COMMON COUNCIL

November 20, 2018

Mayor Christine Carnrike presided at a meeting of the Common Council held at 6:30 PM on November 20, 2018, in the Common Council Chambers at One Court Plaza.

Present:	Also:
Mayor Christine Carnrike	Director of Finance/City Clerk Dee DuFour
Ald. Matthew Caldwell	DPW Superintendent Edward Pepe
Ald. Brian Doliver	Youth Bureau Director Robert Mason
Ald. John Deierlein	Fire Chief Jan Papelino
Ald. Linda Kays-Biviano	Police Chief Rodney Marsh
Ald. David Zieno	EMO A Jones
Ald. Robert D. Jeffrey	City Attorney Steve Natoli
	Deputy City Clerk Agnes Eaton
Supervisor Robert M. Jeffrey	Media Representative: Grady Thompson
Supervisor James McNeil	

Call to Order

The meeting of the Common Council was called to order by Mayor Carnrike at 6:30 p.m.

Approval of Minutes

Ald. Caldwell **moved** to approve the minutes of the regular meeting of October 16, 2018. Seconded by Ald. Deierlein and duly approved ayes all.

Public Hearing

Mayor Carnrike opened the Public Hearing at 6:32 p.m. to hear comments relative to a proposed ordinance amending Chapter 575 of the City Code regarding the Zoning Map Overlay which is Attachment 2 of the Zoning Ordinance. Hearing no comments, Mayor Carnrike declared the hearing closed at 6:33 p.m.

Open Forum

Sandy Pierce, Market Manager of the Norwich Farmer’s Market, updated the Council on some items regarding the Farmer’s Market. Some of them were food safety, the economics of farming, the volunteer status of those running the Market, and letters in support of the Norwich Farmer’s Market that should be received by the City soon. Ms. Pierce has attended many meetings and conferences regarding Agriculture and Farmer’s Market’s and relayed some of her findings to the Committee.

Correspondence

Chenango Blues Fest 2019 - Ald. Jeffrey **moved** to receive and approve a request from the Chenango Blues Association for special event designation for the free Concert Series every Thursday in July and August 2019. Road closure of East Park Place from 3:00 p.m. to 10:00 p.m. during the event is also requested. Seconded by Ald. Caldwell, approved ayes all.

Relay for Life – Ald. Caldwell **moved** to receive and approve a request from Chenango County Relay for Life for special event designation for their event on Saturday, July 20, 2019 in East Park from 4 p.m. to 11 p.m. Road closure of East Park Place is also requested. Use of the Firehouse from 4 p.m. to 6 p.m. is also requested for the Survivor Dinner. Seconded by Ald. Jeffrey, approved ayes all.

Appointments

Mayor Carnrike announced the following Mayoral appointment:

Water Commission

- *Gigi Baas, 5 Locust Street, to fill the remainder of a three-year term expiring December 31, 2020.*

Ald. Caldwell **moved** to approve the following Mayoral appointment with Council approval. Seconded by Ald. Jeffrey, approved ayes all.

Parks Commission

- *Oneil Levesque, 7 Sheldon Street, to fill the remainder of a three-year term expiring December 31, 2018 and re-appointment to a three-year term expiring December 31, 2021.*

Ald. Deierlein **moved** to approve the following Council appointment. Seconded by Ald. Zieno, approved ayes all.

Assessment Board of Review

- *Terry Bresina, 32 Fair Street, re-appointed to a five-year term expiring September 30, 2023.*

Department, Board and Commission Reports

- Water Commission Minutes – September and October
- Traffic Commission Minutes – October
- Youth Bureau Minutes – November
- Park Commission Minutes - October
- Civil Service Minutes – October
- Fire Department Activity – thru October
- Police Reports – August, September and October

Ald. Kays-Biviano **moved** to receive and file the department, board, and commission reports. Seconded by Ald. Deierlein, approved ayes all.

Ward Reports

Ward 1
Ald. Caldwell reported some communications which have been forwarded to the appropriate department.

Ward 2
Ald. Doliver reported no communications.

Ward 3
Ald. Deierlein reported no communications.

Ward 4
Ald. Kays-Biviano reported no communications.

Ward 5
Ald. Zieno reported one communication which has been forwarded to the appropriate department.

Ward 6
Ald. Jeffrey reported communications regarding leaves in the street and has been forwarded to the appropriate department.

Ald. Deierlein **moved** to receive and file the ward reports. Seconded by Ald. Caldwell, approved ayes all.

