

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
July 5, 2005
7:00 P.M.**

MAYOR JEFFREY E. GRAHAM PRESIDING

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

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

City Manager Corriveau presented the following reports to the Council:

- 1 - Commissioner of Deeds
- 2 - Authorizing the Appointment of Two Deputy Clerks
- 3 - Antenna Agreement, Watertown Housing Authority
- 4 - Approving Bid for Police Officers' Uniforms – Starr Uniform Company
- 5- Approving Federal Aviation Administration Grant Agreement, Watertown International Airport, Snow Removal Equipment
- 6 - Approving Change Order No. 14 to Contract for Construction of DPW/Bus Maintenance and Storage Facility, Electrical Construction, Collins-Hammond Electric Contractors
- 7 - Approving Change Order No. 15 to Contract for Construction of DPW/Bus Maintenance and Storage Facility, Electrical Construction, Collins-Hammond Electric Contractors
- 8 - Approving Change Order No. 16 to Contract for Construction of DPW/Bus Maintenance and Storage Facility, Electrical Construction, Collins-Hammond Electric Contractors
- 9 - Approving Change Order No. 5 to Contract with Tuscarora Construction, Pearl Street Bridge
- 10 - Authorizing the Issuance of \$25,000 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Installation of a New Wading Pool, In and For Said City
- 11 - Local Law No. 6 of 2005 A Local Law Amending Section 2 of the Watertown City Charter Re-Describing the Boundaries of the City of Watertown
- 12 - Regulation of Front Yard Parking – Report provided to City Council at Work Session of June 13, 2005

COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of June 6, 2005 and the adjourned meeting of June 13, 2005 was dispensed with and accepted as written by motion of Councilwoman Burns, seconded by Councilman Bradley and carried with all voting in favor thereof.

COMMUNICATIONS

Minutes were received from the library's board meeting.

ABOVE PLACED ON FILE

Claim against the City was received from Betty Angus for damage to her vehicle's tire as a result of a broken street sign sticking out of the ground near the edge of the road on S. Meadow Street.

ABOVE REFERRED TO THE BOARD OF AUDIT

PRIVILEGE OF THE FLOOR

Wendell Pierce, 124 Smith Street, addressed the chair stating that he had attended Planning Board meetings and was not listed in the minutes. He questioned if different standards were being used for the Walgreen site as compared to the Munro Muffler site. He also stated that Council does not receive all the facts from the Planning Board.

Michael Natali, 116 Smith Street, addressed the chair explaining that there had been a lot of promises made concerning Munro Muffler. However, the promises have not been kept. He remarked that there was to be signage directing traffic into the Arsenal Street entrance and it has not been done. There was to be a sign on the chain indicating that the Smith Street entrance was for deliveries only and that has not been done. He commented that Waste Management used the Smith Street entrance to pick up the trash and four customers followed. A tow truck tried to deliver a car to the business and ended up dumping the car on Smith Street. He also commented that the trees that were planted are already dead. He discussed the lack of parking on the site and remarked that the employees have to park at the Pizza Hut site. He mentioned that he had contacted Mr. McWayne about the number of spaces and was told that in this case, the size of the entire building is not used to determine the number of required spaces, only the office space area. Mr. Natali suggested that the Code issue be revisited, as he believes more parking is required.

Mayor Graham responded that Mr. Natali raises several issues and the City Manager has been writing them down. Council can check into what the Planning Board required and make sure that it is being complied with.

Mr. Natali also commented that the Planning Board minutes are not right.

Mrs. Corriveau responded that any recommendations from the Planning Board are incorporated into a resolution, which is then voted on by the City Council.

Mayor Graham commented that we should check the requirements against the reality.

Mrs. Corriveau also explained that the parking issue was reviewed and it was determined that the spaces now there are adequate. The facility is a garage and the customers' vehicles would be in the garage, not parked in the lot for any length of time. She also commented that she checked the bourn area and it does comply with the site plan, which she also reviewed. She remarked that if the trees are dying, that could be corrected. She explained that as the lessee, Munro Muffler must be in compliance with the requirements. Mrs. Corriveau will review the resolution as it relates to the signage issue.

Mr. Pierce remarked that it appears that the neighbors are out of luck. He also questioned the plans that Mrs. Corriveau had reviewed.

