

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

PRESENTATION

1. Justin Woods, Director of Planning and Development, briefed Council with an overview of the topics referenced in the two public hearings.

Old Ford Street

Mr. Woods stated that the realignment of Old Ford Street was approved by the Planning Board with the requirement to demolish the garage. Mr. Woods added that this project was originally submitted in 1993 but was dropped due to a dispute between the property owner and camp owners over who owned the road. Mr. Woods stated this road is a paper street on the City map.

Deletion of the portion of Riverside Avenue between Isabella and Catherine Streets (north of the pool), and the addition of a new access road between Isabella and Catherine Streets (south of the pool)

Mr. Woods stated the purpose of this public hearing is for Council to consider a map amendment project to implement the Water Redevelopment Action Plan that was approved by the Planning Board and City Council in 2003.

(A copy of the visual presentation follows these minutes.)

PUBLIC HEARING

1. A public hearing was held regarding the realignment of Old Ford Street.

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The following individuals spoke:

1. Attorney Nicholas Fodor, 315 State Street, requested to amend the conditions of the map amendment proposal. Mr. Fodor asked that the garage not be required to be demolished until such time as the road is developed. Mr. Fodor also requested the City surrender old Ford Street and a portion of Kenrick Street to his client.

City Manager Arthur Sciorra explained that the garage is in the right of way, but not in drive area. Mr. Sciorra said the garage would have to come down if the time came to build this roadway.

2. Mrs. Irma Markert, 102 Proctor Avenue, an adjacent property owner, spoke in favor of moving Old Ford Street. Mrs. Markert said Kenrick Street runs along her property and that she is interested in obtaining the other half of the right of way on Kenrick Street.

Mr. Woods stated that this is a separate issue that will need to be addressed by Council at a later date.

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

2. A public hearing was held regarding the deletion of the portion of Riverside Avenue between Isabella and Catherine Streets (north of the pool), and the addition of a new access road between Isabella and Catherine Streets (south of the pool).

The following individuals spoke against the construction of the new road:

Dan Skamperle, 814 Mansion Avenue

Frank Perretta, 607 Franklin Street

Christopher Cole, 405 Kiah Street

Storm Cilley, 133 Elizabeth Street

Robert Flavin, 116 Ogden Street

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The following individuals spoke in favor of construction of the new road:

Tim Redmond, 225 Cherry Street, Chairperson of the Planning Board

Wanda Middlemiss, Ford Street

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

PERSONAL APPERANCE

1. Wanda Middlemiss, Ford Street, representing the Parents for Child Safety group, requested additional signage, speed bumps and crossing guards at City schools. Ms. Middlemiss advised that she has met with School Superintendent Tim Vernsey and principals at the schools and they are concerned about the safety of children but have no funds. Ms. Middlemiss said Kennedy and Sherman Schools have school crossing flashing lights, but Madill and Lincoln Schools do not. Ms. Middlemiss acknowledged that both the School and City are experiencing budget constraints and suggested the City apply for a Safe Route to Schools Federal Funds Grant. (A copy of the grant application information follows these minutes.)

CONSENT AGENDA

Mayor Nelson moved that the claims as enumerated in General Fund Warrant #17-2009 in the amount of \$752,883.55 and Library Fund Warrant #17-2009 in the amount of \$44,663.87, Capital Fund Warrant #17-2009 in the amount of \$13,535.13 and Community Development Fund Warrant #17-2009 in the amount of \$40,817.68 and Community Renewal Fund Warrant #17-2009 in the amount of \$86,468.00 and HOME Fund Warrant #17-2009 in the amount of \$877.83 and AHC Funds Warrant #17-2009 in the amount of \$21,864.17 and RESTORE Program Warrant #17-2009 in the amount of \$2,500.00 as audited, be and the same are ordered paid and Councillor Flynn seconded the motion.

