

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
FEBRUARY 18, 2003**

MAYOR JOSEPH M. BUTLER PRESIDING

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

ABSENT: **COUNCILMAN PAUL A. SIMMONS**

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

City Manager Corriveau presented the following reports to the Council

- 1 - Commissioner of Deeds – Steven G. Knight
- 2 - Approving Amendment No. 37 to the Management and Management Confidential Pay Plan
- 3 - Accepting Proposal for Fixed Asset Inventory, Maximus, Inc.
- 4 - Approving the Agreement for Engineering Services with Clough, Harbour and Associates for the Downtown Watertown Streetscape Enhancement Project Phase I and II, PIN 780392
- 5 - Approving Data Processing Service Agreement, Watertown City School District
- 6 - Authorizing the Sale of 268 Bellew Avenue South, Also Known As Parcels 2 & 3 of City Center Industrial Park, A Subdivided Parcel of Parcel No. 9-43-101 to the Local Development Corporation of Watertown
- 7 - Accepting Proposal for Engineering Services, Bernier Carr & Associates
- 8 - Approving the Special Use Permit Request Submitted by Christian Brunelle, Real Estate Manager for Byrne Dairy, to Allow a Fueling Facility at 941-1003 Coffeen Street, Parcel No. 8-15-113.2 and a Portion of Parcel No. 8-15-113
- 9 - Authorizing Submission of an Application for Fiscal Year 2003 Small Cities Community Development Block Grant Funding
- 10 - Finding That the Amendment to Section 310-26 and 310.26.1 of the Zoning Ordinance, Pertaining to Fences, Will Not Have a Significant Impact on the Environment
- 11 - Approving the Zone Change Request Submitted by Rose DeFranco to Change the Approved Zoning Classification of 274 and 286-288 Wealtha Avenue, Parcels No. 8-15-103 and 8-15-107 From Residence “A” to Neighborhood Business District
- 12 - 7:30 p.m. – Resolution Authorizing Submission of an Application for Fiscal Year 2003 Small Cities Community Development Block Grant Funding

- 13 - 7:45 p.m. – Ordinance Adopting Standards for the Erection of Fences in the City of Watertown
- 14. - Held Over Under the Rules - Zoning Ordinance Amendment – Fences
- 15. - Tabled – 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

COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of February 3, 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 Planning Board:

1. Recommending the City Council approve a request for a Special Use Permit submitted by Christian Brunelle, Real Estate Manager for Byrne Dairy, to allow a fueling facility at 941-1003 Coffeen Street, Parcel No. 8-15-113.2 and a portion of Parcel No. 8-15-113.
2. Recommending the City Council adopt standards for the erection of fences in the City of Watertown as proposed, provided that there is some type of procedure that is in place for residents to obtain a waiver from the height requirement in situations where the proposed fence construction would not be in compliance with the ordinance.
3. Not recommending that City Council approve the zone change as requested submitted by Rose DeFranco to change the approved zoning classification of 274 and 286-288 Wealtha Avenue, Parcels No. 8-15-103 and 8-15-107 from Residence “A” to Neighborhood Business District.

ABOVE PLACED ON FILE

Claim against the City received from Helen R. Guardino for damages to the residence at 637 Coffeen Street.

ABOVE PLACED ON FILE

Claim against the City received from Therese McConnell for damages to her vehicle when she hit a pothole on Huntington Street.

ABOVE PLACED ON FILE

Claim against the City received from Tim Parks for damages to his truck when he slid on the ice-covered road at the 400 block of Court Street.

PRIVILEGE OF THE FLOOR EXTENDED

Donald Thompson, 710 Morrison Street, informed the Council that during the past few days a significant amount of road salt had been trucked to the depot site. He continued this afternoon the crushing of the solidified salt holders combined with the piling of loose fresh salt created a choking, stinging salt dust like cloud that swept through the neighborhood. Mr. Thompson questioned how much of this was affecting the health of the residents and their small children.

