

Please Note - Agendas are subject to change

COMMON COUNCIL

AGENDA
August 18, 2015
7 p.m.

Call To Order

Pledge of Allegiance

Invocation

Approval of minutes of the regular meeting of July 21, 2015

Open Forum

Correspondence

- ☐ Curb Cut Request – 97 North Broad Street
- ☐ Pumpkin Fest
- ☐ Halloween Parade – Change of Date
- ☐ Colorscape/Bullthistle Farmers' Market
- ☐ Hayes Street Block Party

Department, Board and Commission Reports

- ☐ Civil Service Commission Minutes of June 25, 2015
- ☐ Water System Report for July 2015
- ☐ WWTP Report for June 2015

Ward Reports

Motion

- ☐ Amend Procurement Policy

Resolutions

- ☐ Authorizing Application for 2015 New York State DEC/EFC Wastewater Infrastructure Engineering Planning Grant
- ☐ Approving Grant Award for Main Street Grant Agreement
- ☐ Authorizing Budget Transfers – Retirement Expenses
- ☐ Authorizing Mayor to Enter into One or More Power Purchase Agreements to Supply Electricity Generated by Solar Photovoltaic Systems Interconnected with the NYSEG System and to Apply for NYSERDA Grants in Support of the Project
- ☐ Accepting Amended 2015 SAFER Grant from FEMA

Payment of August Bills

Executive Session (if needed)

Adjournment

CORRESPONDENCE

Curb Cut Request – 97 North Broad Street Ald. _____ **moved** to receive and approve a request from Will Ryan for a curb cut at 14 Berry Street, as submitted and approved by the DPW Superintendent. Seconded by Ald. _____, (approved / defeated) _____.

Pumpkin Fest Ald. _____ **moved** to receive and approve a request from Ann Coe of the Norwich B.I.D. to change the dates of the Pumpkin Fest to 8 a.m. Friday, October 23, through cleanup on Sunday, October 25, 2015, with closure of East Park Place and West Park Place, West Main Street to be closed from 12 p.m. Friday through approximately 9:30 p.m. Saturday, October 24, 2015. Seconded by Ald. _____, (approved / defeated) _____.

Halloween Parade – Change of Date Ald. _____ **moved** to receive and approve a request from Jamey Mullen of the Norwich Family YMCA to change the date of the annual Halloween Parade to October 24, 2015, at 11:00 a.m. to coincide with the Pumpkin Fest. Seconded by Ald. _____, (approved / defeated) _____.

Colorscape/Bullthistle Farmers' Market Ald. _____ **moved** to receive and approve a request from Ann Coe of the Norwich B.I.D. to permit the use of a portion of the East Main Street parking lot for the Bullthistle Farmers' Market during the Colorscape Festival on September 12, 2015. Seconded by Ald. _____, (approved / defeated) _____.

Hayes Street Block Party Ald. _____ **moved** to receive and approve a request from the Hayes St. Block Party Committee to closing Hayes Street between Elm and Locust Streets to all traffic except emergency vehicles from 12 noon to 8 p.m. on Sunday, September 20, 2015, for a block party. Seconded by Ald. _____, duly (approved / denied).

MOTIONS

Amend Procurement Policy Ald. _____ **moved** to amend the Procurement Policy by adding the following paragraph:

10. As determined by the Common Council by motion on August 21, 2007, all budgeted equipment purchases of \$10,000 and over must be approved by the Finance/Personnel Committee.

Seconded by Ald. _____ and duly (adopted / defeated) _____.

Payment of August 2015 Bills Ald. _____ **moved** to pay the August 2015 bills after proper audit and certification. Seconded by Ald. _____ and duly (adopted/defeated) _____.

RESOLUTIONS

RESOLUTION # -2015 AUTHORIZING APPLICATION FOR 2015 NYS DEC/EFC WASTEWATER INFRASTRUCTURE ENGINEERING PLANNING GRANT

Ald. _____ introduced the following and **moved** its adoption:

WHEREAS, the New York State Department of Environmental Conservation, in cooperation with the New York State Environmental Facilities Corporation have made up to \$2 million available in 2015 for municipalities that need to construct or improve their municipal wastewater system; and

WHEREAS, grant funds can be used to pay for engineering and/or consultant fees for engineering and planning services for the production of an engineering report and municipalities can apply for the funding through the Consolidated Funding Application (CFA) with individual grants to be awarded up to \$100,000, with municipalities having to provide a 20% match; and

WHEREAS, the City of Norwich desires to apply for funding assistance through the current round of the Consolidated Funding Application (CFA) process to assist engineering for an inflow and infiltration study of the wastewater system; now, therefore be it

RESOLVED, that Carl Ivarson, as DPW Superintendent, is hereby authorized and directed to file an application through the 2015 Consolidated Funding Application (CFA) round for the 2015 New York State Department of Environmental Conservation/New York State Environmental Facilities Corporation Wastewater Infrastructure Engineering Planning Grant for up to \$100,000 with matching funds of up to \$25,000.

