

**CITY COUNCIL MEETING
CITY OF WATERTOWN
March 7, 2016
7:00 p.m.**

Mayor Joseph M. Butler, Jr. Presiding

Present: **Council Member Cody J. Horbacz
Council Member Stephen A. Jennings
Council Member Teresa R. Macaluso
Council Member Mark C. Walczyk
Mayor Butler**

Also Present: **Sharon Addison, City Manager
Christina E. Stone, City Attorney**

City staff present: Matthew Roy, James Mills, Kenneth Mix, Amy Pastuf, Justin Wood, Brian Phelps, Eugene Hayes, Michael Sligar, Yvonne Reff, Police Chief Donoghue, Geoffrey Urda, Michael Lumbis, Scott Weller

The City Manager presented the following reports to Council:

- Resolution No. 1 - Agreeing to the Northern New York Community Foundation's Creation of Two Separate Charitable Funds for the Support of Identified Community Projects and General Community Enhancements
- Resolution No. 2 - Approving the Assignment of the Lease Agreement Between Greater Watertown Red and Black Inc. and City of Watertown to The X-Men of Watertown, LLC
- Resolution No. 3 - Accepting Bid for Unarmed Security for the Flower Memorial Library. ICU Security & PI
- Resolution No. 4 - Approving Lease Agreement Between the City of Watertown and Watertown Bucks, Inc.
- Resolution No. 5 - Approving the Site Plan for the construction of an approximately 6,066 square-foot building and a 29-space parking lot located at 1240 Arsenal Street, Parcel Number 8-53-118.000
- Resolution No. 6 - Finding That Adopting a New Zoning Map and Amending Chapter 310 of the Code of the City of Watertown Will Not Have a Significant Negative Impact on the Environment
- Ordinance No. 1 - Amending City Municipal Code § 293-52, Schedule IV: One-Way Streets
- Ordinance No. 2 - An Ordinance Authorizing the Issuance of \$550,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Purchase of a Fire Pumper Truck, in and for Said City
- Ordinance No. 3 - Changing the Approved Zoning Classification of 724 and 728 Washington Street, Parcel Numbers 14-01-139.000 and 14-01-101.000 from Limited Business to Health Services, and to changing the approved zoning classification of 110, 150, 154 and 158 Woodruff Street, Parcel Numbers 14-01-102.000, 14-01-112.000, 14-01-113.000 and 14-01-114.000 from Residence B to Health Services
- Public Hearing - 7:30 p.m. Community Development Block Grant (CDBG) 2016-2020 Consolidated Plan and 2016 Annual Action Plan
- Public Hearing - 7:30 p.m. Adopting New Zoning Map and Amending Chapter 310 of the Code of the City of Watertown

- Tabled Resolution - Authorizing Intermunicipal Cooperation Agreement With St. Lawrence-Lewis BOCES
- Request for Reduced Fee for Sunrise Service
- New Program Fees
- Board and Commission Appointments
- Sales Tax Revenue – January 2016

Complete Reports on file in the office of the City Clerk

Meeting opened with a moment of silence and Mayor Butler asked that it be in remembrance of former First Lady Nancy Reagan.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of February 16, 2016, was dispensed and accepted as written by motion of Council Member Stephen A. Jennings, seconded by Council Member Teresa R. Macaluso and carried with all voting in favor thereof.

PRESENTATIONS

Mayor Butler interrupted the regular course of business to present Cynthia L. Oddi with a plaque honoring her 35 years of service with the City of Watertown as a seasonal Parks and Recreation employee.

COMMUNICATIONS

A letter was received from Lynn Morgan, Asbury United Methodist Church, requesting a decreased fee for reserving the Pinnacle in Thompson Park for the annual Easter sunrise service.

A letter was received from S. G. Gates, 157 Dorsey Street, discussing several issues involving a proposed dog park and his support of it being located within Thompson Park.

Above communications were placed on file in the office of the City Clerk.

PRIVILEGE OF THE FLOOR

Sara Finn, West Main Street, addressed the chair expressing her support for a dog park to be located within Thompson Park.

Terry Williams, co-owner of Shuler's Restaurant, spoke to Council regarding his concerns over the Mill Street Bridge being closed for upcoming construction. He discussed last year's closure of the bridge and its effects on his business and asked if the closure could be limited with a possibility of keeping one lane open.

