

**CITY OF WATERTOWN, NEW YORK
AGENDA**

This shall serve as notice that the next regularly scheduled meeting of the City Council will be held on Monday, July 19, 2010, at 7:00 p.m. in the City Council Chambers, 245 Washington Street, Watertown, New York.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL

ADOPTION OF MINUTES

COMMUNICATIONS

PRIVILEGE OF THE FLOOR

RESOLUTIONS

- Resolution No. 1 - Authorizing Abate of Water and Sewer Charges to Real Property Tax Bill for Property at 136 Rutland Street North
- Resolution No. 2 - Affirming Prior SEQRA Determination for the Franklin Building Redevelopment Project
- Resolution No. 3 - Approving Grant Application Between the City of Watertown and the Edward Byrne Memorial Justice Assistance Grant Program, FY 2010 Local Solicitation
- Resolution No. 4 - Approving the Special Use Permit Request Submitted by James Petersen to Allow an Automobile Sales Lot at 500 Main Street West, Parcel No. 1-01-122

ORDINANCES

LOCAL LAW

PUBLIC HEARING

OLD BUSINESS

STAFF REPORTS

1. Lachenauer Plaza Fountain Design Entries
2. Jefferson Street Zoning
3. Edmund Street
4. NYS Early Retirement Incentive Program

NEW BUSINESS

EXECUTIVE SESSION

WORK SESSION

ADJOURNMENT

**NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING IS MONDAY,
AUGUST 2, 2010.**

Res No. 1

July 14, 2010

To: The Honorable Mayor and City Council
From: James E. Mills, City Comptroller
Subject: Property Tax Bill Abatement

An error was discovered with the 2010-11 City property tax bill for 136 Rutland Street North. Included in the tax bill was a re-levied water and sewer charge in the amount of \$49.69 that had been paid as part of a real estate closing in the month of June after the initial relevy report was generated and provided to the City Assessor. The City Assessor's Office was not notified of this transaction and therefore re-levied the charge onto the City tax bill per the initial report.

RESOLUTION

Page 1 of 1

Authorizing Abate of Water and Sewer Charges to Real Property Tax Bill for Property at 136 Rutland Street North

Council Member BURNS, Roxanne M.
 Council Member BUTLER, Joseph M. Jr.
 Council Member MACALUSO, Teresa R.
 Council Member SMITH, Jeffrey M.
 Mayor GRAHAM, Jeffrey E.

Total

YEA	NAY

Introduced by

WHEREAS Section 120 of the City Charter authorizes the City Council to correct any error made in the levying or extending of any tax, and

WHEREAS Real Property Tax Law Section 554 authorizes the appropriate tax levying body to make corrections to the tax roll before the expiration of the warrant, and

WHEREAS an error was made in the re-levying of a paid water and sewer charge in the amount of \$49.69 onto the 2010-11 City property tax bill for 136 Rutland Street North, tax parcel 6-09-214.000,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown that the 2010-11 City property tax amount due for 136 Rutland Street North, parcel 6-09-214.000 be reduced by \$49.69, and

BE IT FURTHER RESOLVED by the City Council that the above amount is hereby abated and the City Comptroller is hereby authorized to mark his books and records accordingly.

Seconded by

Res No. 2

July 12, 2010

To: The Honorable Mayor and City Council

From: Kenneth A. Mix, Planning and Community Development Coordinator

Subject: Affirming Prior SEQRA Determination for the Franklin Building
Redevelopment Project

As authorized by the City Council, the 2007 Community Development Block Grant was amended to shift funds from tenant build-out loans to the reconstruction of the sidewalks on Franklin Street. Since the sidewalks were not part of the project when the environmental review was completed, the environmental review record has to be updated.

On January 7, 2008, the City Council determined that the Franklin Building Redevelopment Project is a Type I Action pursuant to the State Environmental Quality Review Act (SEQRA) and that it will not have a significant effect on the environment.

The reconstruction of the existing sidewalk by itself would be considered a Type II Action, which does not require SEQRA review. The addition of the sidewalk to the project does not change its environmental impact.

A resolution stating that the addition of the sidewalk reconstruction does not change the City Council's previous finding and will not require further environmental review under SEQRA has been prepared for City Council consideration.

RESOLUTION

Page 1 of 1

Affirming Prior SEQRA Determination for the Franklin Building Redevelopment Project

Introduced by

Council Member BURNS, Roxanne M.
 Council Member BUTLER, Joseph M. Jr.
 Council Member MACALUSO, Teresa R.
 Council Member SMITH, Jeffrey M.
 Mayor GRAHAM, Jeffrey E.

Total

YEA	NAY

WHEREAS the City of Watertown has received funding under the program year 2007 New York State Community Development Block Grant (CDBG) Program through the New York State Office of Community Renewal and compliance with the State Environmental Quality Review Act is a requirement of the CDBG Program in accordance with State laws and regulations, and

WHEREAS the Franklin Building Redevelopment Project was reviewed by the City Council as a Type I Action under the initial environmental review conducted in January 2008, and

WHEREAS the City of Watertown reviewed the project and completed Parts I and II of the Full Environmental Assessment Form and made a negative declaration for the project in January 2008, and

WHEREAS the sidewalk replacement activity proposed for this project will occur on both sides of Franklin Street adjacent to the southern side of the Franklin Building and this activity does not trigger any additional Type I thresholds listed in 6NYCRR Parts 617.4 and 617.5 and this activity is an eligible activity for CDBG funding award to the City, and

WHEREAS the sidewalk replacement portion of this project does not change the City's initial determination that the overall project is considered a Type I Action under the original environmental review nor does it change the City's finding that the overall project will not have any significant impacts on the environment,

NOW THEREFORE BE IT RESOLVED the City Council has determined that the Franklin Building Redevelopment Project including certain sidewalk replacement activities along Franklin Street will not require further environmental review under SEQRA.

Seconded by

Res No. 3

July 15, 2010

To: The Honorable Mayor and City Council

From: Mary M. Corriveau, City Manager

Subject: Edward Byrne Memorial Justice Assistance Grant (JAG) Program
– FY 2010 Local Solicitation

The Police Department is applying to the Edward Byrne Memorial Justice Assistance Grant (JAG) Program under their FY 2010 Local Solicitation. The JAG Program is the primary provider of federal criminal justice funding to state and local jurisdictions. The funds help support gang task forces, crime prevention, domestic violence programs and other law enforcement initiatives.

This year the City/County are eligible for \$18,925.00. If awarded, the City will use its funds to support our School Resource Officer program. A detailed breakdown of the funding allocation is attached for the public's review. The County's funding request is not currently available.

As part of the grant requirement, we must notify the governing body and the public and provide the opportunity to comment and be heard regarding said grant. Additionally, funding that is potentially awarded must be shared with the County in which the agency is located. This is mandated due to the multijurisdictional duties that are needed to process law enforcement cases. The Police Department has been in contact with Jefferson County and they are willing to participate with the City, if this grant is awarded.

The grant requires the City to enter into an inter-municipal Agreement with Jefferson County outlining the JAG Program and the sharing of funds awarded. This resolution authorizes the City Manager to execute an inter-municipal Agreement with Jefferson County for this grant.

A resolution approving the grant application between the City of Watertown and the Edward Byrne Memorial Justice Assistance Grant Program has been prepared for City Council consideration. A copy of the grant application and the grant narrative is attached for your review.

RESOLUTION

Page 1 of 1

Approving Grant Application Between the City of Watertown and the Edward Byrne Memorial Justice Assistance Grant Program, FY 2010 Local Solicitation

Council Member BURNS, Roxanne M.

Council Member BUTLER, Joseph M. Jr.

Council Member MACALUSO, Teresa R.

Council Member SMITH, Jeffrey M.

Mayor GRAHAM, Jeffrey E.

Total

YEA	NAY

Introduced by

WHEREAS the City of Watertown is applying for federal funding under the Edward Byrne Memorial Justice Assistance Grant Program, and

WHEREAS the City is notifying City Council and the public of the grant funding opportunity that is being provided by the Justice Assistance Grant Program, and

WHEREAS the funding, if awarded, will be allocated to the City of Watertown and Jefferson County per the attached Budget Detail Worksheet, and

WHEREAS as a requirement of the grant, the City of Watertown must enter into an inter-municipal Agreement with the County of Jefferson which details the terms of the grant,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Grant Application between the City of Watertown and the Edward Byrne Memorial Justice Assistance Grant Program, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to draft and execute an inter-municipal Agreement with Jefferson County related to this grant on behalf of the City of Watertown.

Seconded by

APPLICATION FOR FEDERAL ASSISTANCE	2. DATE SUBMITTED June 22, 2010	Applicant Identifier
1. TYPE OF SUBMISSION Application Non-Construction	3. DATE RECEIVED BY STATE	State Application Identifier
	4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier
5. APPLICANT INFORMATION		
Legal Name City of Watertown, New York	Organizational Unit Watertown Police Department	
Address 751 Waterman Drive WATERTOWN, New York 13601-2361	Name and telephone number of the person to be contacted on matters involving this application Goss, Joseph (315) 786-2610	
6. EMPLOYER IDENTIFICATION NUMBER (EIN) 15-6000419	7. TYPE OF APPLICANT Municipal	
8. TYPE OF APPLICATION New	9. NAME OF FEDERAL AGENCY Bureau of Justice Assistance	
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.738 CFDA EDWARD BYRNE MEMORIAL JUSTICE TITLE: ASSISTANCE GRANT PROGRAM	11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT FY 2010 Justice Assistance Grant Program	
12. AREAS AFFECTED BY PROJECT City of Watertown New York and Jefferson County New York		
13. PROPOSED PROJECT Start Date: October 01, 2009 End Date: September 30, 2013	14. CONGRESSIONAL DISTRICTS OF a. Applicant b. Project NY23	
15. ESTIMATED FUNDING	16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?	
Federal	\$18,925	
Applicant	\$0	
State	\$0	

Local	\$0	Program is not covered by E.O. 12372
Other	\$0	
Program Income	\$0	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? N
TOTAL	\$18,925	
18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.		

Close Window

BUDGET DETAIL WORKSHEET
WATERTOWN POLICE DEPARTMENT AND
JEFFERSON COUNTY SHERIFF DEPARTMENT
EDWARD BYRNE MEMORIAL JAG ALLOCATION
FY 2010

\$18,925 available. unknown \$ to Jefferson County and \$18,925 +/- to the City of Watertown, New York.

Funding requested for the following items:

City of Watertown funding requests: In the fall of 2007 the City of Watertown Police Department and Watertown City School District established a School Resource Officer Program in the school district at the local schools. It was started with one Watertown Police Detective. The program has been a great success for both the Department and the School District. The original detective assigned just recently retired. A new School Resource Officer is already chosen and had trained with the prior SRO to keep the program in place. The Police Department and City School District both wish to keep the program going, so the Police Department is requesting funding assistance to do just that. The grant award would assist in offsetting SRO program expenses(i.e. labor, training, equipment).

City of Watertown total: \$18,925.+/-

Jefferson County's funding request is not currently available
It will be provided upon completion.

WATERTOWN POLICE DEPARTMENT AND
JEFFERSON COUNTY SHERIFF DEPARTMENT
EDWARD BYRNE MEMORIAL JAG ALLOCATION
FY 2010

Summary Narrative

The Watertown Police Department and Jefferson County Sheriff's Office are making the attached grant request to enhance their current abilities. The \$18,925 will be split between the 2 agencies as requested on the budget worksheet. The City of Watertown Police Department would like to further the School Resource Officer Program within the City School District it started in 2007 with help from a JAG grant that year. The SRO program is a success in part to Edward Byrne JAG awards and the City of Watertown would like to continue that partnership. Employees of the City School District are extremely happy with an officer in the school and the students have accepted the officer there and approach him daily in conversation and confidence. This program owes some of its continuation to the Edward Byrne JAG awards as they have been used by the Watertown Police Department to assist in funding the SRO program since its inception a few years ago.

The Jefferson County Sheriff's Office has not yet decided what to use grant funds for.

Res No. 4

July 14, 2010

To: The Honorable Mayor and City Council

From: Kenneth A. Mix, Planning and Community Development Coordinator

Subject: Request for a Special Use Permit to Allow an Automobile Sales Lot for Up to 5 Vehicles at 500 Main Street West, Parcel No. 1-01-122

The Planning Board reviewed the above subject request submitted by James Petersen at its July 6, 2010 meeting and adopted a motion recommending that the City Council approve the Special Use Permit as submitted. Attached is a copy of the report prepared for the Planning Board and an excerpt from its Minutes.

A public hearing is required before the City Council may vote on this resolution. It is recommended that a public hearing be scheduled for 7:30 p.m. on Monday, August 2, 2010.

RESOLUTION

Page 1 of 1

Approving the Special Use Permit Request Submitted by James Petersen to Allow an Automobile Sales Lot for Up to 5 Vehicles at 500 Main Street West, Parcel No. 1-01-122

Council Member BURNS, Roxanne M.
 Council Member BUTLER, Joseph M. Jr.
 Council Member MACALUSO, Teresa R.
 Council Member SMITH, Jeffrey M.
 Mayor GRAHAM, Jeffrey E.

Total

YEA	NAY

Introduced by

WHEREAS James Petersen has made an application for a Special Use Permit to allow an automobile sales lot for up to 5 vehicles at 500 Main Street West, Parcel Number 1-01-122, and

WHEREAS the Planning Board of the City of Watertown reviewed the request for a Special Use Permit at its meeting held on July 6, 2010, and recommended that the City Council of the City of Watertown approve the request as submitted, and

WHEREAS a public hearing was held on the proposed Special Use Permit on August 2, 2010, after due public notice, and

WHEREAS the City Council has reviewed the Short Environmental Assessment Form, responding to each of the questions contained in Part II and has determined that the project, as submitted, is Unlisted and will not have a significant effect on the environment,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown declares that the proposed Special Use Permit to allow an automobile sales lot is an Unlisted Action for the purposes of SEQRA and hereby determines that the project, as proposed, will not have a significant effect on the environment, and

BE IT FURTHER RESOLVED by the City Council of the City of Watertown that a Special Use Permit is hereby granted to James Peterson to allow an automobile sales lot for up to 5 vehicles at 500 Main Street West, Parcel Number 1-01-122.

Seconded by

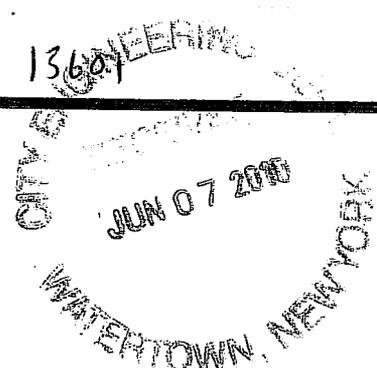


CITY OF WATERTOWN, NEW YORK
Special Use Permit Application

I. Applicant Information

Name: JAMES PETERSEN

Mailing Address: 1272 GOTHAM Street
WATERTOWN, NEW YORK 13601



II. Property Information

Address: 500 MAIN ST. W

Tax Parcel #: 1-01-122

Property Owner (if not applicant):

If applicant is not owner, does applicant have a signed purchase agreement [] Yes [] No

Zoning District: Neighborhood Business

Attachments Required:

- 8 1/2" x 11" parcel map with tax parcel involved in request outlined with a thick black line
A sketch of the site drawn to an engineering scale (e.g. 1"=20', 1"= 30').
Completed Part I of an Environmental Assessment Form (SEQR)

III. Request Information

Proposed Use: Adding Automobile sales lot

Explain Proposal:

Would like to Add Automobile sales lot to the oil change business at the above location

Would like to use (5) five parking spaces in the corner of the parking lot for Automobile sales

Use additional 8 1/2" x 11" sheets as needed.

