Celtis laevigata* Sugar Hackberry, Southern or Mississippi Hackberry
- *Celtis occidentalis* Common Hackberry
- *Cercidiphyllum japonicum* Katsura Tree
- *Cladrastis kentukea* Yellowwood
- *Corylus colurna* Turkish Filbert

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- *Ginkgo biloba* Ginkgo, sometimes called Maidenhair Tree
- *Gleditsia triacanthos var. inermis* Thornless Common Honeylocust
- *Gymnocladus dioicus* Kentucky Coffeetree
- *Liquidambar styraciflua* American Sweetgum
- *Liriodendron tulipifera* Tuliptree or Tulip Poplar
- *Maclura pomifera var. inermis* (male) Osage Orange
- *Metasequoia glyptostroboides* Dawn Redwood
- *Nyssa sylvatica* Black Tupelo, also known as Sour Gum or Black Gum
- *Ostrya virginiana* American Hophornbeam (also known as Ironwood, but should not be confused with *Carpinus caroliniana*, which is more commonly called Ironwood)
- *Phellodendron amurense* Amur Corktree
- *Platanus x acerifolia* London Planetree
- *Prunus sargentii* Sargent Cherry
- *Pyrus calleryana* Callery Pear
- *Quercus acutissima* Sawtooth Oak
- *Quercus bicolor* Swamp White Oak
- *Quercus coccinea* Scarlet Oak
- *Quercus imbricaria* Shingle Oak
- *Quercus macrocarpa* Bur Oak or Mossycup Oak
- *Quercus muehlenbergii* Chinkapin Oak, sometimes called Yellow Chestnut Oak
- *Quercus palustris* Pin Oak
- *Quercus phellos* Willow Oak
- *Quercus robur* English Oak
- *Quercus rubra* Northern Red Oak
- *Quercus shumardii* Shumard Oak
- *Robinia pseudoacacia* Black Locust

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- *Sorbus alnifolia* Korean Mountainash
- *Styphnolobium japonicum* (*Sophora japonica*) Japanese Pagodatree or Scholar-tree
- *Taxodium distichum* Common Baldcypress
- *Tilia americana* Basswood
- *Tilia cordata* Littleleaf Linden
- *Tilia x euchlora* (*T. cordata* x *T. dasystyla*) Crimean Linden
- *Tilia tomentosa* Silver Linden
- *Ulmus americana* American Elm Cultivars
- *Ulmus x species* Elm Hybrids
- *Ulmus parvifolia* Chinese Elm or Lacebark Elm
- *Zelkova serrata* Japanese Zelkova

For additional information on recommended tree species refer to the City's Tree Inventory and Management Plan.

§260-6 Recommended Listing of Trees to Plant

No species other than those included on this list shall be planted as street trees without written authorization of the City Forester in consultation with the Ogdensburg Tree Commission.

§260-7 Obstruction of streets

A. It shall be the duty of City Staff to ensure that trees on right-of-way property are pruned in a manner that will not obstruct free passage of pedestrians on sidewalks. When trees are interfering with utility wires, it is the obligation of the appropriate utility company to correct the situation.

§260-8 Emergency work

This chapter shall not govern any emergency activity immediately necessary to protect life, safety or property or to maintain access to any property. Any such activity shall incorporate reasonable efforts to protect trees and shrubs on city property from unnecessary damage.

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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.

Councillor Morley said the City should not designate a forester. Councillor Stevenson explained it is a grant requirement. City Manager John Pinkerton said the forester works with the Tree Commission.

Councillor Morley said he wants the Maple tree added as an acceptable tree, and Councillors Ashley and Skamperle agreed. Mr. Pinkerton explained 40% of the trees in the City are Maple trees and it was recommended we diversify. Councillor Stevenson said the City could diversify and limit tree species when trees are purchased. Councillor Morley moved to add all types of Maple trees to the list of medium to large trees, and Councillor Skamperle seconded the motion.