Jason Tanner, co-owner of Shuler's Restaurant, agreed that the closure of the Mill Street Bridge does impact the restaurant and once the traffic pattern is changed it is hard to rebuild it so he was hoping something could be done to prevent this.

Brian Drappo, Executive Director of Thousand Islands Area Habitat for Humanity, addressed the chair concerning the “zombie” house situation and mentioned the City has always been cooperative with a working partnership to build houses in the City for those in need. He said the plan is to continue with more houses within the City.

S. G. Gates, 157 Dorsey Street, mentioned the letter that he sent into Council and discussed the history of his pursuit for a dog park within Thompson Park. He stated there is still support for this location.

PUBLIC HEARING

At 7:30 p.m. Mayor Butler asked the City Clerk to read the notice of Public Hearing Concerning Community Development Block Grant (CDBG) 2016-2020 Consolidated Plan and 2016 Annual Action Plan.

Mayor Butler declared the hearing open at 7:30 p.m.

Michael Lumbis, City Planner, stated this is a required public hearing and it is to receive public input for the 5-year Consolidated Plan as well as the Annual Action Plan. He explained the Consolidated Plan will identify the five-year goals and objectives and the Annual Action Plan will outline specific projects in which CDBG money will be spent during 2016-17. He informed Council the estimated funding amount of \$700,000 has been finalized and the City will now receive \$801,322, which is an increase from the first two years of this program.

Mark Curtis, Bugbee Drive, addressed Council and stated he is an ADA advocate for the local Independent Living Center. He commented that the City Planners have done a good job in facilitating the meeting and requested that some of the funding be used towards more ADA accessible bathrooms within Thompson Park and the JB Wise Pavilion. He also mentioned replacing curb ramps with ADA accessible curb ramps.

Mayor Butler declared the hearing closed at 7:38 p.m.

At 7:39 p.m. Mayor Butler asked the City Clerk to read the notice of Public Hearing Concerning Adopting New Zoning Map and Amending Chapter 310 of the Code of the City of Watertown.

Mayor Butler declared the hearing open at 7:39 p.m.

No one spoke.

Mayor Butler declared the hearing closed at 7:39 p.m.

RESOLUTIONS

Resolution No. 1 – Agreeing to the Northern New York Community Foundation’s Creation of Two Separate Charitable Funds for the Support of Identified Community Projects and General Community Enhancements

Introduced by Council Member Teresa R. Macaluso

WHEREAS the Northern New York Community Foundation raises, manages and administers an endowment and collection of funds for the benefit of the community. Those funds were built, and continue to be added to, by gifts from individuals and organizations committed to meeting the changing needs of Northern New York, and

WHEREAS the Northern New York Community Foundation has offered to serve as a vehicle through which public individuals, organizations, and/or businesses can make charitable/tax-deductible contributions to support public benefit enhancement projects within the City as they arise, and

WHEREAS the City Council of the City of Watertown believes that it is in the best interests of the citizens of the City to agree to the creation of two separate funds by the Northern New York Community Foundation, and that such funds will further the public interest,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown agrees to the creation of a “City of Watertown Community Project Fund” by the Northern New York Community Foundation, the purpose of which would be to provide an intermediate repository for charitable funds to support specific projects, programs and initiatives designed to provide community enhancements within the geographic boundaries of the City of Watertown, and

BE IT FURTHER RESOLVED that the City Council of the City of Watertown agrees to the creation of a “City of Watertown Community Fund” by the Northern New York Community Foundation, the purpose of which would be to provide a permanent repository for charitable funds to support projects, programs and initiatives that will provide community enhancements within the geographic boundaries of the City of Watertown, and

BE IT FURTHER RESOLVED that the City Council of the City of Watertown greatly appreciates the good works of the Northern New York Community Foundation, and looks forward to working with it in the ongoing development of community enhancements.

Seconded by Council Member Cody J. Horbacz

Prior to the vote on the foregoing resolution, Council Member Horbacz asked who would be in charge of the funds and deciding which projects would be funded.

Mayor Butler replied the Northern New York Community Foundation would be the custodian of the money and would decide which funds to expend. If the funds are to be spent for a project on City property, he said the City would need to approve the project similar to the Fort Drum Monument project within Thompson Park. He said he hopes the Northern New York Community Foundation would share their ideas with the City and the City should share ideas with them.

Council Member Walczyk commented that the intent is not to have public works projects done.