David Converse, Converse Laboratories, Inc. gave a brief overview of the Environmental Study done in the area of Morrison and Burdick Streets by reviewing pages 3-9 from that study booklet. He also answered any questions posed by Council. Mr. Converse commented the results from the findings of the Atmospheric Corrosion Evaluation confirmed that the atmospheric environment in the study site (Morrison and Burdick Street areas) was more corrosive than the control site at the time of the air monitoring events. He continued the degree of corrosivity was significantly higher during the monitoring period from October 2002 through January 2003 event than the May 2002 thru August 2002 event. Mr. Converse explained the soil samples showed various concentrations of the target compounds, which were noted, but there was not enough significant data to be found to draw any conclusions.

Mayor Butler questioned Mr. Converse concerning the data at one of the sites being 4 times the concentration of salt as compared to the control site.

Mr. Converse commented that was correct.

Councilwoman Burns referred to page 7 in the booklet and questioned what an unprotected material would be.

Mr. Converse explained unprotected materials in regards to the study would be any material made not protected from this type of corrosion or environment. He continued examples of this would be siding or an automobile.

Councilman Clough questioned if the soil samples were taken from both Morrison and Francis Streets.

Mr. Converse commented yes. He explained they took 3 sets of soil samples around the study vicinity: two on Burdick Street and one on Morrison Street. Mr. Converse added there were no visual signs of run off in the yards where these soil samples were taken.

Councilman Clough commented these soil samples were not taken after a thaw. Therefore, he added this spring it could very well show a different scenario.

Mr. Converse agreed.

Councilman Smith questioned if there were any EPA or State standards for air or soil testing for what would be potentially harmful. He questioned what we would measure this against.

Mr. Converse commented there were definitely air standards. He continued as far as the actual EPA soil standards, he hadn't seen anything that would come into effect here.

Mayor Butler asked if anyone from the audience had any questions to ask Mr. Converse.

A man questioned what constitutes salt in salt and salt byproducts.

Mr. Converse commented when it pertained to road salt it was considered sodium chloride. He added the air monitoring gave us a cumulative amount of corrosion over a 90-day period.

Someone from the audience commented with OSHA it was based on an 8 hour day or maybe a little bit longer than that.

PUBLIC HEARING

AT 7:30 P.M. MAYOR BUTLER ASKED THE DEPUTY CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING AUTHORIZING SUBMISSION OF AN APPLICATION FOR FISCAL YEAR 2003 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING

MAYOR DECLARED THE HEARING OPEN.

Mr. Mix commented this was the second of two public hearings required before the City could submit a Community Development Block Grant application for the 2003 fiscal year. He added the City had received \$9.5 million since 1978 in CDBG funding for Comprehensive and Single Purpose Grants. He continued to explain these grants. Mr. Mix explained the program this year would be the second phase of the NESNID project including an enlarged target area for housing rehabilitation and the reconstruction of State Place.

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 ADOPTING STANDARDS FOR THE ERECTION OF FENCES IN THE CITY OF WATERTOWN

MAYOR BUTLER DECLARED THE HEARING OPEN.

No one spoke.

MAYOR BUTLER DECLARED THE HEARING CLOSED AT 7:47 P.M.

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

RESOLVED that the following individual is hereby appointed Commissioner of Deeds for the term expiring December 31, 2004:

Non-City Employee

Steven G. Knight

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

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown approves Amendment No. 37 to the Management and Management Confidential Pay Plan effective February 19, 2003 as follows:

Superintendent of Water - \$67,915

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN JEFFREY M. SMITH

WHEREAS the City Purchasing Department has advertised and received proposals from firms to conduct a fixed asset inventory for the City of Watertown in accordance with General Accounting Standards Board Statement 34 (GASB-34) requirements, and

WHEREAS GASB-34 requires governments to report capital assets including infrastructure and related depreciation in the new government wide financial statements, and