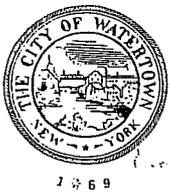
I certify that the information provided above is true to the best of my knowledge.

Signature:

[Handwritten signature]

Date:

6/7/2010



CITY OF WATERTOWN, NEW YORK
BUREAU OF CODE ENFORCEMENT

Room 105, City Hall
245 Washington Street
Watertown, New York 13601

Tel. (315) 785-7735
Fax (315) 785-7854

June 4, 2010

James Peterson
1272 Gotham St.
Watertown, NY 13601

Petersen

Re: Land Use
500 Main St. W.
Parcel No.: 1-01-122

Dear Property Owner:

This office received a complaint regarding the operation of an automobile sales lot at the referenced address. You are aware that the property is located in a Neighborhood Business Zoning District and requires special approval of the City Council to operate an automobile sales business.

Therefore, as Code Enforcement Supervisor for the City of Watertown, I am obligated by law to direct the following:

- Cease the operation of automobile sales at the referenced address and remove all signs that indicate the same.

If you wish to operate this type of business at this address, please contact the City Engineering Department and Justin Wood can provide guidance to apply for the proper approval through the City Council.

Failure to comply will result in legal action.

If you have any questions, please feel free to contact me.

Sincerely,

Shawn R. McWayne

Shawn R. McWayne
Code Enforcement Supervisor

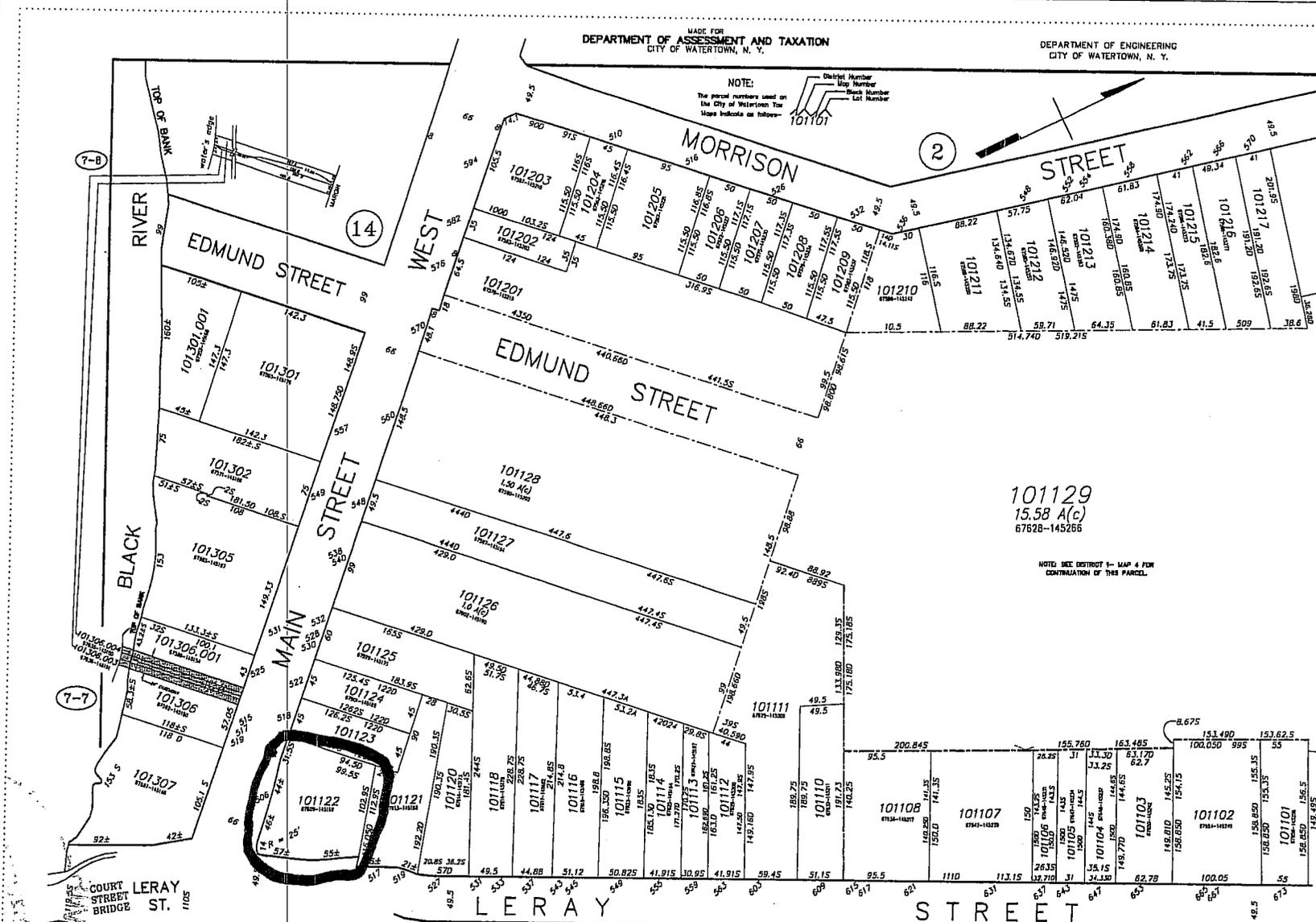
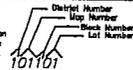
SRM/cas
cc: Justin Wood, Civil Engineer II



6/7/10
X



NOTE:
The parcel numbers used on
the City of Watertown Tax
Maps indicate as follows:



101129
15.58 A(c)
67628-145266

NOTE: SEE DISTRICT 1 - MAP 4 FOR
CONTINUATION OF THIS PARCEL.

FOR TAX PURPOSES ONLY
NOT TO BE USED FOR CONVEYANCE

(2-3)

(2-4)

DISTRICT 1 MAP 1

REVISED OCTOBER 31, 2003

SCALE: 1 INCH = 50 FEET

MAIN
ST.
WEST

LYNDE
STREET
WEST

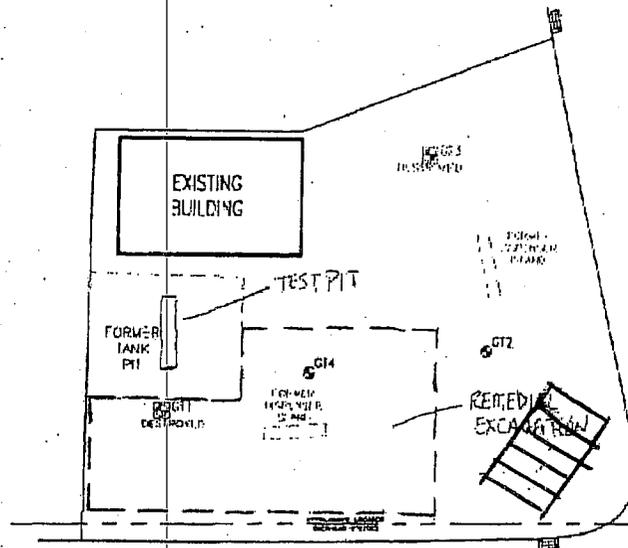
JUN 07 2011

NEW YORK



LEGEND

-  STORM DRAIN
-  MONITORING WELL
-  DESTROYED MONITORING WELL
-  PROPOSED LIMITS OF REMEDIAL EXCAVATION



LERAY STREET

WEST MAIN STREET

6/29/04 (NP)

★ Use ⑤ Five spaces for Automobile Sales

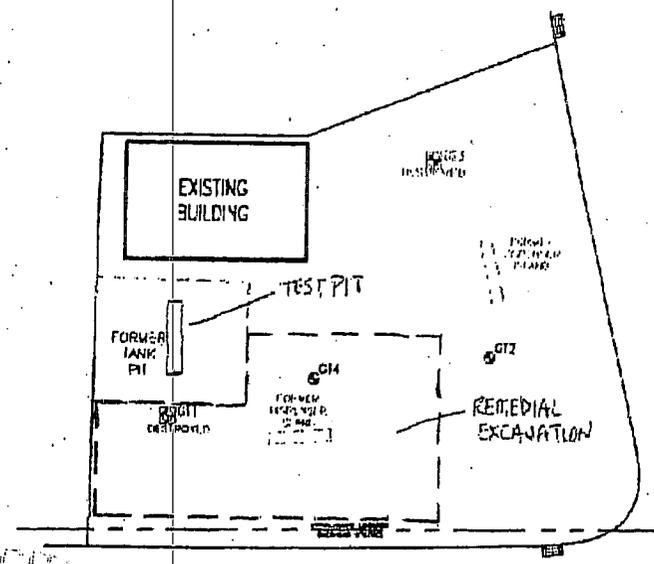
WATERTOWN, NEW YORK
 CITY ENGINEER
 JUN 07 2004

DRAWN BY: W.G.S. (WALL)	PROPOSED REMEDIAL EXCAVATION MAP		
CHECKED BY:	MOBIL SERVICE STATION #17-450 WEST MAIN & LERAY STREET WATERTOWN, NEW YORK		
REVIEWED BY:	Groundwater & Environmental Services, Inc. 300 GATEWAY PARK DRIVE, NORTH SYRACUSE, NY 13212		
NORTH 	SCALE IN FEET 	DATE 1-13-04	FIGURE 2



LEGEND

- STORM DRAIN
- MONITORING WELL
- DESTROYED MONITORING WELL
- PROPOSED LIMITS OF REMEDIAL EXCAVATION



LIRAY STREET

WEST MAIN STREET

6/29/04 NP

WATERLOO COUNTY
 JUN 07 2010
 NEW YORK

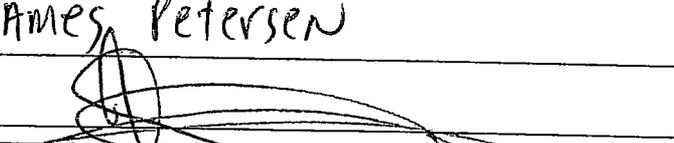
DATE BY: W.S.S. (WALL)	PROPOSED REMEDIAL EXCAVATION MAP		
CHECKED BY:	MOBIL SERVICE STATION #17-450 WEST MAIN & LIRAY STREET WATERTOWN, NEW YORK		
REVIEW BY:	Groundwater & Environmental Services, Inc. 300 GATEWAY PARK DRIVE, NORTH SYRACUSE, NY 13212		
NORTH 	SCALE IN FEET	DATE	FIGURE
		1-13-04	2

C:\pwworking\GIS\Projects\17-450\MOBIL\MOBIL.dwg, 12:02:07 PM, 6/29/04, 1473800, 0

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART 1 - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR JAMES PETERSEN	2. PROJECT NAME FAST LUBE / AUTO lot
3. PROJECT LOCATION: Municipality 500 MAIN ST W County Jefferson	
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map) Corner of West main st + Leray St WATERBORN	
5. IS PROPOSED ACTION: <input type="checkbox"/> New <input type="checkbox"/> Expansion <input checked="" type="checkbox"/> Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: FAST LUBE oil change shop would like to make 5 spots for AUTO sales on corner.	
7. AMOUNT OF LAND AFFECTED: Initially <u>N/A</u> acres Ultimately <u>N/A</u> acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, describe briefly with Special Use permit	
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? <input type="checkbox"/> Residential <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Agriculture <input type="checkbox"/> Park/Forest/Open Space <input checked="" type="checkbox"/> Other Describe: Neighborhood Business	
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency(s) and permit/approvals	
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, list agency(s) and permit/approvals	
12. AS A RESULT OF PROPOSED ACTION, WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<input checked="" type="checkbox"/> CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE	
Applicant/sponsor name: <u>James Petersen</u>	Date: <u>6/7/2010</u>
Signature: 	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

Yes No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If NO, a negative declaration may be superseded by another involved agency.
 Yes No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)
C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

C2. Aesthetic agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

C3. Vegetation or fauna, fish shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly.

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly.

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly.

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CEA?
 Yes No

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
 Yes No If yes, explain briefly

PART III – DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed.

- Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.
- Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts AND provide on attachments as necessary, the reasons supporting this determination:

Name of Lead Agency

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from responsible officer)

Date



MEMORANDUM

City of Watertown Planning Office

245 Washington Street, Room 304

Watertown, New York 13601

315-785-7730

Fax: 315-782-9014

TO: Norman J. Wayte II, Chairman, Planning Board

FROM: Kenneth A. Mix, Planning and Community Development Coordinator KAM

SUBJECT: Special Use Permit Approval – 500 Main Street West

DATE: July 2, 2010

Request: Special Use Permit Approval to allow an automobile sales lot at 500 Main Street West, Parcel Number 1-01-122.

Applicant: James Petersen.

Proposed Use: Automobile sales lot.

Property Owner: James Petersen.

Submitted:

8 ½" x 11" Copy of Parcel Map: Yes

A Sketch of the Site to Scale: Yes

Completed Part I of an
Environmental Assessment Form: Yes

SEQRA: Unlisted Action

~~County Planning Board Review Required: No~~

Comments: The applicant is requesting a special use permit to allow an automobile sales lot at the above referenced property. An automobile sales lot is an allowed use in a Neighborhood Business District with a special use permit. The applicant had been using the property for this purpose and was cited by codes for operating without the required approvals.

Zoning History: In October of 1993, Roy Livingston, the property owner at the time, was granted a special use permit by the City Council to operate a motor vehicle repair shop and automobile sales lot on the subject premises. The motor vehicle repair shop has continued in one form or another since that time. For a majority of that time, the business operation has been a quick service oil change establishment. When the oil change business was established, the automobile sales lot discontinued and the special use permit expired immediately. The applicant is now seeking to reestablish that use on the site.

Special use permits require City Council approval after recommendation from the Planning Board and a Public Hearing. The procedure is outlined in Section 310.67 of the Zoning Ordinance. The standards are in Section 310-52.3.

cc: Planning Board Members
City Council Members
Robert J. Slye, City Attorney
Justin Wood, Civil Engineer II
James Petersen

Excerpt from July 6, 2010 Planning Board Minutes



CITY OF WATERTOWN, NEW YORK

CITY PLANNING BOARD

ROOM 302, WATERTOWN CITY HALL
245 WASHINGTON STREET
WATERTOWN, NEW YORK 13601-3380
(315) 785-7730

Meeting: July 6, 2010

Present:

Sara Freda, Acting Chair
Lori Gervera
Sara Freda
Randy Fipps
Alan Harris
Sarah Warner

Also:

Kenneth A. Mix, Planning & Community
Development Coordinator
Michael A. Lumbis, Planner
Justin Wood, Civil Engineer II

Absent:

Norman J. Wayte, II

The July 6, 2010 Planning Board meeting was called to order at 1:30 p.m. by Acting Chair Sara Freda. Mrs. Freda called for a reading of the Minutes from the May 4, 2010 Planning Board Meeting. Mrs. Gervera moved to accept the Minutes as written. The motion was seconded by Mr. Harris and all voted in favor.

