

COMMON COUNCIL

Work Session

June 9, 1998

Mayor Robert Raphael presided at a work session of the Common Council held at 7 PM on June 9, 1998, at One Court Plaza.

Present:

Mayor Robert Raphael
Ald. Patrick McNeil
Ald. Robert Rabinowitz
Ald. Jeffrey Thornton
Ald. Sharon Jeffer
Ald. Joseph Biviano

Also:

Attorney Aaron Dean
Director of Finance/City Clerk William Roberts
Human Resources Dir. Deborah DeForest
Fire Chief Edward Schuurman
Police Chief Joseph Angelino
DPW Supt. Carl Ivarson
Asst. Engineer Asa Allison
CD Director David Wagoner
Historian Patricia Scott
Deputy Clerk Donna Russell

Gus Macker Tournament -- A request for confirmation was received from Jamey Mullen, YMCA, relative to the Gus Macker Tournament on July 10, 11 and 12, 1998 with East Main Street closed between Broad Street and Silver/Birdsall Streets from 8 AM Friday to 7 PM on Sunday. Also requested is to have the street cleaned prior to 8 AM on Friday, July 10 and additional bleachers and picnic tables for the event.

-- Ald. McNeil moved to confirm the approval of the Gus Macker Tournament on July 10, 11 and 12, 1998 under the direction of the Police Chief and approve the requests for street cleaning, additional bleachers and picnic tables under the direction of the Public Works Superintendent. Seconded by Ald. Rabinowitz and duly adopted, ayes all on a roll call vote, 5-0.

RESOLUTION # 47 - 1998.

DESIGNATING THE COMMON COUNCIL AS 'LEAD AGENCY'
FOR THE ENVIRONMENTAL REVIEW PROCESS RELATIVE TO
ECKERD PROJECT

Ald. McNeil introduced the following and moved its adoption:

WHEREAS, Benderson Development Company, Inc. will be demolishing the former Great American Food Store and a two story house and constructing a new pharmacy with drive-thru, as described in a Full Environmental Assessment Form dated March 11, 1998, 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 provisions of the State Environmental Quality Review Act (SEQR), and

WHEREAS, part 617.3 of the Rules require the designation of a "Lead Agency" for each project and Part 617.6 of the Rules govern the determination of lead agency status, and

WHEREAS, the City of Norwich, in a letter dated April 20, 1998, advised other involved/interested agencies of its intentions to be lead agency pursuant to the Rules, and

WHEREAS, no challenge to the City of Norwich was made or received by any qualified agency within the comment period; now, therefore be it

RESOLVED, that the Common Council hereby designates itself "Lead Agency" for the environmental review of the Eckerd Project, as set forth in the City's letter of intent to interested parties on April 20, 1998.

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

RESOLUTION # 48 - 1998.

DESIGNATING THE COMMON COUNCIL AS 'LEAD AGENCY'
FOR THE ENVIRONMENTAL REVIEW PROCESS RELATIVE TO
RITE AID PROJECT

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, Rite Aid will be demolishing the Norwich Tire building, a car wash and a three story apartment building, cleaning up hazardous materials and constructing a 11,060 sq. ft. retail building, as described in a Full Environmental Assessment Form dated April 23, 1998, 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 provisions of the State Environmental Quality Review Act (SEQR), and

WHEREAS, part 617.3 of the Rules require the designation of a “Lead Agency” for each project and Part 617.6 of the Rules govern the determination of lead agency status, and

WHEREAS, the City of Norwich, in a letter dated April 28, 1998, advised other involved/interested agencies of its intentions to be lead agency pursuant to the Rules, and

WHEREAS, no challenge to the City of Norwich was made or received by any qualified agency within the comment period; now, therefore be it

RESOLVED, that the Common Council hereby designates itself “Lead Agency” for the environmental review of the Rite Aid Project, as set forth in the City’s letter of intent to interested parties on April 28, 1998.