Motions

Approval for NYS to Replace Security Cameras at City Court – Ald. Caldwell **moved** to approve the replacement of security cameras by NYS at the City Court building. Seconded by Ald. Jeffrey, approved ayes all.

Authorizing Support for Fundraising for the Creation of a Dog Park – Ald. Zieno **moved** to give approval for fundraising efforts only with the final location of the park to come back to Council for approval. Seconded by Ald. Jeffrey, approved ayes all.

Set Public Hearing for 19 Silver St. Zoning Variance – Ald. Caldwell **moved** to set a public hearing on December 18, 2018 at 6:30 p.m. for a zoning variance for property located at 19 Silver St. Seconded by Ald. Deierlein, approved ayes all.

Resolutions

RESOLUTION #74 - 2018 **AUTHORIZING CHANGE ORDERS TO THE WATER TREATMENT PLANT PROJECT**

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

WHEREAS, General Construction Change Orders No. 9 and No. 10 includes charges for Culvert installation and final Over/Under for Bonds in the amount of $4,641.00; and

WHEREAS, Electrical Construction Change Orders No. 5 through No. 8 includes various additional work in the amount of $49,796.80; and

WHEREAS, Delaware Engineering has reviewed the Change Orders requested and has recommended their approval; now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized to execute the change orders for the Water Treatment Plant Project in the General Construction Contract in the amount not to exceed $4,641.00 and the Electrical Contract in the amount not to exceed $49,796.80.

Seconded by Ald. Zieno, duly adopted, 6 - 0, on a roll-call vote.

RESOLUTION #75 - 2018 **AUTHORIZING ADDITIONAL CHANGE ORDERS FOR "CITY ITEMS" TO THE WATER TREATMENT PLANT PROJECT**

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

WHEREAS, additional items are needed and funds are available under the project; and

WHEREAS, a list of requested items for the City were presented to the Joint Committee; and

WHEREAS, Delaware Engineering and the Superintendent of DPW has reviewed the Change Orders and has recommended their approval; now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized to execute the change orders for the Water Treatment Plant Project for the additional City items not to exceed the total project budget of $6,135,000.

Seconded by Ald. Doliver duly adopted, 6 - 0, on a roll-call vote.

Discussion: Prior to the vote the "City Items" were briefly discussed, as Ald. Deierlein was not present at the Joint Committee meeting where they were originally presented.

RESOLUTION #76 - 2018 **APPOINTMENT OF WATER SYSTEM OPERATOR LICENSED**

Ald. Kays-Biviano introduced the following and **moved** its adoption:

WHEREAS, a vacancy exists in the position of Water System Operator Licensed in DPW; and

WHEREAS, Brian Maricle was appointed as Water System Operator Unlicensed Trainee and has now obtained his license, and;

WHEREAS, the DPW Superintendent has made a recommendation, and;

WHEREAS, the Joint Committee has concurred with the recommendation, now, therefore be it

RESOLVED, that Brian Maricle of South Plymouth, NY, be and hereby is granted a permanent appointment as a Water System Operator in the City of Norwich Department of Public Works at the two-year salary step of $50,914 ($24.48/hr) effective November 21, 2018.

Seconded by Ald. Zieno and duly adopted, 6 - 0, on a roll call vote.

<u>RESOLUTION #77 -2018</u> **DECLARING K9 BITE SUIT AS SURPLUS AND AUTHORIZING DISPOSAL**

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

WHEREAS, the K9 unit in the Police Department is no longer active; and

WHEREAS, there is a dog bite suit which is no longer used; and

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

RESOLVED, that the bite suit be and hereby is declared surplus; and, further be it

RESOLVED, that the Director of Finance be and hereby is authorized to dispose of the bite suit as is provided for by law.

Seconded by Ald. Jeffrey, and duly adopted, 6 - 0, on a roll call vote.

<u>RESOLUTION #78 -2018</u> **DECLARING VEHICLE SURPLUS AND AUTHORIZING DISPOSAL**

Ald. Kays-Biviano introduced the following and **moved** its adoption:

WHEREAS, a vehicle has been deemed to be surplus; and

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

RESOLVED, that the following vehicle, as presented to the Common Council, be and hereby is declared surplus:

2009 Ford Crown Victoria VIN # 2FAHP71VX9X135122

and, further be it

RESOLVED, that the Director of Finance be and hereby is authorized to dispose of such equipment as is provided for by law.

Seconded by Ald. Jeffrey, and duly adopted, 6 – 0, on a roll call vote.

