COMMON COUNCIL

September 20, 2005

Mayor Robert Raphael presided at a regular meeting of the Common Council held at 7:01 PM on September 20, 2005, at One Court Plaza.

Present:
Mayor Robert Raphael
Ald. A. Anthony Abraham
Ald. James Cushman
Ald. Suzanne Williams
Ald. Joseph Maiurano
Ald. Joseph Biviano
Ald. Jeffrey Thornton

Also:
Attorney Patrick Flanagan
Clerk / Director of Finance William Roberts
Human Resources Director Deborah DeForest
Fire Chief John Tighe
(Acting) Police Chief Murray Roach
DPW Supt. Carl Ivarson
Youth Bureau Director Robert Mason
Supervisor James McNeil

Absent:
Supervisor Linda Natoli

Discussion Items:

♦ Mayor Raphael referred to the previous week's work session during which it was noted that a formal notification of interest and intent had been received from Upstate Homes for Children & Adults to establish a facility at 28 Hayes Street. He then introduced Patricia Kennedy, Executive Director, to address questions and concerns of the Council. Ms. Kennedy introduced some staff members who were also present, and then gave a brief overview of Upstate Homes' facilities in Chenango and Otsego counties. She recalled Council discussions from last year regarding saturation concerns related to a proposed location on Rowley Avenue. She said that considerable research went into studying many potential sites, and that 28 Hayes Street came up as one that would not involve saturation and yet would meet other criteria for a good location. She handed out information on the details of the site search, and the staffing of operations. Director Kennedy pointed out that there would be 24-hour, 7-day supervision for this facility, which would house four women, and involve an annual budget of approximately $300,000. Ald. Williams asked about off-street parking, which had not been mentioned. Ms. Kennedy said that there was a two-car garage, and a three-lane width driveway with one lane shared. It was also noted that an additional two-lane driveway was located in back. Ald. Abraham thanked Ms. Kennedy for the telephone call he received, but he was not pleased with the fact that a site determination had already been made. He said it would be nice if Aldermen and the Mayor were asked beforehand as to whether they might have any ideas for site location. He also referred to the site located next to his residence on South Broad Street, with respect to his original concerns of traffic safety. He noted that the two-street intersection of Elm and Hayes Streets involves four-way stops and could result in similar safety concerns. Kennedy responded that it was important to have their residents located in the inner community with close access to key amenities. Ald. Abraham said that he would not be fighting this proposal, but commented that he had polled people and did find some objections that he felt she should be aware of. Mayor Raphael interjected that if the organization had contacted the Council and Mayor in advance, maybe they could have been helpful with their input. Ald. Biviano noted that Ald. Abraham did support the South Broad Street location, and he commented that he was familiar with the law and timelines governing the process for approving the proposal. He also reiterated the Mayor's comment that Council members could help at the beginning of the site search process, which could be coordinated with other objectives such as cleanup of blight for a mutually beneficial outcome. He then said he'd like to go back to the age old question of will Upstate Homes help the City out with the tax impact issue? Director Kennedy replied no, that they still are not able to handle that. Ald. Biviano asked what if the Federal government pulled the exempt status under Section 501(c) 3 for nonprofits? Ms. Kennedy said that it could actually be helpful to both the City and nonprofit because property taxes could then be a deductible expense and facilitate the funding raising to pay for it. Ald. Biviano then asked how much was allocated to the project. Kennedy responded that $43,000 per resident was available, for a total of $172,000, for the purchase and acquisition costs, plus renovations. Biviano said he would like to make a pitch for a location at the corner of West Midland Drive and East Main Street. He said he would be more receptive to that site because of the potential mutual benefit. Ald. Thornton asked if the organization owned the Hayes Street site yet, and Ms. Kennedy replied no. Mayor Raphael thanked Ms. Kennedy and her staff for coming and fielding the questions, and requested that they stay for possible questions during the open forum part of the meeting.

