

SPECIAL CITY COUNCIL MEETING

July 18, 2013

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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, Morley and Stevenson

ABSENT: *Councillors Cilley and Skamperle

ITEMS FOR COUNCIL ACTION

1. Councillor Morley moved a resolution approving and endorsing a Frederic Remington Art Museum OPRHP Grant application for new roofs on the Parish Mansion and 311 Washington Street, and Councillor Stevenson seconded to wit:

RESOLUTION APPROVING AND ENDORSING
A NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC
PRESERVATION (OPRHP) GRANT APPLICATION
FROM THE FREDERIC REMINGTON ART MUSEUM

WHEREAS, the Frederic Remington Art Museum is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund to be located at 303 Washington Street, Ogdensburg, a site located within the territorial jurisdiction of this Council; and

WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the “approval/endorsement of the governing body of the municipality in which the project will be located”;

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NOW, THEREFORE, BE IT RESOLVED, by this august body that the Council of Ogdensburg hereby approves and endorses the application of the Frederic Remington Art Museum for a grant under the Environmental Protection Fund known as historic preservation of the Parish Mansion and located within this community.

Councillor Morley asked the amount of the grant and the intended use of the funds. City Manager John Pinkerton said the amount is unknown, but the funds will be used for roofing needs. Councillor Stevenson said the roofs are in desperate need of replacing.

The vote was:

CARRIED, AYES ALL

2. Councillor Stevenson moved to authorize the City Manager to sign an agreement with Re-Energy Lyonsdale to remove all of the accumulated brush from the City's Tree and Waste Disposal site on outer Champlain Street free of charge to the City, and Councillor Ashley seconded to wit:

RESOLUTION TO AUTHORIZE THE CITY MANAGER
TO SIGN AN AGREEMENT WITH RE-ENERGY LYONSDALE

WHEREAS, the City's Tree and Waste Disposal site on outer Champlain Street is full of accumulated brush; and

WHEREAS, Re-Energy Lyonsdale is willing to remove all the accumulated brush from the City's Tree and Waste Disposal site, free of charge to the City.

NOW, THEREFORE, BE IT RESOLVED that the City Manager, John M. Pinkerton, is hereby authorized to sign the attached agreement with Re-Energy Lyonsdale, 3823 Marmon Road, Lyons Falls, NY 13368.

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*Councillor Skamperle entered the meeting at this point.

Councillor Ashley asked if there is a way to restrict dumping at our site to City residents. Councillor Stevenson said we have no way of knowing what is under the brush in the bed of a truck, and stone or other debris may be filling up our landfill. City Manager John Pinkerton asked Council to approve Re-Energy's removal of the brush. Councillor Ashley said Ogdensburg residents should be allowed to dump brush in Ogdensburg, not outside communities. Councillor Morley said it shouldn't matter with brush as a DPW worker is there to monitor what is being dumped. Councillor Stevenson said she spoke with DPW Director Kit Smith, who explained when he is low on manpower the site is not always monitored. Councillor Stevenson said she believes Council should approve this contract with Re-Energy, but asked Mr. Pinkerton to address the issue of nonresidents dumping at our site as a separate issue. Mr. Pinkerton said he will review this matter. Mr. Pinkerton added that he believes Re-Energy is affiliated with Alliance Energy.

The vote was:

CARRIED, AYES ALL

3. Councillor Skamperle moved a resolution to authorize the City Manager to submit a Northern Borders Community Grant Application in an amount not to exceed \$80,800 to construct a connection loop for City water from the south side of Champlain Street to the south side of Linden Street, and Councillor Ashley seconded to wit:

RESOLUTION TO AUTHORIZE THE CITY MANAGER
TO SUBMIT A NORTHERN BORDERS COMMUNITY GRANT
APPLICATION

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WHEREAS, the Northern Borders Community has announced that grant funds will be made available from the Northern Border Regional Commission, and

WHEREAS, the City desires to construct a connection loop for City water from the south side of Champlain Street to the south side of Linden Street, and

NOW, THEREFORE, BE IT RESOLVED that the City Manager, John M. Pinkerton, is hereby authorized and directed to apply for a Northern Borders Community Grant Application, in an amount not to exceed \$80,800, to construct the water loop at Champlain and Linden Streets.