Mrs. Corriveau responded that to her knowledge the ones filed in the City Engineer's Department are the final plans.

Mr. Natali commented that there will be a major traffic issue and stated that there needs to be a 5th lane on Arsenal Street.

Councilman Clough explained that at the last meeting, Council directed Mrs. Corriveau to check with NYS DOT the feasibility of having a 5th lane put in.

Margaret Howard, 126 N. Meadow Street, addressed the chair concerning Red & White Auto. She explained that the business has not adhered to the special use permit requirements. Reading from a prepared statement, Mrs. Howard referred to photos she had previously given to Council. She stated that the neighbors deserve an atmosphere free from hostility, harassment and intimidation. She asked that Council make the business move outside of the City.

Frank Howard, 126 N. Meadow Street, addressed the chair explaining that the business also parks a 40' trailer in front of his house. He also explained that his property's frontage has become a parking lot for the trailer. He asked that Council put a stipulation in the permit only allowing him to park the trailer there for a certain amount of time. He stated that it also blocks his driveway. He also explained that he had phoned the police about it and was informed that he was parked legally. Mr. Howard also explained that Red & White parks unlicensed vehicles on N. Meadow Street while they snowplow the lot. He also stated that they park cars in the buffer zone, which is not being kept up either.

Donna Berkman, owner of three properties in the neighborhood, addressed the chair stating that Mr. Daily removed her fence and never replaced it. She stated that one of his vehicles drove through the buffer zone and struck a picnic table on her property. She stated that Mr. Daily is not adhering to the requirements of the special use permit. She

stated that her mother is afraid of him. She also stated that she saw Mr. Daily spit on the Howard's vehicle and heard him honking his horn continuously at 10:30 at night. She commented that phone calls to the police, only result in a dispatcher acting as if it is just another call from the neighbors and if the police do come, they just shrug their shoulders. She asked how long the City was going to let him harass the neighborhood.

Mayor Graham commented that this is a difficult situation. This is an individual who has habits that are offensive to the neighborhood and government is not well suited to address those types of problems. He remarked that Council could ban parking on Meadow Street. However, that would mean that no one could park there. He remarked that Council could revoke the permit, but it would require a hearing and a certain time frame.

Attorney Slye explained that the City would have to commence a lawsuit to revoke the permit. He explained that in the permit process, the City could impose reasonable conditions and restrictions, which the City did. All of these conditions and restrictions must be met. He also explained that there was a separate site plan approval for the property. He stated that the City could sue to enforce the conditions of the permit. He explained that the procedure would involve serving a summons and complaint on the owners seeking relief of non-compliance. If they don't, then the permit could be revoked. Attorney Slye recommended making these demands of the business as the City first and then if they don't comply, take it through the court.

Councilwoman Burns remarked that she would like to have the City notify Mr. Daily that we expect compliance with the permit.

Attorney Slye explained that the City does this all the time, as that is what the Codes Office does.

Mrs. Berkman commented that when she has a tenant that is disrupting the neighborhood, she evicts them. By Mr. Daily not adhering to the permit, it hurts her business as a landlord. She commented that the backyard is a jungle and his lights shine into all of the living rooms.

Mayor Graham stated that a lot of these actions are done intentionally to annoy the neighbors. The City can take action on the items in the permit. However, to the extent that the neighbors let it get to them, it drives the actions even more.

Councilwoman Burns commented that she is concerned that the trailer being parked on the street is a hazard and shouldn't be allowed to be there. She commented that she didn't care for the comment by the police that there was nothing they could do as it is parked legally. She stated that while it might be legal, it certainly is a safety hazard.

Mrs. Corriveau advised that City Code does state that a commercial vehicle can not be parked on the street between 2 – 6 a.m. However, the trailer is not licensed as commercial.

Councilman Bradley commented that regardless of how it is licensed, it is a safety issue. He stated that he observed the trailer being a good four-foot into the roadway. He also commented that every weekend a vehicle is parked in the buffer zone next to the sidewalk.

Councilwoman Burns commented that if the trailer is a hazard, it is a hazard regardless whether it is deemed to be commercial or not. She also commented that Mr. Daily has been given alternatives for parking and hasn't used them.

Councilman LaBouf remarked that he is concerned for the neighbors once the City begins to put pressure on Mr. Daily. He asked if the business could be made to move from that location.