<u>RESOLUTION #79 - 2018</u> **AUTHORIZING TRANSFER OF FUNDS FOR SALT SHED REPAIRS**

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

WHEREAS, the salt shed has deteriorated and is in need of repair; and

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

RESOLVED, repairs to the salt shed are hereby approved; and, further be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer of funds in the 2018 Budget:

From:

Account Number	Name	Amount
HR33-878	Capital Reserves – Municipals Buildings & Facilities	$14,000.00

To:

Account Number	Name	Amount
A1620.4040	Municipal Buildings - Repairs & Maintenance Reg.	$14,000.00

Seconded by Ald. Deierlein, and duly adopted, 6 - 0, on a roll call vote.

RESOLUTION #80 - 2018 **AUTHORIZING TRANSFER OF FUNDS FOR A SLUDGE GRINDER**

Ald. Kays-Biviano introduced the following and **moved** its adoption:

WHEREAS, the sludge grinder needs replacing; and

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

RESOLVED, the purchase of a sludge grinder is hereby approved; and, further be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer of funds in the 2018 Budget:

From:

Account Number	Name	Amount
HR42-909	Capital Reserves - Sewer Equipment	$17,000.00

To:

Account Number	Name	Amount
G8130.2100	Treatment & Disposal - Equipment	$17,000.00

Seconded by Ald. Caldwell, and duly adopted, 6 - 0, on a roll call vote.

Discussion prior to the vote: Ald. Caldwell questioned whether the full $17,000 needs to be transferred. D. DuFour explained that there is not enough in the account until the end of the year, at which time if funds are left over it can be moved back. Further discussion ensued.

RESOLUTION #81 -2018 **AUTHORIZING RENEWAL OF LICENSE AGREEMENT WITH CHENANGO GREENWAY CONSERVANCY, INC. FOR GREENWAY TRAIL**

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

WHEREAS, the Common Council adopted a resolution on December 2, 2008, authorizing the Mayor to execute a license agreement between the City and the Conservancy; and

WHEREAS, it is deemed desirable to extend said agreement for a period of five (5); now therefore be it

RESOLVED, that the Mayor be and hereby is authorized, under the direction of the City Attorney, to execute the renewal of the license agreement between the City and the Conservancy by a period of five (5) years through December 31, 2023.

Seconded by Ald. Kays-Biviano, and duly adopted, 6 - 0, on a roll call vote.

RESOLUTION #82 -2018 **ADOPTING PROPOSED ORDINANCE NO. (A) OF 2018 AMENDING ATTACHMENT 2 OF CHAPTER 575 OF THE CITY CODE - ZONING**

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

WHEREAS, the Common Council received proposed Ordinance No. (A) of 2018 on October 16, 2018, to amend Attachment 2 of the Zoning Ordinance; and

WHEREAS, a public hearing was held on November 20, 2018, in connection with said proposed ordinance now, therefore be it

RESOLVED, that Ordinance No. (A) of 2018 to amend Attachment 2 of Chapter 575, Zoning, of the City Code, as presented to the Common Council on October 16, 2018, be and hereby is adopted, and is hereby designated as Ordinance No. 1 of 2018.

Seconded by Ald. Kays-Biviano and duly adopted, 6 - 0, on a roll call vote

Other

Water Maintainer /New Meter Costs – This item is moved to December's Joint Committee Meeting for discussion.

2019 Budget Discussion – To be discussed in Executive session.

Payment of November 2018 Bills

Ald. Kays-Biviano **moved** to pay the November 2018 bills after proper audit and certification.

	Prepaid	11/20/2018	Grand Total
General Fund	$226,848.81	$62,305.11	$289,153.92
Sewer Fund	29,094.82	22,272.66	51,367.48
Water Fund	50,276.17	3,317.78	53,593.95
Trust	32,698.08	-	32,698.08
Debt Service	53,800.00	-	53,800.00
Capital Projects	89,733.14	-	89,733.14
TOTALS	**$482,451.02**	**$87,895.55**	**$570,346.57**

Seconded by Ald. Deierlein and duly adopted, ayes all.

There will be a special Common Council meeting on Tuesday, November 27, 2018 to receive the 2019 Tentative Budget and set the Public Hearing which will take place at a special Common Council meeting on Tuesday, December 4, 2018 at 7:15 p.m.

Executive Session

Ald. Caldwell **moved** to enter executive session to discuss labor negotiations at 7:05 p.m. No action to follow. Seconded by Ald. Jeffrey, approved ayes all.

Ald. Deierlein **moved** to exit executive session at 9:02 p.m. Seconded by Ald. Doliver, approved ayes all.

Adjournment

Ald. Caldwell **moved** to adjourn at 9:04 p.m. Seconded by Ald. Deierlein, approved ayes all.