

COMMON COUNCIL

August 20, 1996

Mayor Biviano presided at a regular meeting of the Common Council held at 7 pm on August 20, 1996, at the Higley Building.

Present:

Mayor Joseph Biviano
Ald. George Carnrike
Ald. Robert Rabinowitz
Ald. Barbara Schermerhorn
Ald. Mat Thall
Ald. Charles Angelino

Absent:

Ald. Patrick McNeil
Supervisor Dolan
Supervisor Natoli

Also:

Attorney Aaron Dean (7:10 pm)
Director of Finance/Clerk Brian Haak
Human Resources Dir. Deborah DeForest
Police Chief Robert Mason
DPW Supt. Carl Ivarson
CD Director David Wagoner
Historian Patricia Scott
Code Enforcement Officer Ed Schuurman
Acting Fire Chief Stan Brightman
Emergency Squad Captain Bill Edwards
Deputy Clerk Donna Russell

Ald. Carnrike moved to dispense with the reading and approve the minutes of July 16, 1996 and the minutes of August 13, 1996 with the noted correction - it was Ald. Carnrike that seconded the motion to adjourn. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

BOARD OF HEALTH -- Mayor Biviano suspended the Common Council meeting to conduct a meeting of the Board of Health. Board of Health Chairman Biviano stated on August 13, 1996 the Board adopted a resolution finding a nuisance dangerous to health to exist at properties located on Ross Avenue in the City of Norwich. The purpose of this meeting is to give the owner of the properties an opportunity to show cause why such condition should not be declared a nuisance dangerous to health and an order not be issued for abatement of such nuisance.

Chairman Biviano reported the owner is cooperating fully with the clean up of the properties.

Patrick Lee, owner of said properties, was present and stated that the cleanup is progressing and should be completed within the next couple of days.

-- Comm. Angelino moved to sustain the findings of Dr. Hosbach and the City of Norwich Board of Health at its meeting held on August 13, 1996, confirming that the conditions found at 15-19 Ross Avenue do, in fact, constitute a nuisance affecting health, that the conditions are such that an emergency exists and the nuisance is to be abated forthwith. Seconded by Comm. Carnrike and duly adopted, ayes all on a roll call vote, 5-0.

There being no further business of the Board of Health, Mayor Biviano adjourned the meeting and reconvened the Common Council meeting.

PUBLIC HEARING:

Proposed Ordinance No. 4 of 1996 -- Mayor Biviano opened the public hearing at 7:04 pm for a proposed ordinance relative to weeds, offensive vegetation and other materials. The Mayor noted that the ordinance changes the number of days the property owner is given to correct the situation from 15 to 5 days. He noted this would bring the City's ordinance in conformance with the State law.

There being no comments from the public, Mayor Biviano closed the public hearing at 7:05 pm.

OPEN FORUM:

- No one wished to be heard.

BIDS:

- No bids were received.

CORRESPONDENCE:

Curb Cut Request -- Ald. Carnrike moved to approve a curb cut request for 23 Canasawacta Street under the direction of the City Engineer. Seconded by Ald. Schermerhorn and duly adopted, ayes all.

Turkey Trot Race-- Ald. Thall moved to approve the annual Turkey Trot race on November 24, 1996 at 1:30 pm under the direction of the Police Chief. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

Fire Department Position Paper -- Correspondence was received from the Norwich Fire Department relative to a new building for the Fire Department.

Letter of Resignation -- Letter of resignation was received from Youth Bureau Director Richard Fern, effective September 13, 1996.

Firemen's Parade -- Request from the Chenango County Firemen's Association to hold the annual County Fair Firemen's Parade on August 6, 1996 at 7 pm was previously approved under the direction of the Police Chief by telephone poll of the Common Council.

