

COMMON COUNCIL

May 11, 1993

Mayor Chomyszak presided at a regular meeting of the Common Council held at 7 pm on May 11, 1993, at the Higley Building.

Present:

Mayor Marjorie Chomyszak
Ald. George Carnrike
Ald. Patrick McNeil
Ald. Robert Rabinowitz
Ald. Stephen Tooker
Ald. Sam Symonds
Ald. Charles Angelino

Also:

Clerk Jody Zakrevsky
Chamberlain Harold Hutton
Attorney James Cushman
Highway Supt. Joseph Loscavio
Asa Allison, Delaware Engineering
Police Chief Richard Whiting
Asst. Fire Chief T. Christophersen

Ald. McNeil moved to dispense with the reading and approve the minutes of April 27, 1993. Seconded by Ald. Symonds and duly adopted, ayes all.

OPEN FORUM:

-- Joe Portelli, 11 Division Street, thanked Ald. McNeil for his prompt attention to the repair of the Chapman Turner Clock. He also thanked Ald. Angelino regarding a matter on Division Street. Mr. Portelli asked if the City still has a street sweeper noting the streets look rough. Mayor Chomyszak explained that the City's street sweeper has been concentrating on cleaning up from the recent flooding.

BIDS:

Clerk Zakrevsky reported no bids were received.

CORRESPONDENCE:

-- Ald. Carnrike moved to approve a street party request for Locust Street on June 6 (rain date - June 13) from 12 - 5 pm under the direction of the Police Chief. Seconded by Ald. McNeil and duly adopted, ayes all.

DEPARTMENT, BOARDS AND COMMISSION REPORTS:

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

- Parks Commission minutes of April 12, 1993
- Civil Service Commission minutes of April 15, 1993
- Planning Commission minutes of May 3, 1993

Mayor Chomyszak reported that she received a call from the American Legion regarding concern for the flag in East Side Park. Clerk Zakrevsky said DPW is looking into prices for a new flag.

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

WARD AND COMMITTEE REPORTS:

-- Ald. Carnrike said he has received several calls regarding spring cleanup and has been informed by DPW that during good weather the priority is filling the pot holes, but that spring cleanup will continue until all streets have been done.

-- Ald. Carnrike moved to approve a curb cut request at 74 Elm Street under the direction of the City Engineer. Seconded by Ald. McNeil and duly adopted, ayes all.

-- Ald. McNeil asked when tree planting would take place noting that Mr. Bartlett of his ward should be getting two trees this year. He explained that Mr. Bartlett was supposed to receive a tree last year but was missed. Highway Supt. Loscavio said tree planting would take place over the coming weekend.

Ald. McNeil reported several corner properties with overgrown hedges making visibility poor for traffic at intersections. The matter was referred to the Codes Enforcement office.

-- Ald. Tooker asked, referring to the Public Works Committee meeting of April 15, 1993, if the City has proposed to the Victory Markets store manager that the light in their parking lot be moved. Ald. Angelino said that subject was not addressed at the Public Works Committee meeting as the report states. After some discussion it was the consensus of the Council not to receive the Public Works Committee report of April 15, 1993.

Chief Whiting noted, with regard to the traffic problem on Turner Street, that Asst. Chief Mason has been working diligently with Victory Markets and the trucking company to resolve the situation.

-- Ald. Symonds asked if the air stripper is back up and running at Mirabito Fuel Company. Clerk Zakrevsky said it was down for cleaning and is now back up and running.

-- Ald. Carnrike moved to table the Public Works Committee report. Seconded by Ald. McNeil and duly adopted, 5-1 (Ald. Symonds).

-- Ald. Symonds moved to receive and file the Public Safety Committee report of April 19, 1993 the and Personnel Committee report of April 20, 1993. Seconded by Ald. Tooker and duly adopted, ayes all.

OLD BUSINESS:

Ald. Angelino asked that the public be informed of tire pickup which will be held from May 17 - 21 and anyone interested should contact the Highway Department at 334-1240 on Monday and Tuesday. He noted that there is a limit of 10 tire per household.

NEW BUSINESS:

-- Ald. Angelino reported, regarding the bid for Hubbard Avenue Rehabilitation, that the bid has not yet been reviewed by the Public Works Committee.

RESOLUTION #45 - 1993. AUTHORIZING TRANSFER FOR TRAVEL & TRAINING FOR CIVIL SERVICE COMMISSIONER

Ald. Symonds introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of a Civil Service Commissioner to attend a seminar; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1993 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1210.4030	Mayor - Travel & Training	\$ 216.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1430.4030	Personnel & Civil Service Travel & Training	\$ 216.00

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

-- Prior to the vote, Mayor Chomyszak noted that Mr. Berman has requested to attend a Civil Service training seminar in Albany. Ald. Angelino stated he was not aware that Commission and Board members could attend seminars at the City's expense. Ald. Tooker suggested that any commissioner attending a seminar provide a summary of what was covered for the other members of the board and the Council.

