

COMMON COUNCIL

December 26, 1990

Mayor Chomyszak presided at a regular meeting of the Common Council held at 7 p.m. on December 26, 1990, at the Higley Building.

Present:

Mayor Marjorie Chomyszak
Ald. Hartley Ackley
Ald. Patrick McNeil
Ald. Herbert Horovitz
Ald. Kenneth Titus
Ald. Roland Guinn
Ald. Charles Angelino

Also:

Clerk Jody Zakrevsky
Chamberlain Harold Hutton
Attorney James Cushman
Fire Chief Mark Rice
Asst. Police Chief Richard Whiting
Highway Supt. Joseph Loscavio

Ald. Guinn moved to dispense with the reading and approve the minutes of December 11, 1990. Seconded by Ald. Titus and duly adopted, ayes all.

OPEN FORUM:

-- No one wished to be heard.

BIDS:

-- Clerk Zakrevsky reported bids were received for the following:

- Demolition of Grain Mill
- Installation of Water Main and Related Materials
- Water Main and Related Materials
- SDR 35 PVC Pipe and Fernco Couplings
- 1991 Mini Van (Cargo)

Mr. Zakrevsky noted the 1991 mini van bids would have to be held until a recommendation is made by the Water Board. Ald. McNeil asked if the van was included in the 1991 budget. Chamberlain Hutton said it was budgeted in 1990.

CORRESPONDENCE:

-- Clerk Zakrevsky reported the following correspondence was received:

-- A letter from Police Chief Gary Follett notifying the City of his retirement effective February 2, 1991.

-- A letter from DPW Director Neil Beebe notifying the City that he will not be a candidate for re-appointment when his term expires on December 31, 1990.

Ald. Guinn moved to accept the letters of notification. Seconded by Ald. McNeil and duly adopted, ayes all.

DEPARTMENT, BOARDS AND COMMISSION REPORTS:

-- Ald. McNeil moved to receive and file the following reports:

- Police Department monthly report for November 1990
- Civil Service Commission minutes of December 13, 1990

WARD AND COMMITTEE REPORTS:

-- Personnel Committee meeting of November 15, 1990

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

OLD BUSINESS:

Mayor Chomyszak reported the City Attorney has recommended the proposed resolution establishing a quota system for reservists in the Police Department be withdrawn as it would be contrary to federal law.

NEW BUSINESS:

-- Ald. Titus moved the following re-appointments:

-- Jody P. Zakrevsky to a two-year term as City Clerk expiring December 31, 1992.

-- Harold Hutton to a four-year term as City Chamberlain expiring December 31, 1994.

-- James Cushman to a two-year term as City Attorney expiring December 31, 1992.

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

-- Prior to the vote, Ald. Horovitz moved to go into a brief executive session to discuss the personnel history of a particular individual. Seconded by Ald. Ackley and duly adopted, ayes all.

Ald. Guinn moved to go out of executive session. Seconded by Ald. Angelino and duly adopted, ayes all.

-- Ald. Guinn moved to award the following bids to the lowest qualified bidders meeting specifications:

-- Demolition of Grain Mill to Burton F. Clark of Delhi, NY for \$16,492.

-- Water Line Materials to Vellano Bros., Inc. of Binghamton, NY for \$5,056.

-- SDR 35 PVC Pipe and Fernco Couplings to Vellano Bros., Inc. of Binghamton, NY for \$2,621.22.

-- Installation of Water Main to Burton F. Clark of Delhi, NY for \$5,850.

Seconded by Ald. Angelino and duly adopted, ayes all on a roll call vote.

Prior to the vote, Ald. McNeil asked where the demolition debris would be hauled to. Clerk Zakrevsky said it will have to be hauled to a certified landfill.

RESOLUTION #115 - 1990. AUTHORIZING TRANSFER FOR SPECIAL COUNSEL EXPENSE

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, additional funds are required for costs associated with special counsel; 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:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1990	Contingency	\$ 3,017.71

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1420.4020	City Attorney - Contracted Services	\$ 3,017.71

Seconded by Ald. Horovitz and duly adopted, ayes all on a roll call vote.

