COMMON COUNCIL

July 24, 1990

Common Council President Ald. Angelino presided at a regular meeting of the Common Council held at 7 p.m. on July 24, 1990, at the Higley Building.

Present:

Ald. Charles Angelino
Ald. Hartley Ackley
Ald. Herbert Horovitz
Ald. Kenneth Titus
Ald. Roland Guinn

Also:

CD Director/Clerk Jody Zakrevsky
Chamberlain Harold Hutton
Attorney James Cushman
DPW Director Neil Beebe
Fire Chief Mark Rice
Asst. Police Chief Richard Whiting
Codes Enforcement Officer Gary Lackos
Highway Supt. Joseph Loscavio
Supervisor John Dolan

Ald. Guinn moved to dispense with the reading and approve the minutes of July 10, 1990. Seconded by Ald. Horovitz and duly adopted, ayes all.

OPEN FORUM:

-- Stan Prusik, 30 Eric Street, complimented the City on the new DPW Garage. He also said several residents noted to him improvement in the spring cleanup this year.

Mr. Prusik asked why the street lines were being painted during sidewalk sale days. DPW Director Beebe said the street line painting was conducted on sidewalk sale days due to several previous dates of the contract being rained out.

Mr. Prusik said the 24 hour parking lot behind Howard Johnson's is full due to Chenango Memorial Hospital's administrative offices being located in the former insurance building. Mr. Prusik said he feels there is sufficient parking available around the City. He suggested people could be given a weekly pass to park in two hour zones rather than changing the meters.

BIDS:

-- Clerk Zakrevsky reported bids were received for Demolition of Residential Buildings and Dry Cleaning Uniforms.

CORRESPONDENCE:

-- Clerk Zakrevsky reported a letter was received from Mrs. Norman Lewis regarding a fence on her property at 21 King Street and a request from the Broken Squares to use the East Side Park Gazebo on August 30, 1990 from 7:30 p.m. to 9:30 p.m.

Codes Enforcement Officer Lackos noted the only restrictions for fences are that of size and distance from street lines, but he has no authority to require a fence's removal beyond that.

The Council requested the Clerk respond to Mrs. Lewis that her situation is a property line dispute and not a matter for the Common Council to decide.

Ald. Guinn moved to receive and file the correspondence and approve the request from the Broken Squares under the direction of the Police Chief. Seconded by Ald. Titus and duly adopted, ayes all.

DEPARTMENT. BOARDS AND COMMISSION REPORTS:

-- Clerk Zakrevsky reported the following reports were received:

- -- Parks Commission minutes of July 9, 1990
- -- Parks Commission special meeting of June 24, 1990
- -- Codes Enforcement monthly report for June 1990
- -- Electrical Board meeting of June 21, 1990

WARD AND COMMITTEE REPORTS:

- -- Finance Committee meeting of July 10, 1990
- -- Public Works Committee meeting of July 12, 1990

Ald. Angelino reported the Public Works Committee has received several complaints from residents regarding the payment process for the sidewalk repair program. Currently a resident is charged $2.35 per foot, with half of the total due at the time the work is performed and the balance added to the resident's next tax bill. Ald. Angelino suggested the payback period be extended.

Highway Supt. Loscavio noted $2.35 per foot is much less than the cost of hiring a contractor to perform the work.

The matter was referred to the Finance Committee for recommendation.

OLD BUSINESS:

-- Ald. Guinn noted St. Bart's Church is once again requesting a sign permit this year. Codes Enforcement Officer Lackos said he has been in contact with the Church.

Codes Enforcement Officer Lackos noted the 60 day waiver to the sign ordinance for changing letters will soon be up.

Ald. Guinn moved to extend the waiver for 30 more days. Seconded by Ald. Titus and duly adopted, ayes all.

NEW BUSINESS:

-- Ald. Angelino moved to award the Demolition of Residential Buildings bid to Albert E. Wehrli Excavating, Norwich for $19,400 without compaction, as recommended by the Public Works Committee and the City Attorney. Seconded by Ald. Guinn and duly adopted, ayes all.

-- Ald. Horovitz moved to award the Dry Cleaning Uniforms bid, as recommended by the Public Safety Committee and the City Attorney, to Arrow Laundry of Norwich, for $230 per month - Police Department; $150 per month - Fire Department; and No Charge - Emergency Squad. Seconded by Ald. Guinn and duly adopted, ayes all.