Mayor Butler agreed that these projects would be viewed as beautification projects and things that would not fall under the normal budget cycle. He said these projects should improve the quality of life and make Watertown nicer, mentioning the iron fencing around the fountain downtown.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

Resolution No. 2 – Approving the Assignment of the Lease Agreement Between Greater Watertown Red and Black Inc. and City of Watertown to The X-Men of Watertown, LLC

Introduced by Council Member Teresa R. Macaluso

WHEREAS City of Watertown and Greater Watertown Red and Black Inc. entered into a Lease Agreement for the Alex T. Duffy Fairgrounds football field and other facilities, which Lease was last dated March 25, 2015, and is effective from April 1, 2015 through March 31, 2018, and

WHEREAS, Greater Watertown Red and Black Inc. has sold the assets of the Watertown Red & Black to The X-Men of Watertown, LLC, and

WHEREAS the Lease Agreement between Greater Watertown Red and Black Inc. and the City of Watertown provides that the Lease Agreement may not be assigned to any person or entity without the City’s consent, which may be withheld for any reason, and in its sole discretion, and

WHEREAS the City Council of the City of Watertown believes it to be in the best interests of the City to consent to the Assignment of the Lease Agreement in accordance with the Assignment attached to this Resolution, conditioned upon The X-Men of Watertown, LLC’s agreement to be bound by the terms of the Agreement as if it had initially entered into the Lease Agreement with the City,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown that the City agrees to the Assignment of the Lease Agreement by Greater Watertown Red and Black Inc. to The X-Men of Watertown, LLC upon the condition that The X-Men of Watertown, LLC agrees to be bound by each and every term of the Lease Agreement as if it had initially entered into the Agreement with the City, a copy of which is attached and made part of this Resolution, and

BE IT FURTHER RESOLVED that the City Manager is authorized to sign the “consent” on behalf of the City as soon as practicable.

Seconded by Council Member Stephen A. Jennings and carried with all voting yea

Resolution No. 3 – Accepting Bid for Unarmed Security for the Flower Memorial Library

Introduced by Council Member Teresa R. Macaluso

WHEREAS the City Purchasing Manager has advertised and received sealed bids for the unarmed security for the Flower Memorial Library, as per City specifications, which will run from the date of the award through June 30, 2018, with the option to renew for three additional one-year periods, and

WHEREAS invitations to bid were issued to twelve (12) security service firms with three (3) bids submitted to the Purchasing Department, and

WHEREAS on Monday, February 29, 2016, at 11:00 a.m., the bids received were publicly opened and read, and

WHEREAS City Purchasing Manager Amy M. Pastuf reviewed the bids received with Library Director Yvonne Reff, and it is their recommendation that the City Council accept the bid submitted by ICU Security & PI,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bid of ICU Security & PI in the bid amount of \$23.20 total hourly wage paid by the City for unarmed security at the Flower Memorial Library, and

BE IT FURTHER RESOLVED that City Manager Sharon Addison is hereby authorized and directed to sign all contracts associated with implementing the award to ICU Security & PI.

Seconded by Council Member Stephen A. Jennings

Prior to the vote on the foregoing resolution, Mayor Butler mentioned Council Member Horbacz is the liaison to the Library Board and asked if he has heard any feedback on the security.

Council Member Horbacz stated that he has not heard of any complaints and believes the Library has been happy with their service.

Ms. Addison agreed that the Library has been happy with this company.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

Resolution No. 4 – Approving Lease Agreement Between the City of Watertown and Watertown Bucks, Inc.

Introduced by Council Member Stephen A. Jennings

WHEREAS the City of Watertown owns and operates a facility known as the Alex T. Duffy Fairgrounds and the Fairgrounds are a community recreational facility, and

WHEREAS the City of Watertown desires to promote recreational activities at the Fairgrounds for the valid public purpose of the benefit, recreation, entertainment, amusement, convenience and welfare of the people of the City, and

WHEREAS in pursuit of that valid public purpose, the City of Watertown desires to contract for the use, operation, management and maintenance of the Fairgrounds baseball facilities and all baseball-related activities, and

WHEREAS the Watertown Bucks, Inc. owns and operates a summer professional baseball team, as a member and franchisee of the Empire Professional Baseball League, and

WHEREAS the Watertown Bucks, Inc. desires to have its team play baseball games within the confines of the Fairgrounds baseball fields and is in a unique position to contract to use, operate, manage and maintain the Fairgrounds baseball facilities,

WHEREAS the City has undertaken a substantial capital improvement project for the Fairgrounds in furtherance of the public purpose of keeping baseball in the City for the recreation,

entertainment, and welfare of the people of the City, including the economic benefit such a team can bring,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Lease Agreement (* **as amended on March 7, 2016**) between the City and the Watertown Bucks, Inc., a copy of which is attached hereto and made part of this resolution, and

BE IT FURTHER RESOLVED that City Manager Sharon Addison is hereby authorized and directed to execute the Lease Agreement on behalf of the City of Watertown.