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

Development of Agenda for June 16, 1998

- 1) Call To Order
- 2) Pledge of Allegiance
- 3) Invocation
- 4) Approval of minutes of the regular meeting of May 19, 1998 and the work session of June 9, 1998
- 5) Public Hearing
 - ◆ Proposed Ordinance to Amend the Building Code
 - ◆ Proposed Ordinance to Amend the Peddlers, Hawkers and Solicitors Ordinance
- 6) Open Forum
 - ◆ Cooperative Extension – Wayne Tilley, to update on Cooperative Extension activities
 - ◆ Petition Relative to the “Green House” – Monica Vanheel to present petition from group concerned about saving the “green house” on North Broad Street.
- 7) Bids
 - ◆ 1998 Manhole and Catch Basin Replacement
- 8) Correspondence
 - ◆ Request from Norwich Rotary Club to hold the annual Family Fun Days and Bullthistle Balloonfest on July 3, 4 and 5, 1998.
 - ◆ Notice of Claim from Norwich City Schools
- 9) Department, Board and Commission Reports
 - ◆ Historian monthly report for May, 1998
 - ◆ Human Resources monthly report for April, 1998
 - ◆ Police Department monthly report for May, 1998
 - ◆ Water/Wastewater monthly report for April, 1998
 - ◆ Civil Service Commission minutes of March 12, 1998
 - ◆ Electrical Board minutes of May 12, 1998
 - ◆ Planning Commission minutes of May 19, 1998
 - ◆ Plumbing Board minutes of May 21, 1998
 - ◆ Records Management monthly report for May, 1998
- 10) Ward and Committee Reports
 - ◆ Personnel Committee meeting of March 31, 1998
 - ◆ Public Safety Committee meeting of April 28 and May 23, 1998
 - ◆ Public Works Committee meeting of April 23 and May 28, 1998
- 11) Old Business
- 12) New Business
 - Appointments
 - ◆ Fire Department Volunteer – Shawn C. Sastri, 77 Pleasant Street, to the George Rider Hook & Ladder Company of the Norwich Fire Department.

Motions

- ◆ Reinstate items stricken from the May 19, 1998 bill list.
- ◆ Receive Proposed Ordinance to amend the Code of the City of Norwich Relative to Sidewalk Maintenance and set a public hearing for July 21, 1998.
- ◆

Resolutions

- ◆ Res - Noting Appreciation to Gary Lynk
- ◆ Res - Approve Ordinance Amending the Building Code
- ◆ Res - Approve Ordinance Amending the Hawkers, Peddlers and Solicitors Ordinance

- ◆ Res - Determination of Non-Significance Relative to Ekerd Project
- ◆ Res - Determination of Non-Significance Relative to Rite Aid Project
- ◆ Res - Increase Hours in Human Resource Department
- ◆ Res - Amend V&T Ordinance Relative to Two Hour Parking on Hayes Street
- ◆ Res - Amend V&T Ordinance Relative to Establishing Canal Street as a One-Way Street
- ◆ Res - Amend V&T Ordinance Relative to Handicapped Parking
- ◆ Res - Amend V&T Ordinance Relative to City Parking Lots
- ◆ Res - Amend Fees Schedule Relative to Parking Violations
- ◆ Res - Auth Professional Services Relative to Water Project
- ◆ Res - Auth Grant Application to Department of Justice
- ◆ Res - Auth Vending Machines for Youth Bureau Programs
- ◆ Res - Auth Lease Agreement for Borden Avenue Transportation Building
- ◆ Res - Auth Agreement with Ascent Networking for Assumption of Internet Provider Management Services of Norwich.net
- ◆ Res - Auth Agreement to Accept Conveyance of Property in Lieu of Foreclosure Proceedings
- ◆ Res - Setting Public Hearing to Determine Use and/or Disposition of Property to LDC

13) Payment of Bills

14) Adjournment

Agenda Concerns – Ald. Biviano questioned the Council’s authority to receive the petition relative to the green Victorian house on the site of the proposed Rite Aid Store. Ald. Rabinowitz noted that if all codes and conditions are met, the City has no authority over the fate of the house and suggested the Council could receive the petition and forward it to the parties with authority. Attorney Dean confirmed that the City cannot prevent the demolition of the house located at 90 North Broad Street if all of the codes requirements are met.

Ward Reports

Overtime reports – Ald. Biviano requested that the Director of Finance provide the Council with a monthly overtime report of all departments.

Silver Street property – Ald. Jeffer referred concerns she received relative to a Silver Street property in Ward Four to Alderman Thornton.

Dairy Compact – Mayor Raphael reported that area farmers are requesting support for legislation they are pursuing for a Dairy Compact and stated he would like to send a letter of support. Ald. Biviano said he has heard pros and cons relative to the compact and before the City offers support, the matter should be discussed further. The matter was placed on the agenda for June 16.

Executive Session – Ald. Biviano moved to go into executive session at 7:20 PM to discuss the financial history of a particular individual and corporation. Seconded by Ald. McNeil and duly adopted, ayes all.

-- Ald. McNeil moved to go out of executive session at 8:20 PM. Seconded by Ald. Rabinowitz and duly adopted, ayes all.

Agenda Addition – The Council concurred to add a resolution to the agenda Authorizing the Mayor to Discharge Chenango Net Services from the Internet Provider Management Services Contract.

Adjournment – Ald. McNeil moved to adjourn at 8:25 PM. Seconded by Ald. Thornton and duly adopted, ayes all.