Attorney Slye explained that concerning zoning, there is no way to get it out of the neighborhood. He commented that if it were a public nuisance, then it could be addressed in that manner. However, even though these things are very upsetting to the neighbors, it is a private nuisance situation.

Capt. Reff explained that Mr. Daily was ticketed last week and to his knowledge has been parking on N. Orchard Street.

Mrs. Corriveau asked Council to keep in mind the desired outcome, which is for Mr. Daily to abide by the restriction of the permit. She also commented that as a property owner, Mr. Daily has certain rights to respond.

Councilwoman Burns commented that she voted for the permit and would hope that he will say that he wasn't aware of the violations and would want to be in compliance. She commented that when this business was being proposed, the owners said that they wouldn't have more than 25 vehicles on the property. In fact, they commented that they would have just a few and then instruct the customers to visit the larger lot outside of the City. However, they have at least 40 vehicles on the site. She stated that while she doesn't want the business shut down, they do need to be put on notice that they have to comply.

Attorney Slye commented that the permit applies to the property not to the people. He stated that it is a separate question of property rights and what the individual acts like.

Mrs. Howard remarked that she had contacted Mr. McWayne concerning the permit and he informed her that he had nothing to do with special use permits and referred her to Attorney Slye. She also commented that Mrs. Corriveau informed her that it is Council that would take any necessary action. She also asked if photographs could be used as proof of violations

Attorney Slye explained that it is correct that Council would take the action. In addition, Mr. McWayne will be checking on the violations. If it got to a point of a lawsuit, Attorney Slye would be contacting the neighbors for photographs, etc.

Councilwoman Burns proposed that City Council advise Attorney Slye to proceed as he explained in an effort to have Mr. Daily comply with the special use permit. If Mr. Daily doesn't comply, Attorney Slye should follow through to do what is necessary to take conjunctive action.

Council members concurred with Councilwoman Burns suggestion and stated that the City should vigorously enforce the special use permit.

RESOLUTIONS

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

RESOLVED that the following individual is hereby appointed Commissioner of Deeds for the term expiring December 31, 2006:

Non-City Employee

Martha A. Dupell

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

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Section 33 of the Watertown City Charter permits the City Clerk to "appoint as many Deputy Clerks as the Council may by resolution authorize," and

WHEREAS the City Council of the City of Watertown has previously authorized the expenditure for two Deputy Clerks in its annual budgets, and

WHEREAS the City Council of the City of Watertown wishes to formalize its approval of the appointment of two Deputy Clerks by resolution so as to be in conformance with the Watertown City Charter,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown that the City Clerk is authorized, pursuant to Section 33 of the Watertown City Charter, to appoint two Deputy Clerks to perform such duties as the City Clerk may direct, and

BE IT FURTHER RESOLVED that the Deputy Clerks, in the absence of the City Clerk, have the power to act for and in place of the City Clerk.

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

INTRODUCED BY COUNCILMAN ROXANNE M. BURNS

WHEREAS the Watertown Housing Authority owns a facility known as Hilltop Towers located in the City of Watertown, County of Jefferson, State of New York, and

WHEREAS, the City desires to place a radio antenna at Hilltop Towers and the WHA is willing to grant an agreement allowing the City utilize their facilities for the installation of a radio antenna, a copy of which is attached and made a part of this resolution,

NOW therefore be it resolved that the City Council of the City of Watertown approves the Agreement between the City of Watertown and Watertown Housing Authority, a copy of which is attached and made a part of this resolution, and

Be it further resolved that City Manager, Mary M. Corriveau, is hereby authorized and directed to execute the Agreement on behalf of the City of Watertown.

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

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

WHEREAS the City Purchasing Agent has advertised and received sealed bids for the purchase of new and unused police uniforms, on an as needed basis, as specified by the Police Department for the period July 1, 2005 – June 30, 2006, and

WHEREAS invitations to bid were issued to six (6) prospective bidders with three (3) bids submitted to the Purchasing Department, and

WHEREAS on Tuesday, June 14, 2005, at 11 a.m., the bids received were publicly opened and read, and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the bids received with Police Quartermaster Jamie McNitt, and he is recommending that the City Council accept the bid submitted by Starr Uniform Company, Scranton, PA, in the amount of \$1,605.40,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown accepts the bid of Starr Uniform Company, Scranton, PA, in the amount of \$1,605.40 for Police Officers' uniforms, on an as needed basis.