♦ Mayor Raphael next referred to the other discussion item for the evening, regarding the pending acquisition of Adelphia Cable System by Time Warner NY Cable. He introduced David Whalen, V.P. of Public & Governmental Relations for Time Warner. Mr. Whalen mentioned how he had met a few weeks ago with the Mayor and Clerk/Director of Finance W. Roberts. He said his Binghamton Regional office handles the City, and the towns of Norwich, North Norwich, and Plymouth. He briefly described the notification process and the following 120-day waiting period, after which the proposed transaction could go ahead with or without City approval. He said he is presently prohibited from discussing very many details due to the nature of the transaction and possible effects on existing employees. He indicated a target date for the actual closing at the end of the first quarter of 2006. He described the good quality of the cable and high-speed internet capabilities of Time Warner. He pointed out that the Road Runner system was invented by Time Warner and was installed in Elmira in 1995. He said they also had established a digital telephone system in collaboration with Sprint and had signed up their 21,000th customer. Ald. Biviano inquired about offering more channels, and Mr. Whalen said that was likely with offerings such as ComCast and the Mets (sports) Network set up similar to the YES channel. Biviano asked if replays of local special events could be broadcast, to which Whalen confirmed yes, adding that they are also active in communities by providing free cable and other types of connections for schools and local governments. Ald. Biviano asked if it was true that the government was pulling franchise agreements? Mr. Whalen said no, that what was probably heard was the recent issue involving Verizon, who has attempted to install services in particular areas of the country without pursuing compliance with franchise agreement regulations. He added that there also have been discussions about establishing statewide franchise agreements in place of the myriad of local agreements, but nothing is imminent. Ald. Biviano noted that the local government franchising authority is not able to vote on rate changes, and asked if rates would be competitive following the transition. Mr. Whalen replied that they have been involved with the takeover of several systems, and that they usually honor the current line-ups and that yes, they do consider rates as well, in an effort to not disrupt existing features and rates even if they are lower than average. Ald. Maiurano asked about employment opportunities that might result from the change. Whalen said that as he mentioned earlier, he can’t comment on that at this stage of negotiations and related procedures. The Mayor thanked Mr. Whalen for meeting with the Council and attendees.

Approval of Minutes -- Ald. Biviano moved to dispense with the reading and approve the minutes of the regular meeting of August 16, 2005, the special meetings of August 17, 2005 and August 31, 2005, and the work session of September 13, 2005. Seconded by Ald. Cushman and duly adopted, ayes all.

PUBLIC HEARING:

Modified Proposed Ordinance Number 1 of 2005, to Amend the Zoning Ordinance Map Reverting the P.U.D. in the Northwest Corner of the City to an R-1 District. - Mayor Raphael opened the public hearing at 7:37 PM.

There being no comments, the Mayor closed the hearing at 7:38 PM.

OPEN FORUM:

Tony Matthews of 8 State Street addressed the Council, stating that he had a major issue with cats. He said that many others in the neighborhood also have had trouble with them like he has, with them messing in his yard, on his car, and on the steps of his house. He said something like a cat leash law is needed to control the problem. He said he has a cat, but it is confined to the inside of his house. Ald. Thornton stated that he appreciated Mr. Matthews’ concerns, and would like to ask the Mayor to do research on how other communities handle cat problems. He added that Mr. Matthews was not the first one to bring this concern to the Council. Ald. Maiurano said that cats were definitely a problem, as they are in a lot of cities, and that the solution itself was likewise quite a problem. He spoke of the same issue in his own neighborhood, and agreed that if something can be done, it is very much needed, but added that the information he has seen on it offers very little possibilities for a remedy. Ald. Williams said she agreed with Ald. Thornton that it should be looked into, but instead of the Mayor, she would ask the Acting Police Chief to do it. Ald. Biviano said that there are two places to check: NYCOM and the National League of Cities. Mayor Raphael said that the issue will be looked into, but cautioned against expecting too much too soon, as it would take some time. Ald. Thornton raised the question of who and where people could ask to check on the progress of addressing the issue. Ald. Maiurano said that it should be the Aldermen of the Ward involved.

BIDS:

Cold Water Meters for 2005 – A bid was received for the 2005 Cold Water Meters purchase and would be taken up under the New Business portion of the meeting.