WHEREAS the City of Watertown must come into conformance with GASB-34 by the close of this Fiscal Year, June 30, 2003, and

WHEREAS invitations to submit proposals were issued to nine (9) prospective agencies, and

WHEREAS the four (4) bids received were publicly opened and read on

Monday, February 3, 2003, at 1:30 p.m., and

WHEREAS City Comptroller James E. Mills, Accounting Supervisor Chris Ingersoll and Purchasing Agent Robert J. Cleaver have reviewed the proposals submitted and are recommending that the City Council accept the proposal of \$39,700 submitted by Maximus, Inc.,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby accepts the proposal of \$39,700 submitted by Maximus, Inc. for a fixed asset inventory for the City of Watertown.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

Prior to the vote James Mills, Comptroller explained it was in the City's best interest to accept the proposal by Maximus, Inc. based on a review of professional experience, ability to meet our timelines, references and cost of the proposal submitted. He commented Maximus, Inc. would be able to generate the end product of a computer file that would be compatible with our current financial systems. Mr. Mills continued this would save on numerous data entries.

INTRODUCED BY MAYOR JOSEPH M. BUTLER

WHEREAS on January 21, 2003 the City Council of the City of Watertown adopted a resolution authorizing the approval of the Master Federal Aid Local Project Agreement for the Downtown Watertown Streetscape Enhancement Project Phases I and II in the amount of \$1,430,000 for the costs of the Preliminary Engineering, Design and Construction and Construction Inspection, and

WHEREAS in support of this project, City Staff has negotiated a contract with Clough, Harbour and Associates for the design of the project for an amount not to exceed \$127,301,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the contract with Clough, Harbour and Associates, LLP, in an amount not to exceed \$127,301, a copy of which is attached and made a part of this resolution, and

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

SECONDED BY ROXANNE M. BURNS WITH ALL VOTING YEA EXCEPT COUNCILMAN JEFFREY M. SMITH VOTING NAY

Prior to the vote on the foregoing resolution Councilman Smith questioned if the signage was included in the \$127,301.

Mr. Mix commented they had asked Clough, Harbour and Associates to change 3 things in the proposal that was last submitted to Mr. Liu. He commented they had been asked to add one more design review meeting, increase the number of site visits from 5 to 10 over a period of six months and reduce the signage section. He commented he believed it was reduced by \$1,000-\$1,500. Mr. Mix explained each of these changes.

City Manager Corriveau questioned Mr. Mix on who would be doing the construction inspections.

Mr. Mix commented the construction inspections would be looked at closer to the bidding time so they would know what they would have for manpower in-house. He continued he understood from the DOT that you didn't have to be a certified inspector. He added it would basically be sidewalk work and very little underground work. Mr. Mix reiterated once we get closer to the bidding time we would know more on what we would be able to do in-house and what we would have to contract out.

Councilwoman Burns questioned the time frame for the engineering design phase.

Mr. Mix commented Clough, Harbour and Associates believed they would go out to bid by September.

Councilman Smith questioned what the cost prior was.

Mr. Mix commented the last proposal that was dated January 1st was for \$128,300.

There was discussion on this proposal.

Councilwoman Burns questioned when the actual improvements would begin.

Mr. Mix commented the time frame would be between September and February, 2004. He continued the curbing would be done when it was warmer but the trees could be planted in the wintertime if they had them on hand.

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS the City of Watertown has computer equipment which has automated the functions performed within the City Assessment Department, and

WHEREAS the City Assessor's Office is responsible for maintaining the records for all real property within the City of Watertown, and

WHEREAS the City has the ability to produce assessment rolls, print tax bills and maintain the data needed to accomplish these tasks, and

WHEREAS the Watertown City School District has a need for the services offered by the City's Assessment and Information Technology Departments,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown approves the Data Processing Service Agreement with the Watertown City School District, a copy of which is attached and made a part of this resolution, and

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

SECONDED BY COUNCILMAN JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution Councilman Clough questioned City Manager Corriveau how this compared to last year.