Seconded by Council Member Teresa R. Macaluso

Prior to the vote on the foregoing resolution, Attorney Stone pointed out there is an inconsistency on page 5 of the lease with regard to the sale of alcoholic beverage prior to the commencement of a game.

Ms. Addison confirmed the timeframe should be one hour prior to the commencement of a game.

Motion was made by Council Member Teresa R. Macaluso to amend the Lease Agreement attached to the resolution. Motion was seconded by Council Member Stephen A. Jennings and carried with all voting in favor thereof.

Council Member Horbacz discussed his reservations with this team, mentioning it is what was left over from last year but under new leadership. He said he wants baseball in Watertown but is not sure if this team has the financial backing behind it to make it through the season. He stressed he does not have anything personal against the people involved with this team.

Council Member Macaluso said she disagrees with Council Member Horbacz, stating she does not know enough about the people involved. She pointed out the fields still need to be maintained and this is a contract that was overseen by the City Manager, Parks and Recreation and the City Attorney, which protects the City in case there is lack of payment. She stressed the people of the City deserve to have a baseball team. Mentioning this contract is only for three months, she commented the City should not turn away anyone that wants to do business with the City.

Council Member Walczyk informed Council that he contacted the league, as well as the owner, and said the package that was nicely laid out in the proposal is not in place yet. He reviewed the elements of it that are still in the works, stating he is concerned about the company. He wished them well and feels the City needs to give them a chance but stressed he has a lot of concerns.

Discussion centered on the payment arrangements of the lease and Ms. Addison confirmed that the arrangements within the lease are what was discussed with and agreed upon with the team owner.

Mayor Butler mentioned the City does have a responsibility to promote recreation for the people of Watertown and even though he has reservations over this team's success, it is a source of revenue for the City.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea except Council Member Cody J. Horbacz voting nay.

Resolution No. 5 – Approving the Site Plan for the construction of an approximately 6,066 square-foot building and a 29-space parking lot located at 1240 Arsenal Street, Parcel Number 8-53-118.000

Introduced by Council Member Stephen A. Jennings

WHEREAS Ryan G. Churchill of GYMO, DPC, on behalf of Patrick Donegan of VDI Properties, LLC, has submitted an application for site plan approval for the construction of an approximately 6,066 square-foot building and a 29-space parking lot located at 1240 Arsenal Street, Parcel Number 8-53-118.000, and

WHEREAS the Jefferson County Planning Board reviewed the site plan at its meeting held on February 23, 2016, pursuant to New York State General Municipal Law Section 239-m, and adopted a motion that the project does not have any significant County-wide or inter-municipal issues and is of local concern only, and

WHEREAS the Planning Board of the City of Watertown reviewed the site plan at its meeting held on March 1, 2016, and voted to recommend that the City Council of the City of Watertown approve the site plan with the following conditions:

1. The applicant shall obtain all necessary permissions from NYSDOT and forward appropriate documentation to the City Engineering Department.
2. The applicant shall provide a Vehicle and Pedestrian Circulation Plan that shows the movements of a delivery or refuse vehicle as well as a City fire truck, clarifies the vehicular entrance through and exit from the drive through bays and includes anticipated traffic volumes.
3. The applicant must revise the Photometric Plan to include the light output of the existing light poles located on the east side and west sides of the property.
4. The applicant shall perform any required SWPPP updates and submit them to the DEC.
5. The applicant shall identify areas for snow storage on the site plan.
6. The applicant must address all concerns listed in the “Other Engineering Comments” section of the February 25, 2016 Planning Office memorandum to the satisfaction of the City Engineering Department prior to the issuance of any permits.
7. The applicant must obtain, minimally, the following permits prior to construction: Demolition Permit, Building Permit, Water Supply Permit, Sanitary Sewer Permit, General City Permit, Sign Permit and Fence Permit.

