

**REGULAR COUNCIL MEETING  
CITY OF WATERTOWN  
October 17, 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 - Reappointment to the Empire Zone Board – Peter Sovie
- 2 - Supplemental Appropriation No. 1 for Various Accounts
- 3 - Approving Change Order No. 1 to Contract for the Main Avenue Street and Storm Sewer Reconstruction Project, Luck Brothers, Inc.
- 4 - Authorizing State Grant Agreement for Acceptance of NYSDOT Supplemental Grant Agreement for Watertown International Airport, PIN 7906.83, PIN 7906.84, Purchase of Front-end Loader with Plow and Broom, and Runway 10-28 Drainage Improvements
- 5 - Authorizing an Application to the New York State Department of Environmental Conservation for Funding Through the Urban and Community Forestry Program
- 6 - Accepting Proposal for Elevator Rehabilitation, City Municipal Building, Rieder Elevator Services Corp.
- 7 - Approving the Revision to the Approved Site Plan for 1063 Arsenal Street, Parcel No. 9-15-109.001
- 8 - Approving the Special Use Permit Request Submitted by Michael Callahan to Allow the Conversion of an Existing Warehouse Building at 629 Factory Street/38 Fairbanks Street, Parcel No. 6-05-104, Into a Multi-Family Dwelling Containing 76 One and Two Bedroom Apartments and to Allow Remote Parking on Parcels No. 6-05-205 and 6-05-301.001
- 9 - Approving the Zone Change Request Submitted by Michael Callahan to Change Approved Zoning Classification of 629 Factory Street/38 Fairbanks Street, A Vacant Lot on Factory Street and a Vacant Lot on Fairbanks Street, Parcels No. 6-05-104, 6-05-205 and 6-05-301.001, From Heavy Industrial District to Neighborhood Business District
- 10 - Approving the Zone Change Request Submitted by Steven C. Daily and Red & White Auto Sales II to Change the Approved Zoning Classification of 402-446 Arsenal Street and 108 N. Meadow Street from Neighborhood Business District and Residence “C” District to Commercial District

- 11- Approving the Zone Change Request Submitted by the City of Watertown to Change the Approved Zoning Classification of 119 State Place, Parcel No. 6-08-126, From Residence "C" District to Commercial District
- 12- Authorizing the Issuance of \$50,000 Serial Bonds of the City of Watertown, Jefferson County, New York to Pay Planning, Surveying and Design Costs of the Construction of a New City Street and Related Infrastructure to Connect Arsenal Street and Coffeen Street, In and For Said City
- 13- Authorizing the Issuance of \$300,000 Serial Bonds of the City of Watertown, Jefferson County, New York to Pay the Cost of the Purchase of a New Rotary Snowblower, In and For Said City of Watertown
- 14- Authorizing the Issuance of \$210,000 Serial Bonds of the City of Watertown, Jefferson County, New York, to Pay the Cost of the Purchase of Vehicles and Equipment for the Department of Public Works, In and For Said City
- 15 - Authorizing the Issuance of \$110,000 Serial Bonds of the City of Watertown, Jefferson County, New York to Pay the Cost of the Replacement of the Municipal Building Elevator, In and For Said City
- 16 - Executive Session - To discuss the employment history of particular individuals.

**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 October 3, 2005 was dispensed with and accepted as written by motion of Councilwoman Burns, seconded by Councilman Clough and carried with all voting in favor thereof.

Mayor Graham and Council members unveiled the new City Seal plaque that is located on the wall behind the dais. The plaque was given by Mr. Rande Richardson. Mayor Graham expressed gratitude for the gift to the City.

**COMMUNICATIONS**

The following communications were received from the Planning Board:

- 1. Recommending Council approval of the request submitted by Jerry J. Vecchio to revise the approved site plan for 1063 Arsenal Street, Parcel No. 9-15-109.001.
- 2. Recommending Council approval of the zone change request submitted by Kenneth A. Mix to change the zoning classification of 119 State Place, Parcel No. 6-08-126 from Residence "C" District to Commercial District.
- 3. Recommending Council approval of the request for a Special Use Permit submitted by Michael Callahan to allow the conversion of an existing warehouse building at 629 Factory Street/38 Fairbanks Street, Parcel No. 6-05-104 into a multi-family dwelling containing 76 one and two bedroom apartments and to allow remote parking on Parcels No. 6-05-205 and 6-05-301.001.

4. Recommending Council approval of the zone change request submitted by Michael Callahan to change the zoning classification of 629 Factory Street/38 Fairbanks Street, a vacant lot on Factory Street and a vacant lot on Fairbanks Street, Parcels No. 6-05-104, 6-05-205 and 6-05-301.001 from Heavy Industrial District to Neighborhood Business District.
5. Recommending Council approval of the zone change request submitted by Steven C. Daily and Red & White Auto Sales II to change the zoning classification of 402 through 446 Arsenal Street and 108 N. Meadow Street, Parcels No. 7-05-201 through 7-05-210 from Neighborhood Business District and Residence "C" District to Commercial District.

### **ABOVE PLACED ON FILE**

### **PRIVILEGE OF THE FLOOR**

**Christopher Davis**, 406 Stone Street, addressed the chair concerning the amount of traffic that is on his street. He expressed his concerns for the safety of children in the 400 block. He asked that the possibility of placing a stop sign or a children at play sign be considered.

Councilwoman Burns remarked that she had brought this issue up during the summer. She mentioned that the neighbors were concerned about the safety of the children as they went to and from the playground. She remarked that they were also concerned about the lack of curbing.

Mrs. Corriveau explained that Mr. Pilon had responded at that meeting explaining about drainage in the playground area. Mr. Hayes also had concerns about curbing in that location and the impact that it would have as the street is so narrow.

**George Nugent**, 413 Stone Street, addressed the chair explaining that the problem on Stone Street arose in the late 1970's or early 80's when the street was widened. He stated that the road was paved up to the sidewalks and that encouraged vehicles to park on the sidewalk. It also meant that the utility poles were in the street, with two having been already struck. He stated that he had seen four children struck by cars. Mr. Nugent remarked that his wife had suggested eliminating the green arrow on the traffic light in an effort to discourage traffic turning onto Stone Street.

**Donna Berkman**, owner of property on N. Meadow Street, addressed the chair concerning the zone change request for Red & White Auto Sales as it relates to the problem of traffic in the neighborhood. She remarked that such a change would increase traffic flow in that area as well. She commented that there is not enough roadway to adhere to all of these changes.