CORRESPONDENCE:

Request for Curb Cut at 5-A Griffin Street – Ald. Biviano moved to approve the request, under the direction of the Public Works Superintendent, so long as the person requesting it owns the involved property. Seconded by Ald. Cushman and duly adopted, ayes all.

Request for Curb Cut at 14 Chenango Avenue – Ald. Thornton moved to approve the request, under the direction of the Public Works Superintendent. Seconded by Ald. Biviano and duly adopted, ayes all.

Request From YMCA for Street Closings & Police Escort for Annual Halloween Parade on October 29, 2005 - Ald. Cushman moved to receive, approve, and file the request. Seconded by Ald. Maiurano and duly adopted, ayes all.

-- Prior to the vote, Ald. Thornton asked if the police escort cost is included in the budget. Acting Police Chief Roach and the Mayor said yes. Ald. Thornton said that overall overtime costs for the many public activities would have to add up to a significant amount, and he was concerned that it is indeed adequately covered in the budget.

Request From YMCA to Conduct Annual Turkey Trot With Police Assistance on November 20, 2005 - Ald. Cushman moved to receive, approve, and file the request. Seconded by Ald. Abraham and duly adopted, ayes all.

-- Prior to the vote, Ald. Thornton asked Acting Police Chief Roach to research the details regarding associated overtime costs. Acting Chief Roach said it would definitely incur overtime cost. He commented that however, the Colorscape Chenango event cost only eight hours in overtime this year, because they had a good plan to utilize volunteers. Ald. Thornton wondered if there was any way to determine the overtime budget each year for these purposes and how the various groups might be able to help defray it like Colorscape has done. Ald. Biviano also asked Acting Chief Roach to check into a parade permit fee and inquire with other cities like Cortland and Oneonta. He said it was time for Norwich to establish a minimum fee. Ald. Maiurano said that this subject has been discussed in the Public Safety Committee in the past. He added that he feels these many events are great for the City, and he likes to see the police leading them, which reflects their rapport with the community.

Request From Norwich H.S. Pep Club Request for Homecoming Parade on September 30, 2005 - Ald. Biviano moved to receive, approve, and file the request, under the supervision of the Acting Police Chief. Seconded by Ald. Maiurano and duly adopted, ayes all.

1) DEPARTMENT, BOARD AND COMMISSION REPORTS:

- Historian monthly report for August, 2005
- Public Works/Water System monthly report for August, 2005
- Records Management monthly report for August, 2005
- Youth Bureau monthly report for July/August, 2005
- Civil Service Commission (no August meeting)
- Parks Commission minutes of August 8, 2005
- Planning Commission minutes of August 15, 2005
- Traffic Commission (no August meeting)
- Water Commission (no August meeting – Annual Picnic)
- Youth Board Minutes of September 13, 2005 (no August meeting)
- Zoning Board of Appeals minutes of August 22, 2005

-- Ald. Biviano moved to receive and file the department, board and commission reports. Seconded by Ald. Thornton and duly adopted, ayes all.

WARD AND COMMITTEE REPORTS:

- Finance/Personnel Committee meeting of September 7, 2005
- (No Public Safety Committee meeting in August, 2005)
- Public Works Committee meeting of August 25, 2005

Ward One – Ald. Abraham reported on a couch that has been left on the front lawn at 5 Beebe Avenue, which was brought to the attention of Codes. He said that the plastic coverings on windows of the former Board of Education Building on South Main Street had blown out, and he had spoken to the owners who indicated they would take care of it. However, they didn't act to correct the situation and he also brought that to Codes. He said that he had a concern with two parking spaces in front of the Nelson and Flanagan office on South Broad Street, in that they were never there before and have now appeared after the completion of the Route 12 Repaving Project. He was concerned that they were very close to Hayes Street and when occupied could result in obstructing the view at the intersection. It was questioned whether they actually are new or were always there, and Acting Chief Roach will be looking into it.

Ward Two – Ald. Cushman said that there is a continuing concern from the spring flood which he has communicated to Supt. Ivarson, and that there was a Willard Court resident who had concerns with the Canasawacta dam and would like a follow-up on its status. C. Ivarson replied that a report on a current study in that regard should be forthcoming very soon.