The vote was:

CARRIED, AYES ALL

ITEMS FOR COUNCIL ACTION

1. Councillor Morley moved a resolution to amend the Official City Map by realigning Old Ford Street, and Councillor Sholette seconded to wit:

RESOLUTION TO AMEND OFFICIAL CITY MAP
BY REALIGNING OLD FORD STREET

WHEREAS, Louise 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, public notice and public hearing on the proposed changes to the Official Map have been filed and held per Section 29 of General City Law; 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;

NOW, THEREFORE, BE IT RESOLVED, that the Ogdensburg City Council hereby amends the Official City Map of the City of Ogdensburg with the following changes:

Realign the 60' ROW portion of Old Ford Street between Kenrick Street and the OBPA land to the southern boundary line of the property, the centerline of which shall be +/-140 feet south the existing Old Ford Street centerline as measured from the eastern property line intersecting Kenrick Street going west for +/-275.90 feet and said centerline continuing west 30 feet north of the southern boundary for +/-190.02 (as shown on the survey map prepared by Michael Webb, RLS and dated June 1993); and

BE IT FURTHER RESOLVED, that the Ogdensburg City Council conditions this map amendment on the following:

- 1) Within 30 days, the owner provide an updated survey of the site and layout as approved herein based on the June 1993 survey,
- 2) The owner demolishes the existing garage, and
- 3) The owner provides an access drive through the realigned street that is equivalent to the access that exists through the current alignment of Old Ford Street.

After much discussion amongst council, Councillor Hannan moved to amend the resolution and Councillor Powers seconded the motion as follows:

- 2) the existing garage will remain until such time as the road is developed and at that time will be demolished at the owner's expense, and

The vote to amend the resolution was:

CARRIED, AYES ALL

The resolution as amended now read:

**RESOLUTION TO AMEND OFFICIAL CITY MAP
BY REALIGNING OLD FORD STREET**

WHEREAS, Louise 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, public notice and public hearing on the proposed changes to the Official Map have been filed and held per Section 29 of General City Law; and

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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;

NOW, THEREFORE, BE IT RESOLVED, that the Ogdensburg City Council hereby amends the Official City Map of the City of Ogdensburg with the following changes:

Realign the 60' ROW portion of Old Ford Street between Kenrick Street and the OBPA land to the southern boundary line of the property, the centerline of which shall be +/-140 feet south the existing Old Ford Street centerline as measured from the eastern property line intersecting Kenrick Street going west for +/-275.90 feet and said centerline continuing west 30 feet north of the southern boundary for +/-190.02 (as shown on the survey map prepared by Michael Webb, RLS and dated June 1993); and

BE IT FURTHER RESOLVED, that the Ogdensburg City Council conditions this map amendment on the following:

- 1) Within 30 days, the owner provide an updated survey of the site and layout as approved herein based on the June 1993 survey,
- 2) the existing garage will remain until such time as the road is developed and at that time will be demolished at the owner's expense, and
- 3) the owner provides an access drive through the realigned street that is equivalent to the access that exists through the current alignment of Old Ford Street

The vote was:

CARRIED, AYES ALL

2. Councillor Sholette moved a resolution to amend the Official City Map by deleting a portion of Riverside Avenue and extending North Water Street, and Councillor Flynn seconded to wit:

RESOLUTION TO AMEND OFFICIAL CITY MAP
BY DELETING A PORTION OF RIVERSIDE AVENUE &
EXTENDING NORTH WATER STREET

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

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

WHEREAS, public notice and public hearing on the proposed changes to the Official Map have been filed and held per Section 29 of General City Law; 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 Ogdensburg City Council hereby amends the Official City Map of the City of Ogdensburg with the following changes:

Deletion of that portion of Riverside Avenue between Isabella Street and Catherine Street; and

Realignment and extension of the north end of North Water Street east to Isabella Street, the centerline of which shall be 335' south of the existing centerline of Riverside Avenue.

Councillor Flynn moved to amend the resolution by deleting the sentence "Deletion of that portion of Riverside Avenue between Isabella Street and Catherine Street" and Councillor Sholette seconded the motion. After much discussion amongst Council, Councillor Flynn withdrew his motion.

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The vote was:

AYES: Mayor Nelson, Councillors Flynn,
Hannan, Powers and Vaugh

NAYS: Councillors Morley and Sholette

APPROVED, 5 TO 2

3. Councillor Vaugh moved a resolution authorizing matching funds for the Wastewater Treatment Plant Energy Efficiency Improvement Project, and Councillor Flynn seconded to wit:

RESOLUTION AUTHORIZING MATCHING FUNDS FOR THE WASTEWATER
TREATMENT PLANT ENERGY
EFFICIENCY IMPROVEMENT PROJECT

WHEREAS, the Wastewater Treatment Plan (WWTP) energy efficiency improvement project has been awarded funding by the NYS Environmental Facilities Corporation (NYS EFC) in the amount of \$1,089,360.; and

WHEREAS, the total project cost is \$1,210,400 of which the City's share is 10% or \$121,040.; and

WHEREAS, the WWTP Energy Efficiency Improvement Project has been found to be a Type II action under SEQRA pursuant to 6 NYCRR 617.5 (c) (1) and (2);

NOW, THEREFORE, BE IT RESOLVED that funding for the City's share of this project shall be derived from Capital Fund Reserve; and

BE IT FURTHER RESOLVED that the Ogdensburg City Council hereby authorizes the City Manager to execute any and all documents related to grant funding or implementing the project.