Mrs. Corriveau commented the amount we are charging was the same. She explained she had asked the City Assessor's Office and the IT Department to do an analysis of the time spent actually doing the work as well as doing some research on what other communities were paying for the same type of service. She explained this covered our expenses and it was also a fair price for the school district.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS the infrastructure was constructed in City Center Industrial Park to spur industrial development within the City of Watertown, and

WHEREAS the City has land available for industrial development, and

WHEREAS the Local Development Corporation of the City of Watertown, New York wishes to acquire 268 Bellew Avenue South within the Industrial Park, also known as combined Parcel 2 & 3 as described in the description prepared by Leo F. Gozalkowski, PLS, and dated January 7, 2003, a copy of which is attached and made a part of this resolution, for the purpose of having a building constructed for a manufacturer, and

WHEREAS said real property has never been assigned by the Council for a public use,

NOW THEREFORE BE IT RESOLVED that the City Council hereby authorizes the sale of 268 Bellew Avenue South, also known as combined Parcel 2 & 3, to the Local Development Corporation of the City of Watertown, New York for One Dollar (\$1.00), and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized, empowered and directed to execute and deliver a deed of said real property to the Local Development Corporation of the City of Watertown, New York.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS the City of Watertown has determined that a new pump station to service the “high service area” covering Thompson Park and Gotham Street needs to be designed and constructed, and

WHEREAS the City’s Water Superintendent Gary E. Pilon has negotiated an Agreement with Bernier Carr and Associates for engineering services related to the design and construction of a new pump station, and

WHEREAS under the terms of this Agreement, Bernier, Carr and Associates will provide the following services, project design, base mapping and utility verification, archaeological survey, subsurface investigations, contract bidding and award services and construction administration and inspection services, and

WHEREAS under the terms of the Agreement, Bernier Carr and Associates will be paid \$77,300 for services rendered,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown approves the Agreement between the City of Watertown in the amount of \$77,300 for engineering services related to the design and construction of a new pump station to service the “high service area” covering Thompson Park and Gotham Street, 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 JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

Prior to the vote on the foregoing resolution Gary Pilon, Water Superintendent gave a presentation on the location and operations of the new pump station referring to a map

and handout during the presentation. He explained the benefits for the relocation of the new pump station within the reservoir compound and answered questions posed by the Council. Mr. Pilon commented the pump station had been well maintained by staff over the years and operated well but had concerns with the 100-year-old pipes. He commented the structure had been prey to vandals and was a security concern. Mr. Pilon added access to the pipelines would be very difficult because of all the trees. He explained if repairs were to be made to the existing pump station, service could be interrupted for several days while the new piping was being installed. He continued this would leave the Park and the upper Gotham Street area without water. Mr. Pilon also explained with the new pump station there would virtually be no interruption of water service because the new station would go on line and then the old one would be shut down. Mr. Pilon continued Mr. Liu had sent out the RFP last fall to several engineering firms with 4 responding. He commented Bernier, Carr and Associates were chosen by the selection committee of in-house people to do the design for the reconstruction.

There was Council discussion on the procedure for sending out RFP's.

City Manager Corriveau commented it was the same type of process, which was used in the selection of Clough, Harbour, and Associates to do the Streetscape project. She continued to explain this process.

There was continued Council discussion on this proposal.

Councilman Clough questioned if the \$77,300 proposal amount from Bernier, Carr and Associates would come out of the \$100,000.

City Manager Corriveau commented yes that was correct.

Mr. Pilon commented that also any additional costs from the design phases would come out of the \$100,000 that had already been approved.

Councilman Smith questioned how the \$500,000 would affect the Water Department Budget this year. He added would this increase rates.