SPECIAL USE PERMIT 500 MAIN STREET WEST, PARCEL NO. 1-01-122

The Planning Board considered a Special Use Permit request submitted by James Petersen to allow an automobile sales lot at 500 Main Street West, Parcel No. 1-01-122. Mr. Petersen addressed the Planning Board by stating that he has operated an oil change business at the 500 Main Street West location for the last 10-15 years, and in the past, the property has been used for automobile repair and automobile sales. He said that he is looking to apply for a Special Use Permit to sell five cars at that location. Mr. Fipps asked if Mr. Petersen was already selling the vehicles at this point in time. Mr. Petersen responded that he has been selling the automobiles for a little more than one year not realizing that he was out of compliance. He said that the site had a previous Special Use Permit for automobile sales but that it had expired.

Mrs. Freda asked staff if the marked parking spaces were used for automobile sales, would there be enough space for vehicle parking to meet the requirements of the zoning ordinance. Mr. Lumbis said that it appeared that there were no other spaces striped on the lot. Mr. Mix said that no parking calculation was completed but that the only thing that would count

towards the parking would be the small office space in the building. He said that the site should have more than enough parking.

Hearing no further discussion, Mr. Harris moved to recommend that the City Council grant a Special Use Permit for the request submitted by James Petersen to allow an automobile sales lot at 500 Main Street West, Parcel No. 1-01-122. The motion was seconded by Mr. Fipps.

Prior to a vote on the Special Use Permit recommendation, Mrs. Gervera asked for a clarification regarding the expiration of the previous Special Use Permit. She stated that she thought that there was a time period of one year that had to pass before the Special Use Permit expired. Mr. Mix said that upon the issuance of a Special Use Permit, the applicant has one year to start the proposed use but that if the use ceases, the Special Use Permit expires immediately. He said in this case, the Special Use Permit had expired and therefore, Mr. Petersen needed to apply to the Planning Board again. Mrs. Gervera stated that the Special Use Permit stays with the land. Mr. Mix said that yes, the owner could sell the property and the Special Use Permit would stay with the new owner. Mrs. Freda then called for a vote on the motion that was on the table. All voted in favor.

July 13, 2010

To: The Honorable Mayor and City Council
From: Mary M. Corriveau, City Manager
Subject: Lachenauer Plaza Fountain Design Entries

At the May 17, 2010 City Council meeting, Laura Oakes of the North Country Arts Council presented the idea of having a competition by local artists to paint the newly refurbished Lachenauer Plaza Fountain. She returned to the City Council on June 21, 2010 to present the final three designs chosen by the North Country Arts Council. At that meeting, it was City Council's desire see all the designs submitted and then further agreed that the public should be allowed to vote on their favorite.

The North Country Arts Council commenced an online ballot through their website, which was also linked through the City's website. In addition, a display was put up at the Flower Memorial Library with a ballot box for individuals to cast their vote.

The public input has been tallied, with an overwhelming support for Design L. Attached is the detail of voting from both the online survey (740 votes) and the Library ballots (69 votes).

Lachenauer Plaza Fountain Design Tabulation From On-Line Survey

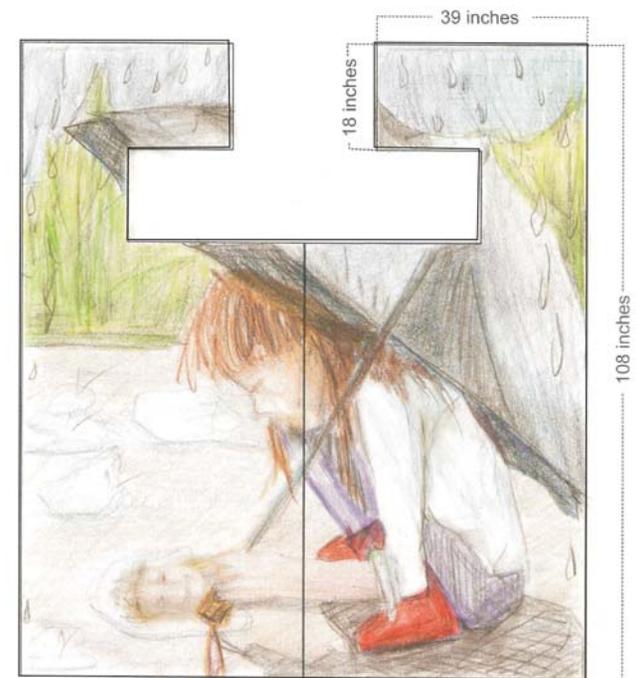
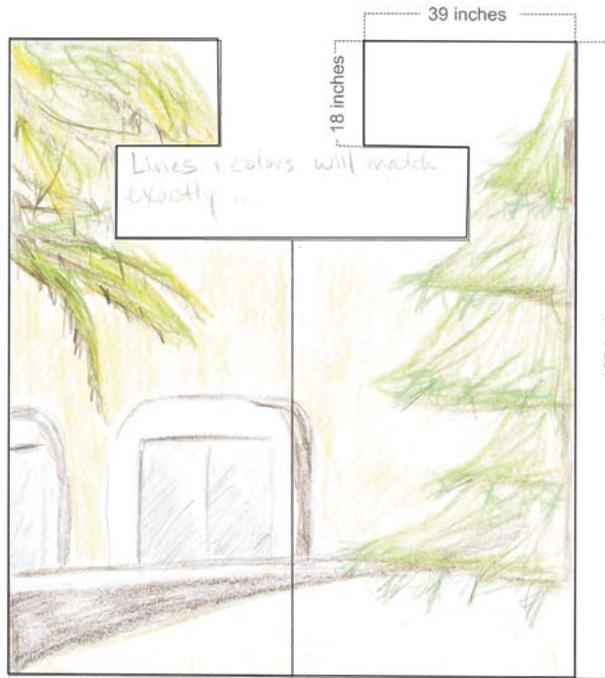
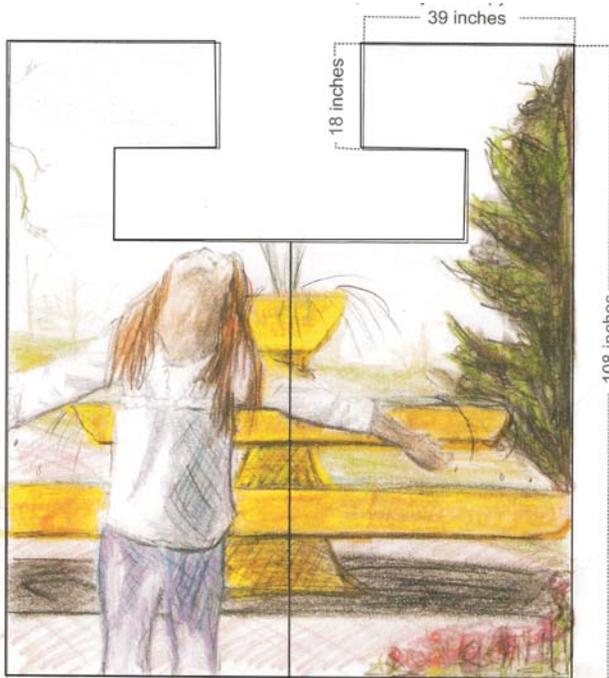
<u>Design A</u>	<u>Design B</u>	<u>Design C</u>	<u>Design D</u>	<u>Design E</u>	<u>Design F</u>	<u>Design G</u>	<u>Design H</u>	<u>Design I</u>	<u>Design J</u>	<u>Design K</u>	<u>Design L</u>	<u>Design M</u>	<u>Design N</u>
141	61	39	54	45	16	3	34	4	28	7	294	0	14

Lachenauer Plaza Fountain Design Tabulation From Library Ballots

<u>Design A</u>	<u>Design B</u>	<u>Design C</u>	<u>Design D</u>	<u>Design E</u>	<u>Design F</u>	<u>Design G</u>	<u>Design H</u>	<u>Design I</u>	<u>Design J</u>	<u>Design K</u>	<u>Design L</u>	<u>Design M</u>	<u>Design N</u>
2	2	4	8	4	4	0	6	0	10	1	24	2	2

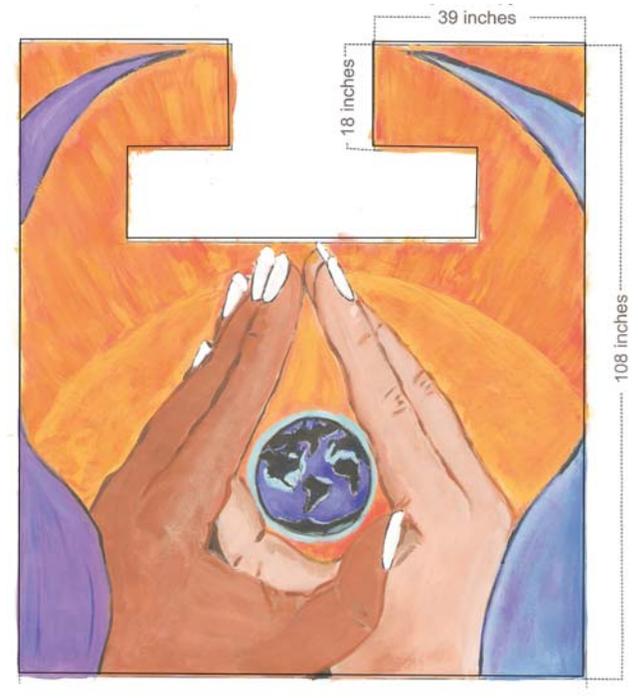
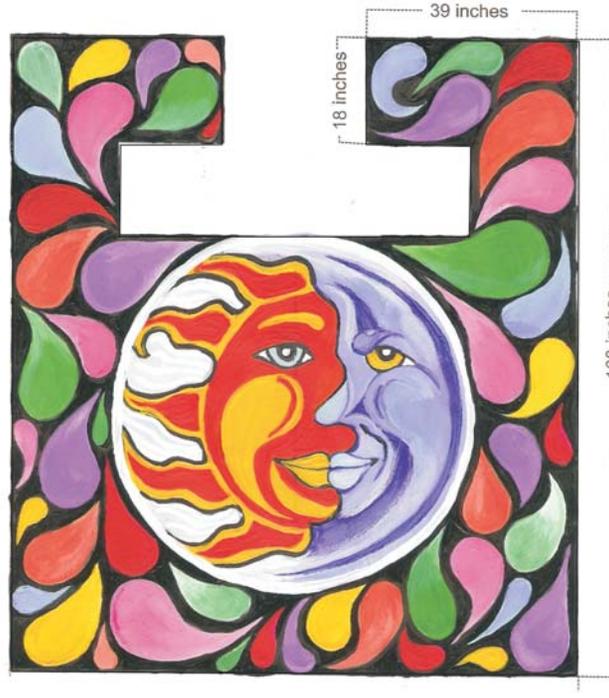
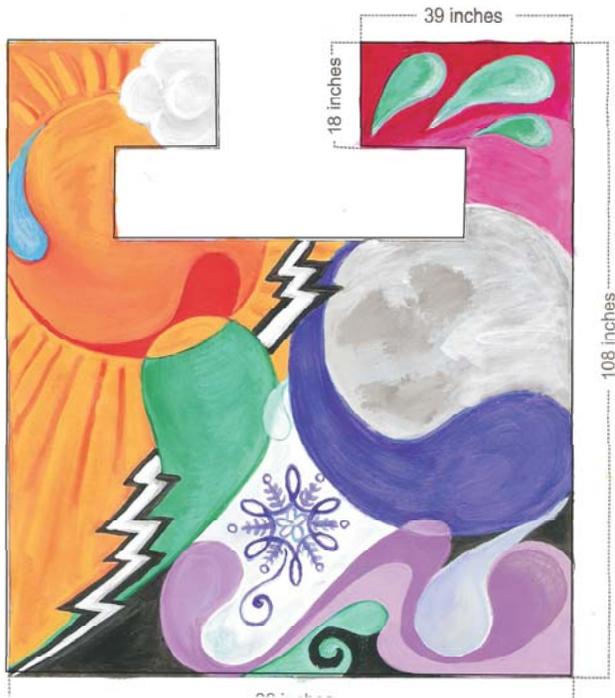
Design A

Three different sides designed.



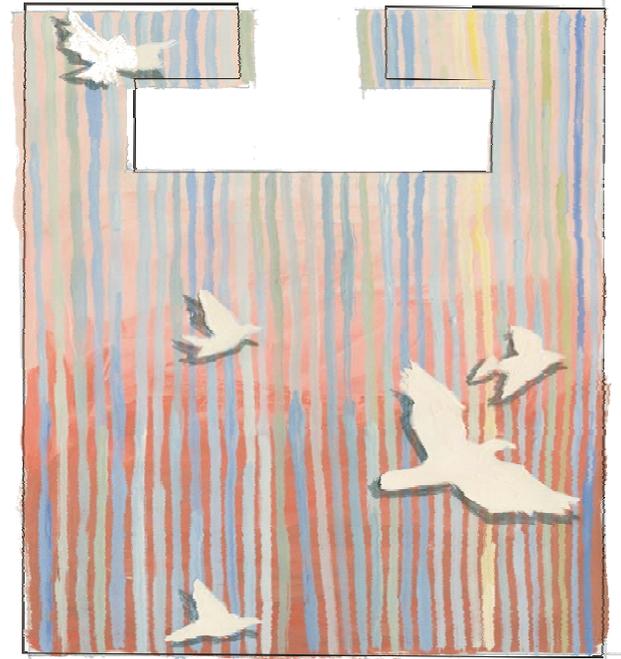
Design B

Three different sides designed.



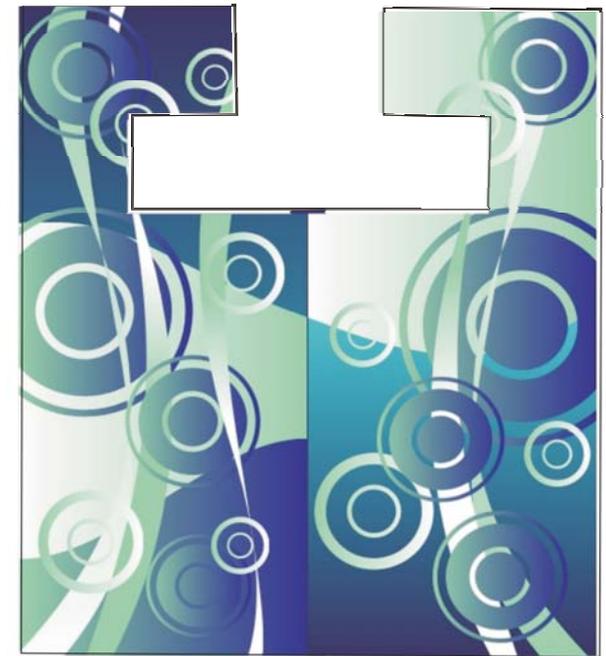
Design C

Three different sides designed.