DEPARTMENT, BOARDS AND COMMISSION REPORTS:

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

- Planning Commission minutes of July 1, 1996
- Parks Commission minutes of July 8, 1996
- Civil Service Commission minutes of June 12 and July 31, 1996
- Youth Board minutes of July 9, 1996
- Police Department monthly report for June, 1996

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

WARD AND COMMITTEE REPORTS:

- Personnel Committee meeting of July 2, 1996
- Public Works Committee meeting of June 27 and July 31, 1996
- Finance Committee meeting of July 3 and August 7, 1996
- Public Safety Committee meeting of July 23, 1996

-- Ald. Carnrike reported for Ward One that he has received many complaints about skunks. Chief Mason said the City had a contract for nuisance wildlife removal several years ago and would give Ald. Carnrike the contractor's name.

Ald. Carnrike also reported there is a gravel bar in the Canasawacta Creek near the South Broad Street Park that is getting larger. DPW Supt. Ivarson said both the Creek and River are scheduled for dredging.

-- Ald. Rabinowitz asked when the water line installation will be completed. DPW Supt. Ivarson reported it has been completed and crews are now working on the street resurfacing and cleanup.

-- Ald. Schermerhorn reported concerns in Ward Four have been referred to the proper department heads.

-- Ald. Thall reported for Ward Five that he has also received concerns regarding the street work.

-- Ald. Carnrike moved to receive and file the ward and committee reports. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

OLD BUSINESS:

Tabled Resolution #82-1996 -- Ald. Angelino moved to remove from the table Resolution No. 82 of 1996, Determination Of Negative Declaration For Chenango Limited Partnership Project. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

-- Ald. Carnrike moved to amend the resolution by substituting the following:

WHEREAS, Chenango Limited Partnership is purchasing vacant land on O'Hara Drive for the erection of a proposed multi-unit handicapped accessible housing project; and

WHEREAS, said project is subject to an environmental review as outlined in 6 NYCRR Part 617, the Administrative Rules and Regulations of the State of New York (hereinafter "the Rules"), prepared and adopted pursuant to Section 8-0113 of the Environmental Conservation Law to implement the provisions of the State Environmental Quality Review Act (SEQR); and

WHEREAS, the Common Council of the City of Norwich has been designated as "Lead Agency" pursuant to Part 617.6 of the Rules; and

WHEREAS, the requirements of 6NYCRR Part 617, have been met; and

WHEREAS, public comments have been received; and

WHEREAS, pursuant to said SEQR regulation, it is hereby determined that the action proposed will not have a significant effect upon the environment; now, therefore be it

RESOLVED, the Common Council hereby makes a determination of "no significant environmental impact" as a result of the purchase and use of vacant land on O'Hara Drive by the Chenango Limited Partnership for the erection of a multi-unit housing project and that a "negative declaration" shall issue.

Seconded by Ald. Rabinowitz and duly adopted, 4-1 (Ald. Angelino).

-- Casey Jones, 4 Maydole Street, stated that any issue of determination is moot. He indicated that the Common Council approved the ordinance establishing a PUD by a 4-2 vote. In proposed actions which require a review under Section 239 of the General Municipal Law, if there is a negative recommendation from the County Planning Board, the action must be approved by a majority plus one vote of the Council. Mr. Jones indicated the County recommended not approving the PUD in its Review Form and therefore, the Council cannot go forward with the project as the Ordinance was not approved by a majority plus one vote. In addition, Mr. Jones noted that there were statements on the Environmental Review Form that were not completed.

-- Barry Cummings, Executive Director of CHIPS, noted the County Review was done two weeks after the PUD was approved.

-- Ald. Carnrike noted the City Planning Commission approved the PUD.

-- Ald. Carnrike moved to table the amended resolution. Seconded by Ald. Rabinowitz and duly adopted, 4-1 (Ald. Angelino) on a roll call vote.

Tabled Resolution #83-1996 -- Ald. Angelino moved to remove Resolution No. 83 of 1996, Consenting To The Formation Of A Redevelopment Company, from the table. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

Mayor Biviano noted that there can be no action on this resolution until Resolution No. 82 of 1996 is approved.

-- Ald. Carnrike moved to table Resolution No. 83 of 1996. Seconded by Ald. Rabinowitz and duly adopted, ayes all on a roll call vote, 5-0.

Tabled Resolution #87-1996 -- Ald. Thall moved to remove Resolution No. 87 of 1996, Approving Ordinance Amending Ordinance Revising Schedule of Water Rates, from the table. Seconded by Ald. Schermerhorn and duly adopted, ayes all.

