

**REGULAR COUNCIL MEETING  
CITY OF WATERTOWN  
FEBRUARY 3, 2003**

**MAYOR JOSEPH M. BUTLER PRESIDING**

**PRESENT:**           **COUNCILWOMAN ROXANNE M. BURNS  
COUNCILMAN PETER L. CLOUGH  
COUNCILMAN PAUL A. SIMMONS  
COUNCILMAN JEFFREY M. SMITH  
MAYOR BUTLER**

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

City Manager Corriveau presented the following reports to the Council:

- 1 - Approving Appointment to the Community Action Planning Council, Sterling Paul Meyers
- 2 - Accepting Bid for Glider Kit – Tracy Road Equipment
- 3 - Approving Agreement Between the City of Watertown and State of New York Unified Court System
- 4 - Approving the Site Plan for the Construction of a 4,200 Sq. Ft. Car Wash Facility in the 1000 Block of Coffeen Street, Parcel No. 8-29-103
- 5 - Approving Subrecipient Agreement Between the City of Watertown and the Local Development Corporation of the City of Watertown, 1996 Small Cities Community Development Block Grant – Current Application, Inc.
- 6 - Finding that the Amendment to Planned Development District No. 1 Requested by Daren L. Morgan of LaFave White & McGivern, on Behalf of TOPED Development LLC to Change the Allowed Use of a 7.61 Acre Portion of Parcel No. 8-40-101.101 From Multi-Family Housing to Commercial and Subsequent Construction of a Home Depot Store Will Not Have a Significant Impact on the Environment
- 7 - An Ordinance Authorizing the Issuance of An Additional \$37,350 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs of the Replacement of the Fire Department’s Self-Contained Breathing Apparatus Units and Spare Air Cylinders to Comply with OSHA Requirements, In and For Said City of Watertown
- 8 - An Ordinance Authorizing the Issuance of \$44,000 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Purchase of Equipment For Use In Water Rescue Services, In and For Said City
- 9 - An Ordinance Authorizing the Issuance of \$100,000 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of Professional Engineering Services for the Design and Construction of a Potable Water Pumping Station, In and For Said City

- 10 - An Ordinance Authorizing the Issuance of \$1,500,000 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Downtown Watertown Streetscape Enhancement Project, In and For Said City
- 11 - 7:30 p.m. – Resolution Approving the Special Use Permit Request Submitted by Matthew J. Cervini of GYMO, P.C., on Behalf of Don Davidson of Davidson Chevrolet, to Allow a Car Wash Facility in the 1000 Block of Coffeen Street, Parcel No. 8-29-103
- 12 - 7:45 p.m. – Ordinance Approving the Amendment Request Submitted by Daren L. Morgan, P.L.S., of LaFave White & McGivern, on Behalf of TOPED Development, LLC, to Change the Allowed use of a 7.61 Acre Portion of Parcel No. 8-40-101.101 Located in Planned Development District No. 1 From Multi-Family Housing Use to Commercial Use
- 13 - 8:00 p.m. – Small Cities CDBG Public Hearing

**COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK**

Meeting opened with a moment of silence to honor the seven astronauts who lost their lives on the Space Shuttle Columbia.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of January 21, 2003 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**

From the Library Board of Trustees requesting permission to fill a vacant Library Clerk position.

**ABOVE PLACED ON FILE**

Petition received addressing the serious lack of parking for both employees of, and visitors to, the Jefferson County Office Building and the Jefferson County Courthouse on Arsenal Street.

**ABOVE PLACED ON FILE**

Mayor Butler proclaimed the week of February 3, 2003 through February 9, 2003 as USO Week. He commented the USO is celebrating their 62<sup>nd</sup> Birthday.

**PRIVILEGE OF THE FLOOR EXTENDED**

**Brian Flagg**, 465 Newell Street, commented he was employed with WESCO in the sales division and was questioning why only one wholesale distributor was being utilized by the City of Watertown. He explained he had canvassed the various City of Watertown

departments trying to increase sales for his company and was told that the City of Watertown deals with one company. Mr. Flagg questioned this.

