

COMMON COUNCIL

December 13, 1994

Common Council President Charles Angelino presided at a regular meeting of the Common Council held at 7 pm on December 13, 1994, at the Higley Building until Mayor Biviano entered the meeting at 7:55 pm.

Present:

Mayor Joseph Biviano (7:55)
Ald. George Carnrike
Ald. Patrick McNeil (out at 8:42)
Ald. Robert Rabinowitz
Ald. Barbara Schermerhorn
Ald. Sam Symonds
Ald. Charles Angelino

Also:

Clerk Jody Zakrevsky
Chamberlain Harold Hutton
Police Chief Robert Mason
Asst. Police Chief Gardner Miles
Engineer James Suozzo
Asst. Engineer Asa Allison
Asst. Highway Supt. Mark Williams
Codes Enforcement Officer Loscavio
Historian Patricia Scott
Deputy Clerk Harriett Leigh

Absent:

Ald. Symonds moved to dispense with the reading and approve the minutes of November 22 and the special meeting of November 29, 1994. Seconded by Ald. Carnrike and duly adopted, ayes all.

PUBLIC HEARINGS:

-- Ald. Angelino opened the public hearing on the proposed 1995 General, Unemployment and Special Grants Fund budgets at 7:02 pm with a budget message from Chamberlain Hutton. The Chamberlain outlined the proposed 1995 budget in detail. Budget statements were made by Police Chief Mason, Engineer Suozzo and Clerk/CD Director Zakrevsky.

-- Harriet Brunig, representing the AARP, stated that after presenting a petition requesting attention be given to the sidewalks of the City, there still seems to be no budget for sidewalk repairs other than for Pleasant Street. She said she is willing to pay her fair share to improve the condition of the City's sidewalks. Mayor Biviano stated that the City is reconstructing one mile of sidewalk in 1995 with Pleasant Street and noted that sidewalk reconstruction remains a priority for the coming years. The Mayor also noted that sidewalks are the responsibility of the homeowner and anyone may file a complaint regarding the condition of a sidewalk with the Codes Enforcement Officer. Ald. Carnrike stated that this includes keeping sidewalks clear of ice and snow.

-- Mary Coe, 5A Waite Street, said there are many sidewalks in poor condition and questioned how people on limited income will pay for the repairs. Mayor Biviano noted that within five days after a complaint is made, the sidewalk must be repaired. Mrs. Coe also asked the status of building a new fire station. Ald. Rabinowitz stated that the City continues to plan for a new fire station and the matter is currently being studied by several committees.

-- Stan Prusik, 30 Eric Street, said that he is concerned about the number of property owners that have not paid their taxes. He recommended that this budget be accepted, that the Mayor and the Chamberlain review the budget for overruns regularly and that the Council review the budget every three months. The Mayor said he reviews the budget regularly and the Council reviews it on a monthly basis. Mayor Biviano stated that the Council believes in budget controls and noted that the budget increase for the City is minimal compared to that of the School and County. He also noted that the City of Norwich provides more services than many communities of this size.

-- Mr. Prusik stated that he would like to see items watched very carefully as he believes the City will be losing more state aid as well as other things from the government.

-- Mrs. Brunig asked if sidewalks can be included in the rehabilitation program. Clerk Zakrevsky said that if the condition of a sidewalk becomes a health and safety issue, it can be included under the HUD program guidelines.

There being no further discussion, Mayor Biviano closed the hearing at 8:22 pm and opened the public hearing for Ordinance No. 3 of 1994, an ordinance to authorize partial exemption of of certain real property owned by persons sixty-five years of age and older.

-- Mayor Biviano read the ordinance which increases the income ranges for partial exemptions for incomes less than \$14,900.

Ald. Angelino asked if this was the maximum amounts allowed. The Mayor said it was.

There being no discussion, Mayor Biviano closed the hearing at 8:27 pm.

OPEN FORUM:

-- Gerald Kramer, attorney for James Ingraham, requested, on behalf of Orvie the pot bellied pig, that the city ordinance be amended to allow pot bellied pigs to reside within the city limits. He said he studied the statute of 1933 which applied to swine and found no legislative history to determine what kind of swine was being referred to. He submitted several statutes for Council review. Mr. Kramer noted that pot bellied pigs are cleaner than dogs and cats. The matter was referred to the Public Safety Committee and the City Attorney for recommendation.

BIDS:

Clerk Zakrevsky reported two bids were received on December 6, 1994 for 1995 Mineral Crushed Rock Salt.

CORRESPONDENCE:

Clerk Zakrevsky reported no correspondence was received.

