

Please Note - Agendas are subject to change

COMMON COUNCIL

AGENDA
November 17, 2015
7 p.m.

Call To Order

Pledge of Allegiance

Invocation

Approval of minutes of the regular meeting of October 20, 2015 and the special meetings of October 28, November 4, and November 9, 2015

Open Forum

Appointment – Parks Commission

Correspondence

☐ None

Department, Board and Commission Reports

- ☐ Water Commission Minutes of October 21, 2015
- ☐ Youth Board Minutes of November 4, 2015
- ☐ Youth Bureau Monthly Report of October 2015

Ward Reports

Motions

- ☐ Receive Tentative 2016 Budget and Set Public Hearing

Resolutions

- ☐ Authorizing Expenditure for Radio Repeater
- ☐ Adopting Proposed Local Law No. (A) of 2015 – Property Tax Cap Override
- ☐ Accepting Agreement with NYSEG for 2016 Street Paving
- ☐ Authorizing Expenditure for Snowplow and Transfer of Funds
- ☐ Authorizing Mayor to Enter into Memorandum of Understanding with Johnson Controls, Inc. – Facility Audit

Payment of November Bills

Executive Session to discuss labor contract negotiations; and to discuss pending litigation.

Adjournment

CORRESPONDENCE

MOTIONS

Receive Tentative 2016 Budget and Set Public Hearing Ald. _____ moved to receive the tentative 2016 Budget of the City of Norwich and set a public hearing for December 8, 2015 at 6:00 p.m. Seconded by Ald. _____ and (duly adopted) __-__, on a roll call vote.

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

RESOLUTIONS

RESOLUTION # -2015 AUTHORIZING EXPENDITURE FOR RADIO REPEATER

Ald. _____ introduced the following and moved its adoption:

WHEREAS, the Police Department has for several years been in need of a repeater to improve radio transmission for the Department; and

WHEREAS, a study was done determining the best location for such repeater; and

WHEREAS, funds are available for the purchase of such repeater; and

WHEREAS, the Joint Committees have made certain recommendations; now, therefore be it

RESOLVED, that the purchase of a repeater for the City of Norwich Police Department is hereby approved

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

RESOLUTION # -2015

**ADOPTING PROPOSED LOCAL LAW NO. (A) OF 2015 -
OVERRIDING THE TAX LEVY LIMIT ESTABLISHED IN GENERAL
MUNICIPAL LAW §3-c**

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

WHEREAS, the Common Council received proposed Local Law No. (A) of 2015 on October 20, 2015, overriding the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, the tax cap for the City of Norwich for 2016 is calculated by the New York State Comptroller at 0.73%; and

WHEREAS, a public hearing was held on November 4, 2015, in connection with said proposed local law; now, therefore be it

RESOLVED, that Proposed Local Law No. (A) of 2015, overriding the tax levy limit established in General Municipal Law §3-c, as presented to the Common Council on October 20, 2015, be and hereby is adopted, and is hereby designated as Local Law No. 1 of 2015.

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

LOCAL LAW NO. 1 OF 2015

**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL
MUNICIPAL LAW §3-c**

BE IT ENACTED by the Common Council of the City of Norwich as follows:

Section 1. Legislative Intent

It is the intent of this local law to allow the City of Norwich to adopt a budget for the fiscal year commencing January 1, 2016, that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Common Council of the City of Norwich, County of Chenango, is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2016, that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional,

the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION # -2015 ACCEPTING AGREEMENT WITH NYSEG FOR 2016 STREET PAVING

Ald. _____ introduced the following and moved its adoption:

WHEREAS, the Superintendent of the Department of Public Works has negotiated an agreement from New York State Gas & Electric ("NYSEG") regarding their payment of costs associated with pavement restoration in 2016; and

WHEREAS, a letter dated October 2, 2015, has been received from Rick Wilson, Gas Field Planner, of NYSEG, agreeing to pay NYSEG's share of costs for the 2016 street paving, in the amount of \$229,061; and

WHEREAS, the Joint Committees have made certain recommendations; now, therefore be it

RESOLVED, that the Common Council of the City of Norwich receives and accepts the October 2, 2015, letter of Rick Wilson of NYSEG agreeing to pay NYSEG's share of costs for 2016 street paving in the amount of \$229,061.

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

RESOLUTION # -2015 AUTHORIZING EXPENDITURE FOR SNOWPLOW AND TRANSFER OF FUNDS

Ald. _____ introduced the following and moved its adoption:

WHEREAS, the Parks Department snowplow is no longer repairable; and

WHEREAS, the wastewater treatment snowplow will fit the Parks Department truck and can be transferred to it; and

WHEREAS, a V-snowplow is required for wastewater treatment plant plowing; and

WHEREAS, the Joint Committees have made certain recommendations; now, therefore be it

RESOLVED, that the current wastewater treatment plant snowplow be transferred to the Parks Department truck and the purchase of a V-snowplow for the wastewater treatment plant truck is hereby approved; and, further be it

RESOLVED, that the City Chamberlain be and hereby is authorized to make the following transfer of funds in the 2015 Wastewater Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
HR42-9950.9	Sewer Equipment – Transfer to Other Funds	\$5,000.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
G8130.2100	Sewer – Treatment & Disposal Equipment	\$5,000.00

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

RESOLUTION # -2015

**AUTHORIZING MAYOR TO ENTER INTO MEMORANDUM OF
UNDERSTANDING WITH JOHNSON CONTROLS, INC. – FACILITY
AUDIT**

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

WHEREAS, the City of Norwich has investigated an Energy Savings Performance Contract for City-owned facilities; and

WHEREAS, a proposal for a preliminary facility audit has been received from Johnson Controls, Inc., of Milwaukee, WI, to determine the feasibility of implementing an energy performance contract; and

WHEREAS, the preliminary facility audit will be performed at no cost to the City; and

WHEREAS, the Common Council of the City of Norwich hereby finds the proposal to be reasonable and in the best interest of the City; and

WHEREAS, the procurement policies of the City of Norwich and the applicable laws of the State of New York allow the City to enter into a professional services contract on this matter; now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized, under the direction of the City Attorney and the City Chamberlain, to enter into a memorandum of understanding with Johnson Controls, Inc. of Milwaukee, WI, for financial advisory services.

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