The vote to amend the ordinance was:

CARRIED, AYES ALL

Councillor Stevenson said the City should only maintain the trees over the right of way, and Councillor Skamperle agreed. Councillor Skamperle suggested Chapter 260-4(E) be amended to specifically designate the area to be maintained. Councillor Skamperle said he believes maintenance of the trees should be a shared responsibility between the homeowner and the City.

Councillor Stevenson moved to amend Chapter 260-4(E) to include “pruning of trees located in the City right-of-way shall be the responsibility of the City, overhanging the sidewalk right-of-way up to ten (10) feet in elevation, except for branches extending upward into overhead utilities which will be the responsibility of the utility company”, and Councillor Hosmer seconded the motion.

The vote to amend the ordinance was:

CARRIED, AYES ALL

The ordinance as amended now read:

ORDINANCE # 17 OF 2014 AMENDING
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“Tree Commission” is herein defined as a seven volunteer board, appointed by the Mayor and City Council, in charge of the City’s comprehensive tree program.

§260-3 City Forester

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B. The City Forester, in consultation with the Department of Public Works, shall have the authority to implement and enforce the provisions of this chapter.

C. In furtherance of the purposes of this chapter, in consultation with the City Forester in consultation with the Ogdensburg Tree Commission, shall have the authority to recommend rules and regulations regarding arboricultural specifications and standards of practice and such additional rules and regulations determined as necessary. These regulations shall govern the planting, maintenance, removal, pruning and protection of trees on public streets, parks or other city property.

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- Crataegus crus-galli var. inermis Thornless Cockspur Hawthorn

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- *Crataegus phaenopyrum* Washington Hawthorn
- *Crataegus punctata* var. *inermis* 'Ohio Pioneer' Ohio Pioneer Dotted Hawthorn
- *Crataegus viridis* 'Winter King' Winter King Hawthorn
- *Koelreuteria paniculata* Goldenraintree
- *Liquidambar styraciflua* 'Clydesform' Emerald Sentinel® Sweetgum
- *Malus* spp. Flowering Crabapple
- Maple (*all varieties*)
- *Parrotia persica* Persian Parrotia
- *Prunus* 'Accolade' (*P. sargentii* x *P. subhirtella*) Accolade Flowering Cherry
- *Prunus* 'Snow Goose' Snow Goose Cherry
- *Prunus virginiana* 'Canada Red Select' Canada Red Chokecherry
- *Pyrus betulaefolia* 'Southworth' and *P. calleryana* x *P. betulaefolia* 'Edgedell' Dancer™ Ornamental Birchleaf Pear and Edgewood™ Callery Pear
- *Pyrus calleryana* 'Jaczam', 'Jilzam', 'Valzam', and 'Cleprizam' Jack™, Jill™, Valiant®, and Cleveland Pride® Callery Pears
- *Pyrus fauriei* 'Westwood' Korean Sun™ Pear
- *Pyrus ussuriensis* 'Mountain Frost' and 'MorDak' 'Mountain Frost' and Prairie Gem™ Ussurian Pears
- *Robinia pseudoacacia* 'Globe' (or 'Inermis') and 'Bessoniana' Globe and Bessoniana Black Locust
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- *Phellodendron amurense* Amur Corktree
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- *Tilia x euchlora* (*T. cordata* x *T. dasystyla*) Crimean Linden
- *Tilia tomentosa* Silver Linden
- *Ulmus americana* American Elm Cultivars
- *Ulmus x species* Elm Hybrids
- *Ulmus parvifolia* Chinese Elm or Lacebark Elm
- *Zelkova serrata* Japanese Zelkova

For additional information on recommended tree species refer to the City's Tree Inventory and Management Plan.

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§260-8 Emergency work

This chapter shall not govern any emergency activity immediately necessary to protect life, safety or property or to maintain access to any property. Any such activity shall incorporate reasonable efforts to protect trees and shrubs on city property from unnecessary damage.