Seconded by Alderman _____ and duly (adopted / defeated), ____, on a roll call vote.

RESOLUTION # -2015 APPROVING GRANT AWARD - MAIN STREET GRANT

Ald. _____ introduced the following and **moved** its adoption:

WHEREAS, the City of Norwich is the recipient of a two hundred and fifty thousand dollar (\$250,000) Main Street grant funded through the New York State Housing Trust Fund Corporation and administered at the state level through the NYS Office of Community Renewal (OCR); and

WHEREAS, the Main Street Grant Program provides matching grant funds for the renovation of mixed use buildings to eligible applicants of up to fifty thousand dollars (\$50,000) on a 75/25 matching basis; renovation projects that provide direct assistance to residential units may be awarded an additional ten thousand dollars (\$10,000) per residential unit, not to exceed a building total of one hundred thousand dollars (\$100,000); and

WHEREAS, the property at 35 South Broad Street, Norwich, New York 13815 is eligible for grant assistance, and the owner has developed plans for building improvements; and

WHEREAS, the project has been reviewed by City officials and staff and has been found to meet the project selection criteria; and

WHEREAS, the project has been determined to be a priority redevelopment effort because it represents a visually prominent property on South Broad Street which functions as the main street in Norwich; and

WHEREAS, the improvements serve to contribute to the stabilization and expansion of a “Main Street” business; now, therefore be it

RESOLVED, that the City of Norwich approves the following grant award under the New York Main Street Program:

Owner

Todd Barnes

PROPERTY

Colonia Theatre

35 South Broad Street

Norwich, New York 13815

GRANT AWARD

Not to exceed \$ 43,689.75

Seconded by Alderman _____ and duly (adopted / defeated), ____, on a roll call vote.

RESOLUTION #-2015**AUTHORIZING BUDGET TRANSFERS – RETIREMENT EXPENSES**

Ald. _____ introduced the following and **moved** its adoption:

WHEREAS, funds need to be reallocated among line items to cover the cost of Retirement expenses through December 31, 2014; now, therefore be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfers in the 2014 General Fund Budget:

From:

<u>Account No.</u>	<u>Name</u>	<u>Account</u>
A8170.1010	General - Street Cleaning - Personal Services	\$12,643.00
A930.8	General - Social Security	\$19,657.61
A5142.1020	General - snow & Ice Removal - Overtime	\$22,410.72
A5110.1020	General - Street Maintenance - Overtime	\$13,930.67
G8130.4026	Sewer - Treatment & Disposal - Lab Expense	\$15,095.00
F1989.4	Water - Special Projects	\$17,253.00

To:

<u>Account No.</u>	<u>Name</u>	<u>Account</u>
A9010.8	General - Retirement	\$12,643.00
A9015.8	General - Fire & Police Retirement	\$55,999.00
G9010.8	Sewer - Retirement	\$15,095.00
F9010.8	Water - Retirement	\$17,253.00

Seconded by Ald. _____, and duly (adopted / defeated), _____, on a roll call vote.

RESOLUTION #-2015

**AUTHORIZING THE MAYOR TO ENTER INTO ONE OR MORE
POWER PURCHASE AGREEMENTS TO SUPPLY ELECTRICITY
GENERATED BY SOLAR PHOTOVOLTAIC SYSTEMS
INTERCONNECTED WITH THE NYSEG SYSTEM AND TO APPLY
FOR NYSERDA GRANTS IN SUPPORT OF THE PROJECT**

Ald. _____ introduced the following and **moved** its adoption:

WHEREAS, in response to request for proposals in May 2015 the City of Norwich (“City”) has received a proposal from SolarCity (“SolarCity”) to design, build, finance and provide one or more grid tied photovoltaic solar generating systems ranging in size from 1.6 Megawatts-DC (“MW”) to 4 MW-AC at zero capital cost to the City, to be located on one or more parcels of land located outside the City of Norwich and leased by SolarCity for the purpose of establishing remote net metered solar generation projects that will provide monetary credits for a portion of the City’s existing electric meters pursuant to one or more power purchase agreements (“PPA”); and

WHEREAS, the proposed PPA will reduce the City’s electricity costs using monetary remote net metering credits (“RNM Credits”) produced by delivering solar power into the grid in accordance with the net metering law set forth in the New York State Public Service Law § 66-j and related Orders of the New York State Public Service Commission and the remote net metering standards set forth by the utility (collectively the “RNM Law”), all resulting in potential savings on the City’s energy costs, stabilization of energy supply costs in the future, and reduced greenhouse gas emissions; and