Ward Three – Ald. Williams reported on concerns with traffic and parking problems that occur on Ridgeland Road near the Gibson School. She said that on the day before and day of school opening, and at other times, it has resulted in problems, with one resident having their driveway blocked.

Ward Four – Ald. Thornton said that he had nothing in particular for his ward, but wished to comment that Acting Chief Roach is doing an excellent job, with results such as the drug busts, and a continuing ability to handle very well what he would characterize as scheduling challenges.

Ward Five – Ald. Maiurano reported that a few things had been referred to the Traffic Commission involving some junk cars and similar things. He said he too would like to comment on the great job that is being done by the Fire, Police, and Public Works departments.

Ward Six – Ald. Biviano spoke about the codes issues on Delaware Square and thanked City Attorney Flanagan for the diligent work he had done. Regarding the legal status, P. Flanagan reported that the property owner had lost his trial effort, and that the time for following through on appealing the decision had run out, after which Flanagan filed for dismissal, which was granted by the Court. Ald. Biviano next addressed Acting Chief Roach, stating that he has done an amazing job in a short time. Roach responded with appreciation, but pointed out that he has a lot of good men and women in the department who had gotten the job done.

-- Ald. Williams moved to receive and file the reports. Seconded by Ald. Cushman and duly adopted, ayes all.

OLD BUSINESS:

Tabled Resolution #41-2005 Relative to Non-Unit Compensation Schedule – Ald. Abraham said he had read the minutes of the September Finance / Personnel Committee meeting. He noted that the Committee received a compensation study prepared and distributed by H.R. Director DeForest, and after review and discussion, they concurred that the information supported the proposed 2005 Non-Unit Compensation Schedule which was received by the Council earlier in the year, and is awaiting action after being tabled in May. Ald. Abraham then moved to remove Resolution #41 of 2005 from the table and call the question for a vote. Seconded by Ald. Cushman, and duly adopted on a roll call vote, 4-2, (Ald. Thornton and Ald. Biviano). Ald. Maiurano called the question, and the resolution was duly adopted on a roll call vote, 4-2, (Ald. Thornton and Ald. Biviano).

-- Prior to the vote, Ald. Thornton stated that he would not be voting in favor of this, because he felt the Council has still not gotten what was asked for, regarding a summary comparison with other comparably sized communities. He said that what he did see is that a lot of department heads are significantly overpaid versus other communities, and in fact they are not even near the ballpark. He added that some positions in Norwich are not even listed in other communities, and what are separate positions in Norwich are combined into a single position in other communities. He said that Norwich has way too many department heads. He stated that he wanted to see the Non-Unit Compensation Schedule taken entirely out of the budget for next year (2006) and for all future years. Ald. Williams said that the compilation study is what Ald. Thornton had asked for, and that NYCOM had already done what he had asked for. Ald. Thornton disagreed, saying that what was provided was not a summary comparison. Ald. Maiurano said that enough has been discussed to date, and it was time to take the vote. Ald. Cushman said that before doing that, he had comments he wanted to make. He said that he hadn't read the study, because he felt it didn't do any good to compare when he doesn't know staffing details in other cities, and he doesn't know if they have the same constraints and obligations that ours have. Ald. Thornton responded to Ald. Cushman that he agreed with his observation about the comparison, because almost all other communities don't have this many department heads.

-- Following the vote, Ald. Thornton reiterated that he would like to have the dollar amount for department heads removed from the budget for 2006 and all future years. Mayor Raphael said that if anyone has any desires or concerns of that nature, they can take them to the Finance / Personnel Committee.

Tabled Resolution #9 of 2005 Relative to Zoning Ordinance Map Reversion of P.U.D. to R-1 – Ald. Williams moved to remove Resolution #09-2005 from the table, and amend it as follows: *portion added:* "WHEREAS, the Common Council duly adopted motions on August 16, 2005 to modify proposed Ordinance No. 1 of 2005 and to receive said Ordinance as modified; and WHEREAS, a public hearing has been held on September 20, 2005 relative to such modified ordinance;" *portion revised:* "RESOLVED, that Ordinance No. 1 of 2005, relative to amending the Zoning Ordinance Map of the City of Norwich, as presented to the Common Council on January 25, 2005, and as modified and received on August 16, 2005, be and hereby is approved. Seconded by Ald. Cushman and duly adopted , 6-0, on a roll call vote. Ald. Williams moved to approve Resolution #9 of 2005, as amended. Seconded by Ald. Cushman and duly adopted, 6-0, on a roll call vote.