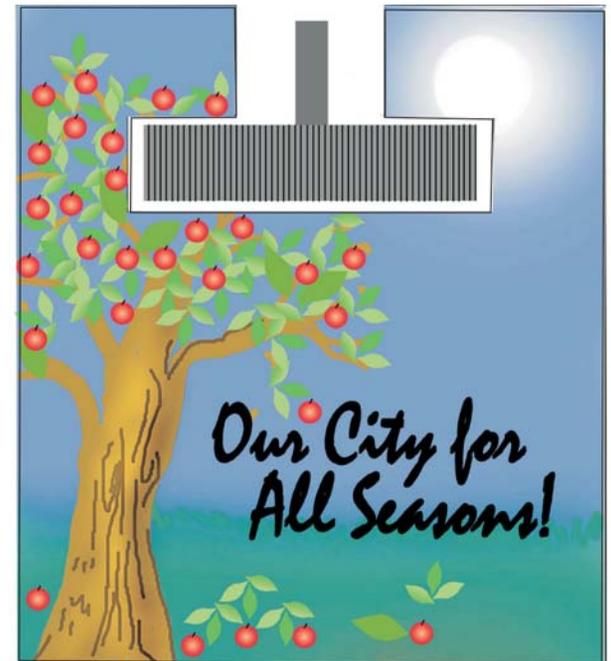
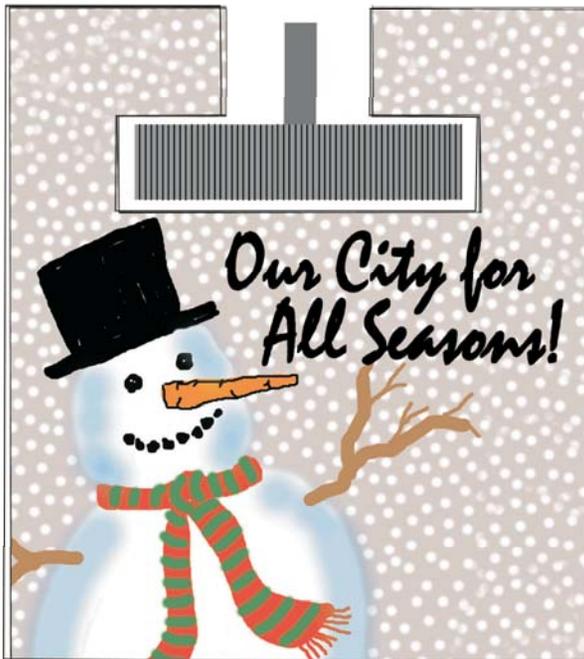
Design D

All sides designed the same design.



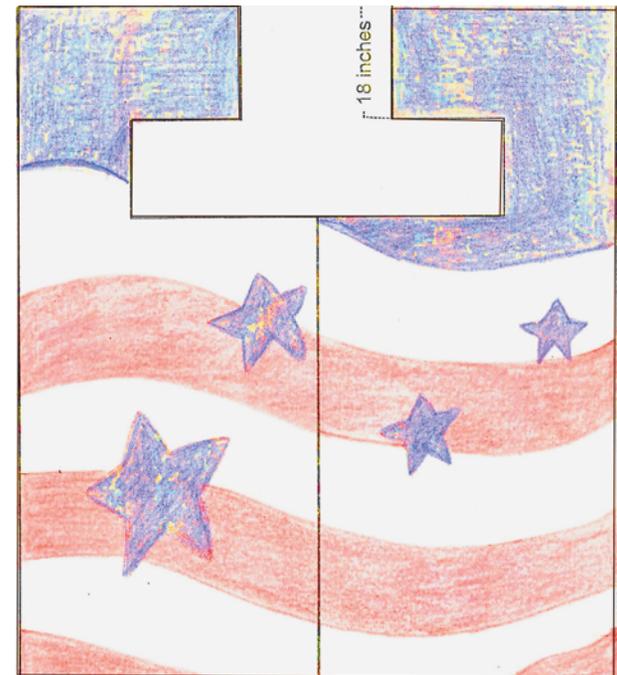
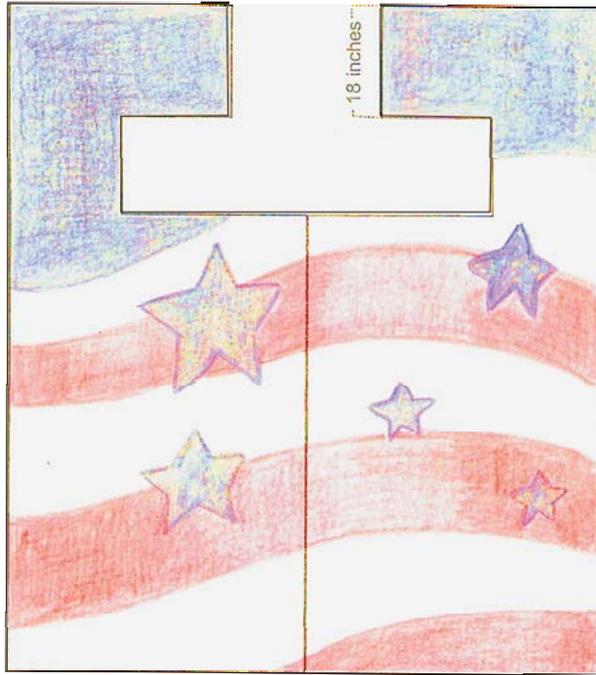
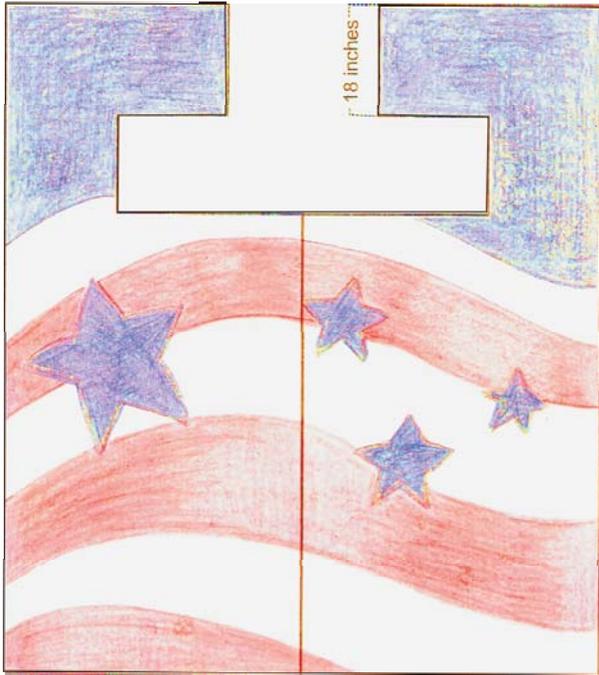
Design E

Three different sides designed.



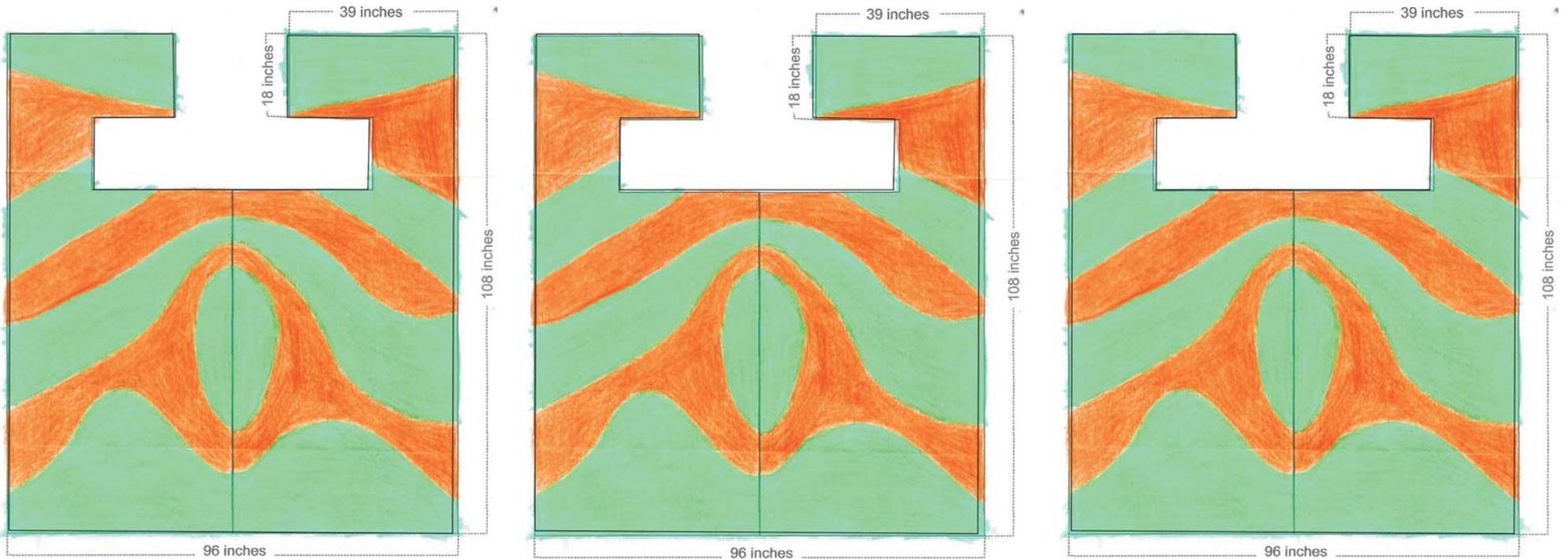
Design F

Three different sides designed.



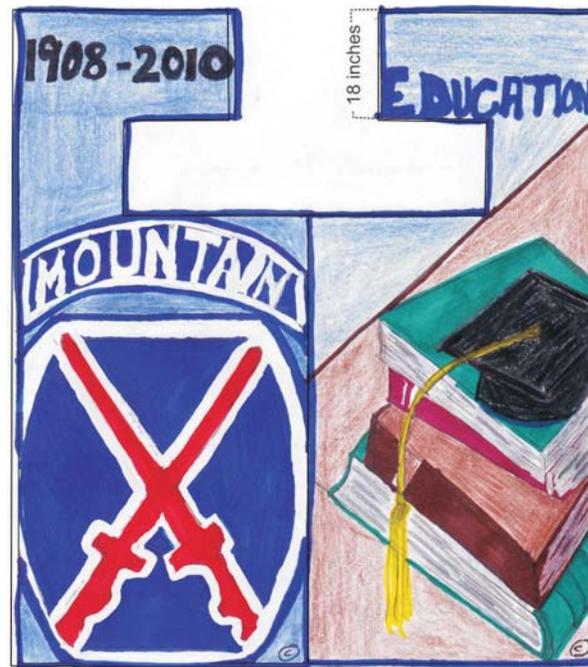
Design G

All sides designed the same design.



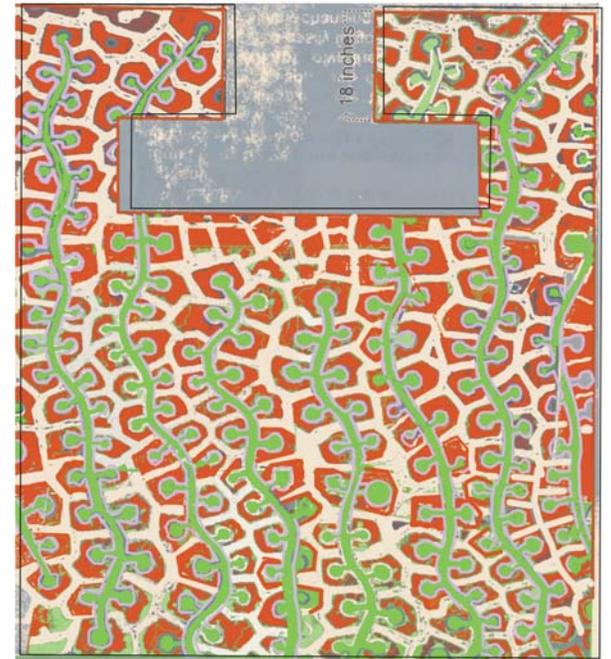
Design H

Three different sides designed.



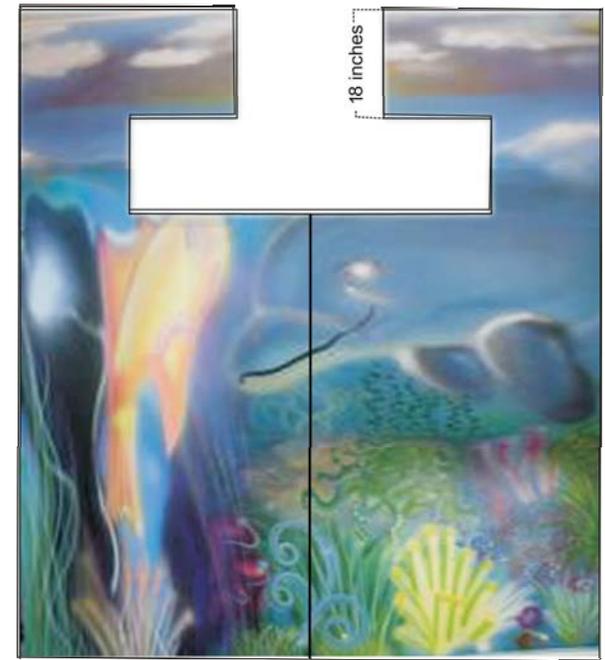
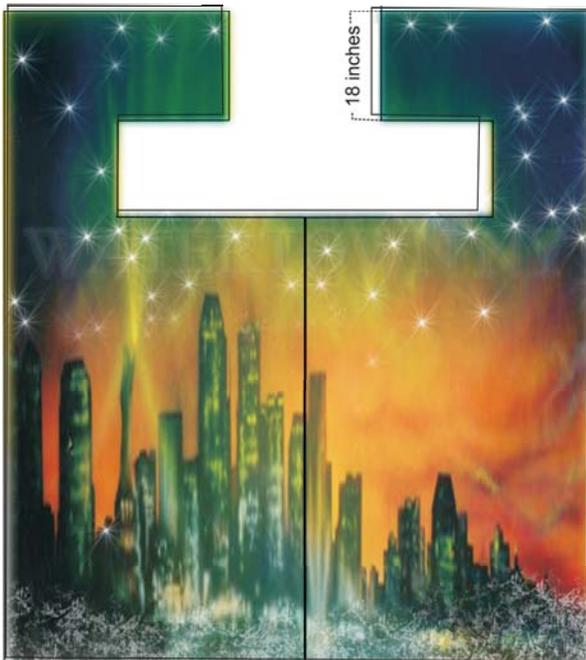
Design I

All sides designed the same design.