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

INTRODUCED BY COUNCILWOMAN ROXANNE M. BURNS

WHEREAS the FAA has notified the City that they have allocated \$129,192 for the purchase of a front-end loader with plow and broom attachments to assist with snow removal operations at the Watertown International Airport, and

WHEREAS the County of Jefferson, as future owner of the Airport, requested that every effort be made to secure the funding to support this project, and

WHEREAS the FAA grant offer will fund 95% of the total purchase, with an additional 2.5% coming from the State and a local match of 2.5% from the City, which will be reimbursed in full by Jefferson County,

NOW THEREFORE BE IT RESOVLED that the City Council of the City of Watertown hereby approves the Grant Agreement with the Federal Aviation Administration in the amount of \$129,192 for the purchase of a front-end loader with plow and broom attachments to assist with snow removal operations at the Watertown International Airport, and

BE IT FURTHER RESOLVED that the City Manager, Mary M. Corriveau, is hereby authorized and directed to execute the Grant Agreement on behalf of the City of Watertown.

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

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

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

WHEREAS Interim City Engineer Gary E. Pilon is now asking that the City Council approve Change Order No. 14 to this Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 14 to the Electrical Construction Contract with Collins-Hammond Electric Contractors in the amount of \$5,998.79, a copy of which is attached and made a part of this resolution, and

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

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

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

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

WHEREAS Interim City Engineer Gary E. Pilon is now asking that the City Council approve Change Order No. 15 to this Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 15 to the Electrical Construction Contract with Collins-Hammond Electric Contractors in the amount of \$4,335.39, a copy of which is attached and made a part of this resolution, and

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

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

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

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

WHEREAS Interim City Engineer Gary E. Pilon is now asking that the City Council approve Change Order No. 16 to this Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 16 to the Electrical Construction Contract with Collins-Hammond Electric Contractors in the amount of \$1,049.83, a copy of which is attached and made a part of this resolution, and

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

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

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

WHEREAS on February 17, 2004, the City Council of the City of Watertown approved the bid submitted by Tuscarora Construction Company in the amount of \$1,889,527.40 as the lowest qualified bidder meeting the City's specifications for the replacement of the Pearl Street Bridge, and

WHEREAS since that time, the City Council has approved Change Orders in the amount of \$141,920.81, and

WHEREAS Interim City Engineer Gary E. Pilon is now asking that the City Council approve Change Order No. 5 to this Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 5 to the contract with Tuscarora Construction Company in the amount of \$33,565.23, a copy of which is attached and made a part of this resolution, and

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

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

ORDINANCES

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

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 installation of a new wading pool, in and for the City of Watertown, Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$25,000 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 \$25,000 and the plan for the financing thereof shall be by the issuance of the \$25,000 serial bonds authorized to be issued pursuant to this bond resolution.

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 61 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 COUNCILMAN STEPHEN J. BRADLEY AND CARRIED WITH ALL VOTING YEA

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

LOCAL LAW

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS, Section 2 of the Watertown City Charter sets forth the physical boundaries of the City, and

WHEREAS annexation of four different parcels has taken place since the most recent update of the City Charter, and

WHEREAS the City Council of the City of Watertown desires to ensure that its real property description is accurate,

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Watertown that Section 2 of the City Charter shall be amended to read as follows:

§ 2. The territory within the following boundaries shall constitute the City of Watertown:

Beginning at a point along the division line between the Town of Pamela to the northeast and the City of Watertown to the southwest, said point also being the City of Watertown Monument No. 176 found, marked "City Bndry Mon. 1997", based on the 1997 City of Watertown Boundary survey prepared by Thomas J. Kovach, P.L.S. having a Northing of 1,451,944.46 and an Easting of 1,007,467.83.