Mary Corriveau commented she was not aware that the City of Watertown was making purchases from any one organization. Ms. Corriveau explained she would meet with Mr. Flagg to discuss these issues. She added she has the opportunity to look at all of the invoices paid by the City of Watertown and explained there was more than one electrical suppliers name used on a regular basis. She commented we should be looking at the best buy we can get for the taxpayers dollars.

**Donald Thompson**, 710 Morrison Street, spokesman for R.A.S.S.P. Mr. Thompson stated he wanted to thank Mr. Slye for the information received on hazardous material. Mr. Thompson questioned where they stood with the testing and the legislation from the second work session last week. He referred to a handout commenting the rational behind this proposal was to provide oversight on Industrial Zoned property, so citizens surrounding such sites were protected from the hazardous fallout.

Mayor Butler commented that Converse Labs wouldn't have the test results until the next meeting on February 18, 2003. Mayor Butler continued that the zone change was never discussed at the last work session but would be discussed at the upcoming one.

### **PUBLIC HEARING**

**AT 7:30 P.M. MAYOR BUTLER ASKED THE DEPUTY CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING TO CONSIDER APPROVING THE SPECIAL USE PERMIT REQUEST SUBMITTED BY MATTHEW J. CERVINI OF GYMO, P.C., ON BEHALF OF DON DAVIDSON OF DAVIDSON CHEVROLET, TO ALLOW A CAR WASH FACILITY IN THE 1000 BLOCK OF COFFEEN STREET, PARCEL NO. 8-29-103.**

**MAYOR BUTLER DECLARED THE HEARING OPEN.**

Councilman Clough asked Ken Mix if all of the concerns had been answered.

Mr. Mix remarked yes.

**MAYOR BUTLER DECLARED THE HEARING CLOSED AT 7:35 P.M.**

**AT 7:45 P.M. MAYOR BUTLER ASKED THE DEPUTY CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING APPROVING THE AMENDMENT REQUEST SUBMITTED BY DAREN L. MORGAN, P.L.S., OF LAFAVE WHITE & MCGIVERN, ON BEHALF OF TOPEL DEVELOPMENT, LLC, TO CHANGE THE ALLOWED USE OF A 7.61 ACRE PORTION OF**

**PARCEL NO. 8-40-101.101 LOCATED IN PLANNED DEVELOPMENT DISTRICT NO. 1 FROM MULTI-FAMILY HOUSING USE TO COMMERCIAL USE.**

**MAYOR DECLARED THE HEARING OPEN.**

No one spoke.

**MAYOR BUTLER DECLARED THE HEARING CLOSED AT 7:50 P.M.**

**AT 8:00 P.M. MAYOR BUTLER ASKED THE DEPUTY CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING TO DISCUSS HOUSING NEEDS IN THE COMMUNITY AND TO CONSIDER AN APPLICATION FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM THE FISCAL YEAR 2003 COMPETITION THROUGH THE NYS GOVERNOR'S OFFICE FOR SMALL CITIES (GOSC).**

**MAYOR DECLARED THE HEARING OPEN.**

Mr. Mix addressed the Council explaining this was the first of 2 public hearings required before they could submit a Small Cities CDBG application this year. He referred to a handout showing the history of the various programs the City had undertaken with the CDBG funds over the last 20 years. Mr. Mix explained the program this year would be the second phase of the NESNID project including an enlarged target area for the housing rehabilitation and the reconstruction of State Place.

**MAYOR BUTLER DECLARED THE HEARING CLOSED AT 8:10 P.M.**

**RESOLUTIONS**

**INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS**

RESOLVED by the City Council of the City of Watertown, New York that Sterling Paul Meyers, 734 Mill Street, Watertown, New York, is hereby appointed to the Community Action Planning Council Board of Directors effective immediately and expiring on December 31, 2003.

