

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

PRESENT: Mayor Ashley, Councillors Davis, Mitchell,
Morley, Price, Skamperle and Stevenson

ABSENT: None

PRESENTATION

1. City Manager Sarah Purdy made a presentation to Council regarding the recent history of personnel and fringe benefit costs and upcoming projections. (A copy of the presentation material follows these minutes.) Ms. Purdy also reviewed the recent Moody's report with Council.

PUBLIC HEARING

1. A public hearing regarding an amendment to the Ogdensburg Municipal Code, Chapter 181 entitled "Solid Waste" was held.

Patricia Amo, 1801 Jay Street, suggested the local prison inmates assist with labor needs in the City to help save money and maintain services. City Manager Sarah Purdy said she was advised last year that was not an option because of liability issues, but she will check into it again. No one else being present to speak, the hearing was declared closed.

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

The vote to adjourn to Executive Session was:

CARRIED, AYES ALL

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

PERSONAL APPEARANCE

1. Wayne Ladouceur thanked the citizens of Ogdensburg, City Manager Sarah Purdy, Mayor Ashley and City Council members for honoring his family's recent induction into the Baseball Hall of Fame. Mr. Ladouceur said a 4' x 6' plaque is on display at the Dobisky Visitor's Center.

CONSENT AGENDA

Mayor Ashley moved that the claims as enumerated in General Fund Warrant #11-2017 in the amount of \$1,062,368.23 and Library Fund Warrant #11-2017 in the amount of \$23,031.73 and Capital Fund Warrant #11-2017 in the amount of \$33,226.72 and Community Development Fund Warrant #11-2017 in the amount of \$1,393.89 and Community Renewal Fund Warrant #11-2017 in the amount of \$0.00 as audited, be and the same are ordered paid and Councillor Stevenson seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Councillor Morley moved an ordinance to amend Chapter 181 entitled "Solid Waste", Article I entitled "Seasonal Cleanup" of the Code of the City of Ogdensburg, and Councillor Mitchell seconded to wit:

ORDINANCE # 13 - 2017
AN ORDINANCE AMENDING CHAPTER 181 ENTITLED SOLID WASTE,
OF 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 181 entitled “Solid Waste”, Article I entitled “Spring Seasonal Cleanup”, is hereby deleted in its entirety and replaced with the following:

ARTICLE I
Seasonal Cleanup

§ 181-1. Collection of yard waste.

The following policy shall be established by the City Council for the collection of yard waste:

- A. A spring and fall cleanup for yard waste shall be completed by the Department of Public Works (DPW) on an annual basis. The Director of Public Works shall ensure that the dates for the cleanups are publicized in advance and done on an area-by-area basis.

In the spring, yard waste may be placed on the home owners’ property between the edge of the street and the sidewalk or along the edge of the street if no sidewalk exists as soon as weather permits. It is prohibited to place yard waste in the street. Collection will start no later than May 1 of each year and will run through the beginning of the regularly scheduled collection dates. There will be no penalties for putting out yard waste early during this cleanup cycle.

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The fall cleanup will commence with the completion of the last scheduled pickup in late October. As with the spring cleanup, yard waste may be placed between the edge of the street and the sidewalk or along the edge of the street if no sidewalk exists on the home owners' property. It is prohibited to place yard waste in the street. DPW will continue the fall collection process until late November or until weather no longer permits.

Storm related debris will be picked up by the City's DPW on an on-call basis. City residents can contact DPW during regular business hours to schedule a pickup.

Free, year-around drop off of yard waste is available to all City residents at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days.

B. "Yard waste" shall be defined as:

- (1) Leaves
- (2) Brush
- (3) Small branches, sticks and twigs cut to manageable sizes.
- (4) Tree limbs and small trees less than six (6) inches in diameter. They must be cut into sections less than six (6) feet in length.

Note: Larger trees and limbs taken down by the home owner or a contractor may be dropped off at no charge at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days or on an on-call basis. The City will not pick up trees taken down by a contractor.

C. Scheduled Yard Waste Collection Process

- (1) Scheduled collections will commence on or about June 1 of each year. The schedule for the season will be publicized in advance and followed without exception.

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- (2) The scheduled pickup week and day will correspond to the ward number. For example, the first ward will be picked up on the first Monday of the month; the second ward will be picked up the second Monday of the month, etc. The Proctor Avenue area will be picked up with the first ward.
- (3) Yard waste shall be placed on the home owners' property at the street's edge, between the street and sidewalk, if a sidewalk exists, no sooner than the Saturday just before the scheduled pick up date.
- (4) Lanes and alleys will be treated the same as a street.
- (5) Placing items out early, once spring cleanup has been completed, is prohibited.
- (6) Placing items in the street is prohibited by State and local code.
- (7) Placing items in contact with stationary objects like trees, poles and fences is prohibited.
- (8) Piles or materials must not block fire hydrants.
- (9) Prohibited materials include:
 - (a) Debris from tree removal or land clearing performed by the home owner or a contractor.
 - (b) Oversized limbs and trees greater than six (6) inches in diameter.
 - (c) Pet waste
 - (d) Construction and Demolition Debris (C&D). This includes lumber, pallets, rock, stone, brick, concrete and any other building supplies.
 - (e) Trash, furniture, tires, recyclables and any other items defined by the NYS DEC as solid waste.
 - (f) Absolutely no bags or containers of any kind.