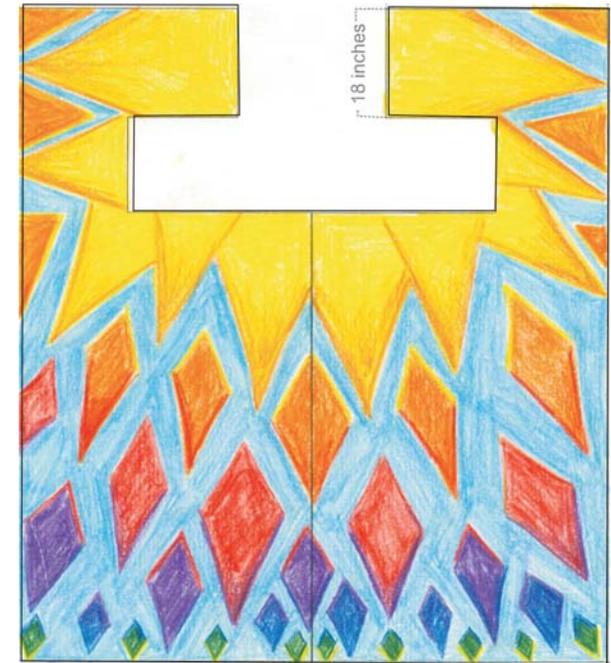
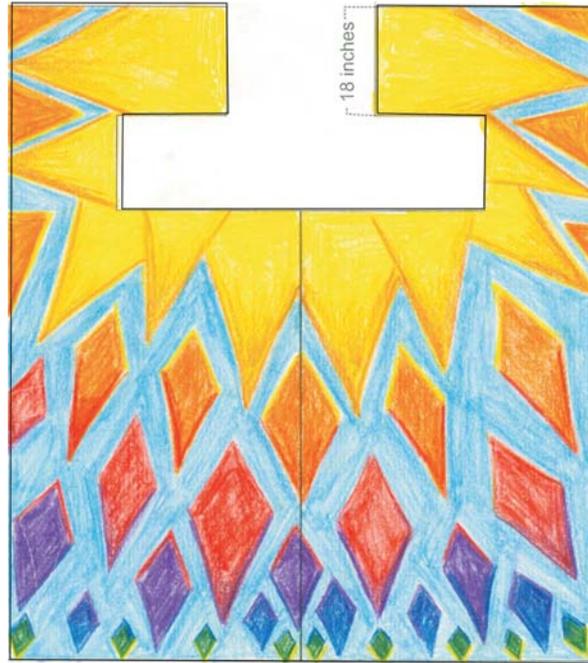
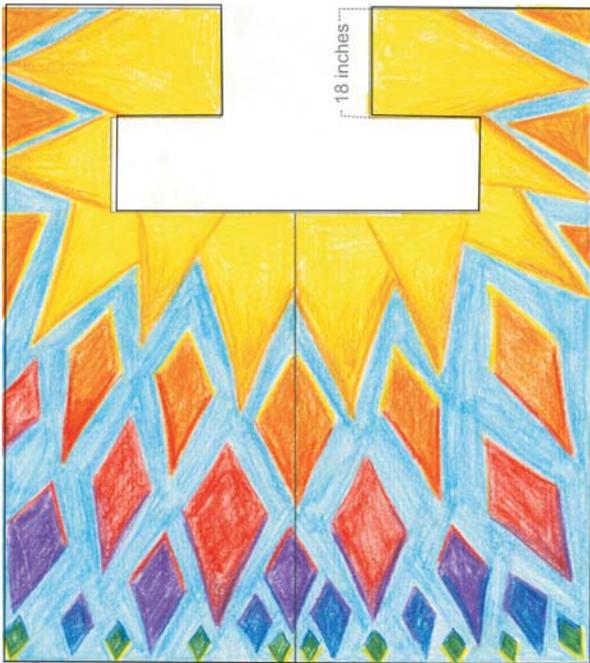
Design J

Three different sides designed.



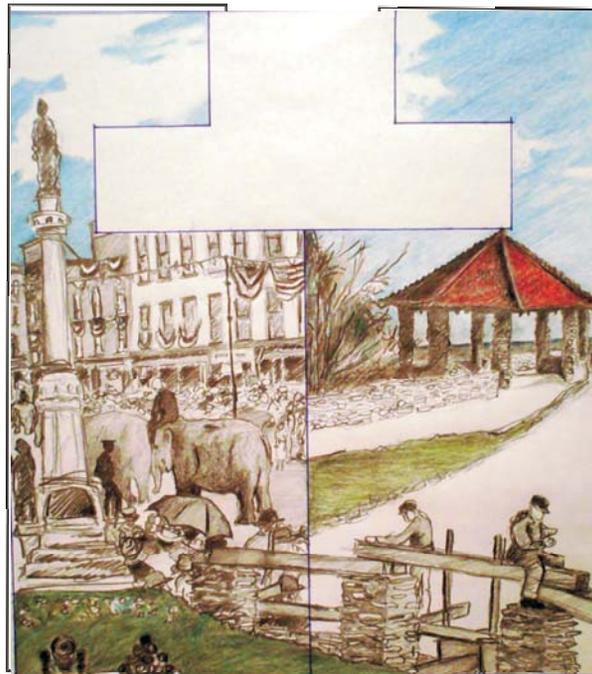
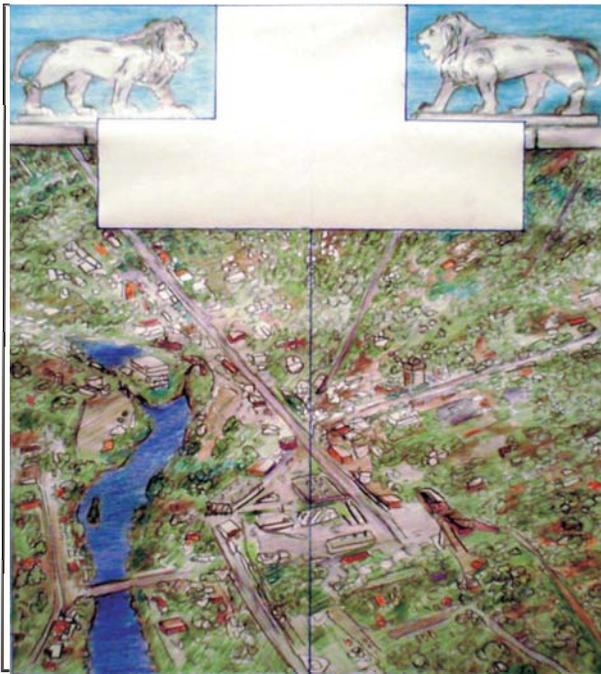
Design K

All sides designed the same design.



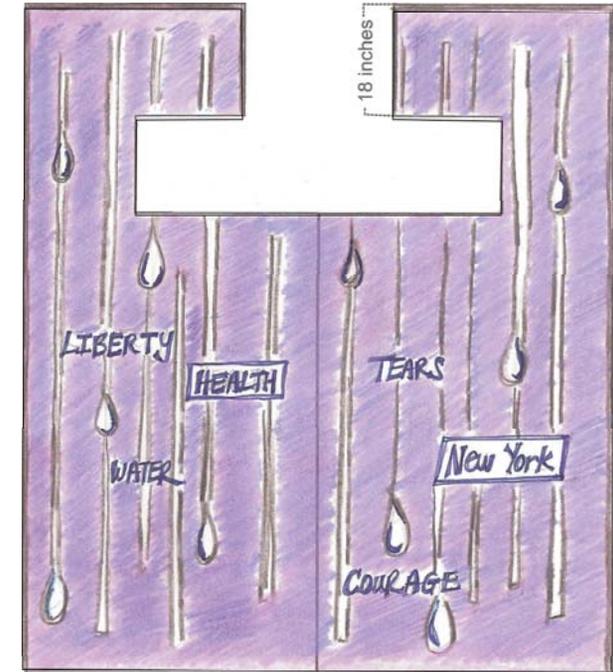
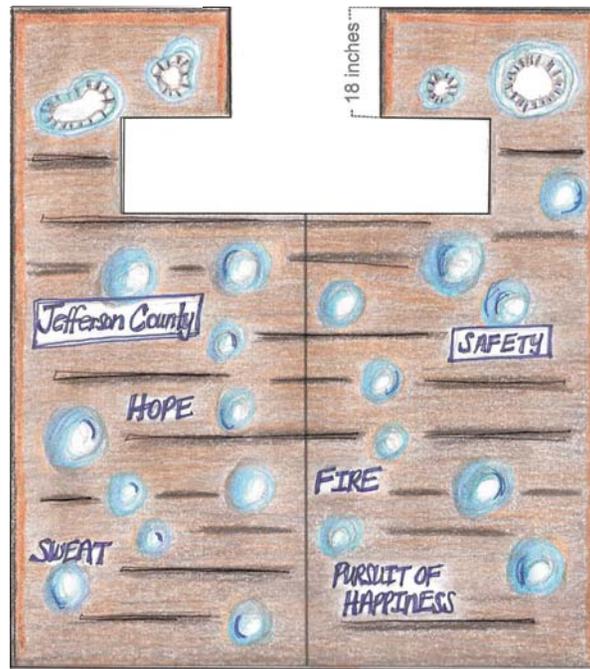
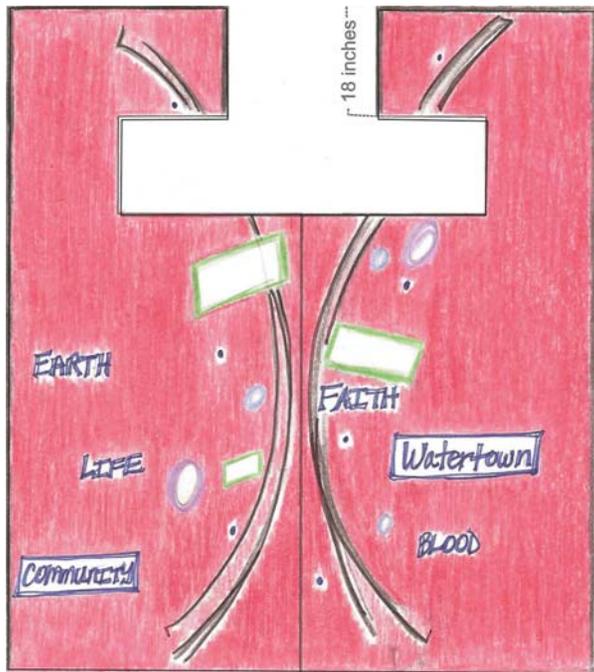
Design L

Three different sides designed.



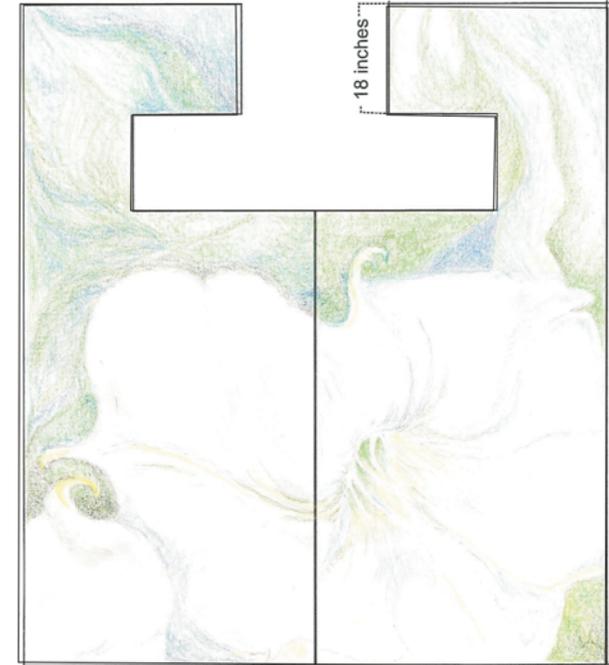
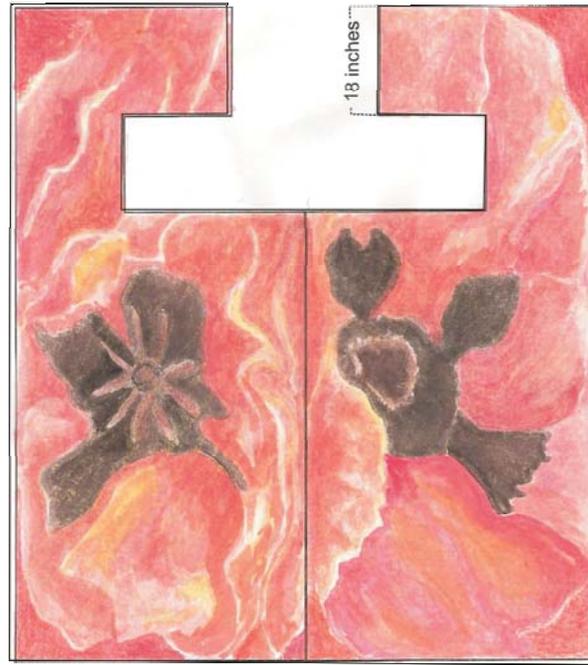
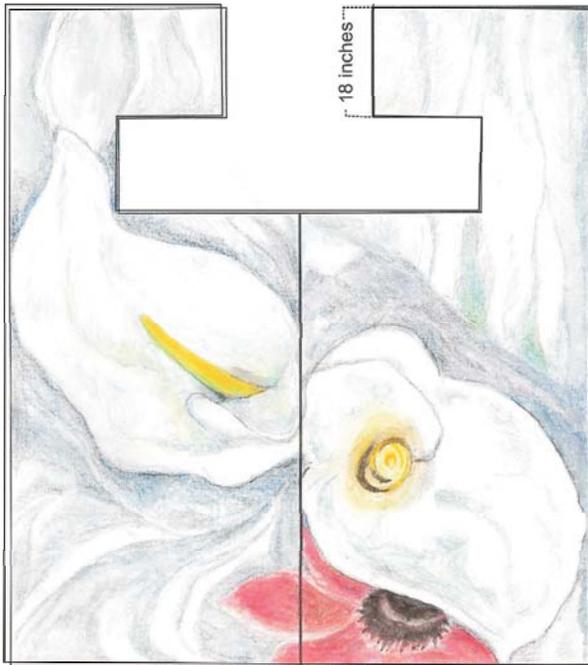
Design M

Three different sides designed.



Design N

Three different sides designed.