Mayor Biviano noted that the Director of Finance is still reviewing the matter.

-- Ald. Carnrike moved to table Resolution No. 87 of 1996. Seconded by Ald. Schermerhorn and duly adopted, ayes all.

NEW BUSINESS:

RESOLUTION #98 - 1996. APPROVING ORDINANCE TO AMEND ORDINANCE RELATIVE TO WEEDS, OFFENSIVE VEGETATION AND OTHER MATERIALS

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, the Common Council received proposed Ordinance No. 4 of 1996 on July 16, 1996, such ordinance amending an ordinance relative to weeds, offensive vegetation and other materials; and

WHEREAS, a public hearing has been held on August 20, 1996, relative to such ordinance; now, therefore be it

RESOLVED, that proposed Ordinance No. 4 of 1996, relative to amending an ordinance relative to weeds, offensive vegetation and other materials, as presented to the Common Council on July 16, 1996, be and hereby is approved.

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

RESOLUTION #99 - 1996. DETERMINATION OF NEGATIVE DECLARATION FOR PROPOSED MULTI-USE SKATE PARK ON BORDEN AVENUE

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, the City of Norwich is preparing an application for funding through the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund for the development of a Multi-use Skate Park project on Borden Avenue; and

WHEREAS, said project is subject to an environmental review as outlined in 6 NYCRR Part 617, the Administrative Rules and Regulations of the State of New York (hereinafter "the Rules"), prepared and adopted pursuant to Section 8-0113 of the Environmental Conservation Law to implement the provisions of the State Environmental Quality Review Act (SEQR); and

WHEREAS, the Common Council of the City of Norwich has been designated as "Lead Agency" pursuant to Part 617.6 of the Rules; and

WHEREAS, the requirements of 6NYCRR Part 617, have been met; and

WHEREAS, pursuant to said SEQR regulation, it is hereby determined that the action proposed will not have a significant effect upon the environment; now, therefore be it

RESOLVED, the Common Council hereby makes a determination of "no significant environmental impact" as a result of the proposed development of city-owned property on Borden Avenue for use as a multi-use skate park and that a "negative declaration" shall issue.

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

-- Prior to the vote, Ald. Carnrike asked if there would be a roof over the facility. Ald. Angelino said there would not be due to cost factors. He indicated the facility would be located on the southwest end of city-owned property on Borden Avenue and would be the approximate size of the Plymouth Street Ice Rink.

-- Casey Jones, 4 Maydole Street, indicated that the proposed location is a good site, however, his concern is with accepting state funds for the project. He explained that once State funds are involved, it would become a dedicated park and unable to be used for anything other than the original purpose without special state legislation. Mr. Jones noted that the park would need to be maintained for a number of years even if the intended use does not work out.

Mayor Biviano indicated the City is aware of the State requirements and also noted there are people in the community willing to contribute to the effort with or without State funding.

Ald. Angelino stated there is enough community support for the project that it will go forward and the land was already dedicated for park usage.

RESOLUTION #100 - 1996. AUTHORIZING SUBMISSION OF ENVIRONMENTAL PROTECTION FUND APPLICATION

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, the Common Council desires to submit an application for funding through the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund for the development of a multi-use skate park on Borden Avenue; now, therefore be it

RESOLVED, that the Mayor is authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$ 80,000, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this municipality for the Borden Avenue Multi-use Skate Park Project.

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

RESOLUTION #101 - 1996. AUTHORIZING ADDITIONAL ENGINEERING SERVICES FOR WATER SYSTEM IMPROVEMENT PROJECT

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, additional engineering services are required relative to the Water System Improvement Project; and

WHEREAS, a change order has been submitted by PLS Engineering Services, Inc. for such services as follows: Change Order No. 9 - \$7,200 for computer modeling and \$3,600 for design of 8" water main for a total of \$10,800; and

WHEREAS, such change order has been reviewed by the City Engineer and certain recommendations have been made by the Public Works and Finance Committees; now, therefore be it

RESOLVED, that Change Order No. 9 in the amount of \$10,800, in favor of PLS Engineering Services, Inc. be and hereby is approved.