-- Ald. Ackley moved to approve a request from residents to hold the annual Francis Avenue Clam Bake on August 26 from 8 a.m. to 7 p.m. Seconded by Ald. Horovitz and duly adopted, ayes all.

-- Ald. Horovitz reported a curb cut request for Midland Drive (11-17 Davis Street) from Dr. Mark Vogel. He noted Dr. Vogel and his partner would like to build an office on the property with a entrance on Midland Drive.

Ald. Angelino said similar requests for a curb cut at that location have been denied due to safety reasons. He said the property has been used as a garden plot for the past ten years. He noted the neighbor is opposed to the request.

Dr. Vogel explained he and his associate would like to build an office building at 11-17 Davis Street with an entrance on Midland Drive. He said the practice consists of himself, with approximately 10 patients per day, and his associate, with approximately six patients per day.

Dr. Vogel said he presented his plan to the School Board and received an enthusiastic response. He explained that the location would be convenient since about 25% of his clientele come from the school. He also frequently attends meetings at the school. Dr. Vogel stated the School Board has agreed to sell him the adjacent property providing he receives Common Council approval for the curb cut. He noted the location of the driveway would be approximately 20 feet from the pump house.

Traffic Commission member Thomas Knapp said he believed the Traffic Commission would have no objection to the request.

Ald. Horovitz moved to approve the request for a curb cut at Midland Drive (11-17 Davis Street). Seconded by Ald. Guinn. The vote was 3-2 (Ald. Ackley, Angelino).

Ald. Titus requested the City Attorney clarify whether the request was approved by the next meeting.

RESOLUTION #61 - 1990. AUTHORIZING TRANSFER FOR ATTORNEY FEES

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, additional funds are needed to cover the costs for special council; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1990 General Fund Budget:

From:

Account Number	Name	Amount
A1990	Contingency	$ 16,000

To:

Account Number	Name	Amount
A1420.4020	Contracted Services	$ 16,000

Seconded by Ald. Horovitz and duly adopted, ayes all on a roll call vote (4-0).

* amended 10/9/90

RESOLUTION #62 - 1990. AUTHORIZING MAYOR TO SIGN AN AGREEMENT WITH CONTEL TO LEASE CENTREX TELEPHONE SYSTEM AND SOLICIT BIDS FOR NORTHERN TELECOM UNITY TELEPHONE INSTRUMENTS

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, the City is desirous of installing a new telephone system for use at various city office buildings including City Hall; and

WHEREAS, the Finance Committee and the City Chamberlain have recommended the leasing of a Centrex system from Contel of New York, Inc., Contel being the only provider of such system in our service area; and

WHEREAS, the Finance Committee recommends leasing of such system due to price stabilization over a ten year period, the number of options available, the expandability, the transferability, the lack of need to hire additional staff or parts inventory, the lack of need for climate control, and minimal time delays in repair; and

WHEREAS, Contel has indicated that Northern Telecom Unity telephone instruments are recommended with the Centrex system because of compatibility; and

WHEREAS, William Campbell of the New York State Comptroller's Office has indicated to the City Chamberlain that the Common Council may restrict the bids to one brand because of economic or efficiency reasons; and

WHEREAS, the City Chamberlain has recommended the purchase of Northern Telecom Unity telephone instruments because of efficiency reasons, particularly link time and voltage or line impedance compatibility: now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized to sign an agreement with Contel to lease the Centrex Telephone System at a cost of $ 989.40 per month for ten years with the option to purchase; and further be it

RESOLVED, that the City Clerk be authorized to solicit bids for purchase of the Northern Telecom Unity telephone instruments.

Seconded by Ald. Titus and duly adopted, ayes all on a roll call vote (4-0).

RESOLUTION #63 - 1990. AUTHORIZING EXTENSION OF AGREEMENT WITH JAMES SUOZZO, P.E., FOR ENGINEERING AND INSPECTION SERVICES

Ald. Titus introduced the following and moved its adoption:

WHEREAS, on June 27, 1989, Resolution No. 49 of 1989 was approved authorizing the Mayor to sign an agreement with James F. Suozzo, P.E., of Franklin, to provide engineering and inspection services for a new public works facility at Hale Street at a cost not to exceed $15,000 for the design phase, including plans and specifications, and $10,000 for inspection services during construction; and

WHEREAS, the Public Works Committee authorized James Suozzo to provide for full time inspection and temporary electrical service at additional costs of $25,000 and $3,000, respectively; and

WHEREAS, funds have been expended to the limit of the contract with construction not yet completed; now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized to sign an extension agreement with James F. Suozzo, P.E., to continue to provide engineering and inspection services for the new public works facility at Hale Street during construction at an increase cost of $25,000 and to pay for temporary electrical service at a cost of $3,000.