-- Prior to the vote, Ald. Williams said that this had been reviewed very thoroughly over the past several months, and that she was happy with the outcome.

For reference, the formats for the modified ordinance and amended resolution are as follows:

(Modified) ORDINANCE NO. 1 Of 2005:

AN ORDINANCE TO AMEND THE ZONING ORDINANCE MAP
OF THE CITY OF NORWICH RELATIVE TO THE NORTHWEST SECTION PUD

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

Section 1. The City of Norwich Zoning Ordinance Map is hereby amended by reverting the entire P.U.D. district located at the northwest corner of the City back to its previous classification as an R-1 district.

☆

Section 2. Of the lots available for development in this area, nine (9) do not meet current R-1 open space requirements, as set forth in the City of Norwich Zoning Ordinance, which states minimum lot size to be 10,075 square feet. The development of each of these nine (9) lots shall be limited to single family homes only. The street and lot line setback requirements as well as maximum building height and maximum percent of lot coverage requirements shall remain in effect for these nine (9) lots as dictated for a R-1 zone in the City of Norwich Zoning Ordinance.

Section 3. This ordinance shall take effect immediately.

SECTION 2. : ☆

WAS ADDED TO THE ORIGINAL FORMAT.
NO OTHER CHANGES WERE MADE.
(Per Modification Adopted on AUGUST 16, 2005)

(Amended) RESOLUTION #09- 2005. APPROVING ORDINANCE TO AMEND THE ZONING ORDINANCE MAP OF THE CITY OF NORWICH:

Ald. _____ introduced the following and moved its adoption:

WHEREAS, the Common Council received proposed Ordinance No. 1 of 2005 on January 25, 2005, such ordinance amending the Zoning Ordinance Map of the City of Norwich to revert the entire P.U.D. district located at the northwest corner of the City back to its previous classification as an R-1 district; and

WHEREAS, a public hearing has been held on February 15, 2005, relative to such ordinance; and

WHEREAS, the Common Council duly adopted motions on August 16, 2005 to modify proposed Ordinance No. 1 of 2005 and to receive said Ordinance as modified; and

WHEREAS, a public hearing has been held on September 20, 2005 relative to such modified ordinance; now, therefore be it

~~RESOLVED, that Ordinance No. 1 of 2005, relative to amending the Zoning Ordinance Map of the City of Norwich, as presented to the Common Council on January 25, 2005, be and hereby is approved.~~

RESOLVED, that Ordinance No. 1 of 2005, relative to amending the Zoning Ordinance Map of the City of Norwich, as presented to the Common Council on January 25, 2005, and as modified and received on August 16, 2005, be and hereby is approved.

OLD BUSINESS - Continued:

Tabled Resolution #57 of 2005 Relative to Zoning Reclassification From R-1A to R-2 – Mayor Raphael referred to the recommendation by Bill Tomkins of Shelter Planning that the reclassification in Proposed Ordinance No. 5 was not needed, and that the Council had so concurred last month. He said a vote of nays would defeat the resolution, and Proposed Ordinance No. 5 would thereby not be adopted.

Ald. Biviano then moved to remove Resolution #57-2005, which calls for approving a proposed ordinance to amend the zoning ordinance by reclassifying all R-1A districts to R-2 districts, from the table and call the question for a vote. Seconded by Ald. Maiurano and duly adopted, ayes all. Ald. Biviano then called the question, and the resolution was duly defeated, 0-6, on a roll call vote.

-- Prior to the vote, Ald. Biviano commented that to enact this ordinance would be wrong. He asked to confirm that a no vote in calling the question was the correct vote for defeating it, which Attorney Flanagan and Clerk / Finance Director Roberts reaffirmed.

-- Following the vote, Mayor Raphael noted that there are two other tabled resolutions involving zoning ordinance changes, number 55 and number 56, for which further action is being pursued through Bill Tomkins of Shelter Planning, who will be making wording modifications, and reviewing them with the Planning Commission in addition to other administrative processes next month.

