

***amended - AGENDA**
Council Meeting
Monday, August 10, 2015
7:00 P. M.

I. Call to Order

II. Pledge of Allegiance

III. Presentations

1. NYCOM Service Recognition to:

Code Enforcement-	Cynthia Ghize – 30 years
	Gregg Mallette – 25 years
DPW-	Gregg Harland – 35 years
	Dennis Montroy – 25 years
Police Department-	Chief Rick Polniak – 35 years
	Lt. Harry McCarthy – 30 years
	Lt. Andrew Kennedy - 25 years

2. Julie Madlin, City Historian regarding QR Code Update

3. Bike Lanes/Complete Streets – Scott Wright (CGSW/Active Living Task Force)

4. GIS presentation – Andrea Smith/Star Carter, DANC

IV. Proclamation

V. Public Hearing

1. A public hearing regarding an ordinance to amend Administrative Regulations §17. entitled “Procedures of City Council Meeting”, of the Code of the City of Ogdensburg. (Bill #62)

VI. Personal Appearance

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

VII. Correspondence

VIII. 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

IX. Appointments

X. Items for Council Action

1. An ordinance to amend Administrative Regulations §17. entitled “Procedures of City Council Meeting”, of the Code of the City of Ogdensburg. (Bill #62)
2. A resolution to call for a public notice and public hearing with regard to an amendment to the Ogdensburg Municipal Code, Chapter 209 entitled Vehicles and Traffic; Article VII entitled Schedules; § 209-57. Schedule XX: Handicapped Parking. (Bill #72)
3. A resolution to authorize the City Manager to enter into an amendment agreement with John J. Doyle Builders Inc. for a sum, not exceed \$55,000 for the South Water Street Pump Station – Vertical Open Shaft Solids Handling Wastewater Pump Project. (Bill #73)
4. A resolution authorizing new fees for Richard G. Lockwood Civic Center. (Bill #74)
5. A resolution to amend the 2015 budget to allow for the use of 2013 Operation Stonegarden Grant funds in the purchase of a one year extension to the equipment Service Maintenance Agreement on specialized equipment approved by the grant. (Bill #75)
- *6. A resolution authorizing the City Manager to enter into an agreement between the City of Ogdensburg and the Ogdensburg Bridge and Port Authority to supply the Ogdensburg International Airport project with water and sewer services. (Bill #76)

XI. Old Business

XII. New Business

XIII. Items for Discussion

XIV. Executive Session

XV. Adjournment

Business of the City Council
City of Ogdensburg

SUBJECT:
A resolution authorizing the City Manager to
execute an agreement between the City and the
Ogdensburg Bridge and Port Authority.

FOR AGENDA OF: August 10, 2015
BILL #: 76
DEPT. OF ORIGIN: City Manager
DATE SUBMITTED: August 10, 2015
EXHIBITS: Resolution & Agreement

APPROVED AS TO FORM BY CITY
ATTORNEY

APPROVED BY CITY MANAGER FOR SUBMITTAL

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

A resolution authorizing the City Manager to enter into an agreement between the City of Ogdensburg and the Ogdensburg Bridge and Port Authority to supply the Ogdensburg International Airport project with water and sewer services.

RECOMMENDED ACTION

Approval of resolution.

MOVED BY: _____

SECONDED BY: _____

VOTE ON ROLL CALL:

MAYOR NELSON _____

COUNCILLOR ASHLEY _____

COUNCILLOR HOSMER _____

COUNCILLOR MITCHELL _____

COUNCILLOR MORLEY _____

COUNCILLOR SKAMPERLE _____

COUNCILLOR STEVENSON _____

**RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE AN AGREEMENT BETWEEN
THE CITY OF OGDENSBURG
AND THE
OGDENSBURG BRIDGE AND PORT AUTHORITY**

WHEREAS, the Ogdensburg Bridge and Port Authority has commenced an airport runway and terminal expansion project at the Ogdensburg International Airport, and

WHEREAS, the Ogdensburg City Council recognizes the public benefit of the Ogdensburg International Airport runway and terminal expansion project, and

WHEREAS, without the City of Ogdensburg supplying water and sewer service, the Ogdensburg International Airport project will fail.

NOW, THEREFORE, BE IT RESOLVED, the City Manager is hereby authorized to execute an agreement between the City of Ogdensburg and the Ogdensburg Bridge and Port Authority to supply the Ogdensburg International Airport project with water and sewer services.

AGREEMENT

WHEREAS, The Ogdensburg Bridge and Port Authority, a public authority under the laws of the state of New York, ("OBPA") has commenced an airport runway and terminal expansion project at the Ogdensburg International Airport, which will result in a 1,200 foot extension of runway 27, taxiway widening and extension, runway approach lighting improvements, relocation of NYS Route 68 to accommodate the runway extension, a 3600 square foot addition to the existing terminal and the addition of a 478 space parking area all with an anticipated completion date of November 31, 2016 all hereinafter collectively and specifically defined as "Project".

WHEREAS, The Project is designed to permit large commercial passenger aircraft to use the Ogdensburg International Airport commencing November 2016.

WHEREAS, It is anticipated that the Project will have substantial economic and travel benefits to the citizens of the City of Ogdensburg.

WHEREAS, The City of Ogdensburg ("City") has agreed to supply the Project with water and sewer service because without a sufficient and consistent supply of sanitary water the Project will fail.

WHEREAS, Recognizing the public benefit of the Project and recognizing that the OBPA is exempt from real estate taxes, the OBPA requests clarification that the outside user charge, set forth in Section 215-45 (B) 2, which is factored on the assessed value of an outside users real estate will not apply or be assessed to the Project.

In consideration of the substantial public benefit what will be generated by the Project it is now therefore, agreed.

1. Limited to the Project as defined herein and to airport facilities currently in existence as of August 1, 2015 only, the outside user charge based on real property assessment set forth in Ogdensburg City Code Section 215-45 (B) 2 shall not apply to the OBPA or any other user approved by the City who is located on OBPA owned Project land.
2. The OPBA and any user connecting through the OPBA under the Project shall however, pay all other water and sewer fees set forth in the Ogdensburg City Code, including but not limited to that set forth in Section 215-45 (B) 1.
3. All users of the City's water supply shall be individually and separately metered, including the OBPA.
4. All other outside users who desire to tie into the OBPA's water and sewer lines and who are not on OBPA owned Project land, must obtain the prior approval of the City of Ogdensburg and will be subject to all City of Ogdensburg Water and Sewer charges including but not limited to the outside user charge set forth in Ogdensburg City Code Section 215-45 (B) 2.

5. All Project water and sewer lines shall be installed and maintained at the effort and expense of the OBPA who shall be the owner thereof.
6. OBPA shall obtain all easements necessary for the installation, use and maintenance of the water and sewer lines.
7. The OBPA shall notify the City, in writing and in advance, of any increase in usage to the water and sewer lines for itself or any outside user on OBPA owned Project land so as to provide the City with the ability to make proper adjustments to accommodate the usage change.
8. This Agreement shall affect only Ogdensburg City Code Section 215-45 (B) 2 and no other.

Dated: August , 2015

City of Ogdensburg

Ogdensburg Bridge and Port Authority

By: John Pinkerton
City Manager

By: Wade Davis, Executive Director