**RESOLUTIONS**

**INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF**

WHEREAS New York State has designated an Empire Zone (formerly Economic Development Zone) pursuant to Article 18-b of the New York State General Municipal Law within the Town of Watertown and the City of Watertown on July 27, 1994, and

WHEREAS Article 18-b of the New York State General Municipal Law requires that an Empire Zone Board (formerly Economic Development Zone Administrative Board) be in the place to oversee the operation of the Zone, and

WHEREAS the Town of Watertown Town Board is recommending that Peter Sovie, a Town resident, be reappointed as the Town Representative, for another term of service on the Watertown Empire Zone Board,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby reappoints to the Empire Zone, as the Town of Watertown representative, for a term expiring on May 31, 2008:

Peter Sovie  
19250 Woodside Drive  
Watertown, New York 13601

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

Prior to the vote on the foregoing resolution, Councilman Clough advised Council that there would be a meeting of the Empire Zone Board on October 31<sup>st</sup> and then a meeting with the City Council and Town Board during the November 14<sup>th</sup> work session.

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

RESOLVED by the City Council of the City of Watertown, New York that the total amount of \$1,643,100 is hereby transferred and appropriated from and to the following accounts of the listed funds for FY 2004-05 for the reasons shown:

**GENERAL FUND**

				<u>INCREASE</u>	<u>REASON</u>
A	1010	430	LEGISLATIVE BOARD	Contracted Services	\$100 Under appropriated
A	1010	450	LEGISLATIVE BOARD	Miscellaneous	\$1,000 Under appropriated
A	1230	110	MUNICIPAL EXECUTIVE	Salaries	\$15,200 Under appropriated
A	1230	140	MUNICIPAL EXECUTIVE	Temporary	\$21,000 No original appropriation
A	1230	450	MUNICIPAL EXECUTIVE	Miscellaneous	\$3,250 Under appropriated
A	1230	810	MUNICIPAL EXECUTIVE	NYS Retirement	\$15,000 Under appropriated
A	1230	830	MUNICIPAL EXECUTIVE	Social Security	\$250 Under appropriated
A	1230	850	MUNICIPAL EXECUTIVE	Health Insurance	\$11,500 Under appropriated
A	1315	120	COMPROLLER	Clerical	\$600 Under appropriated

A	1315	430	COMPTRROLLER	Contracted Services	\$3,250	Under appropriated
A	1315	465	COMPTRROLLER	Equipment < \$1,000	\$250	Under appropriated
A	1315	850	COMPTRROLLER	Health Insurance	\$7,750	Under appropriated
A	1345	110	PURCHASING	Salaries	\$3,200	Under appropriated
A	1345	120	PURCHASING	Clerical	\$150	Under appropriated
A	1345	460	PURCHASING	Materials and Supplies	\$250	Under appropriated
A	1355	430	ASSESSMENT	Contracted Services	\$250	Under appropriated
A	1362	450	TAX ADVERTISING	Miscellaneous	\$6,000	Under appropriated
A	1364	430	EXPENSES ON PROPERTY ACQUIRED	Contracted Services	\$11,000	Under appropriated
A	1364	450	EXPENSES ON PROPERTY ACQUIRED	Miscellaneous	\$1,250	No original appropriation
A	1410	110	CLERK	Salaries	\$3,000	Under appropriated
A	1410	120	CLERK	Clerical	\$2,200	Under appropriated
A	1410	430	CLERK	Contracted Services	\$550	Under appropriated
A	1410	440	CLERK	Fees, Non-employee	\$1,500	No original appropriation
A	1410	450	CLERK	Miscellaneous	\$100	Under appropriated
A	1420	440	LAW	Fees, Non-employee	\$300	Under appropriated
A	1420	450	LAW	Miscellaneous	\$750	Under appropriated
A	1430	110	CIVIL SERVICE	Salaries	\$1,100	Under appropriated

A	1430	170	CIVIL SERVICE	Out of Code	\$100	Under appropriated
A	1430	450	CIVIL SERVICE	Miscellaneous	\$750	Under appropriated
A	1430	465	CIVIL SERVICE	Equipment < \$1,000	\$250	No original appropriation
A	1440	220	ENGINEERING	Office Equipment	\$5,250	No original appropriation
A	1440	440	ENGINEERING	Fees, Non-employee	\$1,750	Under appropriated
A	1440	460	ENGINEERING	Materials and Supplies	\$100	Under appropriated
A	1440	465	ENGINEERING	Equipment < \$1,000	\$8,000	Under appropriated
A	1440	810	ENGINEERING	NYS Retirement	\$8,500	Under appropriated
A	1490	110	PUBLIC WORKS ADMINISTRATION	Salaries	\$14,000	Under appropriated
A	1490	410	PUBLIC WORKS ADMINISTRATION	Utilities	\$550	Under appropriated
A	1490	440	PUBLIC WORKS ADMINISTRATION	Fees, Non-employee	\$250	Under appropriated
A	1490	450	PUBLIC WORKS ADMINISTRATION	Miscellaneous	\$300	Under appropriated
A	1490	460	PUBLIC WORKS ADMINISTRATION	Materials and Supplies	\$500	Under appropriated
A	1490	465	PUBLIC WORKS ADMINISTRATION	Equipment < \$1,000	\$1,500	No original appropriation
A	1490	810	PUBLIC WORKS ADMINISTRATION	NYS Retirement	\$7,600	Under appropriated
A	1620	130	MUNICIPAL BUILDINGS	Wages	\$500	Under appropriated
A	1620	410	MUNICIPAL BUILDINGS	Utilities	\$2,750	Under appropriated

A	1620	430	MUNICIPAL BUILDINGS	Contracted Services	\$19,250	Under appropriated
A	1620	460	MUNICIPAL BUILDINGS	Materials and Supplies	\$1,000	Under appropriated
A	1640	120	CENTRAL GARAGE	Clerical	\$200	Under appropriated
A	1640	170	CENTRAL GARAGE	Out of Code	\$700	No original appropriation
A	1640	455	CENTRAL GARAGE	Department Vehicle Expense	\$750	Under appropriated
A	1640	460	CENTRAL GARAGE	Materials and Supplies	\$17,500	Under appropriated
A	1640	465	CENTRAL GARAGE	Equipment < \$1,000	\$5,500	No original appropriation
A	1640	840	CENTRAL GARAGE	Workers' Compensation	\$2,250	Under appropriated
A	1670	465	CENTRAL PRINTING & MAILING	Equipment < \$1,000	\$100	No original appropriation
A	1680	110	INFORMATION TECHNOLOGY	Salaries	\$1,900	Under appropriated
A	1680	150	INFORMATION TECHNOLOGY	Overtime	\$100	Under appropriated
A	1680	450	INFORMATION TECHNOLOGY	Miscellaneous	\$100	Under appropriated
A	1680	460	INFORMATION TECHNOLOGY	Materials and Supplies	\$2,000	Under appropriated
A	3120	110	POLICE	Salaries	\$50,200	Under appropriated
A	3120	130	POLICE	Wages	\$151,000	Under appropriated