NEW BUSINESS:

Mayoral Appointment

- Housing Authority – Jane Prime, 16 Locust Street, effective as of August 1, 2005 appointment to fill a vacancy for the remainder of a five-year term expiring June 25, 2006.

Halloween Trick or Treat Date and Time

- Mayor Raphael announced that the official hours and date for Halloween Trick or Treating in the City of Norwich are set for 5:30 PM to 8:30 PM on Monday, October 31, 2005.

Designate Mang Insurance Agency as Broker of Record for Health Insurance – Ald. Biviano moved to designate Mang Insurance Agency of Norwich, NY, as Broker of Record under the New York State Insurance Department requirement for premium allocation to provide for independent support services in the procurement and maintenance of employee health insurance coverages and products, as recommended by the Finance/Personnel Committee. Seconded by Ald. Maiurano and duly adopted, ayes all..

-- Prior to the vote, Ald. Thornton asked who the prior broker was. H.R. Director DeForest responded that there was none. She explained that this is a new feature, that the cost is required to be included in the premium rate, and that the premium remains the same whether a broker is selected or not. Ald. Biviano commented on the overall professionalism and quality of services of Mang, and the value of using local sourcing. Ald. Thornton asked what types of services would be provided, and D. DeForest stated that there were many computerized features and consulting capabilities, as well as help in going out to quote and with negotiating premium rates and coverages, all of which would be very helpful in administering the health insurance program. Ald. Thornton asked if the broker would actually administer the program. DeForest said no, she would still have to do all of the administrative work of employee assistance with enrollment, changes, claims issues and questions, related labor contract negotiations, and audit & verification of monthly billings.

Authorize Natural Gas Supply Contract With NYSEG Solutions Via MEGA Bid Award – Ald. Maiurano moved to authorize a contract for supply of natural gas for a one-year term effective with the meter reading date in January, 2006, with NYSEG Solutions, Inc., through the City's membership in the Municipal Electric and Gas Alliance, as recommended by the Finance/Personnel Committee. Seconded by Ald. Williams and duly adopted, 6-0, on a roll call vote.

-- Prior to the vote, Ald. Thornton asked what type of change in the rate would be forthcoming. DPW Supt. Ivarson replied that it would be in the neighborhood of 35%. He said the City is currently spending about $80,000 a year on natural gas for the General Fund portion. Ald. Biviano asked how this could be determined, in light of the renovated firehouse, and C. Ivarson said that he has been tracking use. He added that the new facility will not cost as much as the previous temporary facility in the transportation building on Borden Avenue. Ald. Biviano asked about utility payments for that facility now that the department has relocated. W. Roberts said that once the department is fully moved out, the current tenant would be charged one half of the utilities cost. The question was then raised as to when the department would clear everything out of the building, and Chief Tighe indicated that it should be done by October 1st.

Designate City Vehicle for Code Enforcement Officer Use for Official Business – Ald Abraham moved that a City-owned vehicle be designated for the purpose of conducting City business by the Code Enforcement Officer, under the direction of the Fire Chief. Seconded by Ald. Thornton. Discussion followed next, during which Ald. Biviano moved to modify the wording of the motion to include that the use would be as a shared vehicle. Seconded by Ald. Maiurano, and duly adopted ayes all. It was then requested that W. Roberts re-read the motion as modified:

"A City-owned vehicle be designated for the purpose of conducting City business by the Code Enforcement Officer, as a shared vehicle under the direction of the Fire Chief."

Ald. Biviano moved to adopt the motion as modified. Seconded by Ald. Williams and duly adopted, ayes all.

-- Prior to the vote, Ald. Thornton asked which vehicle would be used and who would be driving it. Chief Tighe said that the old police car, which has been converted and re-marked for overall fire department use, would be shared between the Codes Officer and the Fire Police. Ald. Biviano asked if the use would be solely for official City business. The Mayor and Chief Tighe said yes. Biviano asked if vehicle logs are kept, and DPW Ivarson said he has usage information from the fuel billing system. Ald. Biviano said that that source does not clearly reflect the separate purposes of use.

