

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
January 3, 2005
7:00 P.M.**

MAYOR JEFFREY E. GRAHAM PRESIDING

PRESENT: **COUNCILMAN STEPHEN J. BRADLEY
COUNCILWOMAN ROXANNE M. BURNS
COUNCILMAN PETER L. CLOUGH
COUNCILMAN TIMOTHY R. LABOUF
MAYOR GRAHAM**

ALSO PRESENT: **CITY MANAGER MARY M. CORRIVEAU
ATTORNEY ROBERT J. SLYE**

City Manager Corriveau presented the following reports to the Council:

- 1 - Authorizing the Readoption of the 2004-05 General Fund Budget
- 2 - Authorizing the Readoption of the 2004-05 Mandatory Reserve Fund Budget
- 3 - Approving Sales Tax Distribution Agreement Between the City of Watertown and County of Jefferson
- 4 - Approving Change Order No. 7 to Contract for Construction of DPW/Bus Maintenance and Storage Facility, Electrical Construction, Collins-Hammond Electric Contractors
- 5 - 7:30 p.m. – Resolution Finding that the Approval of the Zone Change Application Submitted by Jan S. Kublick on Behalf of 81 Front Street Development, LLC to Change the Approved Zoning Classification of 1280 Coffeen Street, (City Tax Parcel No. 8-38-102), from Neighborhood Business to Planned Development District No. 22 and to Designate 5.4 Acres of Recently Annexed Land (Former Town Tax Parcels No. 82.08-1-6 and 82.08-1-8), Planned Development District No. 22, With the Allowed Uses Being Restaurants and the Construction of Two 14' x 48' Double Sided Billboards Will Not Have A Significant Impact on the Environment
- 6 - 7:30 p.m. – Ordinance Approving the Request Submitted by Jan S. Kublick on Behalf of 81 Front Street Development LLC to Change the Approved Zoning Classification of 1280 Coffeen Street, Parcel No. 8-38-102 from Neighborhood Business to Planned Development District #22 and to Designate 5.4 Acres of Recently Annexed Land (Former Town of Watertown Tax Parcels No. 82.08-1-6 & 82.08-1-8) Planned Development District #22 With the Allowed Uses Being Restaurants and the Construction of Two 14' x 48' Double Sided Billboards
- 7 - Monthly Financial Reports

COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of December 20, 2004 was dispensed with and accepted as written by motion of Councilwoman Burns, seconded by Councilman Clough and carried with all voting in favor thereof.

COMMUNICATIONS

No communications were received.

PRIVILEGE OF THE FLOOR

Wayne Zimmer, Katherine Street, addressed the Council thanking Councilman Clough, Councilwoman Burns and Mayor Graham for their assistance when he has called on them over the past year.

PUBLIC HEARING

AT 7:30 P.M. MAYOR GRAHAM ASKED THE CITY CLERK TO READ THE NOTICE REGARDING APPROVING THE REQUEST SUBMITTED BY JAN S. KUBLICK ON BEHALF OF 81 FRONT STREET DEVELOPMENT LLC TO CHANGE THE APPROVED ZONING CLASSIFICATION OF 1280 COFFEEN STREET, PARCEL NO. 8-38-102 FROM NEIGHBORHOOD BUSINESS TO PLANNED DEVELOPMENT DISTRICT #22 AND TO DESIGNATE 5.4 ACRES OF RECENTLY ANNEXED LAND (FORMER TOWN OF WATERTOWN TAX PARCELS NO. 82.08-1-6 & 82.08-1-8) PLANNED DEVELOPMENT DISTRICT #22 WITH THE ALLOWED USES BEING RESTAURANTS AND THE CONSTRUCTION OF TWO 14' x 48' DOUBLE SIDED BILLBOARDS

MAYOR GRAHAM DECLARED THE PUBLIC HEARING OPEN.

Jan Kublick, representing 81 Front Street Development LLC, addressed the chair explaining that this requests comes before the Council with favorable approval from both the City Planning Boarding and the County Planning Board. He also explained that he was here to answer any question that anyone might have.

MAYOR GRAHAM DECLARED THE PUBLIC HEARING CLOSED AT 7:33 P.M.

