COMMON COUNCIL

September 19, 2000

Mayor Robert Raphael presided at a regular meeting of the Common Council held at 7 PM on September 19, 2000, at One Court Plaza.

Present:
Mayor Robert Raphael
Ald. Gary Clark
Ald. Patrick McNeil
Ald. Robert Rabinowitz
Ald. Jeffrey Thornton
Ald. Sharon Jeffer
Ald. Joseph Biviano

Absent:
Supervisor L. Natoli

Also:
Attorney Joseph McBride
Community Development/Clerk Joseph Serbin
Director of Finance William Roberts
Human Resources Director Deborah DeForest
Fire Chief John Tighe
Police Chief Joseph Angelino
Public Works Supt. Carl Ivarson
EMO A Jones
Asst. Fire Chief Leroy Burlingame
Supervisor James McNeil
Deputy Clerk Donna Russell

-- Ald. McNeil moved to dispense with the reading and approve the minutes of the regular meeting of August 15, 2000, the special meetings of August 22 and 29, 2000, and the work session of September 12, 2000. Seconded by Ald. Jeffer and duly adopted, ayes all.

OPEN FORUM:

Fire Department Commendations – Fire Chief John Tighe presented Certificates of Commendation to Cody Hodge and Darick Potter for outstanding service to the Norwich Fire Department. He explained that on the morning of August 17, the two young men were playing near Horstman Trailer Park when they discovered a fire and raced home on their bicycles to call the Fire Department. Without such a quick response, the home might have been lost. Chief Tighe expressed pride in these young men and presented them with a certificate.

SUNY Morrisville Expansion – Peggy Raynor, Dean of SUNY Morrisville's Norwich Campus, with the assistance of Marcia Cornellius, presented plans for the expansion to the Eaton Center lot on Conkey Avenue. The project includes the construction of a two story 36,000 sq. ft. state-of-the-art building. Ms. Raynor gave the history of the school and noted that SUNY Morrisville is one the fastest growing schools in the state. She said there are currently 550 students enrolled, of which 350 are full time and she anticipates by the year 2005 the enrollment would reach 1,000 students. Ms. Raynor said there would be adequate parking at the new facility. There would be sufficient lighting around the building and throughout the parking lot. She noted the lighting would not be intrusive to the residential neighborhood. Ms. Raynor said the groundbreaking would be held in the spring of 2001 and it is anticipated that the building would be ready for occupancy for the Fall 2002 classes.

Municipal News/Information Channel – Jan Metzger and Steve Chick of Imperatives, Inc., gave a presentation MuniVision, a complete system for creating the content for a municipal cable television channel. Mr. Metzger noted that although the channel cannot sell advertising, it can have sponsorships. He said that once the channel is up and running, it would take about an hour per week to program and the company would train the designated persons to run the program. The cost for the base package is $6,950 and to be able to put the public meetings on the channel would require an additional cost of approximately $4,500. He noted that to purchase the software separately would cost $3,500. Mr. Metzger indicated that the City would have to negotiate with the local cable company for the channel number. He stated that there would be software updates and without the updates, the life expectancy of the program would be approximately six to eight years.

CORRESPONDENCE:

Liquor License Renewal – Ald. McNeil moved to receive and file the notification from Norwich Elks Lodge #1222 at 14 E. Main Street regarding intention to renew its liquor license. Seconded by Ald. Jeffer and duly adopted, ayes all.

Halloween Parade – Ald. McNeil moved to approve a request from the YMCA to hold the annual Halloween Parade on October 28, 2000 at 11 AM, under the direction of the Police Chief. Seconded by Ald. Jeffer and duly adopted, ayes all.

Turkey Trot Road Race – Ald. McNeil moved to approve a request from the YMCA to hold the annual Turkey Trot Road Race on November 19, 2000 at 1:30 PM, under the direction of the Police Chief. Seconded by Ald. Jeffer and duly adopted, ayes all.