Mrs. Corriveau explained the Water Fund Budget right now when you look at the Capital Fund was considerably under the debt cap. She commented there was room to move if the City Council wanted to add some debt. Mrs. Corriveau added it wouldn't increase the water rates. She explained the Water Fund was the most healthy fund the City had but continued the Sewer Fund was closer to the point where we would like to look at rate increases. Mrs. Corriveau questioned Mr. Pilon if the City had other 100-year-old lines.

Mr. Pilon commented the City had several 100-year-old lines. He continued primarily the large 24" and 16" transmission mains and the ones on Public Square.

City Manager Corriveau explained Mr. Pilon was trying to minimize the impact to the City if something were to happen to that stretch of 100-year-old lines that we couldn't easily access.

Mayor Butler called the Council's attention to the resident project representative for \$25,000 as part of this contract. He questioned if the responsibility of that person would take place once the construction began.

Mr. Pilon answered yes.

Mayor Butler questioned Mr. Pilon if that was something we would have an option to do in-house or was it their responsibility.

Mr. Pilon commented it would be something we could have an option on but would not be something he would recommend in this case. He commented it was up to the design engineering firm to make sure the design worked.

There was discussion on whether to tear down the old pump house once the new pump station was on-line. Mr. Pilon commented that it was Council's call.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Christian Brunelle, Real Estate Manager for Byrne Dairy, has made application for a Special Use Permit to allow a fueling facility at 941-1003 Coffeen Street, Parcel No. 8-15-113.2 and for the Neighborhood Business zoned portion of Parcel No. 8-15-113, and

WHEREAS the Planning Board of the City of Watertown reviewed the request for the Special Use Permit at its meeting held on February 4, 2003, 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 March 3, 2003 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 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 convenience store with fuel facility constitutes 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 a Special Use Permit is hereby granted to Christian Brunelle, Real Estate Manager for Byrne Dairy, to allow a fueling facility at 941-1003 Coffeen Street, Parcel No. 8-15-113.2 and the Neighborhood Business zoned portion of Parcel No. 8-15-113.

SECONDED BY COUNCILWOMAN ROXANNE M. BURNS

MOTION WAS MADE BY COUNCILWOMAN BURNS TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING RESOLUTION FOR MONDAY, MARCH 3, 2003 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN CLOUGH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS federal grant funding is available through the New York State Governor's Office for Small Cities (GOSC) to support local community development activities that are undertaken by eligible municipalities, and

WHEREAS the City of Watertown is eligible to apply for such funding in the Fiscal Year 2003 competition under the Small Cities Community Development Block Grant (CDBG) Program, and

WHEREAS it has been determined that such funding should be used for a Comprehensive program including housing rehabilitation, home ownership and public facilities improvements in a designated target area within the Near East Side Neighborhood Improvement District, and

WHEREAS this proposal has been considered at two Public Hearings conducted by the City Council on February 3 and February 18, 2003,

NOW THEREFORE BE IT RESOLVED the Mayor is authorized to sign and submit an application for Community Development Block Grant funding for consideration in the Fiscal Year 2003 Small Cities competition through the New York State Governor's Office for Small Cities, and

BE IT FURTHER RESOLVED, the Mayor is authorized to sign all agreements, certifications and other documents required to complete the applications and to accept grants and administer the programs that are to be proposed for CDBG funding.

SECONDED BY COUNCILMAN JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS the City Council of the City of Watertown, New York has before it a proposal to amend Sections 310-26 and 310-26.1 of the City's Zoning Ordinance pertaining to fences, and

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

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

WHEREAS the City Council has determined that the proposed Zoning Amendment is an "Unlisted Action" as that term is defined in 6NYCRR Section 617.2, and

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

WHEREAS to aid the City Council in its determination as to whether the proposed Zoning Ordinance Amendment will have a significant effect on the environment, Part 1 of a Short Environmental Assessment Form has been prepared by City Staff, 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 and 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 Zoning Amendment will not have a significant effect on the environment.