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

**INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS**

WHEREAS the City Purchasing Department advertised and received sealed bids for the purchase of one new and unused Glider Kit for installation on the Department of Public Works' vehicle 1-87, a 1987 International tandem axle dump truck, per our bid specifications, and

WHEREAS invitations to bid were issued to three (3) prospective bidders, and

WHEREAS one (1) bid was received and publicly opened and read on Tuesday, November 12, 2002, at 11 a.m., and

WHEREAS City Purchasing Agent Robert J. Cleaver has reviewed the bid submitted and is recommending that the City Council approve the revised bid submitted by Tracy Road Equipment of Adams Center in the amount of \$54,950,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown approves the revised bid submitted by Tracy Road Equipment of Adams Center, New York, in the amount of \$54,590, for the purchase and installation of one new and unused Glider Kit for installation on the Department of Public Works' vehicle I-87, a 1987 International tandem axle dump truck.

**SECONDED BY COUNCILMAN PAUL A. SIMMONS AND CARRIED WITH ALL VOTING YEA**

Prior to voting on this resolution Mayor Butler remarked there was a typographical error on Glider Kit that needed to be corrected. Mayor Butler questioned if the Glider Kit was the body.

Mary Corriveau explained it was the chassis.

Councilman Simmons commented a new dump truck would cost \$90,000 and if we could get another ten years out of this truck it would save us money down the road.

**INTRODUCED BY MAYOR JOSEPH M. BUTLER**

WHEREAS the City of Watertown, New York is responsible for providing and maintaining space for the operation of City Court, and

WHEREAS reimbursement for such services is available to the City from the Unified Court System of the State of New York,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Court Cleaning and Minor Repair Program Agreement between the City of Watertown and the State of New York Unified Court System for Fiscal Year 2002-2003, and

BE IT FURTHER RESOLVED that Mayor Joseph M. Butler is hereby authorized and directed to execute the Agreement on behalf of the City of Watertown.

**SECONDED BY COUNCILMAN PAUL A SIMMONS AND CARRIED WITH ALL VOTING YEA**

**INTRODUCED BY COUNCILMAN PAUL A SIMMONS**

WHEREAS Matthew J. Cervini of GYMO, P.C., has made application for site plan approval on behalf of Don Davidson of Davidson Chevrolet for the construction of a 4, 200 sq. ft. car wash facility in the 1000 block of Coffeen Street, Parcel No. 8-29-103, and

WHEREAS the Jefferson County Planning Board was scheduled to review the site plan at its meeting held on December 23, 2002, pursuant to General Municipal Law Section 239-m, but was unable to establish a quorum at the meeting, leaving the City Council free to make its final decision on the proposal, and

WHEREAS the Planning Board of the City of Watertown reviewed the site plan at its meeting held on January 7, 2003, and recommended that the City Council of the City of Watertown approve the site plan, contingent upon the following:

1. That additional trees and landscaping be added along the west and north property lines.
2. That a second means of access shall be added on the east side of the property for ingress, making the west side access an exit only.
3. That a detailed shop drawing of the proposed oil/water separator be submitted to the Code Enforcement Bureau for approval.
4. That the three trees proposed for the front of the property be realigned and maintained when the secondary access point is added.

And,

WHEREAS a revised plan showing the changes recommended by the Planning Board was submitted to the City Engineer on January 21, 2003, and

WHEREAS the City Council has reviewed the Short Environmental Assessment Form,

responding to each of the questions contained in Part 2, 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 construction and site plan constitute 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, New York that site plan approval is hereby granted to Matthew J. Cervini of GYMO, P.C., on behalf of Don Davidson of Davidson Chevrolet, for the construction of a 4,200 sq. ft. car wash facility in the 1000 block of Coffeen Street, Parcel No. 8-29-103, as shown on the revised plans submitted to the City Engineer on January 21, 2003.

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

Prior to voting on this resolution Councilman Smith questioned why Mr. Marino from the Planning Board voted against it.

Mr. Mix explained his reasoning was we were putting too much on a small site.

