

COMMON COUNCIL
AGENDA

Held at
One Court Plaza
September 20, 2022
6:30 PM

You are encouraged to view the meeting via the City's Facebook page at
<https://www.facebook.com/NorwichNewYork/>

Call To Order

Pledge of Allegiance

Invocation

Approval of minutes of the special meetings of August 2 and August 11 and the regular meeting of August 16, 2022.

Open Forum

2023 EMO Budget Presentation

Department, Board and Commission Reports

- ◆ Youth Board Minutes – September
- ◆ Fire Department Report – August
- ◆ Finance Report - August

Ward Reports

Motions

- ◆ Application to Chobani Community Foundation
- ◆ Reschedule Public Hearing – Chapter 109 Salaries and Compensation
- ◆ Receive Proposed Local Law No. (D) of 2022 and Set Public Hearing

Resolutions

- ◆ Climate Smart Communities Task Force
- ◆ Designating “Preferred Purchaser” Of City-Owned Property At 21 Henry Street
- ◆ Authorizing Purchase Of Police Vehicle And Transfer Of Funds
- ◆ Reporting Resolution For The New York State And Local Employees' Retirement System
- ◆ Authorizing Purchase Of Loader And Transfer Of Funds
- ◆ Authorizing Purchase And Transfer Of Funds For Fire Engine Repair

Payment of Bills

Executive Session (if needed)

Adjournment

Correspondence

Motions

- ◆ **Application to Chobani Community Foundation** – Ald. ____ **moved** to approve application to the Chobani Community Foundation for up to \$25,000 for educational materials. Seconded by Ald. ____ , approved ayes all.
- ◆ **Reschedule Public Hearing – Chapter 109 Salaries and Compensation** – Ald. ____ **moved** to reschedule the Public Hearing from September 20, 2022 to October 18, 2022 at 6:30 p.m. to hear public comment regarding proposed Local Law No. (C) of 2022 Chapter 109 Salaries and Compensation.

LOCAL LAW NO. (C) OF 2022

A LOCAL LAW TO AMEND CHAPTER 109 OF THE CITY OF NORWICH

BE IT ORDAINED by the Common Council of the City of Norwich, New York, as follows:

A local law adopted pursuant to Chapter 109 in the City of Norwich.

Article I

Mayor and Aldermen

[Adopted 1-7-1985 by L.L. No. 1-1985]

§ 109-1 Annual salaries.

The annual salaries of the following City officers are hereby established as follows:

- A. Mayor: ~~\$10,200~~ *\$16,210*
- B. Members of the Common Council (Aldermen): \$4,000. **[Amended 12-2-1987 by L.L. No. 3-1987; 12-26-1989 by L.L. No. 1-1990]**

§ 109-2 Effective date; permissive referendum.

This article shall take effect ~~January 1, 1985~~ *December 9, 2022*, or upon after final adoption, whichever shall occur later, and shall be subject to a permissive referendum.

Old material is crossed out; New material is *italic*

- ◆ **Receive Proposed Local Law No. (D) of 2022 and Set Public Hearing** Ald. ____ **moved** to receive Proposed Local Law No. (D) of 2022 to override the tax levy limit and set a public hearing for 6:30 p.m. on October 18, 2022. Seconded by Ald. ____ and duly adopted ayes all.

ADOPTING PROPOSED LOCAL LAW NO. (D) OF 2022 - OVERRIDING 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, 2023, 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, 2023, 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.

Resolutions

RESOLUTION # - 2022 CLIMATE SMART COMMUNITIES TASK FORCE

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

WHEREAS, the City of Norwich adopted the New York State Climate Smart Communities pledge with Resolution #42—2022; and

WHEREAS, a mandatory action of the Climate Smart Communities program is the formation of a Climate Smart Communities Task Force to serve as an advisory board; and

WHEREAS, the City of Norwich Planning Commission can support the plans, policies, and programs of the Climate Smart Communities program; now, therefore be it

RESOLVED that the City of Norwich Planning Commission, with municipal representation from the Climate Smart Communities Coordinator and an Alderman designated by the mayor will serve as the Climate Smart Communities Task Force.

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

RESOLUTION # - 2022

DESIGNATING "PREFERRED PURCHASER" OF CITY-OWNED PROPERTY AT 21 HENRY STREET

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

WHEREAS, the City of Norwich acquired the real property at 21 Henry Street through property tax foreclosure; and

WHEREAS, the subject property is considered by the Common Council to be surplus and its continued ownership by the City unnecessary to a useful public purpose; and

WHEREAS, the Common Council has reviewed proposals for the purchase of the property, and considers the proposal from Phillip Francisco of Bainbridge, NY to be an acceptable offer based on the purchase amount offered, the significant investments to be made in the property's rehabilitation, and the proposed use; now therefore be it

RESOLVED, that the Common Council hereby designates Phillip Francisco of Bainbridge, NY as the “preferred purchaser” of the City-owned property at 21 Henry Street; and, be it further

RESOLVED, that the Mayor be and hereby is authorized, under the direction of the City Attorney, to negotiate and enter into a contract for the sale of the City-owned property at 21 Henry Street to Phillip Francisco.