2. 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.

3. This resolution shall take effect immediately.

SECONDED BY COUNCILMAN JEFFREY M. SMITH AND CARRIED WITH ALL VOTING YEA

Prior to voting on the foregoing resolution Council completed Part II of the Environmental Assessment Form.

ORDINANCES

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

BE IT ORDAINED WHERE Rose DeFranco has made application by petition filed with the City Clerk, pursuant to Section 83 of the New York General City Law, to change the approved zoning classification of 274 and 286-288 Wealtha Avenue, Parcels No. 8-15-103 and 8-15-107 from Residence "A" District to Neighborhood Business District, and

WHEREAS the parcels which are sought to be rezoned are as follows:

Parcel No. 8-15-103 and 8-15-107,

And,

WHEREAS the Planning Board of the City of Watertown defeated a motion recommending that the City Council approves the requested zone change at its meeting held on February 4, 2003, and

WHEREAS the Council deems it in the best interest of the citizens of the City of Watertown to approve the requested zone change, and

WHEREAS a public hearing was held on the proposed zone change on March 3, 2003, after due public notice, and

WHEREAS the City Council has made a declaration of negative findings of the impacts of the proposed zone change according to the requirements of SEQRA,

NOW THEREFORE BE IT ORDAINED that the zoning classification shall be changed for 274 and 286-288 Wealtha Avenue, Parcels No. 8-15-103 and 8-15-107 from Residence "A" District to Neighborhood Business District, and

BE IT FURTHER ORDAINED that the Zoning Map of the City of Watertown shall be amended to reflect the zone change, and

BE IT FURTHER ORDAINED that this Amendment to the Zoning Ordinance of the City of Watertown shall take effect as soon as it is published once in the official newspaper of the City of Watertown, or printed as the City Manager directs.

SECONDED BY MAYOR JOSEPH M. BUTLER

MOTION WAS MADE BY COUNCILWOMAN BURNS TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, MARCH 3, 2003 AT 7:45 P.M.

SECONDED BY JEFFREY M. SMITH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF

THE ORDINANCE “ADOPTING STANDARDS FOR THE ERECTION OF FENCES IN THE CITY OF WATERTOWN” WAS PRESENTED TO COUNCIL.

(Introduced on January 6, 2003; public hearing held this evening; appears in it's entirety on pages 7 & 8 of the 2003 Minutes Book).

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

Prior to the vote on the foregoing Ordinance Councilman Clough questioned if there was a way a waiver could be looked at.

Mayor Butler commented he believed that would be through the ZBA.

Attorney Slye agreed it would be under the powers of the Zoning Board of Appeals.

Mayor Butler commented the concern was more for safety and being able to see the traffic when exiting from a driveway.

THE 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” WAS PRESENTED TO

COUNCIL.(Introduced on February 3, 2003 and tabled; appears in it's entirety on pages 29-31 of the 2003 Minutes Book),

MOTION TO TAKE FROM THE TABLE WAS MADE BY COUNCILMAN CLOUGH AND SECONDED BY COUNCILWOMAN BURNS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF

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

Small Cities CDBG Application- Ceramor Defense Corporation

City Manager Corriveau commented the City had received a request on February 10, 2003 to submit a CDBG grant application. She added the application must be submitted by April 21, 2003.

Ken Mix explained since the State took over the CDBG program they have separated out economic development projects. He commented they would accept these applications at anytime and were not part of the competition that was held every year at the same time. Mr. Mix continued they submitted a preliminary evaluation questionnaire at the request from the NYS Empire Development Corporation for Ceramor Defense Corporation in October, 2002. He commented this company was looking for funds to buy equipment and was expected to locate in the City Center Industrial Park. Mr. Mix added the total grant amount would be \$592,000. He explained the money would then come back in a revolving loan fund to whatever agency was decided on at the time the application was sent in. Mr. Mix expressed his concerns with the number of other projects going on right now whether or not staff could complete this application on time. He explained he wanted to make Council aware of this tonight since he could be coming back to them to request outside help in completing this application.