WHEREAS, the PPA will obligate the City to: A) purchase the entire output of a the solar arrays for a period of 25 years, said PPA cost remaining constant throughout the term of the 25 year agreement; B) enter into a lease or sublease with SolarCity for the property on which the array will be located to qualify for RNM Credits; C) act as co-applicant with SolarCity for a grant in support of the project from the New York State Energy Research and Development Authority (“NYSERDA”); and D) act as co-applicant to NYSEG for interconnection of the solar array with the existing power grid; and

WHEREAS, the power purchased by the City would generate a RNM Credit with a value based upon NYSEG’s PSC approved tariff for electricity supply and delivery for the Norwich region, the value of the RNM Credit today is estimated to result in a significant net benefit to the City over the 25-year term of the PPA; and

WHEREAS, SolarCity provides a guarantee that its system will produce 100% of the design capacity for electricity output, however there is no guarantee set forth in the PPA that the RNM Credit will continue to be available to the City in the future or that the RNM Credits will escalate in value or that the laws and policies of the State of New York will preserve the RNM Law in future years, nevertheless, the cost of electricity has historically escalated annually and in the reasonable business judgment of this City Council the historical trend is expected to continue thereby generating significant savings for the City under the PPA; and

WHEREAS, the City’s existing needs for electricity can be offset by a solar system sized to produce approximately 1.9 MW of electricity moreover, the City has contemplated entering into one or more intermunicipal agreements with neighboring communities, school districts, and potentially economic development agreements with not-for-profit or private parties to provide RNM Credits on a cost plus basis where such arrangements are in the best interests of the City or would provide financial benefits to City taxpayers, therefore the City has requested and SolarCity has provided proposals to add additional solar arrays in 2 MW blocks with discounts for economies of scale associated with larger projects, provided however, that any such options are approved by future Common Council actions; and

WHEREAS, a final location for the solar projects can only be determined after certain interconnection information is obtained from NYSEG, however the following properties are under consideration as possible locations if it is determined that any of said lands are feasible within the technical and financial constraints of the project: A) Chenango County Transfer Station, 6701 State Hwy 12 in the Town of North Norwich; B) privately owned location between 6108 County Rd 32 and 6060 County Rd 32 in the Town of Norwich; C) privately owned location at 648 County Rd 33 in the Town of Norwich; and D) privately owned location at 232 White Store Rd in the Town of Norwich; and

WHEREAS, SolarCity has proposed to provide the City with a payment of \$50,000 to establish an escrow account to be used to reimburse the City for the costs of engineering, technical and legal fees submitted by Corporation Counsel, the law firm of Buchan & Sutter, P.C., technical consultant Janet L. Myers and other professionals engaged by the City for services provided in connection with the issuing of the initial RFP, and development through final system commissioning and commercial operation; now, therefore be it

RESOLVED, that the Common Council hereby authorizes and directs Mayor Joseph P. Maiurano, with the advice of the City Attorney or his designee, to sign one or more grant applications to NYSERDA to solicit funding for the solar energy project together with such other ancillary documents that are necessary to perfect the grant application; and, further be it

RESOLVED, that Mayor Joseph P. Maiurano with the advice of the City Attorney or his designee, is authorized and directed to sign one or more applications to NYSEG for interconnection of the solar system with the power grid together with such applications and documents as NYSEG may require for the City to obtain RNM Credits on its power bills; and, further be it

RESOLVED, that Mayor Joseph P. Maiurano with the advice of the City Attorney or his designee, is authorized and directed to sign one or more PPA's with SolarCity together with such leases or subleases as may be required for the property on which the solar array will be located together with a system operating agreement all in substantially the same form as those on file with the clerk of the Common Council; and, further be it

RESOLVED, that the City Chamberlain with the advice of the City Attorney or his designee, is authorized and directed to accept \$50,000 from SolarCity and to establish an escrow account therefore for the purpose of paying for professional services associated with the project in accordance with an escrow agreement in substantially the same form as is on file with the clerk of the Common Council; and, be it further

RESOLVED, that this resolution shall take effect immediately.

Seconded by Ald. _____, and duly (adopted / defeated), ____, on a roll call vote.

RESOLUTION # -2015

ACCEPTING AMENDED 2015 SAFER GRANT FROM FEMA

Ald. _____ introduced the following and **moved** its adoption:

WHEREAS, the City of Norwich was awarded a grant under the SAFER Program from FEMA (the “Grant”) on July 10, 2015; and

WHEREAS, the Grant terms have been amended from three positions to one position; and

WHEREAS, the Grant will be used to fund a current firefighter vacancy for a period of two years which will save the City approximately \$195,000.00; now, therefore be it

RESOLVED, that said SAFER Grant to fund one firefighter position for a period of two years be and hereby is accepted; and, further be it

RESOLVED, that the Mayor, the Fire Chief, and the Director of Finance be and hereby are authorized to execute such corresponding agreements and documents as are necessary to implement and administer the Grant.

Seconded by Ald. _____, and duly (adopted / defeated), _____, on a roll call vote.