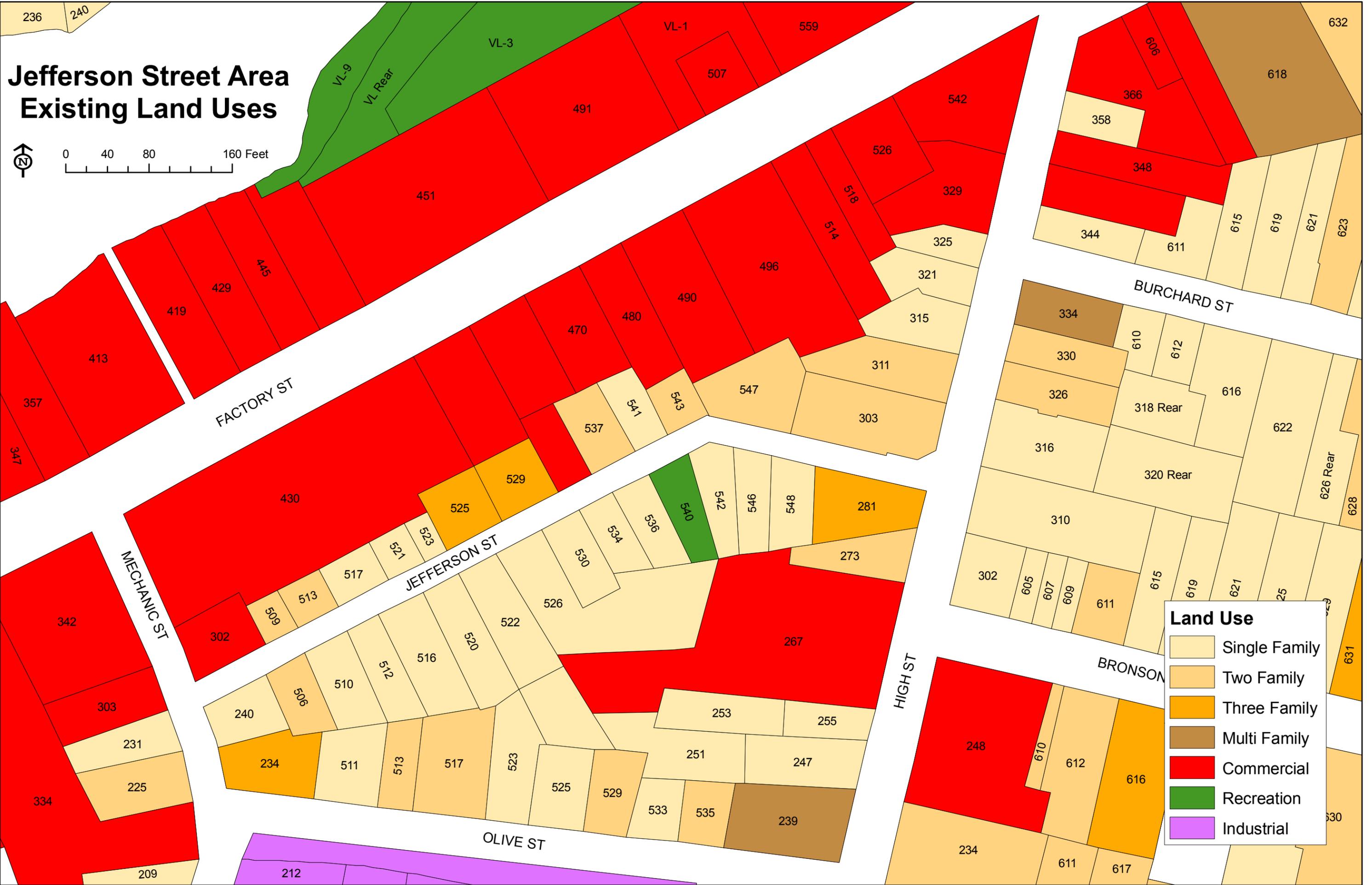
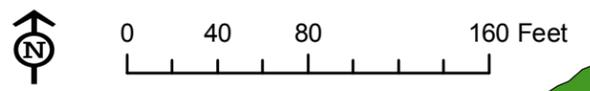
July 13, 2010

To: The Honorable Mayor and City Council
From: Kenneth A. Mix, Planning and Community Development Coordinator
Subject: Jefferson Street Zoning

As requested by the City Council, the Planning Board reviewed the zoning around Jefferson Street. The Board is recommending that the majority of properties along Jefferson Street and on the north side of Olive Street be changed from Light Industry to Residence C. It is also recommending that the properties fronting on Factory and High Streets be changed to Commercial.

Enclosed with City Council Members' agenda packages are maps showing the existing land uses, the existing zoning, and the proposed zoning.

Jefferson Street Area Existing Land Uses



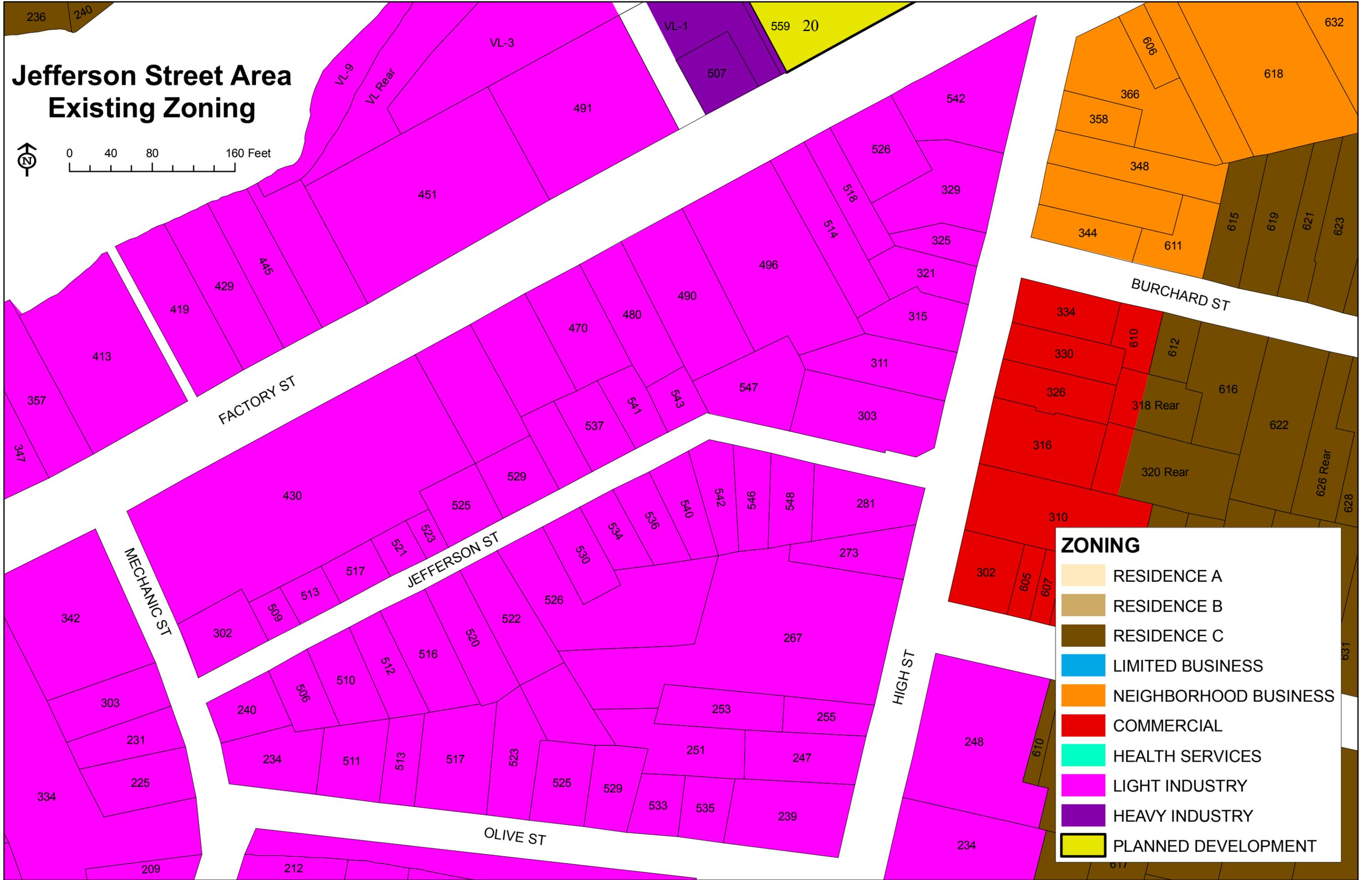
Land Use

- Single Family
- Two Family
- Three Family
- Multi Family
- Commercial
- Recreation
- Industrial

Jefferson Street Area Existing Zoning

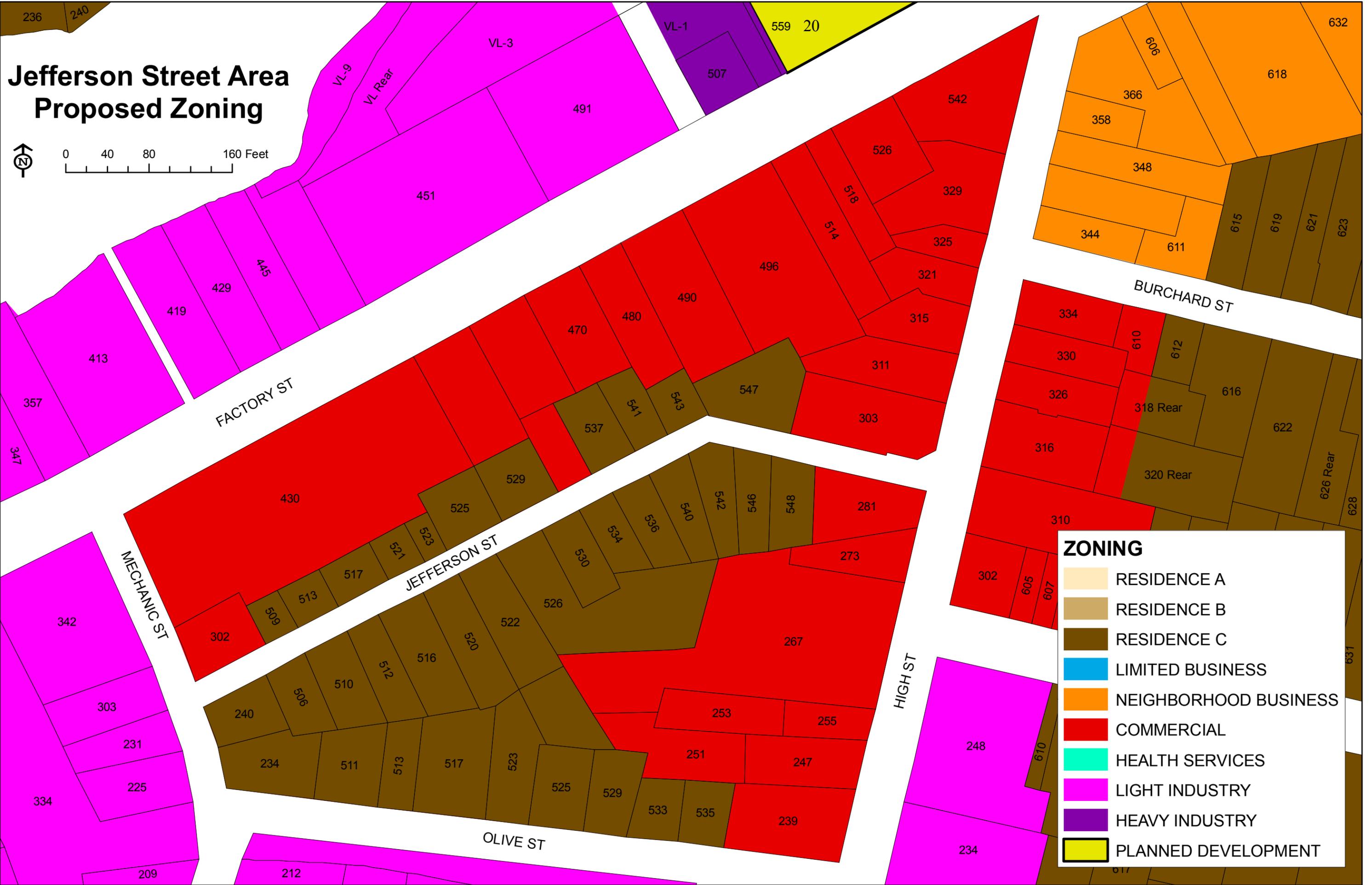
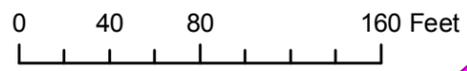


0 40 80 160 Feet



ZONING	
	RESIDENCE A
	RESIDENCE B
	RESIDENCE C
	LIMITED BUSINESS
	NEIGHBORHOOD BUSINESS
	COMMERCIAL
	HEALTH SERVICES
	LIGHT INDUSTRY
	HEAVY INDUSTRY
	PLANNED DEVELOPMENT

Jefferson Street Area Proposed Zoning



ZONING	
	RESIDENCE A
	RESIDENCE B
	RESIDENCE C
	LIMITED BUSINESS
	NEIGHBORHOOD BUSINESS
	COMMERCIAL
	HEALTH SERVICES
	LIGHT INDUSTRY
	HEAVY INDUSTRY
	PLANNED DEVELOPMENT

July 15, 2010

To: The Honorable Mayor and City Council
From: Kenneth A. Mix, Planning and Community Development Coordinator
Subject: Edmund Street

At its July 6, 2010 meeting, the City Council requested more background information on the situation with Edmund Street and its surrounding property owners. Edmund Street is a very old public right-of-way. The highway commissioners of the Village of Williamstown recorded it as a road in 1847. It has a storm sewer that runs from West Main Street to the Black River and multiple electric power poles in the right-of-way. The travel way is a one lane dirt path leading to B.O.B. Rafting.

Early in 2003, B.O.B. Rafting Company was considering the construction of a building at the end of Edmund Street where they launch their rafts. However, their parcel was not big enough to accommodate the building they wanted and the required parking. Robert Petersen asked if he could purchase Edmund Street to use for parking.

It was the City Attorney's opinion that the riverfront and the public access to the riverfront could not be sold. However, all but the riverfront could be leased. Negotiations commenced with Mr. Petersen, but there was not an agreement on price.

At that same time, we received correspondence from Raymond and Linda Desrosier, owners of 575-577 West Main Street and Michael Chiappone, owner of Chiappone Tire. Mr. and Mrs. Desrosier were concerned with Mr. Petersen cutting off public access to the river and stated they were interested in acquiring the street. They had been told in the past that it was not for sale. Mr. Chiappone was also interested in buying the parcel and had inquired about it as early as 1986.

The next month, Mr. Petersen submitted a site plan that was approved for a smaller building that required less parking, which could fit on his parcel.

Mayor Graham commented at the August 30, 2004 City Council meeting that he had been contacted by Mr. Petersen about the City putting in a sewer line on Edmund Street. A letter was received from him at the next Council meeting. At the September 20, 2004 meeting, Mayor Graham stated that he did not expect the City to accommodate the request.

In March of 2005 Mr. Petersen invited Council members and staff to the site to discuss his request. Mr. Petersen read a letter at the April 4, 2005 City Council meeting, again asking for assistance from the City.