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 an Unlisted Action and will not have a significant impact 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 impact on the environment, and

BE IT FURTHER RESOLVED that it is an express condition of this site plan approval that the applicant provide the City Engineer with a copy of any change in stamped plans forming the basis for this approval at the same time such plans are provided to the contractor. If plans are not provided as required by this condition of site plan approval, the City Code Enforcement Officer shall direct that work on the project site shall immediately cease until such time as the City Engineer is provided with the revised stamped plans. Additionally, any change in the approved plan, which, in the opinion of the City Engineer, would require Amended Site Plan approval, will result in immediate cessation of the affected portion of the project work until such time as the amended site plan is approved. The City Code Enforcement Officer is requested to periodically review on-site plans to determine whether the City Engineer has been provided with plans as required by this approval, and

BE IT FURTHER RESOLVED by the City Council of the City of Watertown that site plan approval is hereby granted to Ryan G. Churchill of GYMO, DPC and Patrick Donegan of VDI Properties, LLC for the construction of a 6,066 square-foot building and a 29-space parking lot located at 1240 Arsenal Street, Parcel Number 8-53-118.000, as depicted on the revised site plan submitted to the City Engineer on March 1, 2016, contingent upon the applicant meeting the conditions listed above.
Seconded by Council Member Teresa R. Macaluso

Prior to the vote on the foregoing resolution, Council Member Horbacz commented that it is too bad this business is leaving downtown but is glad that a vacant lot on Arsenal Street is being redeveloped.

Mayor Butler agreed and added that this business will have better visibility at the new location. He said the City will continue to work on developing Court Street and the downtown corridor.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

Resolution No. 6 – Finding That Adopting a New Zoning Map and Amending Chapter 310 of the Code of the City of Watertown Will Not Have a Significant Negative Impact on the Environment

Introduced by Council Member Stephen A. Jennings

WHEREAS the City Council of the City of Watertown, New York, has before it an ordinance adopting a new zoning map and amending Chapter 310 of the Code of the City of Watertown, 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 ordinance will constitute such an action, and

WHEREAS the City Council has determined that the ordinance is a “Type I Action” as that term is defined in 6NYCRR Section 617.2, and

WHEREAS there are no other involved agencies, so a coordinated review was not initiated and the City Council is by default 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 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. 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 with the proposed action with the criteria set forth in 6NYCRR Section 617.7, no significant impact on the environment is known and the approval of the proposed ordinance will not have a significant negative 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 Council Member Teresa R. Macaluso and carried with all voting yea

ORDINANCES

Ordinance No. 1 – Amending City Municipal Code §293-52, Schedule IV: One-Way Streets

Introduced by Council Member Stephen A. Jennings

BE IT ORDAINED that Chapter 293 of the City Code of the City of Watertown is amended to add the following:

§ 293-52 Schedule IV: One Way Streets

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>Limits</u>
Armstrong Place	South	Commencing at a point 160 feet South from State Street Curb Line to Franklin Street

and,

BE IT FURTHER ORDAINED that this amendment 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 Council Member Teresa R. Macaluso

Motion for unanimous consent moved by Council Member Stephen A. Jennings, seconded by Council Member Teresa R. Macaluso and carried with all voting in favor thereof.

Council Member Macaluso asked if staff discussed this with the Watertown School District and how it will affect their bus route.

Justin Wood, City Engineer, confirmed the school bus travels from State Street to Franklin Street so this change would not affect it. He clarified that Armstrong Street would only be one-way from the Municipal Parking lot to Franklin Street and this will allow traffic to exit the parking lot in both directions. He indicated that the traffic study showed two-thirds of the traffic travels from State Street to Franklin Street.

Council Member Horbacz expressed concerns with the one-way travelling this direction and would prefer to have it travel from Franklin Street to State Street. He discussed limited access to downtown parking as a reason and mentioned there are other one-way streets, such as Union Street that is one-way in the same direction as the proposed direction within the ordinance.

Council discussed several safety issues with the traffic travelling each way as well as how it would affect the traffic flow and the school bus route.

In response to the question of ownership of this street, Ms. Addison stated it is not a City-owned street.

Motion was made by Council Member Cody J. Horbacz to amend the foregoing ordinance. There was no second.

Motion was made by Council Member Stephen A. Jennings to table the foregoing ordinance. Motion was seconded by Council Member Cody J. Horbacz and carried with all voting in favor thereof.