Thence from the POINT OF BEGINNING, S 05° 37' 16" W a distance of 1303.20 feet to a point;

Thence, S 05° 54' 31" E a distance of 175.84 feet to a point;

Thence, N 76° 18' 40" E a distance of 450.51 feet to a point;

Thence, N 76° 18' 40" E a distance of 637.83 feet to a point;

Thence, N 06° 23' 02" W a distance of 769.16 feet to a point;

Thence, generally northeasterly along the southeasterly highway limits of New York State Route 3, along a curve to the right through an angle of 23° 11' 32", having a radius of 1855.49 feet, a distance of 751.06 to a point, said point being situate a direct tie of N 46° 32' 07" E, 745.95 feet from the last mentioned point;

Thence, N 47° 39' 46" E a distance of 178.00 feet to a point;

Thence, N 60° 28' 31" E a distance of 1149.12 feet to a point;

Thence, generally northeasterly along the southerly highway limits of New York State Route 3, along a curve to the right through an angle of 07° 17' 17", having a radius of

3893.34 feet, a distance of 495.23 feet to a point, said point being situate a direct tie of N 64° 07' 10" E, 494.90 feet from the last mentioned point;

Thence, S 14° 00' 47" E a distance of 157.29 feet to a point;

Thence, N 69° 29' 13" E a distance of 99.00 feet to a point;

Thence, S 14° 00' 47" E a distance of 52.80 feet to a point;

Thence, N 67° 59' 13" E a distance of 440.22 feet to a point;

Thence, N 82° 44' 13" E a distance of 145.70 feet to a point;

Thence, S 05° 48' 33" E a distance of 195.81 feet to a point;

Thence, generally southeasterly, southerly, southwesterly, westerly and northwesterly 3962.6± feet along the approximate centerline of Black River and the division line between the Town of LeRay to the northeast and the City of Watertown to the west and the Town of Watertown to the southeast, to a point, said point being in the division line between the Town of Watertown to the east and the City of Watertown to the west, being situate a direct tie of S 26° 30' 23" W, 2373.88 feet from the last mentioned point;

Thence, S 01° 06' 11" E a distance of 193.83 feet to a point;

Thence, S 00° 15' 34" E a distance of 102.23 feet to a point;

Thence, S 80° 41' 27" W a distance of 227.05 feet to a point;

Thence, S 38° 59' 26" W a distance of 159.00 feet to a point;

Thence, N 64° 45' 34" W a distance of 25.00 feet to a point;

Thence, S 40° 08' 06" W a distance of 530.57 feet to a point;

Thence, S 27° 59' 53" E a distance of 206.83 feet to a point;

Thence, S 70° 46' 60" W a distance of 88.70 feet to a point;

Thence, S 64° 16' 42" W a distance of 137.28 feet to a point;

Thence, N 30° 05' 57" W a distance of 16.50 feet to a point;

Thence, S 60° 56' 32" W a distance of 62.50 feet to a point;

Thence, S 28° 10' 33" E a distance of 7.19 feet to a point;

Thence, S 61° 49' 33" W a distance of 84.55 feet to a point;
Thence, S 26° 10' 26" E a distance of 23.36 feet to a point;
Thence, S 60° 15' 28" W a distance of 231.91 feet to a point;
Thence, S 26° 52' 37" E a distance of 95.25 feet to a point;
Thence, S 59° 11' 04" W a distance of 388.44 feet to a point;
Thence, S 59° 11' 04" W a distance of 808.60 feet to a point;
Thence, S 59° 11' 04" W a distance of 151.70 feet to a point;
Thence, N 16° 56' 50" W a distance of 96.68 feet to a point;
Thence, S 76° 20' 59" W a distance of 66.36 feet to a point;
Thence, S 16° 55' 50" E a distance of 98.89 feet to a point;
Thence, S 88° 30' 09" W a distance of 178.06 feet to a point;
Thence, N 17° 22' 36" E a distance of 98.13 feet to a point;
Thence, N 60° 57' 53" W a distance of 564.40 feet to a point;
Thence, S 05° 37' 26" W a distance of 71.15 feet to a point;
Thence, S 13° 27' 49" W a distance of 37.52 feet to a point;
Thence, S 13° 27' 49" W a distance of 748.57 feet to a point;
Thence, S 10° 48' 43" E a distance of 306.53 feet to a point;
Thence, S 13° 49' 11" W a distance of 738.20 feet to a point;
Thence, S 13° 49' 11" W a distance of 1148.09 feet to a point;
Thence, S 13° 49' 10" W a distance of 33.18 feet to a point;
Thence, S 69° 38' 11" E a distance of 113.41 feet to a point;
Thence, S 04° 05' 49" W a distance of 815.54 feet to a point;
Thence, S 04° 05' 49" W a distance of 300.67 feet to a point;