It was suggested at the July 6th meeting that the street be divided among the adjoining property owners. Assuming that an agreement can be met, it can be subdivided and sold as long as the riverfront portion and a way to get to it are retained by the City. An easement for the storm sewer will also have to be retained.



CITY OF WATERTOWN, NEW YORK

ROOM 302, MUNICIPAL BUILDING
245 WASHINGTON STREET
WATERTOWN, NEW YORK 13601-3380
(315) 785-7730
FAX (315) 782-9014

CITY MANAGER

February 11, 2003

Attorney Robert J. Slye
104 Washington Street
Watertown, New York 13601

Re: B.O.B. Rafting Company

Dear Bob:

B.O.B. Rafting Company wishes to construct an office as a base for its operations on property it owns on the river behind Chiappone's on West Main Street (see enclosed site plan). They access their property by way of City owned property known as Edmund Street. An assessment map of the area is enclosed.

Edmund Street is an unimproved street with only a storm sewer running through it. The storm sewer serves other areas and discharges into the river. The property runs from West Main Street to the river.

Enclosed is a copy of the deed for a Leray Street that someone concluded "... must be Edmund Street." It was recorded in 1847 designating the land as a "highway" based on having been used as one for twenty years.

The Rafting Company's problem is that to get site plan approval for their building, they need to provide the off-street parking required by the Zoning Ordinance. The site's topography makes that impossible. They have asked whether or not they can use Edmund Street for their parking.

The City has been encouraging the recreational use of the Black River to increase tourism activity. This is the type of business that fits well within that strategy. Is there some way, through sale or lease, that we can allow use of the property in a way that satisfies the Zoning Ordinance? The fact that the property is a street and riverfront property makes it a complicated issue.

Sincerely,



Kenneth A. Mix
Planning & Community
Development Coordinator

KAM:st
Enclosure

cc: Mary M. Corriveau, City Manager



CITY OF WATERTOWN, NEW YORK

ROOM 302, MUNICIPAL BUILDING
245 WASHINGTON STREET
WATERTOWN, NEW YORK 13601-3380
(315) 785-7730
FAX (315) 782-9014

CITY MANAGER

April 9, 2003

Robert Peterson
23873 Route 342
Watertown, New York 13601

Re: Lease of Edmund Street

Dear Bob:

As we discussed on the telephone today, we are offering to lease a 66' x 240' portion of Edmund Street, as shown on the attached plan, for \$1,800 per year. We are proposing a five-year lease that is renewable for five more years.

The property may only be used for parking related to your proposed business located adjacent to Edmund Street. You will be responsible for the construction of and the cost for any improvements on the site. We expect that there will be at least crushed stone for the parking and drive areas, which will be shown on your site plan review submission. Asphalt pavement will be allowed after review of the plans by the City's Engineering Department. At the end of the lease, all improvements will become the property of the City. If the City has to dig up the storm sewer that runs under Edmund Street, the excavation will be filled in but the City will not be responsible for complete restoration to the condition it was in before the excavation.

You will also be required to show proof of liability insurance covering the property with at least \$1,000,000 for each occurrence.

The lease of this property requires City Council approval. If you agree with the terms outlined in this letter, please send me a letter to that affect. Once we come to an agreement on the terms, we will draft a Lease Agreement and resolution for City Council approval.

If you have any questions, please feel free to contact me.

Sincerely,

Kenneth A. Mix
Planning & Community
Development Coordinator

KAM:dv

Friday, April 11, 2003

Kenneth A. Mix
Room 302, Municipal Building
245 Washington Street
Watertown, New York 13601

APR 14 2003

Dear Ken,

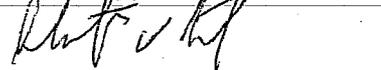
I received your letter dated April 9th 2003 in regards to our possible leasing of the Edmund Street extension. As you know this is the only possible parking that is adjacent to our property that will allow the building project that we have proposed.

As you mentioned in our phone conversation the assessed value would be between 1800.00 and 2200.00 dollars per year. The proposed lease amount of 1800.00 per year for the five years is beyond what we are able to pay. We feel that the 1800.00 dollars should be spread out over the five year period. Allowing us to pay 360.00 per year, this will net the city four times what the yearly taxes would be for an unimproved lot the size of Edmund Street.

We look at this agreement as a benefit to the city in many ways. B.O.B. Rafting is going to clean up and improve the location at our expense. Not only improving the value of the property but also the aesthetics of a vacant lot. We are also going to locate our business in the city increasing our assessment and taxes on our property.

Ken I would like to take this opportunity to thank you for all that you have done in regards to this matter.

Sincerely,



Robert V. Peterson
Owner
B.O.B. Rafting

Raymond & Linda Desrosier
34119 Drake Rd.
Theresa, NY 13691

Re: 575-577 West Main St.
Watertown, NY 13601

To: Mr. Ken Mix
Municipal Bldg. Room 302
245 Washington St
Watertown, NY 13601



Dear Mr. Mix,

We are writing in regards to the proposal of Mr. Robert Peterson to lease land from the city known as Edmund St. Extension This land is adjacent to our parcel at 575-577 West Main St. Watertown, NY. We as landowners also have interest in the Edmund Street Extension and wish to have input and consideration before this decision is made. It is necessary for us to have use of this road to be able to have access to parking on our property. This property has been in the Desrosier family for over 50 years and we have mowed and plowed and maintained this property for that length of time. We have also improved the entrance with blacktop at our own expense as the city has failed to do anything regarding plowing or maintenance.

Over the years city police have used this road to launch boats in cases of drowning and river searches. We have also used this as well as many other northside citizens as access to fishing -which Mr. Peterson has been denying even though he does not own the street part of the parcel. We are concerned that by allowing Mr. Peterson to lease the parcel and put parking on the property- he will deny access access for us to park on our property and also deny access to Kyackers who use this access road to launch their Kyaks on a regular basis.

Mr. Peterson launches rafts with at least 8 passengers and two rafts at a time-which will require a great amount of parking and traffic in this small area.

In the past we have approached the city assessor to ask about purchasing this property and were told it can not be bought or any building be put up on it. If it can't be sold then how can it be leased with only one person having the rights?

We would like to be considered first in having and opportunity if anything is to be done with this property. We should have some rights. If Mr. Peterson is allowed to lease the road we will have to have access rights to our property for parking. I would appreciate an opportunity to discuss and be included in the decision making as well as other adjacent property and business Chiappone Tire.

Our property is rental property with tenants with small children and we are also concerned about the open access to the river bank without a fence in place and at the same time the increase of traffic coming and going on the property. This is one of the few if not the only access road to the river bank not hindered by cliffs.

I would appreciate any information you might provide to help us with our dilemma. I am sure you will be fair in your decision.

Thank You

Raymond & Desrosier
Linda A. Desrosier

Michael Chiappone
557 W. Main St.
Watertown, NY 13601
782-1900

4/23/03

Mr. Ken Mix
Municipal Bldg. Room 302
245 Washington St.
Watertown, N.Y. 13601

Dear Mr Mix:

This is in reference to the city owned paper street known as Edmund St. that is located directly adjacent to the western boundry of my property (parcel # 10131) at 557 West Main St. , Watertown, N.Y. 13601.

I have a direct interest in the above named paper street known as Edmund St.

I would like to offer to buy or lease the above named property from the city to use in conjunction with my business.

Please contact me at 782-1900 or 557 W. Main St., Watertown, N.Y. 13601.

Thank you. I await your reply.

Very truly yours,
Michael Chiappone
Michael Chiappone

TO Mr. John Haley
Municipal Bldg.
Watertown, NY 13601

CHIAPPONE TIRE WAREHOUSE
WATERTOWN, N. Y. 13601

SUBJECT: Edmund St., Watertown, Ny

DATE 2/11/87

FOLD  Dear Mr. Haley:

As per our telephone conversation, please find enclosed a
copy of the letter to Mr. Amylon dated 11/8/86.

Thank you for your attention to this matter.

OK
30

SIGNED Michael Chiappone



FORM NO. PK111R-2
AVAILABLE FROM BUSINESS ENVELOPE MANUFACTURERS, INC. • DEER PARK, N.Y. • ANAHEIM, CALIF.
PRINTED IN U.S.A.

LOT 101

557 W. Main Street
Watertown, NY 13601
November 8, 1986

Mr. Karl Amylon, Manager
City of Watertown
Watertown, NY 13601

Dear Mr. Amylon:

This is in reference to the Edmund Street Extension, adjacent to my property located at 557 W. Main Street, Watertown, NY.

I would like to inquire if the City has in its plans to utilize the above named parcel as a city street.

If not, would the City consider the sale of the above named parcel to me.

I understand there is a storm sewer that runs under the street and that no structure could be constructed on the street.

Thank you for your attention to this matter.

Very truly yours,

Michael Chiappone

**ADJOURNED COUNCIL MEETING
CITY OF WATERTOWN**

August 30, 2004

7:00 P.M.

(Excerpt)

B.O.B. Rafting Company

Mayor Graham commented that he had been contacted by the owner of this business requesting that a sewer lateral be put in. Mayor Graham remarked that the owner deserves a prompt answer and requested that this be brought up at the next regular meeting.

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
September 7, 2004
7:00 P.M.
(Excerpt)**

COMMUNICATIONS

From B.O.B. Rafting asking the City to put into place a water and sewer line that extends down the Edmund Street extension and ends at the rafting company's property line.

Monday, August 2, 2004

Mary Corriveau
City of Watertown City Manager
245 Washington Street
Watertown, New York 13601

Dear Mary,

This letter is in regards to our conversation about sewer and water being ran to our property on the Edmund Street extension, on 8-02-04.

We at B.O.B. Rafting are asking the city to put into place a water and sewer line that extends down the Edmund Street extension and ends at our property line. We have undertaken a project to place our rafting company inside the City Of Watertown. The project has already received the approval of the planning board, and the City Council. We did not however at the time of these meetings ask for the water and sewer to be brought to our property.

We have taken a piece of undeveloped river front and turned it into a very usable piece of property, with our own resources and little help from anyone else.

We have had excellent help from the building codes office and thank them for their help also Ken Mix who was a huge help and continues to help us when ever we ask.

With the City of Watertown starting to recognize the Black River as a resource for the city and all the local businesses, we feel that a small helping hand such as this is a small investment for the City to make to bring our customer base to Watertown.

Yours truly



Robert Peterson

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
September 20, 2004
7:00 P.M.
(Excerpt)**

Water Lines

Mayor Graham commented that it is incumbent upon the City to phase in the residents living on the non-dedicated City streets.

Councilman Clough asked how many undedicated streets there were.

Mr. Pilon responded that he doesn't know how many undedicated streets there are. However, there are also dedicated streets with this type of problem.

Councilman Clough agreed with Mayor Graham that something should be done. He remarked that on any other street, the homeowner is responsible for the lateral, not the main. He stated that if he were a homeowner on one of those streets, he would be very upset if he had to pay for the main. He stated that we need to look at this and come up with a plan, as the City owes it to the taxpayers that live on those streets.

Mayor Graham commented on the third option listed in the City Manager's report whereby the costs are put in the upcoming capital budget.

Mrs. Corriveau explained that this is one of the options. She stated that Council must look at the big picture with the realization that it can't all be done in the same year. The water line expense would be charged to the water fund. And therefore, the project would have to be phased in over time.

Mayor Graham suggested first addressing the ones where there is a problem. He referred to the request from B.O.B. Rafting explaining that this is a different situation and he doesn't expect that the City could be as accommodating with that request.

Mrs. Corriveau responded that she is not sure that the City has the ability to accommodate the request now.

Mr. Pilon explained that former Supervisor John Davis came to the Council years ago asking Council accept and pave West Street. The survey was done and accepted. However, the legislation was silent on the utilities. The houses are on septic tanks and the water line is a 2" line off an 8" main on Main Street.

Mrs. Corriveau explained that the 2" line is the lateral for that street because it is what connects them to the main.

Mayor Graham remarked that the City should meter the water where it leaves the main, not at the entrance to the house.

Attorney Slye explained that the City delivers the water to a point in the water main where there is a hookup.

Mrs. Corriveau referred to Merline Avenue explaining that it was not a planned development. They merely extended a private water line and didn't have the initial expense of putting in a main.

Councilman Clough remarked that there are more regulations required now.

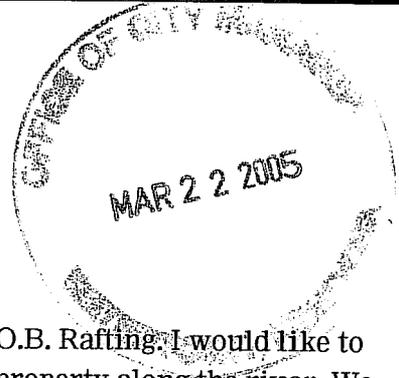
Attorney Slye remarked that in his view these are private lines and until they become public lines, he thinks the other persons on West Street should be billed. And if something goes wrong with the line, it is a private situation, not a public one.

Mayor Graham remarked that on the practical side, the City goes in and makes the necessary repairs.

Attorney Slye explained that he was just trying to make it clear that the City doesn't legally have to do so. However, when the City does do so, it should be paid.

Mr. Keefer explained that the Town of Pamela plows the street and the weight of the plows is what broke the line.

Monday, March 21,



Dear Mr. Mix,

My name is Bob Peterson and I am the owner of B.O.B. Rafting. I would like to invite you down to see the progress we have made on our property along the river. We are hoping that with the Black River Revitalization Project we may acquire a little assistance from the City of Watertown in regards to sewer and water. We have spent not only money but a lot of time bringing our property to this point and would at this time like the city to bring water and sewer down to our property on West Main St. I have brought this up to the City Manager and was turned down. Please join me and I hope the other members of the Council at B.O.B. Rafting on Thursday at 3:30 pm to look at and discuss this request.

Yours truly,

A handwritten signature in cursive script that reads "Robert Peterson".

Robert Peterson

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
April 4, 2005
7:00 P.M.
(Excerpt)**

PRIVILEGE OF THE FLOOR

Robert Peterson, B.O.B. Rafting, addressed the chair reading from a letter that he later distributed to Council members. Mr. Peterson referred to an article in the Watertown Daily Times concerning the City's assistance in helping Blackwater Development promote their private business. He listed various things he felt that the City had done for them as well as for the Red Lion Brewery. He also listed the various items that he had asked the City to help his business with and the fact that he was turned down each time.

Friday, April 1, 2005

Watertown City Council
245 Washington Street
Watertown NY, 13601

Dear Council Member,

My Name is Robert Peterson And I own B.O.B. Rafting. I was reading the Watertown Daily Times on 3-31-05 and came across the article Kayaking races set in Watertown. As I read the article I came across the City Managers comments. She said the city will provide various services to help out with the competition thus giving a helping hand to Blackwater Development to promote their private business. She also said and I quote" I think it would be correct to say the city supports the events and in improving and promoting the recreational use of the Black River."

We at B.O.B. Rafting are glad the City of Watertown wants to help with the recreational improvement of the river and are willing to help business with problems they may have with getting started. We would like the same consideration as Blackwater Development and other businesses that have gained assistance from the City of Watertown. We have as you know asked the City of Watertown for a few things in the past and have been turned down by the city.