Ordinance No. 2 - An Ordinance Authorizing the Issuance of \$550,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Purchase of a Fire Pumper Truck, in and for Said City

Introduced by Council Member Stephen A. Jennings

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 part of the cost of the purchase of a fire pumper truck, including incidental expenses in connection therewith, all in and for the City of Watertown, Jefferson County, New York, there are hereby authorized to be issued \$550,000 bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid specific object or purpose is \$550,000 and that the plan for the financing thereof is by the issuance of the \$550,000 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 twenty years, pursuant to subdivision twenty-seven 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 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.

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, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; 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. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the City Comptroller. Such notes shall be of such terms, form and contents as may be prescribed by said City Comptroller consistent with the provisions of the Local Finance Law.

Section 9. The City Comptroller is hereby further authorized, at his or her sole discretion, to execute a project financing agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and, or note issue of said City in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 10. The intent of this resolution is to give the City Comptroller sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and, or notes, without resorting to further action of the City Comptroller.

Section 11. 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 its 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 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 12. 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 resolution 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 13. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.151-2. Other than as specified in this resolution, 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 14. This ordinance, which takes effect immediately, shall be published in summary 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 Council Member Teresa R. Macaluso

Motion for unanimous consent moved by Council Member Stephen A. Jennings, seconded by Council Member Teresa R. Macaluso and carried with all voting in favor thereof.

At the call of the chair, a vote was taken on the foregoing ordinance and carried with all voting yea.

Ordinance No. 3 – Changing the Approved Zoning Classification of 724 and 728 Washington Street, Parcel Numbers 14-01-139.000 and 14-01-101.000 from Limited Business to Health Services, and to changing the approved zoning classification of 110, 150, 154 and 158 Woodruff Street, Parcel Numbers 14-01-102.000, 14-01-112.000, 14-01-113.000 and 14-01-114.000 from Residence B to Health Services

Introduced by Council Member Stephen A. Jennings

BE IT ORDAINED where Timothy F. Titus of Aubertine & Currier, on behalf of Samaritan Medical Center, has made an 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 724 and 728 Washington Street, Parcel Numbers 14-01-139.000 and 14-01-101.000 from Limited Business to Health Services, and to change the approved zoning classification of 110, 150, 154 and 158 Woodruff Street, Parcel Numbers 14-01-102.000, 14-01-112.000, 14-01-113.000 and 14-01-114.000 from Residence B to Health Services, and

WHEREAS the Planning Board of the City of Watertown considered the request at its March 1, 2016 meeting and unanimously adopted a motion recommending that City Council approve the zone change, and

WHEREAS a public hearing was held on the proposed zone change on March 21, 2016, 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, and

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

NOW THEREFORE BE IT ORDAINED that the approved zoning classification of 724 and 728 Washington Street, Parcel Numbers 14-01-139.000 and 14-01-101.000 shall be changed from Limited Business to Health Services, and the approved zoning classification of 110, 150, 154 and 158 Woodruff Street, Parcel Numbers 14-01-102.000, 14-01-112.000, 14-01-113.000 and 14-01-114.000 shall be changed from Residence B to Health Services, and

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

BE IT FURTHER ORDAINED 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 otherwise printed as the City Manager directs.

Seconded by Council Member Teresa R. Macaluso

Motion was made by Council Member Teresa R. Macaluso to schedule a Public Hearing on the foregoing ordinance for Monday, March 21, 2016, at 7:30 p.m. Motion was seconded by Council Member Cody J. Horbacz and carried with all voting in favor thereof.

OLD BUSINESS

Ordinance - Adopting New Zoning Map and Amending Chapter 310 of the Code of the City of Watertown *(Introduced on 2/16/2016; public hearing held this evening; appears in its entirety in the 2016 Minutes Book on page 15-16 of the 2/16/2016 minutes).*

At the call of the chair, a vote was taken on the foregoing ordinance and carried with all voting yea.

Resolution - Authorizing Intermunicipal Cooperation Agreement With St. Lawrence-Lewis BOCES. *(Introduced on 2/16/2016; tabled; appears in its entirety in the 2016 Minutes Book on page 6 of the 2/16/2016 minutes).*

Motion was made by Council Member Stephen A. Jennings to take the foregoing resolution from the table. Motion was seconded by Council Member Teresa R. Macaluso and carried with all voting in favor thereof.