Councillor Morley questioned how we know the \$80,800 amount is correct. City Manager John Pinkerton said an estimate was just re-done. Mr. Pinkerton said our DPW workers will be completing the work for this project. Councillor Stevenson asked if this will resolve the Oddfellow's Social Club water problems. Mr. Pinkerton said yes, and explained the grant will allow us to do up to 80% of the project. Mr. Pinkerton explained that the grant is for distressed counties only and must retain or create jobs. Mr. Pinkerton added we will be applying under the premise that we will lose jobs in that area if the water turns brown because the loop is not completed. Mr. Pinkerton also advised if we are not successful with this grant application, Senator Ritchie may be able to secure \$20,000 for this project. Mayor Nelson asked when a decision will be reached on this grant. Mr. Pinkerton said the end of September. Councillor Morley asked if the project can be completed this year. Mr. Pinkerton said yes. Councillor Skamperle asked if this will address the Oddfellow's water issue. Mr. Pinkerton said the club will be able to replace their lateral line after the loop is completed.

The vote was:

CARRIED, AYES ALL

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4. Councillor Hosmer moved a resolution to accept a \$300,000 award in supplemental funding from the United States Environmental Protection Agency (EPA) and authorize the City Manager to enter into any necessary contracts to administer the grant, to continue necessary remedial activities at catalytic Brownfield sites on the City's waterfront, and Councillor Skamperle seconded to wit:

RESOLUTION TO ACCEPT EPA SUPPLEMENTAL REVOLVING LOAN FUNDS TO BE USED AT THE FORMER AUGSBURY TANK FARM PROPERTIES LOCATED ON RIVERSIDE AVENUE

WHEREAS, in October 2010 the City of Ogdensburg (the "City") received a \$1 Million Grant from the United States Environmental Protection Agency (EPA), to capitalize a revolving loan fund for environmental remediation of Brownfield sites (RLF); and

WHEREAS, the City has been awarded an additional \$300,000 in supplemental revolving loan funds from the EPA to continue necessary remedial activities at catalytic Brownfield sites on the City's waterfront;

WHEREAS, a total of nine subsurface anomalies were detected on the subject property, four of which surround the former fuel island. Based upon Phase I and Phase II environmental site assessments (ESAs), CDM concluded that a contaminant source or sources may still exist at the former Augsbury Tank Farm Site, and that the City of Ogdensburg should "establish an interim remedial measure (IRM) to contain the source or remove the source of contamination to reduce or eliminate receptor exposure to contaminants or to contain further movement of contamination through any pathway"; and

WHEREAS, the supplemental funding will be used to preform necessary interim remedial measure (IRM) cleanup activities at the former Augsbury Tank Farm Site; and

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NOW THEREFORE, BE IT RESOLVED that the Ogdensburg City Council hereby accepts this award of \$300,000 in supplemental funding from the U.S. EPA and authorizes the City Manager to enter into any necessary contracts to administer the grant.

Councillor Ashley asked if these funds will clean-up the entire area. Director of Planning & Development Andrea Smith said no. Councillor Ashley asked what areas will be addressed with these funds. Ms. Smith explained there are four parcels in the area, but the only parcel owned by the City is already cleaned. Ms. Smith explained these funds will begin the clean-up process for the two parcels furthest west. Mayor Nelson said this is the first step towards the cleanup. Councillor Hosmer asked if the funds will become a loan for the individual. Mr. Pinkerton said yes. Councillor Morley asked if the individual will have to pay the funds back. Mr. Pinkerton said yes, but it can be structured so payback begins after the property is developed. Mr. Pinkerton explained that an anomaly is any underground structure or substance, and this site work gives us the opportunity to see what the land looks like. Ms. Smith said these funds will be added to the existing funds and administered by the Growth Fund.

The vote was:

CARRIED, AYES ALL

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