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

RESOLUTION #102 - 1996. APPROVING INTERNAL CONTROL STATEMENT

Ald. Rabinowitz introduced the following and moved its adoption:

WHEREAS, the Director of Finance has drafted an Internal Control Statement delineating the responsibilities of various city officials in the administration of federal and state grant programs; and

WHEREAS, the Finance Committee has made certain recommendations; now, therefore be it

RESOLVED, that the Internal Control Statement be and hereby is approved as submitted; and, further be it

RESOLVED, that this resolution shall take effect immediately.

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

RESOLUTION #103 - 1996. AUTHORIZING TRANSFER FOR OVERPAYMENT OF TAXES

Ald. Rabinowitz introduced the following and moved its adoption:

WHEREAS, a legal settlement has resulted in an overpayment by Howard Johnson's of its 1996 city taxes; now, therefore be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 1996 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1990	Contingency	\$ 2,750.00

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1964	Refund of Tax Overpayments	\$ 2,750.00

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

-- Prior to the vote, Director of Finance Haak explained that the figure was changed from \$2,510.82 to include the interest that must be paid on the overpayment.

RESOLUTION #104 - 1996. AUTHORIZING TRANSFER FOR LEGAL SERVICES RELATIVE TO VICTORY MARKETS BANKRUPTCY CASE

Ald. Thall introduced the following and moved its adoption:

WHEREAS, funds are required to cover the the cost of legal services relative to the Victory Markets bankruptcy case; now, therefore be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 1996 General Fund Budget:

From:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1990	Contingency	\$ 727.33

To:

<u>Account Number</u>	<u>Name</u>	<u>Amount</u>
A1420.4020	City Attorney - Contracted Services	\$ 727.33

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

-- Prior to the vote, Director Haak reported legal expenses have been included in the claims submitted to the Bankruptcy Court.

RESOLUTION #105 - 1996. AUTHORIZING SALE OF PROPERTY FROM TAX AUCTION

Ald. Angelino introduced the following and moved its adoption:

WHEREAS, on July 11, 1996, the Director of Finance conducted an auction of properties taken by the City of Norwich, pursuant to New York State Real Property Tax Law and the Norwich City Charter, for delinquent taxes from 1994; and

WHEREAS, the bids received have been reviewed by the Director of Finance and the City Attorney and found to be in order; and

WHEREAS, all conditions of the sale have been satisfied; and

WHEREAS, the Finance Committee has made certain recommendations; now, therefore be it

RESOLVED, that the City transfer the below listed property to the individual and at the price set opposite thereto:

<u>Property Address</u>	<u>Buyer</u>	<u>Amount</u>
2 Waite Street	Raymond Burke, Sunset Drive	\$11,500.00

and, further be it

RESOLVED, that the Director of Finance and the City Attorney be and hereby are directed to prepare and execute the necessary paperwork for the transfer of the above listed property on behalf of the City of Norwich.

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

RESOLUTION #106 - 1996. ESTABLISHING TIME AND PROCEDURES FOR TAX AUCTION

Ald. Carnrike introduced the following and moved its adoption:

WHEREAS, taxes remain unpaid on several parcels within the City of Norwich from fiscal year 1994; and

WHEREAS, every effort has been made to collect these taxes; and

WHEREAS, Section 220 of the Charter of the City of Norwich and Section 1060 of the New York State Property Tax Law authorize the foreclosure against and public sale of these properties for tax enforcement purposes; and

WHEREAS, the Finance Committee has made certain recommendations; now, therefore be it

RESOLVED, that 1. the following properties be sold at public sale by the Director of Finance for at least the amount hereafter established:

<u>Name</u>	<u>Parcel Address</u>	<u>Parcel Number</u>	<u>Minimum Bid</u>
Gorski	26 Barnes Street	136.51-1-39	\$ 553.00
Craft	37-37A Eaton Avenue	136.63-3-7	2,536.00
Mackey-Adams	12 Grove Avenue	136.5-4-8	1,968.00
Smith	14 King Street	136.39-3-34	1,733.00
Balzer	162-166 North Broad Street	136.24-2-19	896.00
Law	5 State Street	136.41-1-12	1,155.00
Law	5A State Street	136.41-1-11	1,150.00