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.

The vote on the amended ordinance was:

CARRIED, AYES ALL

4. Mayor Nelson moved a resolution to establish the Ogdensburg Journal as the official newspaper for the City of Ogdensburg for 2015, and Councillor Stevenson seconded to wit:

RESOLUTION DESIGNATING THE
2015 OFFICIAL NEWSPAPER

BE IT RESOLVED, that the official newspaper for the City of Ogdensburg for 2015 shall be the Ogdensburg Journal.

Councillor Morley suggested the Watertown Daily Times as a co-official newspaper for the City because the Ogdensburg Journal is only printed three times per week. There was no consensus for the Watertown Times to be a co-official newspaper.

The vote was:

AYES: Mayor Nelson, Councillors Ashley, Hosmer,
Mitchell, Skamperle and Stevenson

NAYS: Councillor Morley

CARRIED, 6 TO 1

5. Councillor Ashley moved a resolution designating the official City bank depositories for 2015, and Councillor Mitchell seconded to wit:

RESOLUTION DESIGNATING THE
2015 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 NYCLASS through Public Trust Advisors, LLC be designated as official depositories of City Funds for 2015.

The vote was:

CARRIED, AYES ALL

6. Councillor Morley moved a resolution designating the 2015 City Council Meeting Dates, and Councillor Stevenson seconded to wit:

2015 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 dates of these meetings are listed below:

January	12, 26
February	9, 23
March	9, 23
April	13, 27
May	11, 26
June	15, 29
July	13
August	10
September	14, 28
October	13, 26
November	9, 23
December	7, 14

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.

The vote was:

CARRIED, AYES ALL

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7. Mayor Nelson moved a resolution authorizing the City Manager to enter into a contract with Lupini Construction, Inc. for the Water Storage Vault Crack Repairs Project at the Water Filtration Plant, 600 Ogden Street, for a sum not to exceed \$92,000, and Councillor Hosmer seconded to wit:

RESOLUTION AUTHORIZING AWARD OF
CONTRACT FOR THE WATER STORAGE VAULT CRACK REPAIRS
PROJECT AT THE WATER FILTERING PLANT

WHEREAS, bids have been solicited and received for the Water Vault Crack Repairs Project at the Water Filtering Plant at 600 Ogden Street; and

WHEREAS, the City's Consulting Engineer, Tisdell Associates has evaluated the bids received and recommended the contract be awarded to the lowest bidder; and

WHEREAS, the lowest bidder has agreed to hold to his bid price as submitted, for the contract to be performed and completed in the spring of 2015 provided a contract to that effect is offered.

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 \$92,000.00, on behalf of the City; and

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>	<u>CONTINGENCY</u>
Lupini Construction, Inc. 6081 Trenton Road Utica, NY 13502	\$87,700.00	\$4,300.00

BE IT FURTHER RESOLVED that the funds to pay for this contract will come from following source:

Water Fund-Capital Construction F8340.330 \$92,000.

The vote was:

CARRIED, AYES ALL

8. Mayor Nelson moved a resolution to appoint three City Councillors to serve on the Executive Compensation Committee, for the remainder of 2014, and Councillor Skamperle seconded to wit:

RESOLUTION TO APPOINT THE 2014
EXECUTIVE COMPENSATION COMMITTEE

WHEREAS, the Administrative Regulations Section 9(A)(2)(C) of the Code of the City of Ogdensburg requires that the Executive Compensation Committee consisting of three Council members shall be appointed by the Mayor and Council, for one-year terms, at each January 1 reorganizational meeting; and

WHEREAS, the 2014 Executive Compensation Committee erroneously was not appointed; and

NOW, THEREFORE, BE IT RESOLVED, that Councillors Morley, Ashley and Stevenson are hereby appointed to serve on the Executive Compensation Committee for the remainder of 2014.