Note: Larger trees and limbs taken down by the home owner or a contractor may be dropped off at no charge at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days or on an on-call basis. The City will not pick up trees taken down by a contractor.

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D. Prohibited materials, prohibited activities clearly identified in this section and other solid waste left at curbside and for which a complaint has been filed by a neighbor or a city official shall be subject to enforcement as a violation of the City or State Housing Code. After due notice to the property owner, the DPW may be assigned to perform such pickup at full cost to the property owner. Such cost shall include city labor, equipment, applicable tipping fee and fines as defined in City code later in this chapter.

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 funding this service will only result in a minimal increase in taxes, and it should have been left in the budget. Councillor Stevenson said Council eliminated this service in the Fall to reduce an increase in taxes and questioned how the City will pay for the service if restored. Councillor Stevenson suggested the landfill be opened on the weekends and Council revisit the issue at budget time. Councillor Stevenson said if funding were available she would certainly support restoring the service to the community.

Councillor Mitchell said he still questions the figure provided for the cost of this service, and the City failed in communicating the change to residents. Councillor Mitchell said a great deal of time and effort has been spent surveying the City for violations, sending out letters and notices and issuing fines. Councillor Price said Council heard from Department of Public Works workers, citizens and Public Works Director Scott Thornhill at the last meeting, and we would need to give something up to restore the brush pickup service. Councillor Price said there needs to be a community effort in the City, and we need to commit to our budget decision. Councillor Skamperle agreed with Councillor Mitchell and Councillor Morley and said he intends to support the change. Councillor Davis recommended Council give it some time for residents to adapt to the change and open the landfill on Saturdays. Councillor Davis said he will not support the change because the funding does not exist to pay for it. Mayor Ashley said there has been a lack of communication since the policy was adopted, and many of our elderly residents simply cannot get their brush to the landfill.

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The vote was:

YAYS: Mayor Ashley, Councillors Mitchell, Morley and Skamperle

NAYS: Councillors Davis, Price and Stevenson

CARRIED, 4 TO 3

2. Councillor Skamperle moved a resolution introducing an ordinance and providing for public notice and public hearing with regard to the sale of City-owned property (surplus City-owned property known as *the northern most (approximately) 30' x 171' portion of paper Old Lisbon Street*), and Councillor Price seconded to wit:

RESOLUTION OF CITY COUNCIL INTRODUCING AN ORDINANCE
AND PROVIDING FOR PUBLIC NOTICE
AND PUBLIC HEARING

BE IT RESOLVED, that Ordinance No. 13 entitled "An Ordinance to Offer for Sale at Public Auction City-Owned Property " 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 10th day of July, 2017, 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.

Mayor Ashley asked if the price was different when this resolution was initially presented to Council. City Manager Sarah Purdy said the fees were not initially included, and we are simply correcting that error now.

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The vote was:

CARRIED, AYES ALL

3. Councillor Stevenson moved a resolution to approve the issuance of a Tax Anticipation Note (TAN) to cover cash flow needs for the City, and Councillor Morley seconded to wit:

TAX ANTICIPATION NOTE RESOLUTION DATED JUNE 26, 2017.
A RESOLUTION DELEGATING TO THE COMPTROLLER OF THE CITY OF
OGDENSBURG, ST. LAWRENCE COUNTY, NEW YORK, THE POWER TO
AUTHORIZE THE ISSUANCE OF AND TO SELL NOT EXCEEDING
\$2,000,000 TAX ANTICIPATION NOTES OF SAID CITY IN ANTICIPATION
OF THE COLLECTION OF TAXES LEVIED OR TO BE LEVIED FOR THE
FISCAL YEAR OF SAID CITY WHICH COMMENCED JANUARY 1, 2017.

BE IT RESOLVED, by the Council of the City of Ogdensburg, St. Lawrence County, New York, as follows:

Section 1. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell not exceeding \$2,000,000 tax anticipation notes of the City of Ogdensburg, St. Lawrence County, New York, including renewals thereof, in anticipation of the collection of taxes levied or to be levied for the fiscal year of said City which commenced January 1, 2017, is hereby delegated to the Comptroller. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Comptroller, consistent with the provisions of the Local Finance Law.

Section 2. This Resolution shall take effect immediately.