Establish Revised Minimum Bid Amount for East Main Street School Building – Ald. Biviano moved to establish a revised minimum bid amount of $ 190,000 for the auction of the East Main Street School Building. Seconded by Ald. Maiurano and duly adopted, 6-0, on a roll call vote.

-- Prior to the vote, Ald. Biviano said that this amount would be a bargain for a prospective buyer, but that the City got it originally without a direct cost impact, after a protracted haggling process.
-- Ald. Williams added that the City needs to proactively pursue getting rid of it.

Establish Minimum Bid Amount for Borden Avenue Transportation Building – Ald Biviano moved to establish a minimum bid amount of $ 300,000 for the auction of the Borden Avenue Transportation Building. Seconded by Ald. Maiurano and duly adopted, 6-0, on a roll call vote.

-- Prior to the vote, Ald. Biviano indicated that this amount would also represent a bargain, recalling that Victory Markets had spent $1.2 Million in the construction of the building. He added that it has served City purposes well, and its value has been enhanced by extending water and sewer lines to it.

RESOLUTION #79 - 2005. AWARDING BID FOR COLD WATER METERS FOR 2005

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, a bid has been received for the purchase of Cold Water Meters for 2005; and

WHEREAS, the Public Works and Finance/Personnel Committees have made certain recommendations; now, therefore be it

RESOLVED, that the bid for Cold Water Meters for 2005 be awarded to the lowest qualified bidder meeting specifications, E. J. Prescott, Inc. of Round Lake, NY in the amount of $64,678.63; and, further be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 2005 Capital Reserve Fund and Water Fund budgets:

From:

Account Number	Name	Amount
HR30-878	Capital Reserves – Water System Improvements	$ 64,678.63

To:

Account Number	Name	Amount
F1989.4	Water Fund – Special Projects & Other	$ 64,678.63

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

RESOLUTION # 80 - 2005. AUTHORIZING TRANSFER FOR ROWLEY AVENUE WATER MAIN REPAIR

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of repairs to the Rowley Avenue twelve inch water main at an estimated cost not to exceed $7,000; and

WHEREAS, the Public Works and Finance/Personnel Committees have made certain recommendations; now, therefore be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 2005 Capital Reserve Fund and Water Fund Budgets:

From:

Account Number	Name	Amount
HR31-878	Capital Reserves – Water Mains	$ 7,000.00

To:

Account Number	Name	Amount

F8340.4040 Water Fund Distribution – Repairs & Maintenance $ 7,000.00

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

-- Prior to the vote, Ald. Biviano commented on the excellent job performed by the DPW in repairing the water main break and restoring service.

Payment of Bills -- Ald. Maiurano moved to pay the bills after proper audit and certification as follows:

	Prepaid	09/20/05	Grand Total
General Fund	$ 109,131.76	$ 133,010.56	$ 242,142.32
Sewer Fund	13,809.04	30,754.40	44,563.44
Water Fund	24,236.83	29,073.38	53,310.21
Trust	48,542.22	7,920.94	56,463.16
B.I.D.	0.00	0.00	0.00
Debt Service	10,557.50	0.00	10,557.50
Reserves	0.00	0.00	0.00
Com. Develpmnt.	20,600.00	0.00	20,600.00
EDZ/LDC	0.00	0.00	0.00
Capital Projects	438,259.41		438,259.41
TOTALS	**665,136.76**	**200,759.28**	**865,896.04**

Seconded by Ald Williams and duly adopted, ayes all.

Prior to the vote, Ald. Thornton requested that an update on the status of the Community Development Loan Program outstanding loans be made. W. Roberts indicated that he would follow up on it.

Executive Session – Ald. Biviano moved to go into executive session at 8:42 PM to discuss the employment history of a particular corporation. Seconded by Ald. Cushman and duly adopted, ayes all.

-- Ald. Abraham moved to go out of executive session at 9:33 PM. Seconded by Ald. Maiurano and duly adopted, ayes all.

Adjournment –Ald. Abraham moved to adjourn at 9:34 PM. Seconded by Ald. Thornton and duly adopted, ayes all.