A	3120	150	POLICE	Overtime	\$6,900	Under appropriated
A	3120	440	POLICE	Fees, Non-employee	\$300	Under appropriated
A	3120	455	POLICE	Department Vehicle Expense	\$17,250	Under appropriated
A	3120	465	POLICE	Equipment < \$1,000	\$3,000	Under appropriated
A	3120	830	POLICE	Social Security	\$8,100	Under appropriated
A	3120	850	POLICE	Health Insurance	\$5,000	Under appropriated
A	3410	110	FIRE	Salaries	\$149,000	Under appropriated
A	3410	120	FIRE	Clerical	\$200	Under appropriated
A	3410	130	FIRE	Wages	\$76,500	Under appropriated
A	3410	155	FIRE	Holiday Pay	\$7,700	Under appropriated
A	3410	410	FIRE	Utilities	\$1,250	Under appropriated
A	3410	455	FIRE	Department Vehicle Expense	\$5,250	Under appropriated
A	3410	465	FIRE	Equipment < \$1,000	\$250	Under appropriated
A	3410	820	FIRE	Fire Retirement System	\$12,000	Under appropriated
A	3410	830	FIRE	Social Security	\$6,900	Under appropriated
A	3410	840	FIRE	Workers' Compensation	\$69,000	Under appropriated
A	3410	850	FIRE	Health Insurance	\$60,000	Under appropriated
A	3510	450	CONTROL OF ANIMALS	Materials and Supplies	\$4,550	No original appropriation
A	3620	110	BUREAU OF CODE ENFORCEMENT	Salaries	\$2,900	Under appropriated
A	3620	120	BUREAU OF CODE ENFORCEMENT	Clerical	\$600	Under appropriated

A	3620	150	BUREAU OF CODE ENFORCEMENT	Overtime	\$700	Under appropriated
A	3620	410	BUREAU OF CODE ENFORCEMENT	Utilities	\$1,250	Under appropriated
A	5010	130	MUNICIPAL MAINTENANCE	Wages	\$5,500	Under appropriated
A	5010	140	MUNICIPAL MAINTENANCE	Temporary	\$9,900	Under appropriated
A	5010	440	MUNICIPAL MAINTENANCE	Fees, Non-employee	\$250	Under appropriated
A	5010	460	MUNICIPAL MAINTENANCE	Materials and Supplies	\$15,500	Under appropriated
A	5010	465	MUNICIPAL MAINTENANCE	Equipment < \$1,000	\$3,250	Under appropriated
A	5010	830	MUNICIPAL MAINTENANCE	Social Security	\$1,500	Under appropriated
A	5010	840	MUNICIPAL MAINTENANCE	Workers' Compensation	\$900	Under appropriated
A	5010	850	MUNICIPAL MAINTENANCE	Health Insurance	\$15,250	Under appropriated
A	5110	130	MAINTENANCE OF ROADS	Wages	\$43,200	Under appropriated
A	5110	140	MAINTENANCE OF ROADS	Temporary	\$2,100	No original appropriation

A	5110	170	MAINTENANCE OF ROADS	Out of Code	\$300	No original appropriation
A	5110	440	MAINTENANCE OF ROADS	Fees, Non-employee	\$100	Under appropriated
A	5110	455	MAINTENANCE OF ROADS	Department Vehicle Expense	\$1,750	Under appropriated
A	5110	460	MAINTENANCE OF ROADS	Materials and Supplies	\$17,750	Under appropriated
A	5110	830	MAINTENANCE OF ROADS	Social Security	\$5,900	Under appropriated
A	5142	410	SNOW REMOVAL	Utilities	\$250	Under appropriated
A	5142	430	SNOW REMOVAL	Contracted Services	\$4,250	Under appropriated
A	5142	455	SNOW REMOVAL	Department Vehicle Expense	\$4,500	Under appropriated
A	5142	850	SNOW REMOVAL	Health Insurance	\$5,300	Under appropriated
A	5184	840	HYDROELECTRIC PRODUCTION	Workers' Compensation	\$2,100	Under appropriated
A	5186	110	MUNICIPAL TRAFFIC CONTROL AND LIGHTING	Salaries	\$1,000	Under appropriated
A	5186	130	MUNICIPAL TRAFFIC CONTROL AND LIGHTING	Wages	\$1,400	Under appropriated
A	5186	410	MUNICIPAL TRAFFIC CONTROL AND LIGHTING	Utilities	\$8,000	Under appropriated
A	5186	455	MUNICIPAL TRAFFIC CONTROL AND LIGHTING	Department Vehicle Expense	\$1,500	Under appropriated
A	5186	850	MUNICIPAL TRAFFIC CONTROL AND LIGHTING	Health Insurance	\$3,300	Under appropriated
A	5610	110	AIRPORT	Salaries	\$200	Under appropriated
A	5610	130	AIRPORT	Wages	\$3,200	Under appropriated
A	5610	410	AIRPORT	Utilities	\$2,500	Under appropriated
A	5610	430	AIRPORT	Contracted Services	\$4,500	Under appropriated
A	5610	440	AIRPORT	Fees, Non-employee	\$100	No original appropriation
A	5610	455	AIRPORT	Department Vehicle Expense	\$1,250	Under appropriated
A	5610	460	AIRPORT	Materials and Supplies	\$5,250	Under appropriated
A	5610	830	AIRPORT	Social Security	\$100	Under appropriated

A	5630	130	BUS	Wages	\$3,100	Under appropriated
A	5630	150	BUS	Overtime	\$600	Under appropriated
A	5630	410	BUS	Utilities	\$1,250	Under appropriated
A	5630	430	BUS	Contracted Services	\$3,000	Under appropriated
A	5630	460	BUS	Materials and Supplies	\$500	Under appropriated
A	5630	465	BUS	Equipment < \$1,000	\$500	No original appropriation
A	7020	110	RECREATION ADMINISTRATION	Salaries	\$3,000	Under appropriated
A	7020	120	RECREATION ADMINISTRATION	Clerical	\$500	Under appropriated
A	7020	410	RECREATION ADMINISTRATION	Utilities	\$500	Under appropriated