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The vote was:

CARRIED, AYES ALL

OLD BUSINESS

1. Councillor Hannan stated that this topic may have already been addressed in the Planning Board minutes but the neighboring businesses near the Park Plaza are concerned about environmental and rodent issues. Councillor Hannan wants a firm plan in writing to take care of environmental and rodent issues before the building is demolished. City Manager Arthur Sciorra stated this is being addressed by Fire Chief Badlam and the Code Enforcement Department. Mayor Nelson stated the Planning Board made contingencies for a pre-investigation with an exterminator.

2. Councillor Morley stated a month ago Council discussed possible swimming pool fees and staff was going to bring back a recommendation on the fee collection plan. Councillor Morley questioned if a plan has yet been determined and suggested adding a worker to collect these fees. City Manager Arthur Sciorra, stated Council asked to discuss this topic at budget time and staff is currently working on determining a plan for establishing and collecting fees.

3. Councillor Sholette stated a month ago many people addressed Council regarding the arena's marketing plans and energy saving ideas. Councillor Sholette asked if we have received any response. Philip Clemens, Director of Parks and Recreation, stated he has sent out 191 letters and has received five new sign requests and nine renewals. Mr. Clemens stated he is still working on scheduling and more ice has been picked up from our existing users. Councillor Morley asked if the existing users are booking more ice time. Mr. Clemens stated yes. Mr. Clemens advised that there is a tournament scheduled during the Halloween weekend and a Rock and Skate is scheduled for November 7th.

Mayor Nelson requested a business plan with project revenues and expenses. Mr. Clemens stated he would provide that to Council in a few weeks. Councillor Morley requested information on how much was paid out in 2009 for engineering services. City Manager Arthur Sciorra stated he will get that information to Council.

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4. Councillor Powers thanked Mr. Sciorra and Police Chief Polniak for the quick response to his request regarding the stop sign issue on Morris Street. Councillor Powers requested more police enforcement on Morris Street.

NEW BUSINESS

1. Councillor Hannan asked the City Manager how Governor Paterson's proposed cutbacks will impact the City. City Manager Arthur Sciorra, advised this did not impact the City of Ogdensburg, but anticipates it will in 2010. Mr. Sciorra said Watertown was impacted due to their June-July budget cycle.

2. Councillor Hannan stated he read a story in the newspaper about the poor health of the St. Lawrence River, and suggested the City pursue a meeting with Save The River Group. Mr. Sciorra stated Council passed a resolution regarding the flow of the river, but no plan was implemented. Mr. Sciorra said he will contact the Save The River Committee.

3. Councillor Hannan stated it would be helpful to have a list of the capital equipment prior to the first budget meeting.

4. Councillor Hannan stated that when he read the recent Planning Board minutes he noticed there seems to be a communication problem or lack of information about what issues go before the Planning Board. Justin Woods, Director of Planning and Development, stated there are a lot of new members on the board and he has contacted the St. Lawrence County Planning Board for a training session for the new members. Councillor Sholette questioned if each member of the board is given a copy of the Charter, and Mr. Woods stated they are given a copy when they are appointed.

Councillor Sholette read section C-29 of the Charter pertaining to the Planning Board. Mayor Nelson said that State and City entities are exempt by State statute.

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5. Councillor Hannan gave kudos to Lynn and Dave Blevins for developing their business center and securing a contract with Seaway Valley Council which brought 17 more jobs to that area of the City.

6. Councillor Vaugh asked if the City is reviewing their liability insurances. City Manager Arthur Sciorra said the City Comptroller is not here but he will provide Council an update on our liability insurance options.

7. Councillor Morley requested that Mr. Sciorra keep Council updated on the cross walk issue and the progress made after he meets with the school officials and City staff. Mr. Sciorra stated he will keep Council updated.

8. Councillor Flynn reminded Council of the Veterans' Day Service scheduled at Groulx Park on November 11th at 11:00 a.m.

9. Councillor Flynn wished Councillor Michael Powers a happy birthday.

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