Seconded by Ald. _____ and duly adopted, _____, on a roll call vote.

RESOLUTION # -2022 **AUTHORIZING PURCHASE OF POLICE VEHICLE AND TRANSFER OF FUNDS**

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

WHEREAS, the purchase of a Police Department patrol car for \$35,112.96 had been approved in Resolution #39-2021 on June 18, 2021; and

WHEREAS, supply chain issues have created problems in fulfilling the order and the order for the patrol car has been cancelled by the supplier and the purchase order liquidated; and

WHEREAS, a new purchase order for the patrol car was approved by the Common Council in Resolution #64 - 2022 on August 16, 2022; and

WHEREAS, an additional \$8,290.00 needs to be transferred; now, therefore be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer of funds in the 2021 Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
HR21-878	Capital Reserves - Police Equipment	\$8,290.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A3120.2100	Police – Equipment	\$8,290.00

Seconded by _____, and duly adopted, _____, on a roll call vote.

RESOLUTION # -2022 **REPORTING RESOLUTION FOR THE NEW YORK STATE AND LOCAL EMPLOYEES' RETIREMENT SYSTEM**

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

WHEREAS, the New York State and Local Employees' Retirement System requires a resolution to establish a Standard Work Day and Reporting Resolution for certain elected and appointed officials; and

WHEREAS, Resolution # - 2022 was approved on July 19, 2022 had incorrect amounts and needs to be corrected; now therefore be it

RESOLVED, that the City of Norwich/20037 hereby establishes the following standard workdays for these titles and will report the officials to the New York State and Local Retirement System based on their record of activities:

Title	Name	Registration #	Standard Work Day	Term Begins/Ends	Participates in an Employer Time Keeping System
Elected Officials					
Alderman	Robert D. Jeffrey		3.82 3.53 ROA	01/01/2022-12/31/2025	Yes
Alderman	William F. Loomis		2.82 2.60 ROA	01/01/2022-12/31/2025	Yes

Seconded by Ald. _____, and duly adopted, _____, on a roll call vote.

RESOLUTION # - 2022 AUTHORIZING PURCHASE OF LOADER AND TRANSFER OF FUNDS

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

WHEREAS, the a Ford tractor was purchased in 1988 and has outlived its usefulness; and

WHEREAS, the Department of Public Works, and the Joint Committees have made certain recommendations; now, therefore be it

RESOLVED, that the purchase of a new _____ loader on State contract from, _____, in the amount of \$84,755.96; and further be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 2022 Budget:

From:

<u>Account Number:</u>	<u>Name:</u>	<u>Amount:</u>
HR42	Capital Reserve – Sewer Equipment	\$ 84,755.96

To:

<u>Account Number:</u>	<u>Name:</u>	<u>Amount:</u>
G8130.2100	Wastewater - Equipment	\$ 84,755.96

Seconded by Ald. _____, and duly adopted, _____, on a roll call vote.

RESOLUTION # -2022 AUTHORIZING PURCHASE AND TRANSFER OF FUNDS FOR FIRE ENGINE REPAIR

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

WHEREAS, Engine #234 needs significant engine repairs; and

WHEREAS, recommendations to rebuild the engine have been made; and

WHEREAS, a transfer from Capital Reserves is required to pay for such repair; and

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

RESOLVED, that the engine rebuild 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 2022 General Fund budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
HR32-878	Capital Reserves – Fire Equipment	\$22,196.74

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A5110.4040	Transportation – Repairs and Maintenance	\$22,196.74

Seconded by Ald. _____, and duly adopted, _____, on a roll call vote.

Payment of Bills

Ald. _____ moved to pay the September 2022 bills after proper audit and certification.

	<u>Prepaid</u>	<u>9/20/2022</u>	<u>Grand Total</u>
General Fund	\$343,297.61	\$68,191.67	\$411,489.28
Sewer Fund	15,258.03	15,499.55	30,757.58
Water Fund	32,499.72	15,031.08	47,530.80
Trust	33,489.46	-	33,489.46
Comm. Dev. - Special Grants	1,177.55	-	1,177.55
Capital Projects	34,493.70	-	34,493.70
TOTALS	\$460,216.07	\$98,722.30	\$558,938.37

Seconded by Ald. _____ and duly adopted _____.