The vote was:

CARRIED, AYES ALL

9. Councillor Skamperle moved a resolution authorizing the City Manager to submit a Brownfield Cleanup Grant application in the amount of \$200,000 to the U.S. Environmental Protection Agency for the former St. Joseph's property, and Councillor Stevenson seconded to wit:

RESOLUTION AUTHORIZING THE CITY MANAGER TO
SUBMIT BROWNFIELD CLEANUP GRANT APPLICATION
TO THE U.S. ENVIRONMENTAL
PROTECTION AGENCY

WHEREAS, the City of Ogdensburg desires to remove hazardous substances from the former St. Joseph's Nursing Home property located at 420 Lafayette Street, a site that has known asbestos containing material (ACM) both friable and non-friable in nature; and

WHEREAS, the U.S. Environmental Protection Agency has issued a notification of funding availability under the Brownfield Cleanup Grant application where removal of said hazardous substances including ACM's is an eligible cost; and

WHEREAS, the City of Ogdensburg has an estimate to remove all ACM at this property for \$250,000; and

WHEREAS, Ogdensburg can apply for the maximum amount of \$200,000 from the EPA toward achieving this goal; and

WHEREAS, the City's 20% match (\$40,000) will consist of in-kind staff services, general fund appropriations, and grant funding which will also satisfy the \$10,000 gap funding; and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same;

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NOW, THEREFORE, BE IT RESOLVED that the City Manager is hereby authorized and directed to submit a Brownfield Cleanup Grant application in the amount of \$200,000 to the U.S. Environmental Protection Agency for the former St. Joseph's property and, upon approval of said request, to enter into and execute a project agreement with U.S. Environmental Protection Agency.

The vote was:

CARRIED, AYES ALL

10. Mayor Nelson moved a resolution in support of Cape Air providing EAS services to the Ogdensburg International Airport, and Councillor Stevenson seconded to wit:

RESOLUTION IN SUPPORT
OF CAPE AIR SERVICE PROPOSAL

WHEREAS, the United States Department of Transportation has solicited proposals for Essential Air Service to the City of Ogdensburg and the North Country, and

WHEREAS, the community has judged Cape Air as the best airline to satisfy the air travel needs of the greater Ogdensburg area, and

WHEREAS, Cape Air will provide EAS service to Albany as the primary hub, and scheduled service to Boston, and

WHEREAS, Cape Air has provided exceptional service to the community as our EAS provider over the past six years, with high customer satisfaction, exceptional on time flight ratings, increased ridership, and tremendous community involvement, and

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NOW THEREFORE, BE IT RESOLVED, that the City Council of the City of Ogdensburg hereby supports Cape Air for a reselection term of 4 years as the provider for Essential Air Service for Ogdensburg and the North Country, and

BE IT FURTHER RESOLVED, that the City Clerk forward copies of this resolution to the Chairman of the OBPA, Mr. Michael Martin (USDOT), Mr. Todd Homan (USDOT), Congressman Bill Owens, Congresswoman-elect, Elise Stefanik, Senator Charles Schumer, and Senator Kirsten Gillibrand.

The vote was:

CARRIED, AYES ALL

OLD BUSINESS

1. Councillor Morley explained he will not support spending \$25,000 for security cameras in City parks when only \$1,500 worth of damage was done, and Councillor Ashley agreed. Councillor Morley said installing cameras in public parks is spying on citizens. Councillor Stevenson said Council should consider the security cameras because it supplements the police department.

Councillor Hosmer asked if we solicited proposals. Mr. Pinkerton said City staff had asked questions about security cameras, and NCC Systems offered to prepare a demonstration for Council.

ITEMS FOR DISCUSSION

1. City Manager John Pinkerton asked for three members of Council to serve on a Council Economic Development Commission to review business proposals with City staff in more detail. Mayor Nelson moved to appoint Councillors Hosmer, Mitchell and Skamperle to the Council Economic Development Committee, and Councillor Stevenson seconded the motion.

The vote was:

CARRIED, AYES ALL

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