DEPARTMENT, BOARD AND COMMISSION REPORTS

- Clerk/Community Development/Planning monthly report for August, 2000
- Emergency Management Office monthly report for July-August, 2000
- Fire Department/Codes monthly report for August, 2000
- Historian monthly report for August, 2000
- Police Department monthly reports for July and August, 2000
- Public Works Department/Water System monthly report for August, 2000
- Records Management monthly report for August, 2000
- Youth Bureau monthly report for July/August, 2000
- Civil Service Commission minutes of June 22, 2000
- Electrical Board minutes of August 8, 2000
- Parks Commission minutes of August 8, 2000
- Planning Commission minutes of September 8, 2000
- Plumbing Board minutes of August 17, 2000
- Traffic Commission minutes of September 13, 2000
- Zoning Board of Appeals minutes of August 28 & 30, 2000

-- Ald. Biviano moved to receive and file the department, board and commission reports. Seconded by Ald. McNeil and duly adopted, ayes all.

WARD AND COMMITTEE REPORTS

- Finance Committee meetings of July 10, August 1 and September 5, 2000
- Personnel Committee meeting of August 7 & 8, 2000
- Public Safety Committee meetings of August 8 & 22, 2000
- Public Works Committee meeting of August 24, 2000

-- Ald. Biviano moved to receive and file the reports. Seconded by Ald. McNeil and duly adopted, ayes all.

NEW BUSINESS

Halloween "Trick or Treat" – Mayor Raphael declared October 31, 2000, between the hours of 5:30 PM and 8 PM as Halloween "Trick or Treat" night in the City of Norwich.

Plumbing Board – Mayor Raphael reported the appointment of Martin Morse, 40 Division Street, to the Plumbing Board for the remainder of a three year term expiring December 31, 2000. He noted the appointment was made on July 20, 2000.

Assessment Board of Review – Ald. Biviano moved the re-appointment of A. Anthony Abraham, 118 South Broad Street, to the Assessment Board of Review for a five year term expiring September 30, 2005. Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 90 - 2000. AUTHORIZING TRANSFER FOR FIRE DEPARTMENT RADIO EQUIPMENT

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of radio equipment for the new ambulance and first responder vehicle; and

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

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 2000 General Fund Budget:

From:

Account Number	Name	Amount
HR22-878	Ambulance Equipment Capital Reserves	$ 3,055.00

To:

Account Number	Name	Amount
A3625.2100	Emergency Squad – Equipment	$ 3,055.00

Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 91 - 2000. AUTHORIZING TRANSFER FOR OVERHEAD DOOR REPLACEMENT AT THE PUBLIC WORKS GARAGE

Ald. Jeffer introduced the following and moved its adoption:

WHEREAS, funds are required to cover the cost of replacing the overhead doors at the Public Works Department; and

WHEREAS, the Public Works and Finance Committees have made certain recommendations; now, therefore be it

RESOLVED, that the Director of Finance be and hereby is authorized to make the following transfer in the 2000 General Fund Budget:

From:

Account Number	Name	Amount
HR33-878	Municipal Buildings Capital Reserve	$ 10,000.00

To:

Account Number	Name	Amount
A1620.4040	Municipal Buildings – Repairs & Maintenance	$ 10,000.00

Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 92 - 2000. AUTHORIZING AGREEMENT FOR WATER MAIN LINING WORK RELATIVE TO WATER SYSTEM IMPROVEMENTS PROJECT

Ald. Jeffer introduced the following and moved its adoption:

WHEREAS, the City of Norwich has undertaken a new water system improvement project consistent with the current E.P.A. and New York State Department of Health Safe Drinking Water Standards, which includes the cleaning and cement mortar lining of various water mains; and

WHEREAS, the Public Works and Finance Committees have made certain recommendations; now, therefore be it

RESOLVED, that the Mayor be and hereby is authorized, under the direction of the City Attorney, to enter into an agreement with Mainlining Service, Inc. for the cleaning and cement mortar lining of the water main located on Route 23 from the Reservoir to the Water Plant at a cost of $22.50 per linear foot; and, further be it

RESOLVED, that this resolution is contingent upon approval by the USDA – Rural Development–Rural Utility Service (RUS).