Seconded by Ald. Ackley and duly adopted, ayes all on a roll call vote (4-0).

-- Prior to the vote, Ald. Horovitz questioned the need for continuing the agreement. Ald. Titus explained that large projects such as this with so many aspects of work to be performed need to be coordinated by someone to insure it runs smoothly. DPW Director Beebe noted the $25,000 was included in the full project estimate.

RESOLUTION #64 - 1990. AUTHORIZING TRANSFER FOR HAYES STREET WATER MAIN REPLACEMENT, SEWER ADMINISTRATION PERSONAL SERVICES, AND FOR STREAM ASSIMILATION STUDY

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, the Board of Water Commissioners has determined additional funds are needed for the Water Fund Capital Reserve to cover the cost of the Hayes Street Water Main replacement; and

WHEREAS, the Board of Water Commissioners has determined the Sewer Administration Salary budget for 1990 is understated: and

WHEREAS, due to a Supreme Court consent order mandating an examination of the impact the new sewage treatment plant has on the Chenango River, the Board of Water Commissioners has retained the firm of Calocerinos & Spina of Liverpool, NY to conduct the study at an estimated cost of $26,989; now, therefore be it

RESOLVED, that, as approved by the Board of Water Commissioners, the Chamberlain be and hereby is authorized to make the following transfers in the 1990 Water Fund Capital Reserve and Sewer Fund Budgets:

From:

Account Number	Name	Amount
F1990.4	Contingency	$ 5,000
G8120.1010	Sanitary Sewers, Personal Services	$ 10,000
G8130.1010	Sewage Treatment, Personal Services	4,840
G1990	Contingency	16,160
G9130.4010	Heat, Light & Power	26,989

To:

Account Number	Name	Amount
F8330	Water Capital Reserve	$ 5,000
G8110.1010	Sewer Admin., Perssonal Services	$ 31,000
G8110.4020	Sewer Admin., Contracted Services	26,989

Seconded by Ald. Titus and duly adopted, ayes all on a roll call vote (4-0).

-- Prior to the vote, Ald. Horovitz questioned transferring the funds before it is known whether the project will go forward this year. Clerk Zakrevsky noted the resolution is only transferring the funds into the account. Chamberlain Hutton said materials that have already been ordered will have to be paid for whether or not the project goes forward at this time.

RESOLUTION #65 - 1990. AUTHORIZING APPROPRIATION FROM WATER FUND CAPITAL RESERVE FUND FOR HAYES STREET MAIN REPLACEMENTS

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, bids have been received and the Water Board of Commissioners and the Common Council have approved the Hayes Street main replacement; and

WHEREAS, funds for such replacement require expenditure of funds from the Water Capital Reserve Fund; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to expend the following from the Water Capital Reserve Fund:

Account Number and Name	Item	Amount
F8330 Water Capital Reserve Fund	Main Replacement	$ 55,000.00

Seconded by Ald. Titus.

Ald. Ackley stated that, since there may not be funding to complete the Hayes Street reconstruction this year, the funds should not be expended at this time.

-- Ald. Ackley moved to table the resolution. Seconded by Ald. Guinn and duly adopted, ayes all.

-- Ald. Guinn moved to pay the following bills after proper audit and certification with the addition of $4,953 to First Commercial Life for the first month's premium for the new insurance plan:

	Prepaid	7/24/90	Grand Total
General Fund	349,508.47	59,847.85	409,356.32
Trust Fund	114,594.65	0.00	114,594.65
B.I.D.	3,000.00	0.00	3,000.00
W.W.T.P.	355.31	11,755.00	12,110.31
Unemployment Insurance	0.00	510.00	510.00
Special Grants	11,912.02	2,400.00	14,312.02
Community Development	0.00	6,198.50	6,198.50
Capital Projects	0.00	20,836.55	20,836.55
TOTALS	**$479,370.45**	**$101,547.90**	**$580,918.35**

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

-- Ald. Ackley moved to adjourn at 8:16 p.m. Seconded by Ald. Guinn and duly adopted, ayes all.