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

WHEREAS by resolution adopted February 20, 1996, the City Council authorized an application to the U. S. Department of Housing and Urban Development to secure funding for economic development, and

WHEREAS by resolution dated October 21, 1996, the City Council approved the Grant Agreement between the City of Watertown and the Department of Housing and Urban Development, and

WHEREAS the application stated that \$100,000 of the grant award would go to a subrecipient, which would use the funds to assist a manufacturer increase its employment, and

WHEREAS the business described in the application did not locate in the City of Watertown, but the Local Development Corporation of the City of Watertown has an eligible business to replace it, and

WHEREAS it is necessary to enter into a Subrecipient Agreement to disperse the grant funds to the Local Development Corporation, 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 it hereby approves the Subrecipient Agreement between the City and the Local Development Corporation of the City of Watertown pertaining to the use of the 1996 Small Cities Community Development Block Grant for the Current Applications, Inc. project, and

BE IT FURTHER RESOLVED that the Mayor, Joseph M. Butler, is hereby authorized and directed to execute the Subrecipient Agreement on behalf of the City Council.

**SECONDED BY COUNCILMAN PAUL A. SIMMONS AND CARRIED WITH ALL VOTING YEA**

Prior to the vote on this resolution Councilman Smith questioned once this money was given whom would the repayments be going to for the future loaning of the money.

Mary Corriveau commented the Watertown Local Development Corporation.

Mayor Butler asked if they were under a time limit to allocate this money.

City Manager Corriveau stated this was a 1996 Small Cities Grant the City received and added they needed to move forward to close out this project. Ms. Corriveau commented Councilman Smith had a very good question in asking where the money was going to go. She explained the Watertown Trust was initially formed under the same type of subrecipient agreement funding. Ms. Corriveau continued this money was used over the years to promote economic development within the community and this would continue that effort.

**INTRODUCED BY COUNCILMAN PAUL A. SIMMONS**

WHEREAS the City Council of the City of Watertown, New York has before it an ordinance for an Amendment to Planned Development District No. 1 requested by Daren L. Morgan, PLS, of LaFave White & McGivern, on behalf of TOPED Development LLC, to change the allowed use of a 7.61 acre portion of Parcel No. 8-40-101.101 from multi-family housing to commercial for the purpose of constructing a Home Depot store, on the whole parcel, 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 proposed project would constitute such an action, and

WHEREAS the City Council has determined that the proposed project is a Type 1 Action as that term is defined in 6NYCRR Section 617.2, and

WHEREAS the City initiated a coordinated review with all other involved agencies and received no objections to the City Council being established as the lead agency, and

WHEREAS to aid the City Council in its determination as to whether the proposed project will have a significant effect on the environment, Part 1 of a Full Environmental Assessment Form has been prepared by the applicant, 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. It is established as lead agency for the purposes of the State Environmental Quality Review.
2. Based upon its examination of the 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 construction of the project will not have a significant impact on the environment.
3. The Mayor of the City of Watertown is authorized to execute the Environmental Assessment Form to the effect that the City Council is issuing a Negative Declaration under SEQRA.
4. This resolution shall take effect immediately.

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

Prior to the completion and vote on the SEQRA form, Councilman Smith asked Mr. Mix to show on the map the specific areas that were being changed.

**THE RESOLUTION “APPROVING THE SPECIAL USE PERMIT REQUEST SUBMITTED BY MATTHEW J. CERVINI OF GYMO, P.C., ON BEHALF OF DON DAVIDSON OF DAVIDSON CHEVROLET, TO ALLOW A CAR WASH FACILITY IN THE 1000 BLOCK OF COFFEEN STREET, PARCEL NO. 8-29-103” WAS PRESENTED TO COUNCIL.** (Introduced on January 21, 2003; public hearing was held this evening with the completion by Council of the Short Environmental Assessment form; appears in its entirety on page 15 of the 2003 Minutes Book).

**AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE FOREGOING RESOLUTION AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

Prior to completing the Short Environmental Assesment form Mayor Butler noted an

error on the resolution. He commented the public hearing date should be February 3, 2003 and not March 3, 2003. He also questioned the hours of operation of this car wash.

Matthew J. Cervini of GYMO remarked it was to stay open 24 hours a day.

Council discussed hours of operation for other car washes in the City.

Prior to the vote on this resolution Councilman Smith questioned Mr. Mix concerning the hours of operation.