RESOLUTION #116 - 1990. AMENDING AND AUTHORIZING TRANSFER FOR ADJUSTMENT OF HAYES STREET RECONSTRUCTION BUDGET

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, the Common Council established by Resolution 68 of 1990 a project budget for the reconstruction of Hayes Street; and

WHEREAS, the Common Council amended such budget and added additional funds from account HR93-5112.2, Permanent Streets, by Resolution 105 of 1990; and

WHEREAS, account HR93-5112.2 has no current appropriation; now, therefore be it

RESOLVED, that based upon final figures for completion of the 1990 Hayes Street reconstruction, Resolution Number 68 of 1990 be amended as follows:

<u>Account Number</u>	<u>Item</u>	<u>Amount</u>
H93-5118.1010	Personal Services	\$ 852.07
H93-5118.4020	Construction	92,071.66
H93-5118.4060	Materials & Supplies	2,676.27
H93-5118.4061	Equipment	0.00
		<u>\$ 95,600.00</u>

and further be it

RESOLVED, that Resolution Number 105 of 1990 be amended as follows:

that the Chamberlain be and hereby is authorized to make the following transfer in the 1990 Capital Projects Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H93-960	Unappropriated Fund Balance	\$ 846.00
H93-5112.4060	1989 Hayes Street	<u>1,104.00</u>
		\$ 1,950.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H93-5118.4020	1990 Hayes Street Reconst.	\$ 1,950.00

Seconded by Ald. Angelino and duly adopted, ayes all on a roll call vote.

RESOLUTION #117 - 1990. AUTHORIZING APPROPRIATION TRANSFER FROM RETIREMENT ACCOUNT FOR RETIREMENT

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, due to New York State cuts in retirement and a one percent reduction in state aid, additional local funds are necessary for retirement; and

WHEREAS, the Office of the State Comptroller has made certain recommendations; now therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to transfer the following:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A9010.8	Retirement	\$ 13,404.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1996.4	Contribution to NYS	\$ 13,404.00

Seconded by Ald. Horovitz and duly adopted, ayes all on a roll call vote.

RESOLUTION #118 - 1990. ESTABLISHING 1991 NON-UNIT COMPENSATION BENEFITS

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, the Personnel and Finance Committees have made certain recommendations relative to the 1991 compensation benefits for non-unit employees including department heads; now, therefore be it

RESOLVED, that City employee benefit manuals for non-unit employees and department heads be amended by increasing the 1990 compensation schedule by five percent across the board; and, further be it

RESOLVED, that this resolution shall take effect January 1, 1991.

Seconded by Ald. Horovitz.

Ald. McNeil asked where the funds would come from since the budget has already been passed. Chamberlain Hutton noted possible settlement amounts are figured into the budget and placed in the contingency fund pending Council approval.

-- Ald. McNeil moved to amend Resolution No. 118 of 1990 to include the addition of 30 year longevity. Seconded by Ald. Titus and duly adopted, ayes all on a roll call vote.

The amended resolution was duly adopted, ayes all on a roll call vote.

RESOLUTION #119 - 1990. CITY-COUNTY TAX LEVY FOR 1991

Ald. Horovitz introduced the following and moved its adoption:

WHEREAS, the taxes levied by Chenango County for collection by the City of Norwich during 1991 total \$ 1,923,885.88, and the assessments for Refuse District #3 for 1991 total \$ 127,976.83 making a total County levy of \$ 2,051,862.71; and

WHEREAS, the budget of the City of Norwich for the year 1991 has been duly adopted and the amount to be raised by taxes is \$ 828,728.06 and the

amount of special assessments and other total \$ 21,204.56, for a total City levy of \$ 849,932.62; now, therefore be it

RESOLVED, that said taxes totaling \$ 2,901,795.33 are hereby levied against the real property of the City of Norwich. The City Chamberlain is hereby directed to extend said tax against the property listed in the assessment roll of the City of Norwich and proceed to collect same in the manner prescribed in the Charter of the City of Norwich. The Mayor and City Clerk are hereby authorized to execute and issue to the Chamberlain the tax warrant for the collection of the above-mentioned taxes.