At the call of the chair, a vote was taken on the foregoing resolution and carried with all voting yea.

STAFF REPORTS

Request for Reduced Fee for Sunrise Service

Council Member Macaluso mentioned the new fee of \$50 is a large jump from the previous fee of \$5.

Council Member Walczyk said he appreciates that they did not ask for the fee to be waived and proposed a fee that they thought was reasonable.

Ms. Addison explained that \$5 was the previous fee and this is for the rental of the pavilion.

Council agreed to a fee of \$10.

Council Member Macaluso suggested the group should be notified that this will be the last year for the reduced rate.

New Program Fees

Mayor Butler reviewed the memo proposing new fees for craft and vendor fairs, as well as special events, and Council concurred with staff's recommendation.

Board and Commission Appointments

Mayor Butler asked Ms. Addison to draft a resolution appointing Thomas Peterson to the Library Board in order to fill the term that is expiring.

Sales Tax Revenue – January 2016

Mayor Butler summarized the sales revenue, stating the increase in County tax did not do much to increase this revenue.

NEW BUSINESS

CDBG Meetings

Council Member Horbacz mentioned he attended the public meeting for CDBG and thought it was well attended with a lot of public input. He said the Planning Department did a great job putting this on.

Zoning Map

Council Member Horbacz informed Ms. Addison that someone called him and asked about zoning for breweries in the downtown area.

Ms. Addison said she will get an answer to him.

Shuler's Restaurant and Effect of the Closure of Mill Street Bridge

Council Member Horbacz thanked the business owners for bringing this to Council's attention.

Mr. Wood explained the work that will need to be done on the Mill Street Bridge, which cannot be done with keeping one lane of traffic open. Mentioning he understands the effect the closure can have on the Northside businesses, he stressed the closure time will be limited and not as long as last year's closure. He advised that he will push the contractor to do what he can with only one lane closure. He clarified that this project was not bid as a night construction project and closure notices will be sent out to businesses, as well as the press.

Friends of Thompson Park

Council Member Walczyk reported he had a meeting with the group that is forming the Friends of Thompson Park. He suggested seeking their counsel on items such as the pool, playground and splash pad within the park.

Mayor Butler introduced Reverend Fred Garry and asked him to update the Council.

Reverend Garry said that he will be presenting at the next work session and the group would like to receive direction and plans from Council. He stated by-laws are in place and he is the only elected member as the recording secretary. He commented that City staff has been very supportive and his group looks forwards to working with the City on projects.

Mayor Butler mentioned the Thompson Park pool, stating he would like to save it but it will need to be assessed by an expert in order to calculate the potential rehabilitation costs. He said he welcomes this organization's input on this as well.

S. G. Gates' Loss of Dog

Council Member Horbacz told Mr. Gates that he was sorry for the death of his dog, Mia.

Mayor Butler also offered his condolences to Mr. Gates.

Bedbug Issue within Downtown Apartments

Council Member Macaluso said she received an email with pricing on mattress covers and would like to know how many covers are needed. She will provide Ms. Addison with some basic figures.

Mayor Butler thanked Council Member Jennings for helping to push the education on bedbugs.

ADA Bathrooms

Mayor Butler said that Mr. Curtis addressed some very good points with ADA accessible bathrooms and asked if CDGB funds could be used for this.

Party in the Plaza

Mayor Butler suggested having an “afterhours” event in the JB Wise Pavilion during the summer with bands and food.

Ms. Addison indicated that Parks and Recreation is already working on this type of event.

Indoor Field Hockey

Council Member Macaluso said she was asked if the Arena could be used for indoor field hockey during the summer months.

Skunks

Mayor Butler thanked Mr. Jennings for his work on this and said there is a phone number that can be called to report a potential rabid skunk.

Drug Court

Ms. Addison advised that City Court will be holding drug court on Wednesday afternoons and will be using the public restrooms for drug testing. She said there will be additional security in the lobby on these days.

Mayor Butler asked if the court design will address this issue going forward.

Car Accident Under the Influence of Heroin

Council Member Horbacz stated there was an accident caused by a gentleman driving under the influence of heroin and noted the penalty was less than the violation of a DWI.

ADJOURNMENT

At the call of the chair, meeting was duly adjourned at 8:28 p.m. by motion of Council Member Teresa R. Macaluso, seconded by Council Member Stephen A. Jennings and carried with all voting in favor thereof.

Ann M. Saunders
City Clerk