Mr. Mix commented the Planning Board had no issues with the 24 hour operation of the car wash.

City Manager Corriveau remarked there were some complaints received after the Eastern Blvd. facility started operating.

## **ORDINANCES**

### **INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, by bond ordinance dated January 6, 2003, the Council of the City of Watertown, Jefferson County, New York, authorized the issuance of \$93,000 serial bonds of said City to pay the cost of the replacement of the Fire Department's self-contained breathing apparatus units and spare air cylinders to comply with OSHA requirements, in and for the City of Watertown, Jefferson County, New York, and

WHEREAS, it is now desired to authorize the issuance of an additional \$37,350 serial bonds of said City to finance additional costs of said class of objects or purposes;

NOW THEREFORE BE IT ORDAINED, by the Council of the City of Watertown, Jefferson County, New York, as follows:

Section 1. For the class of objects or purposes of paying additional costs of the replacement of the Fire Department's self-contained breathing apparatus units and spare air cylinders to comply with OSHA requirements, including incidental expenses in connection therewith, in and for the City of Watertown, Jefferson County, New York, there are hereby authorized to be issued an additional \$37,350 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$130,350 and that the plan for the financing thereof is

(a) by the issuance of the \$93,000 serial bonds of said City authorized to be issued pursuant to bond ordinance dated January 6, 2003; and

(b) by the issuance of the additional \$37,350 serial bonds of said City authorized to be issued pursuant to this bond ordinance; provided, however, that the amount of serial bonds ultimately to be issued will be reduced by the amount of any State and/or Federal aid received by said City for such class of objects or purposes.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision 27 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Watertown, Jefferson County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Watertown, Jefferson County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Comptroller shall

be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This ordinance, which takes effect immediately, shall be published in full in the Watertown Daily Times, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**SECONDED BY COUNCILMAN PAUL A SIMMONS**

(Unanimous consent moved by Councilman Clough, seconded by Councilman Simmons and carried with all voting in favor thereof.)

Councilman Simmons commented this was a very good deal for the City of Watertown since the total cost would be \$11,850 for \$118,500 worth of OSHA approved equipment needed by the Fire Department.

Mayor Butler remarked Chief Gaumont was to be commended for this.

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project;

NOW THEREFORE BE IT ORDAINED, by the Council of the City of Watertown, Jefferson County, New York, as follows:

Section 1. For the class of objects or purposes of paying the cost of the purchase of equipment for use in water rescue services, in and for the City of Watertown, Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$44,000 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$44,000 and that the plan for the financing thereof is by the issuance of the \$44,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance; provided, however, that the amount of serial bonds ultimately to be issued will be reduced by the amount of any State and/or Federal aid received by said City for such class objects or purposes.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is five years, pursuant to subdivision 32 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Watertown, Jefferson County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Watertown, Jefferson County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Comptroller shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-

term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This ordinance, which takes effect immediately, shall be published in full in the Watertown Daily Times, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**SECONDED BY COUNCILMAN JEFFREY M. SMITH**

(Unanimous consent moved by Councilman Smith, seconded by Councilman Clough and carried with all voting in favor thereof.

Councilwoman Burns addressed the City Manager asking when purchasing the water rescue equipment for the City Fire Department who would currently use such equipment.

Mary Corriveau remarked at this point in time it would be the Police Department. She explained the Police and Fire Departments train together for those types of rescues. Ms. Corriveau continued the Fire Department qualified for the funding of this equipment but explained both departments would utilize them.

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

BE IT ORDAINED, by the Council of the City of Watertown, Jefferson County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of professional engineering services for the design and construction of a potable water pumping station, in and for the City of Watertown, Jefferson County, New York, there are hereby authorized to be issued \$100,000 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$100,000 and that the plan for the financing thereof is by the issuance of the \$100,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years, pursuant to subdivision 62 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Watertown, Jefferson County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Watertown, Jefferson County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Comptroller shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed

in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This ordinance, which takes effect immediately, shall be published in full in Watertown Daily Times, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

### **SECONDED BY COUNCILWOMAN ROXANNE BURNS**

(Unanimous consent moved by Councilwoman Burns, seconded by Councilman Simmons and carried with all voting in favor thereof.)