Seconded by Ald. Guinn and duly adopted, ayes all on a roll call vote.

RESOLUTION #120 - 1990. AUTHORIZING TRANSFER OF FUNDS FROM SPECIAL GRANT FUNDS TO OFF-SET STATE BUDGET REDUCTIONS

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, the City had received a 1989 legislative grant from the NYS Department of State for the design and installation of handicapped curb cuts; and

WHEREAS, the City awarded the installation to the low bidder, National Building and Restoration of Utica, NY, on November 14, 1989; and

WHEREAS, due to inclement weather work could not begin until the spring of 1990, and

WHEREAS, during the State budget process all previous year Department of State legislative grants were inadvertently left out of the 1990 State budget; and

WHEREAS, the State Legislature was to adopt a "clean up" bill during November of 1990, but due to extreme budget deficient such bill was not prepared; and

WHEREAS, the work for such installation has been completed and funds have been loaned from the Special Grant funds, such work being an eligible item under the Community Development Program; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfers:

From:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
CD-57-9950.1	Transfer to Other Funds	\$ 70,000

To:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
CD-62-5031	Transfer From Other Funds	\$ 70,000

Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote.

RESOLUTION #121 - 1990. AUTHORIZING TRANSFERS IN CAPITAL PROJECTS FOR MUNICIPAL GARAGE

Ald. Titus introduced the following and moved its adoption:

WHEREAS, all change orders and final estimates for the construction of the municipal garage have been received; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfers in the 1990 Capital Projects Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H36-5132.19	Contingency - Garage	\$ 7,223.43
H36-5132.21	Other - Garage	397.54
H36-5132.402F	Utility Relocation	3,000.88
H36-5132.22	Land Acquisition	1,600.00
		<u>\$12,221.85</u>

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H36-5132.402A	General Contractor	\$10,490.18
H36-5132.402D	Architecture & Engineering	1,731.67
		<u>\$12,221.85</u>

Seconded by Ald. Guinn and duly adopted, ayes all on a roll call vote.

-- Prior to the vote, Chamberlain Hutton explained the resolution is putting the funds into the correct accounts and no bills will be paid until the clerk of the works approves the inspections.

-- Ald. Angelino asked when the open house would be held for the garage facility. Highway Supt. Loscavio said it will be just after the first of the year.

RESOLUTION #122 - 1990. AUTHORIZING TRANSFER OF FUNDS TO APPROPRIATIONS TO FIRE COMPANIES

Ald. Guinn introduced the following and moved its adoption:

WHEREAS, in anticipation of planned additional expenses for the Fire Companies of the City of Norwich the City Chamberberlain has made certain recommendations; now, therefore be it

RESOLVED, that the following transfer in the 1990 General Fund Budget be and hereby is adopted:

From:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
A1990	Contingency	\$ 3,894

To:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
A3410.4183	Appropriations to Fire Companies	\$ 3,894

Seconded by Ald. Horovitz and duly adopted, ayes all on a roll call vote.

-- Ald. Horovitz moved to pay the following bills after proper audit and certification:

	<u>Prepaid</u>	<u>12/26/90</u>	<u>Grand Total</u>
General Fund	627,394.39	40,424.62	667,819.01
Trust Fund	193,655.52	0.00	193,655.52
W.W.T.P.	16,038.03	0.00	16,038.03
Reserves	20,000.00	0.00	20,000.00
Small Cities	140,000.00	0.00	140,000.00
Capital Projects	10,387.51	40,465.19	50,852.70

TOTALS	\$1,007,475.45	\$80,889.81	\$1,088,365.26
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Seconded by Ald. Titus and duly adopted, ayes all.

-- Ald. Guinn moved to go into executive session at 8:30 to discuss the purchase of property where the price may be affected. Seconded by Ald. Angelino and duly adopted, ayes all.

Ald. McNeil moved to go out of executive session. Seconded by Ald. Titus and duly adopted, ayes all.

Ald. Ackley moved to adjourn. Seconded by Ald. McNeil and duly adopted, ayes all.