Thence, S 04° 08' 22" E a distance of 410.09 feet to a point;
Thence, S 65° 53' 28" W a distance of 44.91 feet to a point;
Thence, S 06° 26' 13" E a distance of 621.87 feet to a point;
Thence, S 18° 32' 47" W a distance of 690.64 feet to a point;
Thence, S 18° 32' 47" W a distance of 166.10 feet to a point;
Thence, N 79° 51' 54" W a distance of 355.04 feet to a point;
Thence, N 79° 51' 54" W a distance of 21.00 feet to a point;
Thence, S 54° 31' 54" W a distance of 731.30 feet to a point;
Thence, S 42° 57' 32" W a distance of 615.32 feet to a point;
Thence, S 42° 57' 32" W a distance of 44.42 feet to a point;
Thence, N 73° 40' 29" W a distance of 1253.51 feet to a point;
Thence, N 03° 06' 46" E a distance of 14.00 feet to a point;
Thence, N 03° 06' 47" E a distance of 633.07 feet to a point;
Thence, N 03° 06' 46" E a distance of 26.67 feet to a point;
Thence, S 65° 53' 28" W a distance of 65.20 feet to a point;
Thence, S 65° 53' 28" W a distance of 1910.48 feet to a point;
Thence, S 65° 53' 28" W a distance of 368.92 feet to a point;
Thence, S 65° 53' 28" W a distance of 2616.92 feet to a point;
Thence, S 65° 53' 28" W a distance of 300.85 feet to a point;
Thence, S 65° 53' 28" W a distance of 3039.21 feet to a point;
Thence, S 65° 53' 29" W a distance of 2.72 feet to a point;
Thence, N 57° 25' 30" W a distance of 265.12 feet to a point;
Thence, N 57° 25' 30" W a distance of 2270.93 feet to a point;

Thence, N 57° 25' 30" W a distance of 1289.11 feet to a point;

Thence, N 57° 25' 30" W a distance of 2425.57 feet to a point;

Thence, N 57° 25' 30" W a distance of 1134.48 feet to a point;

Thence, N 57° 25' 30" W a distance of 1263.45 feet to a point;

Thence, N 57° 25' 30" W a distance of 1316.74 feet to a point;

Thence, N 57° 25' 30" W a distance of 664.99 feet to a point;

Thence, N 03° 38' 29" E a distance of 60.00 feet to a point;

Thence, N 03° 38' 29" E a distance of 1585.28 feet to a point;

Thence, N 03° 38' 29" E a distance of 2004.05 feet to a point;

Thence, N 03° 38' 29" E a distance of 377.10 feet to a point;

Thence, N 11° 54' 21" E a distance of 144.64 feet to a point;

Thence, N 15° 30' 59" W a distance of 281.20 feet to a point;

Thence, along the easterly margin of Interstate Route 81, along a curve to the right through an angle of 20° 08' 09", having a radius of 6850.00 feet, a distance of 2407.33 feet to a point, said point being situate a direct tie of N 05° 49' 35" E, 2394.96 feet to the last mentioned point;

Thence, S 82° 06' 45" E a distance of 412.00 feet to a point;

Thence, N 12° 54' 48" E a distance of 831.03 feet to a point;

Thence, N 67° 12' 53" W a distance of 315.86 feet to a point;

Thence, along the easterly margin of Interstate Route 81, along a curve to the right through an angle of 04° 57' 43", having a radius of 6850.02 feet, a distance of 593.24 feet to a point, said point being situate a direct tie of N 26° 42' 23" E 593.05 feet to the last mentioned point;

Thence, N 53° 02' 28" E a distance of 58.85 feet to a point;

Thence, S 71° 00' 32" E a distance of 128.68 feet to a point;

Thence, N 12° 34' 29" E a distance of 469.11 feet to a point;