Councilman Smith remarked Mr. Pilon's request for the reconstruction was in the 2003-04 Budget and would be paid for by the Water Fund. He continued he hoped this wouldn't send a message that Council would be approving that.

City Manager Corriveau addressed Mayor Butler explaining the reason the memo read that way was so the Council was aware of the fact they would be coming back to them after they submitted the Capital Budget for this year looking for additional funding and not for prior approval. She continued there would be additional funding needed over the \$100,000 since the project had grown. Ms. Corriveau added the \$100,000 was for re-design and the \$500,000 was for the reconstruction of the facility.

Mayor Butler questioned if this was over a five-year period.

Ms. Corriveau commented she was unsure and would have to ask Mr. Mills.

Mayor Butler questioned whether Council would want to increase the water rates by approving the Capital project.

Mary Corriveau remarked we did not increase the Water Budget last year and this would impact the Water Fund Budget this year. Ms. Corriveau added at this time she couldn't answer the question if this impact would increase rates or not.

Council discussed the location of the facility.

Ms. Corriveau commented they wanted to move it up the hill where the reservoir was.

Councilman Clough questioned if the City was looking for any possible grants for this project.

Ms. Corriveau remarked she was not aware of any grants but would look into it.

Mayor Butler questioned whether moving it up the hill by 40 feet would make it that much more secure.

Mary explained the NYS DOH for the last two years have stressed security to the people running the water departments. She continued the NYS DOH stated the people needed to be concerned with security related to the ancillary parts of their operation. Ms. Corriveau remarked Mr. Pilon would feel more comfortable if this was up near the reservoir and in a more secure location where it could be more visible.

Councilman Simmons questioned if the \$100,000 was just for the re-design.

City Manager Corriveau stated Mr. Pilon and Mr. Liu had been working with Bernier & Carr. She added the contract would be going to Mr. Slye for review if the City Council approved this tonight.

Councilman Smith questioned what the additional safety factors would be by moving this facility versus what could be done at the current site.

Mary Corriveau remarked Mr. Pilon would be glad to be present at the next Council meeting to address these issues associated with this project.

**MOTION TO TABLE THIS ORDINANCE WAS MADE BY COUNCILMAN CLOUGH, SECONDED BY COUNCILMAN SMITH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

**INTRODUCED BY COUNCILWOMAN BURNS**

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing of such capital project;

NOW THEREFORE BE IT ORDAINED, by the Council of the City of Watertown, Jefferson County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the Downtown Watertown Streetscape Enhancement Project, in and for the City of Watertown, Jefferson County, New York, including sidewalks, curbs, drainage, lighting, landscaping, reconstruction of a public plaza, roadway enhancements and miscellaneous public amenities, there are hereby authorized to be issued \$1,500,000 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid specific object or purpose is \$1,500,000 and that the plan for the financing thereof is by the issuance of the \$1,500,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance; provided, however, that the amount of serial bonds ultimately to be issued will be reduced by the amount of any State and/or Federal aid received by said City for such specific object or purpose.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years, pursuant to subdivision 35 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Watertown, Jefferson County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on

such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Watertown, Jefferson County, New York, by the manual or facsimile signature of the City Comptroller and a facsimile of its corporate seal shall be imprinted thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Comptroller shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This ordinance, which takes effect immediately, shall be published in full in the Watertown Daily Times, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**SECONDED BY COUNCILMAN CLOUGH**

(Unanimous consent moved by Councilman Simmons, seconded by Councilman Smith and carried with all voting in favor thereof.)

Councilman Smith questioned if this was the project the \$18,000 signage question arose from.

Mary Corriveau remarked yes.

Councilman Smith asked if that had been resolved.

Ms. Corriveau remarked no it had not been. She explained she had asked Mr. Mix to contact the engineers and discuss the design contract with them and to bring the proposal forward.

Councilman Smith questioned if this had to be approved prior to any work.