2. said public sale shall be conducted by sealed bid with all bids being received no later than 12 noon, prevailing time, Friday, October 18, 1996, after which time they shall be publicly opened and read; and

3. the Common Council acting through the Director of Finance reserves the right to withdraw from sale any of the above listed properties up to the moment of final sale; and

4. all bids shall be in writing, signed by the bidder, and evidenced by a certified bank check equivalent to ten percent (10%) of the bid amount at the time of the public sale; and

5. the balance of all bids shall be paid to the Director of Finance no later than three (3) business days following notification to the parties of the acceptance of the bid with such payment being by cash or certified bank check; and

6. no deeds will be issued until all elements of the sale are reviewed by the City Attorney; and

7. no sale shall be final until approved by the Common Council; and

8. no sale shall be made to an individual or other parties who shall be delinquent in taxes to the City of Norwich; and

9. the Director of Finance shall provide personal service through the United States Postal Service to all affected property owners of this resolution and shall provide appropriate public notice of the sale; and

10. the City Attorney and the Director of Finance be and hereby are directed to take all other necessary and legal steps to prepare for and conduct such public sale.

Seconded by Ald. Rabinowitz and duly adopted, 5-1 (Ald. Carnrike) on a roll call vote.

Fire Department Appointments -- Ald. Carnrike moved to approve the appointments of Stephen J. Cady of Norwich and Gary L. Smith of Norwich, to the Emergency Squad of the Norwich Fire Department. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

-- Prior to the vote, Ald. Carnrike noted both applicants are currently members of the Norwich Fire Department.

Appointments of Fire Chiefs -- Ald. Carnrike moved to table the appointments of the Fire Chiefs until the Public Safety Committee reviews the matter. Seconded by Ald. Rabinowitz and duly adopted, ayes all on a roll call vote, 5-0.

Mayoral Appointments -- Ald. Angelino moved to accept the following mayoral appointments:

-- Alex Neil, 17 Ridgeland Road, reappointment to the Housing Authority for a five year term expiring June 25, 2001.

-- Nancy D'Angelo, 108 North Broad Street, appointment to the Youth Board for the remainder of a three year term expiring December 31, 1997.

-- Barb McGuire, 70 Canasawacta Street, appointment to the Youth Board for the remainder of a three year term expiring December 31, 1996.

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

Payment of Bills -- Ald. Carnrike moved to pay the following bills after proper audit and certification:

	<u>Prepaid</u>	<u>8/20/96</u>	<u>Grand Total</u>
General Fund	427,673.01	272,225.86	699,898.87
Sewer Fund	119,917.26	12,891.52	132,808.78
Water Fund	33,952.22	3,962.20	37,914.42
Trust Fund	437,521.63	150.00	437,671.63
Reserves	5,838.75	0.00	5,838.75
Unemployment Insurance	1,404.00	0.00	1,404.00
Community Development	19,458.00	0.00	19,458.00
EDZ/LDC	5,631.23	0.00	5,631.23
Capital Projects	4,369.46	99,555.33	103,924.79
TOTALS	1,055,765.56	388,784.91	1,444,550.47

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

Executive Session -- Ald. Carnrike moved to go into executive session at 8:15 pm to discuss pending and possible litigation. Seconded by Ald. Thall and duly adopted, ayes all.

-- Ald. Angelino moved to go out of executive session at 9:14 pm. Seconded by Ald. Carnrike and duly adopted, ayes all.

Proposed Local Law No. 3 of 1996 -- Ald. Thall moved to receive proposed Local Law No. 3 of 1996, to amend the Charter as it relates to the Fire Department and set a public hearing for September 17, 1996 at 7 pm. Seconded by Ald. Angelino and duly adopted, ayes all.

LOCAL LAW NO. 3

OF 1996

A LOCAL LAW to Amend the Charter of the City of Norwich as it Relates to the Fire Department.