A	7110	130	THOMPSON PARK	Wages	\$1,500	Under appropriated
A	7110	170	THOMPSON PARK	Out of Code	\$100	No original appropriation
A	7110	410	THOMPSON PARK	Utilities	\$5,250	Under appropriated
A	7140	440	PLAYGROUNDS	Fees, Non-employee	\$500	Under appropriated
A	7140	450	PLAYGROUNDS	Miscellaneous	\$500	Under appropriated
A	7140	455	PLAYGROUNDS	Department Vehicle Expense	\$750	Under appropriated
A	7141	140	FAIRGROUNDS	Temporary	\$6,500	Under appropriated
A	7141	150	FAIRGROUNDS	Overtime	\$500	Under appropriated
A	7141	460	FAIRGROUNDS	Materials and Supplies	\$5,000	Under appropriated
A	7141	830	FAIRGROUNDS	Social Security	\$500	Under appropriated
A	7142	420	OUTDOOR WINTER ACTIVITIES	Insurance	\$400	No original appropriation
A	7143	140	ATHLETIC PROGRAMS	Temporary	\$400	Under appropriated
A	7143	150	ATHLETIC PROGRAMS	Overtime	\$800	Under appropriated
A	7143	410	ATHLETIC PROGRAMS	Utilities	\$1,000	Under appropriated
A	7143	430	ATHLETIC PROGRAMS	Contracted Services	\$750	Under appropriated
A	7143	440	ATHLETIC PROGRAMS	Fees, Non-employee	\$500	Under appropriated
A	7143	450	ATHLETIC PROGRAMS	Miscellaneous	\$500	Under appropriated
A	7143	460	ATHLETIC PROGRAMS	Materials and Supplies	\$3,500	Under appropriated
A	7143	830	ATHLETIC PROGRAMS	Social Security	\$100	Under appropriated
A	7180	150	SWIMMING POOLS - OUTDOOR	Overtime	\$1,300	Under appropriated
A	7180	440	SWIMMING POOLS - OUTDOOR	Fees, Non-employee	\$300	Under appropriated
A	7180	455	SWIMMING POOLS - OUTDOOR	Department Vehicle Expense	\$100	Under appropriated
A	7265	150	ICE ARENA	Overtime	\$9,000	Under appropriated
A	7265	430	ICE ARENA	Contracted Services	\$3,000	Under appropriated
A	7265	450	ICE ARENA	Miscellaneous	\$500	Under appropriated
A	7265	455	ICE ARENA	Department Vehicle Expense	\$500	Under appropriated

A	7265	460	ICE ARENA	Materials and Supplies	\$2,000	Under appropriated
A	7265	840	ICE ARENA	Workers' Compensation	\$1,000	Under appropriated
A	8020	450	PLANNING	Miscellaneous	\$7,000	Under appropriated
A	8140	110	PUBLIC WORKS - STORM SEWER	Salaries	\$1,500	Under appropriated
A	8140	150	PUBLIC WORKS - STORM SEWER	Overtime	\$100	Under appropriated
A	8140	170	PUBLIC WORKS - STORM SEWER	Out of Code	\$700	No original appropriation

A	8140	410	PUBLIC WORKS - STORM SEWER	Utilities	\$100	Under appropriated
A	8140	440	PUBLIC WORKS - STORM SEWER	Fees, Non-employee	\$100	No original appropriation
A	8140	455	PUBLIC WORKS - STORM SEWER	Department Vehicle Expense	\$2,000	Under appropriated
A	8140	840	PUBLIC WORKS - STORM SEWER	Workers' Compensation	\$89,000	Under appropriated
A	8140	850	PUBLIC WORKS - STORM SEWER	Health Insurance	\$7,600	Under appropriated
A	8160	130	REFUSE AND RECYCLE	Wages	\$2,300	Under appropriated
A	8160	140	REFUSE AND RECYCLE	Temporary	\$3,900	No original appropriation
A	8160	170	REFUSE AND RECYCLE	Out of Code	\$1,400	No original appropriation
A	8160	440	REFUSE AND RECYCLE	Fees, Non-employee	\$4,500	Under appropriated
A	8160	455	REFUSE AND RECYCLE	Department Vehicle Expense	\$3,000	Under appropriated
A	8160	810	REFUSE AND RECYCLE	NYS Retirement	\$6,000	Under appropriated
A	8160	840	REFUSE AND RECYCLE	Workers' Compensation	\$5,500	Under appropriated
A	8160	850	REFUSE AND RECYCLE	Health Insurance	\$3,800	Under appropriated
A	9040	840	OTHER EXPENSES	Workers' Compensation	\$4,000	Under appropriated
A	9050	800	OTHER EXPENSES	Unemployment Insurance	\$4,000	Under appropriated
A	9070	800	OTHER EXPENSES	Compensated Absences	\$42,000	No original appropriation
A	9950	900	OTHER EXPENSES	Capital Fund Transfer	\$75,000	Under appropriated
A	9710	700	OTHER EXPENSES	Serial Bonds - Interest	\$20,100	Under appropriated
A	9780	600	OTHER EXPENSES	Loan - Principal	\$100	Under appropriated
					<u>\$1,369,800</u>	

**GENERAL FUND**

				<b><u>DECREASE</u></b>		
A	1010	460	LEGISLATIVE BOARD	Materials and Supplies		(\$100)
A	1010	830	LEGISLATIVE BOARD	Social Security		(\$300)
A	1230	120	MUNICIPAL EXECUTIVE	Clerical		(\$14,500)
A	1230	440	MUNICIPAL EXECUTIVE	Fees, Non-employee		(\$2,000)
A	1315	110	COMPTROLLER	Salaries		(\$12,000)
A	1315	450	COMPTROLLER	Miscellaneous		(\$12,250)
A	1345	140	PURCHASING	Temporary		(\$400)

A	1355	130	ASSESSMENT	Wages	(\$2,000)
A	1355	440	ASSESSMENT	Fees, Non-employee	(\$11,000)
A	1355	850	ASSESSMENT	Health Insurance	(\$6,000)
A	1364	460	EXPENSES ON PROPERTY ACQUIRED	Materials and Supplies	(\$1,250)
A	1410	810	CLERK	NYS Retirement	(\$300)
A	1410	850	CLERK	Health Insurance	(\$1,500)
A	1440	110	ENGINEERING	Salaries	(\$14,000)
A	1440	130	ENGINEERING	Wages	(\$80,000)
A	1440	830	ENGINEERING	Social Security	(\$8,000)
A	1450	140	ELECTIONS	Temporary	(\$7,000)
A	1490	130	PUBLIC WORKS ADMINISTRATION	Wages	(\$3,000)
A	1490	455	PUBLIC WORKS ADMINISTRATION	Department Vehicle Expense	(\$2,000)
A	1640	130	CENTRAL GARAGE	Wages	(\$5,000)
A	1640	250	CENTRAL GARAGE	Other Equipment	(\$2,500)
A	1640	420	CENTRAL GARAGE	Insurance	(\$2,000)
A	1640	430	CENTRAL GARAGE	Contracted Services	(\$6,000)
A	1640	450	CENTRAL GARAGE	Miscellaneous	(\$3,000)
A	1670	450	CENTRAL PRINTING & MAILING	Miscellaneous	(\$100)
A	1680	130	INFORMATION TECHNOLOGY	Wages	(\$10,000)
A	1680	450	INFORMATION TECHNOLOGY	Fees, Non-employee	(\$2,500)
A	1680	850	INFORMATION TECHNOLOGY	Health Insurance	(\$4,000)
A	1990	450	CONTINGENCY	Miscellaneous	(\$279,900)
A	3120	140	POLICE	Temporary	(\$2,000)
A	3120	180	POLICE	Roll Call Pay	(\$2,000)
A	3120	430	POLICE	Contracted Services	(\$140,000)
A	3120	450	POLICE	Miscellaneous	(\$3,000)
A	3120	820	POLICE	Police Retirement System	(\$83,000)
A	3120	840	POLICE	Workers' Compensation	(\$8,000)
A	3410	150	FIRE	Overtime	(\$28,000)
A	3410	430	FIRE	Contracted Services	(\$53,000)
A	3410	460	FIRE	Materials and Supplies	(\$8,000)
A	3620	130	BUREAU OF CODE ENFORCEMENT	Wages	(\$16,000)
A	3620	430	BUREAU OF CODE ENFORCEMENT	Contracted Services	(\$5,000)
A	3620	830	BUREAU OF CODE ENFORCEMENT	Social Security	(\$2,000)
	3620	850	BUREAU OF CODE ENFORCEMENT	Health Insurance	(\$6,000)