Seconded by Ald. Clark and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 93 - 2000. AMENDING RESOLUTION NO. 59 OF 1999, AUTHORIZING COMPENSATION FOR ADDITIONAL DUTIES FOR CARL IVARSON

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, on August 17, 1999, the Common Council passed resolution No. 59 of 1999, Authorizing Compensation For Additional Duties For Carl Ivarson; and

WHEREAS, such resolution authorized compensation in the amount of $5,000 for Mr. Ivarson for performing administration duties relative to the new water system improvement project for the period of September 1, 1999 through August 31, 2001; and

WHEREAS, the Finance Committee has made certain recommendations relative to the administration of such project through the entire period of the project; now, therefore be it

RESOLVED, that Resolution No. 59 of 2000, Authorizing Compensation For Additional Duties For Carl Ivarson, be and hereby is amended as follows:

1. that the Director of Finance be and hereby is authorized to amend the budget within the New Water Distribution Upgrade Project to compensate Carl Ivarson for performing administration duties relative to the new water system improvement project through August 31, 2002; and

2. that the compensation shall increase to $7,500 for the year, September 1, 2000 through August 31, 2001 and to $10,000 for the year, September 1, 2001 through August 31, 2002.

Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 94 - 2000. AUTHORIZING SALE OF PROPERTY FROM TAX AUCTION

Ald. Jeffer introduced the following and moved its adoption:

WHEREAS, on June 23, 2000, the Director of Finance conducted a sealed bid auction of properties taken by the City of Norwich, pursuant to the New York State Real Property Tax Law and Norwich City Charter, for delinquent taxes from 1998 and prior years; and

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

WHEREAS, all conditions of the sale of such portion 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 individuals and at the price set opposite thereto:

Property Address	Tax Map Number	Buyer	Amount
18 Prospect Street	136.32-3.25	Robert & Arlene Klang	$ 6,100.00

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 documents for the transfer of the above listed property on behalf of the City of Norwich.

Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 95- 2000. DESIGNATING THE COMMON COUNCIL AS 'LEAD AGENCY' FOR THE ENVIRONMENTAL REVIEW PROCESS RELATIVE TO THE GREENWAY PROJECT

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, the City of Norwich plans to construct a five mile foot path / trail from Hale Street, south over Canasawacta Creek, along the perimeter of the City's 230 acre farm with fishing access, as described in a Short Environmental Assessment Form dated August 23, 2000, 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 August 25, 2000, 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 Greenway Project, as set forth in the City's letter of intent to interested parties on August 25, 2000.

Seconded by Ald. Jeffer and duly adopted, ayes all on a roll call vote, 6-0.

RESOLUTION # 96 - 2000. AUTHORIZING FUNDS TRANSFER AGREEMENT WITH NBT BANK, N.A.

Ald. Biviano introduced the following and moved its adoption:

WHEREAS, an updated funds transfer agreement is required for the City's banking transactions with NBT Bank, N.A., of Norwich, New York; and

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

RESOLVED, that

1. under the direction of the City Attorney, the Mayor and the Director of Finance of the City of Norwich be and hereby are authorized and directed to execute the standard Funds Transfer Agreement of NBT Bank, N.A., and to designate the authorized agents of the City for the purposes of requesting wire transfers and related matters, and
2. the terms and conditions of NBT Bank, N.A. Funds Transfer Agreement are hereby ratified and confirmed in all respects and any authorized agents as designated in Exhibit A of said agreement, are hereby authorized to approve any changes or modifications made by NBT Bank, N.A. from time to time, and
3. NBT Bank, N.A. may rely on the terms and conditions of this resolution until and unless written notice is given to NBT Bank, N.A. at 52 South Broad Street, Norwich, New York 13815, Attention: Wire Transfer Department of the revocation or modification of the Resolution.

Seconded by Ald. McNeil and duly adopted, ayes all on a roll, 6-0.