Councilman Clough questioned if the Watertown Trust would decide who would get those funds.

Mr. Mix commented there were two options to look at. He explained either the Jefferson County Industrial Development Agency or the Watertown Trust both of which had their own funds that were set up or through monies that the City had received from CDBG projects. He continued to explain and added it would be the City Council's decision.

Councilwoman questioned if using the monies from the CDBG grant and funneling to a business to entice them to locate had ever been done before.

Mr. Mix commented yes and continued to explain.

Wealtha Avenue Zone Change

Councilwoman Burns referred to the cover letter from Mr. Mix on this proposed zone change. She continued if Council believed they were going to add property then staff was required to revise the description prior to the public hearing.

Mr. Mix commented if the Council wished to change that then it needed to be done tonight. The public hearing notice would be based on the Ordinance that was introduced tonight he explained and once that process was started you shouldn't be adding to it unless another public hearing was scheduled.

Councilwoman Burns commented she was not bringing forth any changes but wanted to make the Council aware of that statement.

Vacancy on the Transportation Commission

Councilwoman Burns referred to a memo she wrote to the City Manager on February 13, 2003 regarding a vacancy on the Transportation Commission. She added Mr. Donald Drew, 806 Holcomb Street had expressed an interest in that appointment and she would support his appointment.

City Manager Corriveau commented she would have a resolution prepared for the March 3rd meeting.

Watertown Trust Proposal

Councilwoman Burns explained the proposal was for the Watertown Trust to take over the Downtown Development Office for a two year period under the assumption that the existing funding partners continue their commitment for the two years. Mrs. Burns continued that within that two year period the Office would be working towards becoming self-sufficient. She commented there was a concern from one of the Board members and she agreed that there was representation lacking on the makeup of the Trust Board. She explained the representation needed someone from retail or a local retail business downtown.

There was Council discussion on the makeup of the Watertown Trust Board.

Councilwoman Burns commented we really don't care whose direction the Downtown Development Office was under. She continued the need for the downtown development was there and that hadn't changed. Mrs. Burns commented the role of having that person and the role that person needs to play was still there. She explained they need to figure out the best way to make that happen whether it be the Watertown Development Board, Watertown Trust or City Hall.

Salt Pile Study

Councilman Clough requested the salt pile study be put on the agenda for the next work session. He commented they needed more time to look at this study by Converse Laboratories, Inc. Councilman Clough continued it had been a year and a decision should be made on whether to do more soil sampling or if the Council was interested in moving forward with the public nuisance lawsuit.

There was Council discussion on the study by Converse Laboratories, Inc.

Councilman Smith commented if the City were to pursue this and Mr. Slye was in court it seemed he would need some standards to compare these results to. He suggested possibly contacting the DEC for some information.

Mayor Butler commented there was not enough evidence on the soil testing. He added facts speak for themselves.

Councilman Clough informed the Council he had been over to the site on a windy day and his eyes started running. He commented half of the time the salt pile was uncovered. Mr. Clough continued when the trains were being unloaded there was a haze in the air.

Mayor Butler explained we know there is significant salt in the air. He continued this was more than a discomfort and it causes corrosion. Mayor Butler added it also causes health problems. He questioned was the zoning for the industrial business put in place before the houses were there.

Attorney Slye commented the houses were there before zoning plan went into effect. He continued there was always a railroad spur there which would indicate an industrial type area.

Imagining the Future of Watertown

City Manager Corriveau distributed a handout and informed the Council of the various workshop dates and asked the Council to take the opportunity to attend one of the sessions.

ADJOURNMENT

AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 8:57 P.M. BY MOTION OF COUNCILMAN CLOUGH, SECONDED BY COUNCILMAN SMITH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF

Carol J. Van Dusen, Deputy City Clerk