

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

PRESENT: Mayor Skelly, Councillors Dillabough,
Fisher and Rishe

ABSENT: Councillor Kennedy, Powers and Skamperle

ITEMS FOR COUNCIL ACTION

1. Mayor Skelly moved a resolution authorizing the City Manager to enter into a contract with NRC East Environmental Services, Inc. Request for Bids #2022-001, and Councillor Dillabough seconded to wit:

RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A CONTRACT WITH
NCR EAST ENVIRONMENTAL SERVICES, INC.

WHEREAS, the City of Ogdensburg solicited bids to remove metals contaminated soils from the Main Mill Basement area and PCB contaminated concrete from the Maintenance Garage slab area, also referred to as Shade Roller Contract No. 1; and

WHEREAS, NRC East Environmental Services, Inc. (a US Ecology company) a Massachusetts corporation having offices in Massena, NY has proven their capacity and ability to perform the work to the City's satisfaction;

WHEREAS, Barton and Loguidice, as the engineers representing the City of Ogdensburg, have confirmed that NRC East's estimate for the scope of work is within the Plans and Specifications, the quantities used in the estimate are accurate, and no apparent omissions were found within their proposal; and

WHEREAS, NRC East has the ability and capacity to complete the work within the schedule specified in the Bid Documents.

SPECIAL CITY COUNCIL MEETING

May 2, 2022

Page 134

NOW, THEREFORE BE IT RESOLVED that the City Manager or his designee is authorized to enter into a contract with NRC East Environmental Services, Inc., for a sum not to exceed \$239,210, for remedial work at the former Shade Roller property, and

BE IT FURTHER RESOLVED that expenses for this project will be charged to FY2022 account numbers A8020.515.

Councillor Rishe asked if the line item referenced in the resolution is the consultant line in the Planning/Development budget. Director of Planning and Development Andrea Smith said yes. Councillor Rishe asked if the project was labeled #2022-001 because additional projects are anticipated. Ms. Smith explained that was simply the number assigned to the project. Councillor Rishe asked if the property will be ready for sale when this project is completed, and Ms. Smith explained that it is the City's expectation that a certificate of completion will be issued at the conclusion of this work and then, the property can be sold. Mayor Skelly and Councillor Rishe thanked Ms. Smith for all of her work on this property. Councillor Rishe asked when the project would be completed, and Ms. Smith said she anticipates it will be completed by August, but the bid documents allow up to October for completion.

The vote was:

CARRIED, AYES ALL

2. Mayor Skelly moved a resolution authorizing the City Manager to enter into a contract with Barton & Loguidice Request for Qualifications, RFQ #2022-001, and Councillor Dillabough seconded to wit:

RESOLUTION AUTHORIZING THE CITY MANAGER
TO ENTER INTO A CONTRACT WITH
BARTON & LOGUIDICE

WHEREAS, the City of Ogdensburg solicited qualifications form engineering professionals to prepare a preliminary engineering report (PER) for a 4-block portion of E. David Street between Park and Paterson Streets in accordance with the contract agreement for CDBG project 836CP61-21; and

WHEREAS, Barton & Loguidice, GYMO, and Tisdell Associates provided responses to the city's RFQ, all of which were reviewed and evaluated by city staff; and

WHEREAS, Barton & Loguidice of Watertown, NY and has proven their capacity and ability to perform the work to the City's satisfaction;

NOW, THEREFORE BE IT RESOLVED that the City Manager or his designee is authorized to enter into a contract with Barton & Loguidice, for a sum not to exceed \$53,000, for services associated with the preparation of a PER for E. David Street.

BE IT FURTHER RESOLVED that expenses for this project will be charged to FY2022 account numbers A8020.515 and CDBG project 83CP61-21.

Councillor Rishe asked if the funding was only for a preliminary engineering report and if no funding was in place for construction yet. Director of Planning and Development Andrea Smith explained the City cannot apply for construction or implementation funding until the PER is finalized and a target area income survey is completed. Ms. Smith stated that CDBG funding is only available for implementation if the project area provides benefit to low to moderate income residents in excess of 50%, so a survey will have to be completed. Councillor Rishe said he did not see the bid tab attached to the resolution. Ms. Smith explained it was a request for qualifications and not request for bids. Ms. Smith added there were three responses and after evaluation, hourly rates were requested from two: B&L and GYMO. Ms. Smith explained the rates and proposal from B&L were provided with the resolution.

SPECIAL CITY COUNCIL MEETING

May 2, 2022

Page 136

The vote was:

CARRIED, AYES ALL

3. Mayor Skelly moved a resolution requesting Municipal Home Rule Legislation that codifies a sales tax receipt sharing agreement, as agreed to between the County of St. Lawrence and the City of Ogdensburg, that the additional one percent (1%) sales tax being collected within the City of Ogdensburg be equally split between the two entities and that New York State take whatever legislation action is necessary to codify and effectuate this arrangement between the entities, and Councillor Rische seconded to wit:

A RESOLUTION REQUESTING MUNICIPAL HOME RULE
LEGISLATION THAT CODIFIES A SALES TAX RECEIPT SHARING
ARRANGEMENT, AS AGREED TO BETWEEN THE COUNTY OF ST.
LAWRENCE AND THE CITY OF OGDENSBURG, THAT THE
ADDITIONAL ONE PERCENT (1%) SALES TAX BEING COLLECTED
WITHIN THE CITY OF OGDENSBURG BE EQUALLY SPLIT BETWEEN
THE TWO ENTITIES AND THAT NEW YORK STATE TAKE
WHATEVER LEGISLATION ACTION IS NECESSARY TO CODIFY AND
EFFECTUATE THIS ARRANGEMENT BETWEEN THE ENTITIES

WHEREAS, pursuant to NYS Tax Law Section 1224, St. Lawrence County has the sole right to impose the additional one percent (1%) sales tax for a certain term, and

WHEREAS, St. Lawrence County and the City of Ogdensburg are in agreement to equally share the additional one percent (1%) sales tax collected within the City for the remainder of the term, and

SPECIAL CITY COUNCIL MEETING

May 2, 2022

Page 137

NOW, THEREFORE, BE IT RESOLVED that the City of Ogdensburg requests that during the State Legislature's current legislative session, that the State of New York take the legislative actions necessary to codify and effectuate the agreed upon arrangement between the County of St. Lawrence and City of Ogdensburg; and that such agreement is the equal sharing (50%) by each entity of the additional one percent (1%) sales tax collected with the City, and

BE IT FURTHER RESOLVED, that the City of Ogdensburg supports passage of Assembly Bill A.9901 and Senate Bill S.8846, and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Kathleen Courtney Hochul, Senate Majority Leader Andrea Stewart-Cousins, Speaker of Assembly Carl E. Heastie, Senator Patty Ritchie, Assemblyman Mark Walczyk, and New York State Comptroller Thomas DiNapoli.

Councillor Rishe said he had spoken with Senator Patricia Ritchie and Assemblyman Mark Walczyk, and the same resolution was on the agenda for the County Legislature meeting that evening.

The vote was:

CARRIED, AYES ALL

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