Thence, N 68° 35' 50" E a distance of 708.76 feet to a point;
Thence, N 15° 22' 54" E a distance of 98.50 feet to a point;
Thence, N 17° 04' 39" W a distance of 421.59 feet to a point;
Thence, N 41° 41' 57" E a distance of 652.21 feet to a point;
Thence, N 50° 18' 17" E a distance of 578.57 feet to a point;
Thence, N 50° 18' 17" E a distance of 491.55 feet to a point;
Thence, N 54° 46' 11" E a distance of 944.34 feet to a point;
Thence, N 54° 46' 11" E a distance of 175.67 feet to a point;
Thence, S 37° 23' 21" E a distance of 1454.14 feet to a point;
Thence, N 68° 35' 50" E a distance of 884.94 feet to a point;
Thence, N 68° 20' 28" E a distance of 2764.14 feet to a point;
Thence, S 67° 07' 11" E a distance of 467.82 feet to a point;
Thence, S 67° 52' 26" E a distance of 3238.49 feet to a point;
Thence, S 67° 52' 26" E a distance of 1029.14 feet to a point;
Thence, S 67° 52' 26" E a distance of 2209.35 feet to a point;
Thence, S 67° 52' 26" E a distance of 2347.58 feet to a point;
Thence, S 67° 52' 26" E a distance of 753.06 feet to a point;
Thence, S 67° 52' 26" E a distance of 137.85 feet to a point;
Thence, S 67° 52' 26" E a distance of 1582.68 feet to a point;
Thence, N 55° 02' 24" E a distance of 442.18 feet to a point;
Thence, S 08° 48' 51" E a distance of 432.79 feet to a point;
Thence S 67° 51' 18" E a distance of 618.63 feet to the POINT OF BEGINNING;
Containing 258,625,112.34 square feet, or 5,937.22 acres (9.28 square miles)
and,

BE IT FURTHER ORDAINED that this Local Law shall take effect immediately upon filing with the Secretary of State.

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

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

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COUNCIL DISCUSSED THE FOLLOWING TOPICS:

Annual Reassessment Plan

Representatives from the Syracuse office of the New York State Office of Real Property Services, along with City Assessor Brian Phelps, addressed the chair explaining the importance of the City opting back into the State program. The residential neighborhood analysis was outlined and explained. Guidelines for annual reassessment were distributed to Council members. They answered questions posed by Council and suggested that public meetings be held to educate the residents about the reassessment program.

Black Clawson Fire

Mayor Graham complimented Fire, Police and Codes personnel for their work on the fire this past weekend. He asked if the owner of the property had been determined.

Mr. Mills indicated that the Railstar Corp. was listed. However, the City holds the tax sale certificate on it.

Route 3 Wave

Councilman LaBouf asked about the status of this.

Mrs. Corriveau explained that the contractor has tried twice to get the rock out and has not been successful. They will try to get additional rigging to get an individual closer to the rock to drag it out with chains. She explained that while Ms. Hoffman is away, Mr. O'Brien has been working with the contractor. She explained that the water is still too swift for an individual to walk out to the rock.

Councilman LaBouf referred to a letter written to Blackwater Development by Ms. Hoffman whereby access to the north side of the river has been denied for the upcoming event. He remarked that he felt something could be built there to make safe way of using that side. Both Councilman LaBouf and Councilman Bradley commented that they had been on the northside and it could be used in a safe manner.

Mrs. Corriveau commented that the media was allowed on the north side last year, but no spectators.

Councilman Bradley responded that this is not the general public that we are talking about.

Mrs. Corriveau responded that this was discussed during the recent tour and a suggestion had been made to put a lift in there. However, she didn't believe that there would be time to do that between now and the end of August. She also commented that access must be much more controlled than it was last year.

Councilwoman Burns commented that there needs to be more information on this and suggested a meeting between the developers, staff and Council.

Mrs. Corriveau remarked that this is a staff issue from a public safety aspect.

Councilman LaBouf remarked that he didn't feel it was appropriate for the developers to receive a blanket letter stating no access.

Mrs. Corriveau responded that the letter was sent in response to one they had sent.

Thompson Park Restrooms

Councilman Clough asked if the restrooms in the pool's bathhouse had been redone.

Mrs. Corriveau stated that they had done work on the bathhouse area. However, she is not sure that the restrooms have been redone yet. She will check into this.

Informational Brochure

Mrs. Corriveau advised that brochures are being sent out to property owners on State Street and the first block of each perpendicular street off State explaining the upcoming reconstruction. Brochures will be hand carried to the tenants on those streets.

ADJOURNMENT

AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 9:25 P.M. BY MOTION OF COUNCILMAN CLOUGH, SECONDED BY COUNCILWOMAN BURNS AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Donna M. Dutton
City Clerk