Mary Corriveau stated this was just for the bonding. She continued we would bring the contract and design back to the City Council for their consideration.

**THE ORDINANCE “APPROVING THE AMENDMENT REQUEST SUBMITTED BY DAREN L. MORGAN, P.L.S., OF LAFAVE WHITE & MCGIVERN, ON BEHALF OF TOPED DEVELOPMENT, LLC, TO CHANGE THE ALLOWED USE OF A 7.61 ACRE PORTION OF PARCEL NO. 8-40-101.101 LOCATED IN PLANNED DEVELOPMENT DISTRICT NO. 1 FROM MULTI-FAMILY HOUSING USE TO COMMERCIAL USE” WAS PRESENTED**

**TO COUNCIL.** (Introduced on January 21, 2003; public hearing held this evening; appears in its entirety on page 17 & 18 of the 2003 Minutes Book).

**AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE FOREGOING ORDINANCE AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

Prior to the vote Councilman Clough questioned Mr. Simao on where the project stood right now.

Mr. Simao commented everything is moving forward. He remarked we are waiting for some feedback from the NYS DOT concerning a traffic light at this time. Mr. Simao added we are trying to get everything done as quick as possible.

**\*\* \*\* \* \*\* \*\***

**COUNCIL DISCUSSED THE FOLLOWING TOPICS:**

**Restoration of the Public Square Fountain Statue**

Mayor Butler asked Council for a decision on who would restore the fountain statue.

Mrs. Corriveau commented staff had reviewed both Robinson Iron and Joseph Avola's proposals. She continued it was Council's decision and they would not have an issue no matter what direction Council chose.

Councilman Smith questioned if the Engineering department had reviewed the project yet.

Mrs. Corriveau remarked they had not had the opportunity to do so.

After Council discussion, Joseph Avola was chosen to do the restoration on the fountain statue.

Mayor Butler commented this would hopefully save money, which could be utilized downtown.

Councilwoman Burns commented this would give the Cape Vincent Correctional inmates some civic pride working on this project.

Councilman Simmons questioned whether the City was seeking any liability from the person who damaged the fountain. He continued this was a very valuable, historical piece that was destroyed.

Mayor Butler questioned whether he was suing the City.

Attorney Slye remarked he filed a notice of claim but never perfected it by commencing a lawsuit. Mr. Slye continued this person is in Oregon and the issue would be one of collectibility.

There was further Council discussion on this.

Councilwoman Burns questioned if there was a police report on this incident.

Attorney Slye remarked yes there was a police report filed but commented he believed there might have been a plea arrangement with the District Attorney's Office. He added any claim would be a claim of negligence and wouldn't be a claim of intentional wrong doing.

After further Council discussion, it was Council's decision to have Attorney Slye seek damages from the person who destroyed the fountain statue.

### **Proposed Sign Ordinance Amendment**

Mary Corriveau remarked staff would be preparing a draft ordinance of the proposed amendments and indicate in those amendments where they differed from what the Sign Ordinance Committee sent over. Mrs. Corriveau commented they wanted to get Council's approval for the draft to be submitted in that form before going ahead and putting it together.

Mayor Butler asked if Council had any objections. Council made no objections.

### **Amendment to Sub Section 142 of the City Charter**

Attorney Slye explained the State law, which the City opted out of, as did most small cities in the state when it came to real property tax collection, creates a statute of limitations for any action to challenge the effectiveness of a tax deed. He added this limits a person within two years to challenge that tax deed or forever be bared from challenging it. Mr. Slye continued our Charter does not contain a two-year statute of limitations. Attorney Slye remarked he recommended to the City Manager's Office to suggest with Council's approval to amend the City Charter to impose a two-year statute of limitations for a challenge to the tax deed. He continued with Council's approval staff would go ahead and prepare the proposed amendment.

Mayor Butler asked Council if they had any objections. Council made no objections.

### **Demolition of Buildings**

Mayor Butler questioned if Council might want to have a professional investigation done for the costs of the demolition.