RESOLUTION #46 - 1993. AUTHORIZING TRANSFER FROM HIGHWAY FOR POLICE PATROL VEHICLE

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, the Finance Committee has recommended the police patrol vehicle which has been replaced by a new vehicle be transferred to the Highway Department for general city use rather than traded in; and

WHEREAS, funds are required to cover such transfer; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1993 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A5200.2	Highway Equipment	\$ 1,600.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A3120.2100	Police - Equipment	\$ 1,600.00

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

RESOLUTION #47 - 1993. AUTHORIZING CDBG ECONOMIC INVESTMENT PROGRAM LOAN FOR SWEET THOUGHTS BAKERY

Ald. Tooker introduced the following and moved its adoption:

WHEREAS, funds are available from repayment proceeds of Urban Development Action Grants and Small Cities CDBG grants, and

WHEREAS, a CDBG national program objective is to create and/or retain employment opportunities for persons of low and moderate incomes, and

WHEREAS, the Economic Investment Program Loan Committee has recommended approval of a loan application in the amount of \$ 40,000 submitted by Chris Uyehara for the relocation and development of a bakery/cafe at North Broad Street in the City of Norwich; now, therefore be it

RESOLVED, that an economic investment program loan to Chris Uyehara in the amount of \$ 40,000 be and hereby is authorized, to be repaid over five years at the rate of three percent interest; and, further be it

RESOLVED, that the Mayor be and hereby is authorized to act on behalf of the City in all matters related to the loan and such other terms and conditions as may be deemed appropriate relative to implementation of this resolution.

Seconded by Ald. Symonds and duly adopted, ayes all on a roll call vote, 5-0, with Ald. Carnrike abstaining due to a possible conflict of interest.

-- Prior to the vote, Ald. Tooker stated that this is a good thing for the City. He also noted that it takes a run down corner and turns it

into a nice looking establishment. He said Mr. Uyehara came to the loan committee meeting with a well prepared application and the committee was impressed with him.

RESOLUTION #48 - 1993. AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
WITH NORWICH BOWLING CENTER FOR YOUTH SERVICES

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, the City is desirous of expanding youth recreation services provided through the City Youth Bureau; and

WHEREAS, the City's Youth Bureau and Youth Bureau Director have made certain recommendations; and

WHEREAS, pursuant to U.S. Department of Housing and Urban Development Community Development Regulations, Part 570, Subpart C, Section 570.201(e), funds may be used for provisions for public services which are directed toward improving the community's public services which are related toward recreation and which are a new service; and

WHEREAS, the Norwich Bowling Center has agreed to offer instruction, supervision and training for City youths through a City Youth Bureau summer and winter program under the direction of the Youth Bureau; now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized to enter into an agreement, under the direction of the Attorney, with the Norwich Bowling Center to provide a youth recreation program through the City of Norwich Youth Bureau for a three year period at a fee not to exceed \$10,000 per year for the first two years and at no cost to the City for the third year; and further be it

RESOLVED, that the agreement may be extended for an additional two year period at no further cost to the City upon recommendation of the Youth Bureau Director and approval of the Mayor.

Seconded by Ald. Symonds and duly adopted, ayes all on a roll call vote, 5-0, with Ald. Carnrike abstaining due to a possible conflict of interest.

-- Prior to the vote, Ald. Symonds noted that the fee is not to exceed \$10,000 per year for the first two years. Clerk Zakrevsky indicated that it would cost \$13,240, not including staff time, if the City wanted to run such a program on it's own.

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

	<u>Prepaid</u>	<u>5/11/93</u>	<u>Grand Total</u>
General Fund	126,138.80	35,650.91	161,789.71
Trust Fund	171,623.01	0.00	171,623.01
B.I.D.	1,109.19	0.00	1,109.19
Capital Projects	0.00	1,638.21	1,638.21
TOTALS	298,871.00	37,289.12	336,160.12

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

-- Ald. Tooker moved to go into executive session at 7:35 pm to discuss pending litigation with a possible vote afterwards. Seconded by Ald. McNeil and duly adopted, ayes all.

Ald. Rabinowitz moved to go out of executive session at 7:55 pm. Seconded by Ald. Carnrike and duly adopted, ayes all.

RESOLUTION #49 - 1993. AUTHORIZING SETTLEMENT OF ARTICLE 7 ASSESSMENT CASE
FOR NORWICH HIGHLANDS INC

Ald. Symonds introduced the following and moved its adoption:

WHEREAS, a certain assessment review action has been filed against the City of Norwich pursuant to Article 7 of the state Real Property Tax Law by Norwich Highlands, Inc.; and

WHEREAS, the Finance Committee has negotiated a tentative settlement of such case; now, therefore be it

RESOLVED, that the Common Council does hereby approve the recommendations of the City Attorney to settle the following case having been brought against the City of Norwich pursuant to Article 7 of the Real Property Tax Law:

-- Norwich Highlands, Inc., Tax Map No. 123.-1-1.1 (and all other sub-parcels which were included in Tax Map No. 123.-1-1.1)

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

-- Ald. McNeil moved to adjourn at 8:05 pm. Seconded by Ald. Rabinowitz and duly adopted, ayes all.