A					
A	5010	150	MUNICIPAL MAINTENANCE	Overtime	(\$12,000)
A	5010	250	MUNICIPAL MAINTENANCE	Other Equipment	(\$5,000)
A	5010	455	MUNICIPAL MAINTENANCE	Department Vehicle Expense	(\$3,000)
A	5110	430	MAINTENANCE OF ROADS	Contracted Services	(\$7,000)
A	5110	850	MAINTENANCE OF ROADS	Health Insurance	(\$23,000)
A	5142	830	SNOW REMOVAL	Social Security	(\$3,000)
A	5184	250	HYDROELECTRIC PRODUCTION	Other Equipment	(\$10,000)
A	5184	430	HYDROELECTRIC PRODUCTION	Contracted Services	(\$10,000)
A	5184	450	HYDROELECTRIC PRODUCTION	Miscellaneous	(\$8,000)
A	5184	460	HYDROELECTRIC PRODUCTION	Materials and Supplies	(\$10,000)
A	5610	420	AIRPORT	Insurance	(\$2,000)
A	5610	450	AIRPORT	Miscellaneous	(\$4,000)
A	5610	465	AIRPORT	Equipment < \$1,000	(\$1,000)
A	5610	810	AIRPORT	NYS Retirement	(\$11,000)
A	5610	840	AIRPORT	Workers' Compensation	(\$500)
A	5610	850	AIRPORT	Health Insurance	(\$2,500)
A	5630	140	BUS	Temporary	(\$17,000)
A	5630	850	BUS	Health Insurance	(\$28,000)
A	5650	430	CITY PARKING FACILITIES	Contracted Services	(\$9,000)
A	5650	460	CITY PARKING FACILITIES	Materials and Supplies	(\$5,000)
A	7020	850	RECREATION ADMINISTRATION	Health Insurance	(\$3,000)
A	7110	140	THOMPSON PARK	Temporary	(\$3,000)
A	7140	140	PLAYGROUNDS	Temporary	(\$2,000)
A	7141	410	FAIRGROUNDS	Utilities	(\$5,500)
A	7141	430	FAIRGROUNDS	Contracted Services	(\$7,000)
A	7180	140	SWIMMING POOLS - OUTDOOR	Temporary	(\$4,000)
A	7265	140	ICE ARENA	Temporary	(\$7,000)
A	8140	130	PUBLIC WORKS - STORM SEWER	Wages	(\$4,500)
A	8140	460	PUBLIC WORKS - STORM SEWER	Materials and Supplies	(\$5,000)
A	8140	830	PUBLIC WORKS - STORM SEWER	Social Security	(\$3,000)
A	8160	430	REFUSE AND RECYCLE	Contracted Services	(\$25,000)
	8160	460	REFUSE AND RECYCLE	Materials and Supplies	(\$5,400)

A					
A	9060	850	OTHER EXPENSES	Health Insurance - Retirees	(\$220,000)
A	9730	600	OTHER EXPENSES	Bond Anticipation Note - Principal	(\$53,200)
A	9730	700	OTHER EXPENSES	Bond Anticipation Note - Interest	(\$2,600)
					<u>(\$1,369,800)</u>

**WATER FUND**

					<u>INCREASE</u>	<u>REASON</u>
F	8310	110	WATER ADMINISTRATION	Salaries	\$3,600	Under appropriated
F	8310	120	WATER ADMINISTRATION	Clerical	\$600	Under appropriated
F	8310	130	WATER ADMINISTRATION	Wages	\$300	Under appropriated
F	8310	430	WATER ADMINISTRATION	Contracted Services	\$500	Under appropriated
F	8310	810	WATER ADMINISTRATION	NYS Retirement	\$4,300	Under appropriated
F	8320	465	SOURCE OF SUPPLY, POWER AND PUMPING	Equipment < \$1,000	\$500	Under appropriated
F	8330	130	WATER PURIFICATION	Wages	\$14,500	Under appropriated
F	8330	410	WATER PURIFICATION	Utilities	\$44,000	Under appropriated
F	8330	840	WATER PURIFICATION	Workers' Compensation	\$2,000	Under appropriated
F	8330	850	WATER PURIFICATION	Health Insurance	\$5,000	Under appropriated
F	8340	110	TRANSMISSION AND DISTRIBUTION	Salaries	\$2,300	Under appropriated
F	8340	130	TRANSMISSION AND DISTRIBUTION	Wages	\$1,200	Under appropriated
F	8340	140	TRANSMISSION AND DISTRIBUTION	Temporary	\$3,400	Under appropriated
F	8340	150	TRANSMISSION AND DISTRIBUTION	Overtime	\$1,700	Under appropriated
F	8340	460	TRANSMISSION AND DISTRIBUTION	Materials and Supplies	\$6,000	Under appropriated
F	8340	840	TRANSMISSION AND DISTRIBUTION	Workers' Compensation	\$5,000	Under appropriated
F	8340	850	TRANSMISSION AND DISTRIBUTION	Health Insurance	\$7,200	Under appropriated
F	9070	800	OTHER EXPENSES	Compensated Absences	\$6,200	No original appropriation
F	9950	900	OTHER EXPENSES	Transfer to Capital Fund	<u>\$1,000</u>	Under appropriated
					<u>\$109,300</u>	

**WATER FUND**

					<u>DECREASE</u>
F	8320	410	SOURCE OF SUPPLY, POWER AND PUMPING	Utilities	(\$20,000)

8320	430	SOURCE OF SUPPLY, POWER AND PUMPING	Contracted Services	(\$20,000)
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F					
F	8330	110	WATER PURIFICATION	Salaries	(\$27,000)
F	8330	430	WATER PURIFICATION	Contracted Services	(\$5,000)
F	8330	460	WATER PURIFICATION	Materials and Supplies	(\$15,000)
F	8340	455	TRANSMISSION AND DISTRIBUTION	Department Vehicle Expense	(\$10,000)
F	8340	465	TRANSMISSION AND DISTRIBUTION	Equipment < \$1,000	<u>(\$12,300)</u>
					<u>(\$109,300)</u>