City Manager Corriveau commented she was not sure how reliable those estimates were either and it was a concern she had also. Mrs. Corriveau remarked in order for the City to do the demolition, Mr. Slye had to get a court order. She added once we have that court order we are required to do the demolition no matter what it cost. She continued she wanted to take the time to make sure the estimated costs were correct because she would be coming back to Council for a bond ordinance so we could bond for those costs. Mrs. Corriveau explained without that bond ordinance those costs had to be taken out of the current operating funds.

Councilman Simmons questioned how the City was going to get a figure to demolish a building if the City didn't own it.

Attorney Slye explained they could get the property owner's permission to go into the building. He added if Mr. McWayne felt he had probable cause and saw the property to be unsafe they could get an administrative search warrant.

Councilman Clough questioned ownership on the Olgivie property.

Mary Corriveau commented the City did not take title to either of those properties.

Councilman Clough questioned why the City couldn't go after the owner for the demolition costs.

Attorney Slye remarked we could if the building was determined to be unsafe. He continued to explain the unsafe buildings law. Mr. Slye commented he thought the Shell corporation owned the property.

Councilman Clough commented Council had to do whatever was needed to move forward with the Olgivie property.

Attorney Slye commented we could do a search with the Secretary of State to see what the status of the Shell corporation was. He continued we could then determine if the owner of that property had any assets other than that property.

Councilman Simmons questioned who we would get the demolition figures from and whether we could have them within one month.

Mrs. Corriveau commented we should start with Mr. McWayne and get some recommendations from him.

Mayor Butler remarked Council was unanimous in supporting the expeditious demolition of the Olgivie building. He also requested Attorney Slye do the search as to the status of the corporation who owned the Olgivie property.

### **Vacant Position at the Flower Memorial Library**

After discussion, Council gave permission to fill the Library Clerk position at the Flower Memorial Library.

There was discussion concerning vacancies in other departments in the City of Watertown.

Mary Corriveau remarked the Chief of Police and the Chief of the Fire Department would be at the next work session to discuss staffing.

### **Goals and Objectives**

Mary Corriveau reminded Council she would appreciate receiving their goals and objectives concerning the budget.

### **Ten-Million Dollar Decrease in the Assessment Roll**

Councilwoman Burns referred to an article which ran in the Watertown Daily Times last week. She addressed Mrs. Corriveau and questioned what effect this would have on our overall tax base and how this came about. She also referred to a handout given to the Council members by the City Assessor. Councilwoman Burns understood the 3 hydro facility appraisals had gone down.

Mary Corriveau remarked as Councilwoman Burns has indicated the State has come in and done a reassessment of the hydro facilities in the City. She continued we have seen a 2.5 million dollar reduction in those hydro facilities combined. Mrs. Corriveau added we had a decrease from Mercy by 12 million dollars since last year. She commented the Watertown Savings Bank had a decrease of 1.5 million dollars and she added that was 485E. Mrs. Corriveau explained they are in the EDZ and did not get their application in by the deadline the prior year but do qualify for 485E so any improvements at that facility are no longer taxable under the 485 exemption for 7 years. Mrs. Corriveau commented the Marcy building was in the same situation under the 485E at 1.665 million dollars, which would also be coming off the tax roles. She remarked this information has been out and been made available to the general public in the Assessor's Office since January 15<sup>th</sup>. Mrs. Corriveau continued we also received notification the special franchise amounts would also be going down in the City. City Manager Corriveau remarked the impact to the City taxes was going to be felt. She commented even with everything remaining the same (no increases in salaries) the taxes would increase.

There was Council discussion on this.

Mary Corriveau remarked staff would put together some statistics since 485E had been in effect and what the impact had been on the City tax base.

Mayor Butler asked for a review of the pros and cons for 485E and 485B.

Attorney Slye remarked the school opted out of the 485B.

Councilman Smith questioned what we would have to pay to make the County whole.

There was some discussion on this.

City Manager Corriveau remarked Mr. Mills was working on that information for her now.

**ADJOURNMENT**

**AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 8:52 P.M. BY MOTION OF COUNCILMAN CLOUGH, SECONDED BY COUNCILMAN SIMMONS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

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**Carol J. Van Dusen, Deputy City Clerk**