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

Section 1. Sections 140 and 140-a under Title VI-G of the Charter of the City of Norwich be and hereby is amended as follows:

Section 140. Fire Department

The Fire Department shall be under direction of the Fire Chief. The Fire Chief {and two assistant Fire Chiefs} shall be appointed by the Common Council {for one-year terms, expiring December 31 of each year, upon recommendation of the members of the Norwich Volunteer Fire Department} pursuant to Civil Service regulations.

Section 140-a. Specific Powers and Duties

The specific powers and duties of the Fire Chief shall include:

Administration and direction of all functions of the Fire Department in accordance with the provisions of City and State laws.

Direction {over all paid fire department personnel} of the department including paid fire department personnel, ambulatory services personnel and the volunteers of such fire companies and emergency squads as the Common Council may establish from time to time.

Report to and assume command at all major fires and extraordinary emergencies.

Planning and undertaking the fighting and control of fires and the providing of other emergency services within the City and its fire, ambulance, or other related protection contract areas.

{Prevention of fires through planning and implementation of various inspection and educational activities.

Planning for and undertaking various emergency and rescue operations.}

Establish long range strategic plans for the department; develop and control departmental budget; develop equipment and supply purchase plan. Maintain appropriate records.

Oversee training of personnel and assure that all appropriate and mandated training is received.

Direct the inspections of buildings for fire hazards to insure compliance with the Fire Prevention Code. Serve as building inspector as provided for under the New York State Uniform Fire Prevention and Building Code.

Attend all department head meetings, committee meetings and Common Council meetings. Represent the City in various local, state or national organizations and events.

Underlined material is new. {Bracketed} material is deleted.

Section 2. Sections 190 and 191 under Title XI of the Charter of the City of Norwich be and hereby are deleted in their entirety as follows:

SECTION 190. How constituted.

In addition to any other provisions of this Act, the Fire Department shall be composed of the Mayor, members of the Common Council, a Chief and two (2) Assistant Chiefs, and members of the fire companies, and shall exercise all the powers and duties connected with and incident to the control, government and discipline of the Fire Department of the City of Norwich.

SECTION 191. Officers, when elected.

The Common Council, at their stated meeting in January of each year, shall appoint a Fire Chief and two (2) Assistant Fire Chiefs for a term of one (1) year. The members of the fire companies shall hold an election under the direction of the Common Council in the second week in December of each year for the purpose of recommending persons whom they shall deem suitable to be Fire Chief and First and Second Assistant Chiefs respectively, and at such election they shall elect a Treasurer and Secretary of the Volunteer Fire Department.

Section 3. Sections 192 and 193 under Title XI of the Charter of the City of Norwich be and hereby are amended as follows:

SECTION 192. Duties of Chiefs.

In addition to any other provisions of this Act, it shall be the duty of the Chief {and Assistants} or his designee to be present at fires and take command of the fire companies and the general control of the apparatus for extinguishing such fires and to keep same in proper order; the {Common Council and Chiefs of the Fire Department, and each of them,} Fire Chief shall have the power to keep away from the vicinity of any fire all idle or suspicious person {s, and to call all and any inhabitants of the city to aid him or them in the extinguishing of the fires and preservation of property exposed to damage thereat; and any person who shall disobey the reasonable order of such officer, or either of them, or refuse to so aid, shall forfeit to the use of the city twenty-five dollars (\$25.)}

SECTION 193. Firemen to continue.

The present volunteer firemen of the City of Norwich shall continue as firemen of said city, subject to removal by {the Chief and} the Common Council; other volunteer firemen shall be appointed and vacancies filled in the different companies of the Fire Department, by the Common Council {and Chief, upon the nomination of the members of the company in which such appointment is to be made or vacancy filled; the Common Council and Chief may refuse to appoint such nominee if in their judgment he ought not to be appointed, upon such cause shown to the company by written statement of the grounds of such refusal, subject to the Civil Service Law}.

Underlined material is new. {Bracketed} material is deleted.

Section 4. This local law shall take effect immediately upon filing with the Secretary of State.

Adjournment -- Ald. Carnrike moved to adjourn at 9:16 pm. Seconded by Ald. Rabinowitz and duly adopted, ayes all.