DEPARTMENT, BOARDS AND COMMISSION REPORTS:

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

- Police Department monthly report for November 1994
- Youth Board minutes of November 15, 1994
- Parks Commission minutes of November 14, 1994
- Civil Service minutes of November 10, 1994
- Water Board minutes of October 24, 1994

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

WARD AND COMMITTEE REPORTS:

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

- Finance Committee meeting of November 29, 1994
- Personnel Committee meetings of October 4 and November 1, 1994

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

NEW BUSINESS:

-- Ald. Angelino moved to award the bid for 1995 Mineral Crushed Rock Salt to the lowest qualified bidder as recommended by the Public Works Committee, Cargill Salt Company of Lansing, NY for \$41.64 per ton delivered and \$33.00 per ton picked up at mine. Seconded by Ald. Symonds and duly adopted, ayes all.

-- Ald. Rabinowitz moved to receive the proposed 1995 Water and Waste Water Fund Budgets and set public hearings for December 27, 1994 at 7 pm. Seconded by Ald. Symonds and duly adopted, ayes all.

ORDINANCE NO. 4

OF 1994

AN ORDINANCE TO AMEND CERTAIN WATER AND THE SEWER USE RATES
IN THE CITY OF NORWICH

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

Section 1. The water use rate is hereby established as follows:

Per Quarter

Minimum Charge up to 1,000 cubic feet	{ \$17.80 }	<u>\$17.99</u>
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Additional Charge per 100 cubic feet

1,000 to 13,000 cubic feet	{ 1.47 }	<u>1.48</u>
13,000 to 50,000 cubic feet	{ 1.35 }	<u>1.36</u>
50,000 and over	{ 1.13 }	<u>1.14</u>

Fire Service

1 1/2 inch service	\$13.99
6 inch service	27.41
8 inch service	46.40
12 inch service	54.36

Hydrant Charges

Per Each Hydrant	\$54.36
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Section 2. The sewer use rate is hereby established at { \$1.91 } \$ 2.19 per 100 cubic feet.

New Material is underlined, {bracketed} material is deleted.

Section 3. This ordinance shall take effect January 1, 1995, shall be reflected in the billing of April 1, 1995, due and payable April 30, 1995, and shall amend previous ordinances establishing rates for such services.

-- Ald. Angelino moved to receive proposed Ordinance No. 4 of 1994 and set a public hearing for December 27, 1994 at 7 pm. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

RESOLUTION #145 - 1994. ADOPTING 1995 GENERAL FUND BUDGET

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, a proposed general fund budget in the amount of \$4,262,310 was presented to the Common Council on November 22, 1994; and

WHEREAS, a public hearing on such budget has been held on December 13, 1994; now, therefore be it

RESOLVED, that the 1995 General Fund Budget for the City of Norwich in the amount of \$4,262,310, as presented on November 22, 1994, be and hereby is adopted.

Seconded by Ald. McNeil and duly adopted 5-1 (Ald. Schermerhorn) on a roll call vote.

-- Prior to the vote, the Common Council concurred that all expenditures will be closely monitored and reviewed on a monthly basis.

RESOLUTION #146 - 1994. ADOPTING 1995 UNEMPLOYMENT INSURANCE AND SPECIAL GRANTS BUDGETS

Ald. Symonds introduced the following and moved its adoption:

WHEREAS, proposed 1995 budgets for the Unemployment Insurance Fund in the amount of \$8,320 and the Special Grants Fund in the amount of \$1,238,000 were presented to the Common Council on November 22, 1994; and

WHEREAS, public hearings on the Unemployment Insurance Fund and Special Grants Fund budgets have been held on December 13, 1994; now, therefore be it

RESOLVED, that the 1995 Unemployment Insurance Fund budget in the amount of \$8,320, and the 1995 Special Grants Fund budget in the amount of \$1,238,000, as presented to the Common Council on November 22, 1994, be and hereby are adopted.

Seconded by Ald. Angelino and duly adopted, ayes all on a roll call vote, 5-0.

RESOLUTION #147 - 1994. APPROVING ORDINANCE AUTHORIZING PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS SIXTY-FIVE YEARS OF AGE AND OVER

Ald. Rabinowitz introduced the following and moved its adoption:

WHEREAS, the Common Council received proposed Ordinance No. 3 of 1994 on November 22, 1994, such ordinance to amend an ordinance authorizing partial exemption of certain real property owned by persons sixty-five years of age and over in the City of Norwich; and

WHEREAS, a public hearing has been held on December 13, 1994, relative to such ordinance; now, therefore be it

RESOLVED, that Ordinance No. 3 of 1994, relative to authorizing partial exemption of certain real property owned by persons sixty-five years of age and over in the City of Norwich, as presented to the Common Council on November 22, 1994, be and hereby is approved.