### SEWER FUND

					<u>INCREASE</u>	<u>REASON</u>
G	8110	120	SEWER ADMINISTRATION	Clerical	\$600	Under appropriated
G	8110	130	SEWER ADMINISTRATION	Wages	\$300	Under appropriated
G	8110	430	SEWER ADMINISTRATION	Contracted Services	\$750	Under appropriated
G	8120	110	SANITARY SEWER	Salaries	\$1,450	Under appropriated
G	8120	250	SANITARY SEWER	Other Equipment	\$500	Under appropriated
G	8120	410	SANITARY SEWER	Utilities	\$250	Under appropriated
G	8120	455	SANITARY SEWER	Department Vehicle Expense	\$1,000	Under appropriated
G	8130	110	SEWAGE TREATMENT AND DISPOSAL	Salaries	\$6,500	Under appropriated
G	8130	150	SEWAGE TREATMENT AND DISPOSAL	Overtime	\$5,100	Under appropriated
G	8130	410	SEWAGE TREATMENT AND DISPOSAL	Utilities	\$39,500	Under appropriated
G	8130	430	SEWAGE TREATMENT AND DISPOSAL	Contracted Services	\$23,500	Under appropriated
G	8130	450	SEWAGE TREATMENT AND DISPOSAL	Miscellaneous	\$3,500	Under appropriated
G	8130	455	SEWAGE TREATMENT AND DISPOSAL	Department Vehicle Expense	\$1,500	Under appropriated
G	8130	460	SEWAGE TREATMENT AND DISPOSAL	Materials and Supplies	\$17,000	Under appropriated
G	8130	830	SEWAGE TREATMENT AND DISPOSAL	Social Security	\$500	Under appropriated
G	8130	840	SEWAGE TREATMENT AND DISPOSAL	Workers' Compensation	\$2,000	Under appropriated
G	8130	850	SEWAGE TREATMENT AND DISPOSAL	Health Insurance	\$19,000	Under appropriated
G	9070	800	OTHER EXPENSES	Compensated Absences	\$10,000	No original appropriation
G	9710	700	OTHER EXPENSES	Serial Bonds - Interest	\$7,200	Under appropriated

9950	900	OTHER EXPENSES	Transfer to Capital Fund	<u>\$3,000</u>	Under appropriated
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G

Total

\$143,150

**SEWER FUND**

DECREASE

G	1990	450	Contingency	Contingency	(\$2,900)
G	8110	450	SEWER ADMINISTRATION	Miscellaneous	(\$1,000)
G	8110	850	SEWER ADMINISTRATION	Health Insurance	(\$1,000)
G	8120	130	SANITARY SEWER	Wages	(\$66,900)
G	8120	150	SANITARY SEWER	Overtime	(\$1,500)
G	8120	430	SANITARY SEWER	Contracted Services	(\$2,000)
G	8120	450	SANITARY SEWER	Miscellaneous	(\$1,000)
G	8120	460	SANITARY SEWER	Materials and Supplies	(\$11,250)
G	8120	465	SANITARY SEWER	Equipment < \$1,000	(\$6,000)
G	8120	810	SANITARY SEWER	NYS Retirement	(\$3,000)
G	8120	830	SANITARY SEWER	Social Security	(\$5,000)
G	8120	840	SANITARY SEWER	Workers' Compensation	(\$500)
G	8120	850	SANITARY SEWER	Health Insurance	(\$600)
G	8130	130	SEWAGE TREATMENT AND DISPOSAL	Wages	(\$6,000)
G	8130	140	SEWAGE TREATMENT AND DISPOSAL	Temporary	(\$2,500)
G	8130	250	SEWAGE TREATMENT AND DISPOSAL	Other Equipment	(\$12,000)
G	8130	420	SEWAGE TREATMENT AND DISPOSAL	Insurance	(\$3,500)
G	8130	440	SEWAGE TREATMENT AND DISPOSAL	Fees, Non-employee	(\$1,500)
G	8130	465	SEWAGE TREATMENT AND DISPOSAL	Equipment < \$1,000	(\$10,500)
G	8130	810	SEWAGE TREATMENT AND DISPOSAL	NYS Retirement	(\$1,000)
G	9040	800	OTHER EXPENSES	Worker's Compensation	(\$500)
G	9060	800	OTHER EXPENSES	Health Insurance	(\$3,000)
					<u>(\$143,150)</u>

INCREASE   REASON

**LIBRARY FUND**

L	7410	130	LIBRARY	Wages	\$400	Under appropriated
L	7410	140	LIBRARY	Temporary	\$100	Under appropriated
L	7410	150	LIBRARY	Overtime	\$350	Under appropriated
L	7410	450	LIBRARY	Miscellaneous	\$1,100	Under appropriated
L	7410	465	LIBRARY	Equipment < \$1,000	\$1,400	Under appropriated
L	7410	810	LIBRARY	NYS Retirement	\$2,900	Under appropriated
L	7410	850	LIBRARY	Health Insurance	\$9,000	Under appropriated
L	9070	800	OTHER EXPENSES	Compensated Absences	\$5,400	No original appropriation
L	9780	700	OTHER EXPENSES	Loan - Interest	<u>\$200</u>	Under appropriated
					<u>\$20,850</u>	

**LIBRARY FUND**

					<u>DECREASE</u>
L	7410	110	LIBRARY	Salaries	(\$2,700)
L	7410	120	LIBRARY	Clerical	(\$4,600)
L	7410	410	LIBRARY	Utilities	(\$4,200)
L	7410	420	LIBRARY	Insurance	(\$850)
L	7410	430	LIBRARY	Contracted Services	(\$1,400)
L	7410	460	LIBRARY	Materials and Supplies	(\$600)
L	7410	830	LIBRARY	Social Security	(\$1,000)
L	9060	800	OTHER EXPENSES	Health Insurance	<u>(\$5,500)</u>
					<u>(\$20,850)</u>

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

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

WHEREAS on June 6, 2005, the City Council of the City of Watertown approved the bid submitted by Luck Brothers, Inc., Plattsburgh, New York, in the amount of \$554,554 for the Main Avenue Street and Storm Sewer Reconstruction Project, and

WHEREAS Interim City Engineer Gary E. Pilon is now asking that the City Council approve Change Order No. 1 to this Agreement,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 1 to the Contract with Luck Brothers, Inc. for the Main Avenue Street and Storm Sewer Reconstruction Project in the amount of \$554,554, 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 COUNCILWOMAN ROXANNE M. BURNS AND CARRIED WITH ALL VOTING YEA**

**INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF**

WHEREAS the New York State Department of Transportation has offered for City Council consideration a grant for work at the Watertown International Airport for the drainage improvements to Runway 10-28, and the purchase of a front-end loader with a plow and broom attachment, and

WHEREAS the NYSDOT has offered a matching grant to federal grant PIN 7906.83, PIN 7906.84, and

WHEREAS the City of Watertown desires to advance the projects by committing funds for the local match, the funding shares being Federal (FAA); \$1,904,720; State \$50,124; Local \$50,124 with a total cost of \$2,004,968 for the construction and rehabilitation of runway 10-28, and