RESOLUTIONS

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS on June 7, 2004, the City Council passed a resolution adopting the Budget for Fiscal Year 2004-05, of which \$30,663,249 was appropriated for the General Fund, and

WHEREAS Jefferson County agreed to take over fiscal responsibility of the expenses of the Watertown International Airport, effective January 1, 2005, and

WHEREAS the 2004-05 General Fund operating budget included the operating revenues and expenses of the airport only through December 31, 2004,

NOW THEREFORE BE IT RESOLVED that the General Fund be readopted in the amount of \$30,851,399, which is an additional \$188,150 in Revenue and Appropriations, and

BE IT FURTHER RESOLVED that in readopting the General Fund Budget, the City Council approves the Budget Detail of Changes in Revenues and Appropriations, which detail is attached and made a part of this resolution.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

WHEREAS on June 7, 2004, the City Council passed a resolution adopted the Budget for Fiscal Year 2004-05, of which \$123,150 was appropriated for the Mandatory Reserve Fund, and

WHEREAS since the adoption of this Mandatory Reserve Fund budget, significant changes in revenues and expenditures have occurred making it necessary to readopt the 2004-05 Mandatory Reserve Fund spending plan, and

WHEREAS Jefferson County will take over fiscal responsibility of the Watertown International Airport including debt service costs, and

WHEREAS Jefferson County will transfer funds to the City for all outstanding debt related to airport projects, and

WHEREAS there is an additional \$54,141 in debt this fiscal year associated with airport related projects,

NOW THEREFORE BE IT RESOLVED that the Mandatory Reserve Fund Budget be readopted in the amount of \$177,291, which is an additional \$54,141 in Revenue and Appropriations, and

BE IT FURTHER RESOLVED that in readopting the Mandatory Reserve Fund Budget, the City Council approves the Budget Detail of Changes in Revenues and Appropriations, which detail is attached and made a part of this resolution.

SECONDED BY COUNCILMAN PETER L. CLOUGH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS since 1965 the County of Jefferson has imposed local sales taxes throughout Jefferson County, to include the City of Watertown, and

WHEREAS on November 19, 1969, the City and the County entered into an agreement providing for allocation of the net collections of the County imposed sales taxes, and

WHEREAS by enactment of Chapter 141 of the Laws of 2004 of the State of New York, the County has been empowered to impose an additional rate of sales tax throughout Jefferson County, and

WHEREAS the City and the County have agreed to establish a new formula for the distribution of net collections of sales tax within the county,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Sales Tax Distribution Agreement between the City of Watertown and the County of Jefferson, a copy of which is attached and made a part of said resolution, and

BE IT FURTHER RESOLVED that Mayor Jeffrey E. Graham is hereby authorized and directed to execute this Agreement on behalf of the City of Watertown.

SECONDED BY COUNCILMAN STEPHEN J. BRADLEY AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS on August 18, 2003, the City Council of the City of Watertown approved the bid submitted by Collins-Hammond Electric Contractors, 7724 State Highway 68, Ogdensburg, New York, in the amount of \$267,800 for Electrical Construction associated with the construction of a new DPW/Bus Maintenance and Storage Facility, and Transit Facility, and

WHEREAS Interim City Engineer Gary E. Pilon is now asking that the City Council approve Change Order No. 7 to this Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 7 to the Electrical Construction Contract with Collins-Hammond Electric Contractors in the amount of \$7,884.07, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute the Change Order documents on behalf of the City of Watertown.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS the City Council of the City of Watertown, New York has before it an ordinance for the zone change application of Jan S. Kublick submitted on behalf of 81 Front Street Development LLC to change the approved zoning classification of 1280 Coffeen Street, City Tax Parcel No. 8-38-102 from Neighborhood Business to Planned Development District #22 and to designate 5.4 acres of recently annexed land (former Town of Watertown Tax Parcels No. 82.08-1.6 and 82.08-1-8) Planned Development District #22 with the allowed uses being restaurants and the construction of two 14' x 48' doubled-sided billboards, and

WHEREAS the City Council must evaluate all proposed actions submitted for its consideration in light of the State Environmental Quality Review Act (SEQRA) and the regulations promulgated pursuant thereto, and

WHEREAS the adoption of the proposed ordinance would constitute such an "Action", and

WHEREAS the City Council has determined that the proposed ordinance is an "Unlisted Action" as that term is defined in 6NYCRR Section 617.2(ak), and

WHEREAS there are no other involved agencies for SEQRA review as that term is defined in 6NYCRR Section 617.2(s), and

WHEREAS to aid the City Council in its determination as to whether the proposed zone change will have a significant effect on the environment, Part 1 of a Short Environmental Assessment has been prepared by Jan S. Kublick, a copy of which is attached and made part of this resolution,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that:

1. Based upon its examination of the Short Environmental Assessment Form in comparison of the proposed action with the criteria set forth in 6NYCRR Section 617.7, no significant impact on the environment is known and the adoption of the zone change will not have a significant effect on the environment.
2. The Mayor of the City of Watertown is authorized to execute Part 3 of the Environmental Assessment Form to the effect the City Council is issuing a Negative Declaration under SEQRA.
3. This resolution shall take effect immediately.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF AND CARRIED WITH ALL VOTING YEA

ORDINANCE

THE ORDINANCE “APPROVING THE REQUEST SUBMITTED BY JAN S. KUBLICK ON BEHALF OF 81 FRONT STREET DEVELOPMENT LLC TO CHANGE THE APPROVED ZONING CLASSIFICATION OF 1280 COFFEEN STREET, PARCEL NO. 8-38-102 FROM NEIGHBORHOOD BUSINESS TO PLANNED DEVELOPMENT DISTRICT #22 AND TO DESIGNATE 5.4 ACRES OF RECENTLY ANNEXED LAND (FORMER TOWN OF WATERTOWN TAX PARCELS NO. 82.08-1-6 & 82.08-1-8) PLANNED DEVELOPMENT DISTRICT #22 WITH THE ALLOWED USES BEING RESTAURANTS AND THE CONSTRUCTION OF TWO 14’ x 48’ DOUBLE SIDED BILLBOARDS” WAS NOT PRESENTED DUE TO THE FACT THAT THE ANNEXATION PROCESS MUST BE COMPLETED BEFORE COUNCIL MAY VOTE ON THE ORDINANCE.

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COUNCIL DISCUSSED THE FOLLOWING TOPICS:

Street Light Survey

Councilwoman Burns asked if there was any indication from Ni Mo as to when they would repair the lights that the survey has determined need attention.

Mrs. Corriveau explained that the City Electric Department has been working with Ni Mo on a schedule. In addition, the City is also listing those lights not working so they will be removed from the City's bill.

Iron Block

Councilwoman Burns discussed the springtime demolition time frame and asked what the status was concerning the interested party for the property.

Mrs. Corriveau explained that after meetings with Mr. Coon, the City is waiting for his plans for development of the property. She also indicated that there is no other interest in the property to her knowledge.

Christmas Trees

Councilman Clough commented that he has had calls concerning Christmas trees blowing into the streets and asked about the DPW schedule for picking them up.

Mrs. Corriveau indicated that DPW staff is picking up trees on a regular basis, even on Saturday.

Councilwoman Burns indicated that she saw the crews picking up trees on Saturday and Sunday.

Mayor Graham remarked that there are still trees left behind the Dale's Auto Body building where a tree seller had left them.

Mrs. Corriveau will contact Codes about this.

EDZ Board Meeting

Councilman Clough advised Council that the board would be holding a meeting this month. He will notify Council of the date. Discussions will center on how the zone will be administered, a possible revision to the zone and filling a vacancy on the board.

Board of Assessment Review

Mrs. Corriveau advised Council that this board still has a vacancy to be filled by, hopefully, someone from the west side. Any suggestions should be given to Mayor Graham.

Quality Community & Main Street Funding

Mayor Graham explained that he had received an application for a grant through the Quality Community program. He has passed it on to Mr. Mix.

Councilwoman Burns commented that it would be exciting to have plans for the former Red Lion Brewery property. She also remarked that since Watertown is a Quality Community, we would be remiss not to work to get as much as possible from the grant. She also referred to the Main Street program and remarked that she hopes that the City doesn't miss out on the second round of funding.

Mr. Mix explained that in the past there were a few grants in excess of \$100,000. However, most of them were between \$25,000 and \$75,000. The program also looks for commitment from the community. The funding cannot be used for capital work.

In referring to the Main Street program, Mr. Mix advised that it is still not certain that there will even be a February round of funding.

DANC Representatives

Mayor Graham explained that he and Mrs. Corriveau met with the City representatives on the DANC board, as well as with Mr. Juravich.

Eagle Scouts

Mayor Graham advised that there would be an Eagle Scout induction at the Elks Club. Mrs. Vout has the information if Council members would like to attend.

Annexation Request

Mayor Graham asked for the status on this.

Attorney Slye explained that the Town's attorney has indicated that the order will be filed with the County Clerk this week. This filing will trigger the 30-day time frame.

Council concurred that Attorney Slye should move ahead with the annexation petitions.

In regards to the other parcels, Attorney Slye explained that the Council would need to adopt a local law annexing those parcels into the City. No public hearing is needed due to the fact that a joint public hearing was already held.

ADJOURNMENT

AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 7:35 P.M. BY MOTION OF COUNCILMAN CLOUGH, SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Donna M. Dutton
City Clerk