Seconded by Ald. Symonds and duly adopted, ayes all on a roll call vote, 5-0.

RESOLUTION #148 - 1994. AUTHORIZING TRANSFER FOR KING STREET RECONSTRUCTION PROJECT

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of sidewalk and curb installation for the King Street Reconstruction Project; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1994 Capital Projects Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H93-5116.4061	1994 King Street - Equipment Rental	\$ 2,900.00
H93-5116.4060	1994 King Street - Materials & Supplies	6,100.00
		<u>\$ 9,000.00</u>

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H93-5116.4020	1994 King Street - Contracted Services	\$ 9,000.00

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

RESOLUTION #149 - 1994. AUTHORIZING BUDGET AMENDMENT AND TRANSFER FOR PLEASANT STREET WATER AND SEWER MAIN REPLACEMENT

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, additional funds are required to cover the cost of water and sewer main replacement for the Pleasant Street Reconstruction Project; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following amendment in the Capital Project Main Replacement Budget:

Source:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H37-5031	Capital Project Transfer Account	\$ 3,587.11

Use:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
H37-8340.4	Capital Project Main Replacement	\$ 3,587.11

and, further be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1994 Capital Projects Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
HR31-878	Capital Project Fund Balance	\$ 2,804.01
HR34-878	Capital Project Fund Balance	783.10
		<u>\$ 3,587.11</u>

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
HR31-9950.9	Water Fund Main Replacement	\$ 2,804.01
HR34-9950.9	Waste Water Fund Main Replacement	783.10
		<u>\$ 3,587.11</u>

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

RESOLUTION #150 - 1994. AUTHORIZING TRANSFER FOR STREET MAINTENANCE PERSONAL SERVICES

Ald. Rabinowitz introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of Street Maintenance Personal Services for the remainder of 1994; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1994 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A5410.1010	Sidewalks - Personal Services	\$ 9,000.00
A8560.1010	Tree & Stump - Personal Services	3,500.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A5110.1010	Street Maintenance - Personal Services	\$ 12,500.00

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

RESOLUTION #151 - 1994. AUTHORIZING TRANSFER FOR FIRE ENGINE NO. 231 REPAIR

Ald. Carnrike introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of the repair of Fire Engine No. 231; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1994 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1990	Contingency	\$ 9,000.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A3410.4040	Fire Department - Vehicle Maintenance	\$ 9,000.00

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

-- Prior to the vote, Ald. Carnrike thanked Chamberlain Hutton and Tim Christophersen for their efforts.

RESOLUTION #152 - 1994. AUTHORIZING BUDGET AMENDMENT FOR 1994 GENERAL FUND

Ald. Symonds introduced the following and moved its adoption:

WHEREAS, the City has received notice of funding not budgeted for in 1994 for The Place; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following amendment and transfer in the 1994 General Fund Budget:

BUDGET

Source:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A3820	State Aid - Youth Programs	\$ 700.00

Uses:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A7310.4020	Youth Bureau - Contracted Services	\$ 700.00

Seconded by Ald. Rabinowitz and duly adopted, ayes all on a roll call vote, 5-0.

RESOLUTION #153 - 1994. AUTHORIZING TRANSFER FOR LEGAL FEES ASSOCIATED WITH ASSESSMENT CASES

Ald. Symonds introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of legal fees associated with assessment cases; now, therefore be it

RESOLVED, that the Chamberlain be and hereby is authorized to make the following transfer in the 1994 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1989.402	Contracted Services	\$ 103.23

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1420.4020	Attorney - Contracted Service	\$ 103.23

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

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

	<u>Prepaid</u>	<u>12/13/94</u>	<u>Grand Total</u>
General Fund	460,291.11	94,157.66	554,448.77
Trust Fund	245,752.21	166.27	245,918.48
B.I.D.	8,150.00	0.00	8,150.00
Unemployment Insurance	300.00	0.00	300.00
Community Development	34,927.69	22.70	34,950.39
Capital Projects	36,483.15	10,413.86	46,897.01
Waste Water Fund	148,313.74	0.00	148,313.74
Water Fund	63,178.68	0.00	63,178.68
TOTALS	997,396.58	104,760.49	1,102,157.07

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

-- Ald. Symonds moved to adjourn at 8:52 pm. Seconded by Ald. Angelino and duly adopted, ayes all.