-- Prior to the vote, Director of Finance Roberts noted that the resolution allows the City to designate certain people to perform wire transfers.

<u>RESOLUTION # 97 - 2000</u>. DESIGNATING WARD FIVE POLLING PLACE

Ald. Jeffer introduced the following and moved its adoption:

WHEREAS, a request has been received from Valley View Manor Nursing Home at 40 Park Street, to become a polling place for Ward Five; and

WHEREAS, Valley View Manor Nursing Home has plenty of parking, is handicap accessible and is centrally located within Ward Five; and

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

RESOLVED, that the Common Council be and hereby designates Valley View Nursing Home, Inc., 40 Park Street, as a polling place for Ward Five, effective January 1, 2001.

Seconded by Ald. Thornton and duly adopted, ayes all on a roll call vote, 6-0.

<u>RESOLUTION # 98 - 2000</u>. AMENDING VEHICLE AND TRAFFIC ORDINANCE RELATIVE TO DESIGNATING MERRITT LANE AND TURNER STREET AS DEAD END STREETS

Ald. Rabinowitz introduced the following and moved its adoption:

WHEREAS, pursuant to Section 90-4 of the Vehicle and Traffic Ordinance of the City of Norwich, the Common Council has been granted the authority to make, promulgate and enforce reasonable rules and regulations governing and designating parking, parking spaces, safety and loading zones, one-way streets and streets for through traffic; and

WHEREAS, the Traffic Commission has made certain recommendations concerning designating Merritt Lane and Turner Street as dead end streets; now therefore be it

RESOLVED, that Section 90-50, Streets Designated, of the Vehicle and Traffic Ordinance of the City of Norwich, be and hereby is amended as follows:

Section 90-50. Streets Designated.

<u>MERRITT LANE is hereby designated as a STOP STREET at the intersection of Borden Avenue.</u>

[TURNER STREET is hereby designated as a STOP STREET at the intersection of Mechanic Street. **]**

and, further be it

RESOLVED, that Section 90-58, Dead End and No Outlet Street Posting, of the Vehicle and Traffic Ordinance of the City of Norwich, be and hereby is amended as follows:

Section 90-58. Dead End and No Outlet Street Posting.

A. Dead End Streets:
<u>Merritt Lane</u>
<u>Turner Street</u>

<u>Underlined</u> material is new. [Bracketed] material is deleted.

Seconded by Ald. McNeil and duly adopted, ayes all on a roll call vote, 6-0.

Municipal News Channel – Ald. Biviano moved to refer the matter of a municipal new channel to the Finance and Public Safety Committees to review. Seconded by Ald. Jeffer and duly adopted, ayes all.

Payment of Bills -- Ald. Rabinowitz moved to pay the bills after proper audit and certification as follows:

	Prepaid	9/19/00	Grand Total
General Fund	$ 278,367.68	$ 60,585.99	$ 338,953.67
Sewer Fund	15,371.31	3,699.58	19,070.89
Water Fund	9,431.39	5,787.09	15,218.48
Trust	37,985.71	0.00	37,985.71
B.I.D.	0.00	0.00	0.00
Debt Service	0.00	0.00	0.00
Reserves	0.00	0.00	0.00
Unemployment	0.00	0.00	0.00
C.D.	10,549.74	1,589.43	12,139.17
EDZ/LDC	0.00	175.00	175.00
Capital Projects	261,981.87	2,048.46	264,030.33
TOTALS	**$613,687.70**	**$73,885.55**	**$687,573.25**

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

Executive Session – Ald. McNeil moved to go into executive session at 8:20 PM to discuss the acquisition of property and the possible sale of property where the price may be affected. Seconded by Ald. Thornton and duly adopted, ayes all.

Ald. McNeil moved to go out of executive session at 9:08 PM. Seconded by Ald. Jeffer and duly adopted, ayes all.

Adjournment –Ald. McNeil moved to adjourn at 9:13 PM. Seconded by Ald. Clark and duly adopted, ayes all.