The vote was:

CARRIED, AYES ALL

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4. Councillor Price moved a resolution calling for a public hearing to seek public comments on the City of Ogdensburg's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year, and Councillor Skamperle seconded to wit:

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

WHEREAS, to expedite repairs and the construction of shoreline stabilization projects, Governor Cuomo declared a disaster emergency on May 2, 2017 in eight (8) counties, including St. Lawrence, impacted by spring flooding along the Lake Ontario Coastline; and

WHEREAS, New York State Homes and Community Renewal will make available up to \$10 million in state funding available to assist eligible local municipalities with recovery efforts, including repairs to flood walls, roads, sidewalks, and culverts, as well as public water and sewer infrastructure; and

WHEREAS, the City Council and staff of the Office of Planning and Development are desirous of obtaining public input on a proposed application;

NOW THEREFORE, BE IT RESOLVED that the Ogdensburg City Council shall hold a public hearing for the purpose of hearing public comments on the City's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2017 program year to be held in the City Council Chambers at City Hall, Ogdensburg, New York, on the 10th day of July, at 7:00 p.m.; and

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.

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Councillor Skamperle asked if this grant application is in addition to the typical CDBG grants the City applies for annually. Director of Planning and Development Andrea Smith said yes. Ms. Smith explained funds will be awarded on a first come, first serve basis, so the City should move quickly. Ms. Smith said she believes the City will be most successful with an application to make repairs to the Main Street pump station and the Greenbelt circle. Ms. Smith explained we cannot include repairs to our seawall because it is a recreational seawall. Councillor Skamperle asked if private individuals are eligible to apply, and Ms. Smith said this grant is intended only for municipalities. Ms. Smith outlined the grants available for individuals and small businesses with respect to the flooding issues.

The vote was:

CARRIED, AYES ALL

OLD BUSINESS

1. Councillor Morley asked if Ogdensburg Bridge & Port Authority is currently in negotiations with our police department for services next year. City Manager Sarah Purdy said they will be soon. Councillor Morley asked if all reimbursements from OBPA are current, and Ms. Purdy said no.

2. Councillor Skamperle asked for an update on the Co-gen plant. Ms. Purdy explained the required legislation to sell "Parcel D" did not pass the Senate. Ms. Purdy said this does not prohibit the State from entering into a new contract with Alliance Energy, and she understands negotiations are under way now.

ITEMS FOR DISCUSSION

1. Director of Public Works Scott Thornhill reviewed the Smart Watt Energy and Street Lighting Programs with Council. (Copies of the reports follow these minutes). Mr. Thornhill explained an energy efficiency survey was conducted in the City over the past couple months as part of a new program funded through National Grid. Mr. Thornhill said under this program there is no upfront cost to the City to become more energy efficient. Mr. Thornhill explained National Grid hires the consultants and covers all costs associated with the improvements. Mr. Thornhill said after the new equipment is installed there would be a decrease in the cost of our utility service, but National Grid would continue to bill the City at the same rate for ten years to recoup their investment expenses in our more energy efficient equipment. Mr. Thornhill said the City would begin to realize the savings after ten years.

Councillor Davis asked for confirmation that the City would have no upfront costs, and Mr. Thornhill said that is correct. Mayor Ashley asked when the program could begin. Mr. Thornhill explained he can bring resolutions forward to Council, and we could begin seeing results within six to nine months. Councillor Skamperle asked if the boiler has been purchased for the police department, and City Manager Sarah Purdy said no. Ms. Purdy explained this may be a way to obtain that boiler at no cost to the City.

Councillor Davis made a motion to bring forth the Smart Watt Energy and Street Lighting programs for action, and Councillor Skamperle seconded the motion.

The vote was:

CARRIED, AYES ALL

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2. Director of Planning and Development Andrea Smith reviewed the Great Lakes Nature Based Shoreline Grant Application for the Oswegatchie Seawall with Council. Ms. Smith said she wanted to provide Council with more information to determine if there is a consensus of Council to move forward with the grant application.

Ms. Smith explained the purpose of the grant and the requirements the City would need to fulfill with the seawall if approved. Ms. Smith said the City would be required to obtain permits and use rip rap on the seawall which is very different from the current conditions. Ms. Smith explained it would totally change the use of the area, and fisherman would no longer be able to access the riverbank. City Manager Sarah Purdy explained there are definitely problems with our seawall along the Oswegatchie River, but the City does not have the funding to make the required repairs. Councillor Skamperle asked if the City could use the grant funding for rip rap as required and then build a seawall in the future. Ms. Smith said it would be unlikely because the grant terms are very different. Ms. Smith also noted there is a 25% required match with this grant. Ms. Purdy recommended we obtain estimates to determine how much the City would need to contribute and get input from the people who fish in the area. After much discussion, Ms. Smith recommended the City not pursue this grant this year and continue to look for other funding sources.

Mayor Ashley said there was a need for Executive Session to discuss personnel, and Councillor Mitchell seconded the motion.

The vote to adjourn to Executive Session was:

CARRIED, AYES ALL

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