1. I asked that we be allowed to either purchase or lease Edmund Street Extension for the use of a parking lot. We were told we couldn't purchase it and were given a list of demands from the two property owners on either side that were unreasonable. Therefore we were turned down on both of these proposals.

We were put into a position of either building a right of way for a few people or not using Edmund Street extension. This area is an overgrown stretch of City Property that no one has walked through in many years. Any access to the river in this area over the past 10 years has been gained by use of our property. We were then told if we wanted to build here we would need to put in a parking lot for our business even though an abandoned Street was bordering our property. We did this and then were told we could use The street for parking overflow.

The city helped Red Lion Brewery, Stream, and the Ultimate Goal, with a parking lot for their businesses. The city plows and maintains these lots for these private businesses.

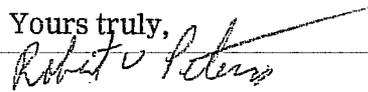
2. We have asked that water and sewer be brought down to our property that borders Edmund Street Extension. I was told by the City Manager that the city does not run sewer laterals for people and we were responsible for that ourselves. I was told that the cost of using a rock grinder to cut a trench for our lines is too expensive.

The city ran water and sewer for the Red Lion Brewery. They also ran water and sewer for Blackwater Development not to the edge of their property but onto it. A rock trencher was needed for this operation but was not a cost factor on this project. Also two crews spent a good deal of time with this project. Not to mention the crews needed to clean and prepare for the competition.

I also read in the article that the city would be helping to promote and advertise this event to bring people in for it. The city is doing this in the hopes that this will bring people to the area that are willing to spend money and improve the economy for all businesses not just Blackwater Development. This is also a good thing. And I understand that 75 kayakers are not the customer base we are hoping to reap financial gain from. B.O.B. Rafting Pays for all of its own advertising, and promotions. We do however bring people from all over New York State to the Watertown area in hopes they will spend money here. We advertise to get people to come rafting, that same person may buy gas here, stay at a local motel, eat at a local restaurant, go to the zoo, stay and go to Alex Bay for the day, or spend time in Sackets Harbor. All this extra money brought to these areas and businesses is done with our attempt to bring people in for rafting. We also employ local people, buy from local merchants, and make our home in this area.

We are a proven Rafting Company and are going to build on our property on the river. All we are asking is for a little helping hand from a city that stands to gain much more from use than we are asking from them. I again encourage the council to come down to our property and see the progress we have made and take another look at lending us a helping hand.

Yours truly,



Robert V. Peterson

July 15, 2010

To: The Honorable Mayor and City Council
From: Mary M. Corriveau, City Manager
Subject: NYS Early Retirement Incentive Program

Earlier this year, the NYS Legislature adopted the 2010 Retirement Incentive Program, Chapter 105, Laws of 2010. This is a temporary program for certain New York State and Local Employees' Retirement System (ERS) members. This program does not apply to Police and Fire Retirement System members, or Elected Officials.

The incentive program has two distinct parts.

Part A is a targeted incentive. Employers must identify eligible titles. Part A provides one additional month of service credit for each year of credited service an eligible member has at retirement. The maximum additional incentive service credit per member is three years.

Part B is not targeted. It is open to all eligible Tier 2, 3 and 4 members unless you deem a member's position critical to the maintenance of public health and safety. Part B allows members who are at least age 55 and have 25 years or more of service credit to retire without a benefit reduction.

Members whose employer offers both parts of the program, and who meet the eligibility requirements of both parts, must choose between the two. They can participate in either part, but not both.

A more detailed description of the incentives, along with the timeframes for adopted, is attached for City Council review.

On July 1, 2010, the City received a complete listing from the NYS Retirement System of our employees who meet the eligibility requirements under Part A and/or Part B. A consolidated list of eligible employees is attached for your review.

If the City Council is interested in considering offering either of these incentives, Staff will take a hard look at the individuals eligible to see if we can find a way to achieve the savings required and also to further analyze the additional costs associated with offering an early retirement program. The City Council has the option of offering one or both parts of the incentive program, or deciding not to participate in this program at all.

Should the City Council wish to participate in either part of the incentive program, a Local Law must be adopted prior to August 31, 2010.

Part A - Targeted Incentive

The City can elect to provide Part A incentive benefits to certain members on or before August 31, 2010.

If we decide to participate in Part A, we must target positions as eligible for the incentive. If there are more employees interested in the incentive than positions targeted in that title, the law requires that eligibility shall be determined by seniority within the targeted title.

The City is not required to eliminate the targeted positions as long as we have developed a savings plan. The plan **must** demonstrate that replacement employees' base salaries result in a minimum savings of 50 percent of the targeted employees' combined two-year salaries during the following two years.

If the City wishes to adopt Part A of Chapter 105 we must establish an "open period" during which eligible employees can retire and be entitled to incentive benefits. The open period must be at least 30 days but not more than 90 days. Additionally, it cannot begin before June 2, 2010 and cannot extend beyond December 31, 2010.

Formal Adoption Procedures

To provide this benefit to their employees, counties, cities, towns and villages must enact a local law in accordance with Municipal Home Rule Law, and the rules and regulations established by the New York State Department of State. The enactment must be completed no later than August 31, 2010. Local laws must be filed with the Department of State in accordance with its regulations.

Incentive Cost

At the conclusion of the incentive program, the Retirement System will calculate the cost for each employer that participated in Part A. The City can choose to pay the cost in one lump sum or in five annual installments with the first installment due February 1, 2012.

The estimated annual cost may be determined by multiplying the 2010 annual salary of those anticipated to retire by the appropriate rate which ranges from 12% to 15 %. That figure should then be multiplied by five to determine the total five-year cost. So for a group of Tier 4 employees earning a total of \$200,000 during 2010, the cost would be as follows:

$\$200,000 \times 15\% = \$30,000 \times 5 \text{ years} = \$150,000$ total cost to City if paid over 5 years, includes interest. If the City elects to pay the cost in one year it would be $\$200,000 \times .6 = \$120,000$.

If this same group of employees was anticipated to receive a 2% increase during 2011, then to meet the qualifications of the program, the City would need to save \$202,000 in **base salary** over the next two years in order to provide the benefit to these employees.

$$\$200,000 + 204,000 = 404,000 \times 50\% = \$202,000$$

Part B -Age 55/25-year Retirement Benefit

The City can elect to provide Part B incentive benefits to certain members on or before September 1, 2010.

Part B allows Tier 2, 3 and 4 members who are at least age 55 and have 25 or more years of service to retire without a benefit reduction. All employees who meet the age and service requirements and retire during the open period established by their employer are eligible for the benefit unless the chief executive officer or the governing board determines that the employee's position is critical to the maintenance of public health and safety. If the City chose to adopt this incentive, we would need to submit a list of excluded employees by the beginning of our open period.

If the City adopts Part B, the open period will begin on October 1, 2010 and end on December 29, 2010, during which eligible employees can retire and be entitled to incentive benefits.

Formal Adoption Procedures

To provide this benefit to their employees, counties, cities, towns and villages must enact a local law in accordance with Municipal Home Rule Law, and the rules and regulations established by the New York State Department of State. The enactment must be completed no later than September 1, 2010. Local laws must be filed with the Department of State in accordance with its regulations.

Incentive Cost

At the conclusion of the incentive program, the Retirement System will calculate the cost for each employer that participates in Part B. Employers can choose to pay the cost in one lump sum or in five annual installments with the first installment due February 1, 2012.

The estimated annual cost may be determined by multiplying the 2010 annual salary of those anticipated to retire by 28 %. That figure should then be multiplied by five to determine the total five-year cost. So for a group of eligible employees earning a total of \$200,000 during 2010, the cost would be as follows:

$\$200,000 \times 28\% = \$56,000 \times 5 \text{ years} = \$280,000$ total cost to City if paid over 5 years, includes interest. If the City elects to pay the cost in one year it would be $\$200,000 \times 1.1 = \$220,000$.

There is no base salary savings requirement under Part B.

Name	Approx Srv 12/31/2010	Part A	Part A	Part B	Position Title
		Regular Eligible	Early Eligible	Part B Eligible	
ALEXANDER,GEORGE F	22.35	0	1	0	Industrial Pretreatment Lab Tech
ALEXANDER,VANESSA J	32.84	0	1	0	Clerk
AUDETTE,CHRISTINE A	18.10	1	0	0	Accounting Supervisor
AVALLONE,JULIEANN	16.30	0	1	0	Senior Account Clerk Typist
BAILEY,JULIE A	22.20	0	1	0	Principal Account Clerk
BALL,CHARLES F	30.59	0	1	0	WTP Operator
BARELLA,ANDREW J	10.50	0	1	0	WWTP Process Worker II
BLAIR,MICHAEL K	35.06	0	1	0	Parks & Recreation Maintenance Worker
BRANCHE,PHILLIP G	30.44	1	0	0	Head Bus Driver
BUCKLEY,SHARON E	6.75	1	0	0	Library Clerk
BURGENSTOCK,DAVID G	30.16	1	0	0	Stock Attendant
BURNS,CHERYL D	25.77	1	0	1	Secretary I
CASTRO,JOSEPH	32.29	1	0	0	WWTP Op/Maintenance Supervisor
CHIRICO,ANTHONY J	12.30	0	1	0	Water Maintenance Mechanic
CHRISMAN,MICHAEL J	25.30	1	0	1	MEO Light
CLEAVER,ROBERT J	26.98	1	0	0	Purchasing Agent
COLE,MARK J	20.55	0	1	0	Engineering Technician
CONKLIN,MATTHEW J	30.04	0	1	0	Refuse / Recycle MEO
CORRIVEAU,MARY M	25.45	1	0	1	City Manager
CRATSENBERG,CHRISTINE M	8.95	1	0	0	Bus Driver
DERMADY,WILLIAM J	27.15	1	0	1	Building Maintenance Worker
DOCKSTADER,SALLY A	23.20	1	0	0	Computer Coordinator
DUTTON,DONNA M	28.70	1	0	1	City Clerk
DUVALL,ERNEST H	11.55	1	0	0	Bus Driver
ELLSWORTH,LEE	33.87	1	0	0	Lab Technician
FIorentino,JUDITH ANN	20.85	1	0	0	Real Property Tax Service Aid
FREZZO,ELYSE A	15.40	1	0	0	Deputy City Clerk
FREZZO,RICHARD J	24.35	1	0	0	Refuse / Recycle MEO
GAFFNEY,BRIAN D	23.20	0	1	0	Chief WTP Operator
GAGNON,TERRY A	28.08	1	0	1	WWTP Process Worker I
GAUS,JOSEPH C	27.15	0	1	0	CAD Technician
GEBO,STEVEN M	25.50	0	1	0	Water Meter Service Mechanic
GISO,ELAINE	5.10	1	0	0	Confidential Secretary to the City Manage
HARRA,RICHARD L	28.25	0	1	0	Street & Sewer Maintenance Supervisor
HAYES,EUGENE P	24.05	1	0	0	Superintendent of Public Works
HIGGINS,STEPHEN C	33.69	1	0	0	Motor Equipment Mechanic
HOLLEY,RICHARD J	24.70	0	1	0	Real Property Appraiser
HOYT,MICHAEL R	6.75	1	0	0	GIS Technician
JOHNSTON JR,THOMAS A	28.50	0	1	0	Senior Code Enforcement Officer
KECK,PATRICK L	20.80	1	0	0	WWTP Process Worker I

KEENAN,PETER J	12.16	0	1	0 IT Manager
KIBLIN,CELESTE A	10.00	0	1	0 Senior Account Clerk Typist
KNOWLTON,THOMAS G	27.15	0	1	0 WWTP Procoess Worker III
LONG,MARK A	24.40	0	1	0 Crew Chief
MARCH,WENDA T	15.60	1	0	0 Senior Account Clerk Typist
MASSEY,RAYMOND P	21.70	0	1	0 MEO Light
MC NULTY,MARK O	33.47	0	1	0 Motor Equipment Mechanic
MC WAYNE,SHAWN R	25.93	0	1	0 Code Enforcement Supervisor
METZLER,WAYNE R	32.16	0	1	0 MEO Light
MEUNIER,CAROLYN F R	14.10	0	1	0 Code Enforcement Officer
MIELNIK,ANDREW L	8.60	1	0	0 WTP Operator
MIX,KENNETH A	25.85	0	1	0 Planning and Community Development Co
MONACO,PETER E	33.07	1	0	0 Asst. Superintendent of Public Works
MORRIS,ELIZABETH U	6.75	1	0	0 Exec. Secretary to Civil Service Commissi
MOTT,ROGER G	25.35	0	1	0 Crew Chief
NASWORTHY,MARVIN T	20.75	1	0	0 Custodial maintenance Supervisor
NAVARRA,TERESA A	22.35	1	0	0 Senior Clerk
O'BRIEN,JOSEPH V	33.82	1	0	0 Civil Engineer I
ODDI,CYNTHIA L	7.42	1	0	0 Parks & Recreation Special Seasonal
OSSOLA,THOMAS J	24.60	0	1	0 MEO Light
PETERSON,ROBERT V	14.05	0	1	0 Refuse / Recycle MEO
PILON,GARY E	42.35	1	0	0 Superintendent of Water
PINKHAM,BRUCE V	10.75	1	0	0 WTP Maintenance Mechanic
PLUMMER,FRANCIS W	6.30	1	0	0 Sign Maintenance Worker
POND,SIDNEY A	31.85	0	1	0 WWTP Lab Technician
REFF,YVONNE F	12.80	0	1	0 Librarian III
SALISBURY,CODY J	36.29	0	1	0 Supervisor of Water Distribution
SALMONS,DANITA J	10.50	0	1	0 Office Manager
SATCHWELL,TERRY L	27.75	0	1	0 Refuse / Recycle MEO
SCHNETTLER,HOWARD C	25.10	1	0	1 Water Meter Reader
SEERY,CARL F	31.34	0	1	0 Crew Chief
SLIGAR,MICHAEL J	30.92	1	0	0 Chief WWTP Operator
STCROIX,JAYME M	35.65	0	1	0 Superintendent of Parks & Rereation
TADDONIO,SUSAN E	28.50	0	1	0 Account Clerk Typist
TURPIN,TIMOTHY E	8.85	1	0	0 WTP Operator
UEBLER,TINA M	31.68	1	0	0 Secretary I (Library)
VANBROCKLIN,JOHN E	35.46	1	0	0 Parks & Recreation Maintenance Supervis
VANDUSEN,EDMUND R	27.00	1	0	1 Sign Maintenance Worker
WAITE,HERBY W	15.70	0	1	0 Crew Chief
WEBSTER,KATHY S	23.55	1	0	0 Transit Supervisor
WHEELER,BARBARA J	6.95	1	0	0 Library Director III
ZAJAS,LARRY M	15.35	1	0	0 WTP Operator
ZAREMBA,STANLEY E	25.65	1	0	1 Parks & Recreation Maintenance Worker