WHEREAS the City of Watertown desires to advance the projects by committing funds for the local match, the funding shares being Federal (FAA); \$129,192; State \$3,400; Local \$3,400 with a total cost of \$135,992 for the purchase of a front-end loader with snow plow and broom attachment, and

WHEREAS the City of Watertown desires to advance the projects by committing funds for the local match, the funding shares being Federal (FAA); \$333,795; State \$8,345; Local \$8,345 with a total cost of \$333,795 for drainage improvements north and south of the Runway 10 end, and

WHEREAS if the City of Watertown and/or the FAA notifies the New York State Department of Transportation that the City of Watertown has requested and received an increase in Federal funding for the Project based on increased eligible costs, and has authorized the proportionate increase in local funding, the State share noted above shall be increased proportionately up to a maximum increase of 15%, and

WHEREAS the City Council has determined that the drainage improvements to Runway 10-28, and the purchase of a front end loader with plow and broom attachments are Type 2 Actions requiring no review under the State Environmental Quality Review Act (SEQRA),

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown declares that the drainage improvements to Runway 10-28, and the purchase of a front end loader with plow and broom attachments are Type 2 Actions requiring no review under the State Environmental constitute Type 2 Actions requiring no review under the State Environmental Quality Review Act (SEQRA), and

BE IT FURTHER RESOLVED that the City Council of the City of Watertown approves the Airport Projects described above, and

BE IT FURTHER RESOLVED that the City Council approves the Supplemental Grant Agreement for the projects described above, a copy of said Agreement 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 all necessary Agreements on behalf of the City of Watertown in connection with this project, and

BE IT FURTHER RESOLVED that a certified copy of this resolution will be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreements in connection with the project, and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

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

**INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF**

WHEREAS the New York State Department of Environmental Conservation has announced that funding is available from the Environmental Protection Fund for urban and community forestry tree planting projects, and

WHEREAS the City of Watertown has made tree planting and the care and management of the City's urban forest a priority in the wake of several devastating storms in the 1990's, and

WHEREAS the City Council desires to apply to the Urban and Community Forestry Grant Program to fund a tree planting project within the recently reconstructed and municipally owned Arsenal Street parking lot, and along Main Avenue, and

WHEREAS Tree Watertown, the City's Street Tree Advisory Board, recommends that the City Council apply to the State for financial assistance to continue the reforestation efforts at these locations, and

WHEREAS this program requires an approval and endorsement of the application from the City Council of the City of Watertown,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that it hereby approves and endorses the City's application to the New York State Department of Environmental Conservation for funding from the

Environmental Protection Fund for a grant under the Urban and Community Forestry Program, and

BE IT FURTHER RESOLVED that the City Manager, Mary M. Corriveau, is hereby authorized and directed to file an application for funds in an amount not to exceed \$5,000, and upon approval of said request, to enter into and execute a Project Agreement with the New York State Department of Environmental Conservation for such financial assistance to 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 Department has advertised and received proposals for the rehabilitation of the elevator in the Municipal Building, located at 245 Washington Street, and

WHEREAS the prospective bidders were asked to inspect the existing equipment and to prepare proposals that include all costs associated with the replacement of the equipment and bringing our elevator into compliance with current ADA requirements and national safety codes, and

WHEREAS requests for proposals were issued to four (4) prospective bidders, and

WHEREAS the three (3) bid proposals received by the Purchasing Department were publicly opened and read on Monday, August 29, 2005, at 11:00 a.m., and

WHEREAS City Purchasing Agent Robert J. Cleaver and Code Enforcement Supervisor Shawn McWayne, who is responsible for the Municipal Buildings operations and maintenance, have reviewed the proposals received and are recommending that the City Council accept the proposal submitted by Rieder Elevator Services Corp. in the amount of \$108,700.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby accepts the proposal submitted by Rieder Elevator Services Corp, in the amount of \$108,700, and

BE IT FURTHER RESOLVED that City Manager Mary M. Corriveau is hereby authorized and directed to execute, on behalf of the City of Watertown, any contract documents associated with the acceptance of this Proposal.

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

Prior to the vote on the foregoing resolution, Councilman Clough asked about the fact that it is not going to be an entire new elevator.

Mr. Cleaver, Purchasing Agent, explained that the car would not be new. However, there will be all new cables and a complete overhaul done. A phone line will be installed as well.

Mayor Graham commented that he feels the City should go with an established company such as Otis.

Mr. Cleaver explained that that he recommended Rieder because of their analysis. They were aware of code violations that Otis didn't even notice. Rieder also has experience and is very knowledgeable. Mr. Cleaver advised Council that Rieder maintains the elevator at the DPW facility. He explained that the control panel would be a generic brand. He also explained that Otis could still provide service.

Councilman Bradley commented that sometimes an established company gets to comfortable. He remarked that it appears that Rieder has done their homework and has put more time in the analysis.

**INTRODUCED BY COUNCILMAN STEPHEN J. BRADLEY**

WHEREAS Jerry J. Vecchio has made an application to revise the approved site plan for 1063 Arsenal Street, Parcel No. 9-15-109.001, and

WHEREAS the revision to the site plan involves the elimination of the requirement to plant shrubs along the eastern property line between the building and the sidewalk, and

WHEREAS the Jefferson County Planning Board reviewed the revised site plan at its meeting held on September 27, 2005, pursuant to 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 meetings held on September 6, 2005 and October 4, 2005 and recommended that the City Council of the City of Watertown approve the revision to the approved site plan as requested, and

WHEREAS the City Council has determined that the project, as submitted, is a Type II Action requiring no review under the State Environmental Quality Review Act,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that the request submitted by Jerry J. Vecchio to revise the approved site plan for 1063 Arsenal Street, Parcel No. 9-15-109.001, is hereby granted.

**SECONDED BY COUNCILMAN TIMOTHY R. LABOUF AND DEFEATED WITH ALL VOTING NAY**

Prior to the vote on the foregoing resolution, Mayor Graham commented that this is a case where the person living next to this property feels infringed upon. He stated that it is a difficult thing to vote against the neighbor that has lived there for so many years. He remarked that it would not be the end of the world if this weren't passed.

Councilwoman Burns commented that she could understand why the neighbor doesn't want the fence put up.

Mrs. Corriveau remarked that Mrs. Geno is looking for shrubs to be placed on the property as listed in the initial site plan. Mrs. Geno's attorney has indicated that her shrubs, on her property, should not be considered part of the buffer because they are not on Mr. Vecchio's property.

Councilman LaBouf commented that Mrs. Geno's request is not out of the ordinary. She is only asking that Mr. Vecchio be required to adhere to the site plan that was previously approved.

**INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF**

WHEREAS Michael Callahan has made application for a Special Use Permit to allow the conversion of an existing warehouse building at 629 Factory Street/38 Fairbanks Street, Parcel No. 6-05-104, into a multi-family dwelling containing 76 one and two bedroom apartments and to allow remote parking on Parcels N. 6-05-205 and 6-05-301.001, and

WHEREAS the Planning Board of the City of Watertown reviewed the request for the Special Use Permit at its meeting held on October 4, 2005, and recommended that the City Council of the City of Watertown approve the request contingent upon the following:

1. That a parking plan be presented to the City Planning Board and City Council for approval that contains an adequate number of spaces for the propose use.

and,

WHEREAS a public hearing was held on the proposed Special Use Permit on November 7, 2005, 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 II, 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 Special Use Permit to allow the conversion of an existing warehouse building into a multi-family dwelling containing 76 one and two bedroom apartments and to allow remote parking, 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 Michael Callahan to allow the conversion of an existing warehouse building at 629 Factory Street/38 Fairbanks Street, Parcel No. 6-05-104, into a multi-family dwelling containing 76 one and two bedroom apartments and to allow remote parking on Parcels No. 6-05-205 and 6-05-301.001, contingent upon the applicant making the revisions and meeting the requirements listed above in the City Planning Board's recommendation.

**SECONDED BY COUNCILMAN STEPHEN J. BRADLEY**

**MOTION WAS MADE BY COUNCILMAN LABOUF TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING RESOLUTION FOR MONDAY, NOVEMBER 7, 2005 AT 7:45 P.M. MOTION WAS SECONDED BY COUNCILMAN BRADLEY AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

## **ORDINANCES**

**INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF**

BE IT ORDAINED where Michael Callahan 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 629 Factory Street/38 Fairbanks Street, a vacant lot on Factory Street and a vacant lot on Fairbanks Street, Parcels No. 6-05-104, 6-05-205 and 6-05-301.001, from Heavy Industrial District to Neighborhood Business District, and

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

6-05-104  
6-05-205  
6-05-301.001

and,

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its meeting held on October 4, 2005 and recommended that the City Council approve the zone change as requested, and

WHEREAS the City Council deems it in the best interests 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 November 7, 2005, 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 629 Factory Street/38 Fairbanks Street, a vacant lot on Factory Street and a vacant lot on Fairbanks Street, Parcels No. 6-05-104, 6-05-205 and 6-05-301.001, from Heavy Industrial 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 COUNCILMAN PETER L. CLOUGH**

**MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, NOVEMBER 7, 2005 AT 7:30 P.M. MOTION WAS SECONDED BY COUNCILMAN BRADLEY AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

BE IT ORDAINED where Steven C. Daily and Red & White Auto Sales II 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 402-446 Arsenal Street and 108 N. Meadow Street, Parcels No. 7-05-201, 7-05-202, 7-05-203, 7-05-204, 7-05-205, 7-05-206, 7-05-207, 7-05-208, 7-05-209 and 7-05-210, from Neighborhood Business District and Residence "C" District to Commercial District, and

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

- 7-05-201
- 7-05-202
- 7-05-203
- 7-05-204

7-05-205  
7-05-206  
7-05-207  
7-05-208  
7-05-209  
7-05-210

and,

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its meeting held on October 4, 2005 and recommended that the City Council approve the zone change as requested, and

WHEREAS the City Council deems it in the best interests 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 November 7, 2005, 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 402-446 Arsenal Street and 108 N. Meadow Street, Parcels No. 7-05-201, 7-05-202, 7-05-203, 7-05-204, 7-05-205, 7-05-206, 7-05-207, 7-05-208, 7-05-209 and 7-05-210, from Neighborhood Business District and Residence "C" District to Commercial 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 COUNCILMAN STEPHEN J. BRADLEY**

**MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, NOVEMBER 7, 2005 AT 8:15 P.M. MOTION WAS SECONDED BY COUNCILMAN BRADLEY AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

BE IT ORDAINED where the City of Watertown 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 119 State Place, Parcel No. 6-08-126, from Residence "C" District to Commercial District, and

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its meeting held on October 4, 2005 and recommended that the City Council approve the zone change as requested, and

WHEREAS the City Council deems it in the best interests 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 November 7, 2005, 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 119 State Place, Parcel No. 6-08-126, from Residence "C" District to Commercial 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 COUNCILMAN STEPHEN J. BRADLEY**

**MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, NOVEMBER 7, 2005 AT 8:00 P.M. MOTION WAS SECONDED BY COUNCILMAN BRADLEY AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

**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 class of objects or purposes of paying planning, surveying and design costs of the construction of a new City street and related infrastructure to connect Arsenal Street and Coffeen Street, including water, storm sewer and sanitary sewer facilities, there are hereby authorized to be issued \$50,000 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$50,000 and that the plan for the financing thereof is by the issuance of the \$50,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance.

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

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

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

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

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

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

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

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

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

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

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

**UNANIMOUS CONSENT MOVED BY COUNCILMAN LABOUF, SECONDED BY COUNCILMAN CLOUGH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

Prior to the vote on the foregoing ordinance, Councilman Clough remarked that this has been a long time coming.

Mrs. Corriveau explained that this would give us information on the topography and insight into the layout of the street.

Mayor Graham remarked that it will be important to look at all the potential options and nothing should be off the table just because other agencies might think it wouldn't work. He stated that there needs to be a coherent way to get people through the area,

Councilman Clough remarked that he agrees that nothing should be ruled out.

**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 purchase of a new rotary snowblower, in and for the City of Watertown, Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$300,000 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 \$300,000 and that the plan for the financing thereof is by the issuance of the \$300,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is fifteen years under subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby

delegated to the City Comptroller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of the Local Finance Law.

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

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

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

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

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

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

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

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

**SECONDED BY COUNCILMAN 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.**

**INTRODUCED BY COUNCILMAN PETER L. CLOUGH**

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

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

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

Section 1. For the class of objects or purposes of paying the cost of the purchase of vehicles and equipment for the Department of Public Works, each item of which costs \$30,000 or more, at a maximum estimated cost of \$210,000, in and for the City of

Watertown, Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$210,000 serial bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$210,000 and that the plan for the financing thereof is by the issuance of the \$210,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years under subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, as each item of said class has an estimated cost of over \$30,000.

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

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

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

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

Section 8. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or

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

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

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

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

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

**SECONDED BY COUNCILMAN 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.**

**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 replacement of the Municipal Building elevator, in and for the City of Watertown, Jefferson County, New York, including incidental expenses in connection therewith, there are hereby authorized to be issued \$110,000 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 \$110,000 and that the plan for the financing thereof is by the issuance of the \$110,000 serial bonds of said City authorized to be issued pursuant to this bond ordinance.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is 10 years under subdivision 13 of paragraph a of Section 11.00 of the Local Finance Law, as said Municipal Building is a class "A" building within the meaning of subdivision 12 of said paragraph a.

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

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

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

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

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

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

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

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

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

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

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

**UNANIMOUS CONSENT MOVED BY COUNCILMAN LABOUF, SECONDED BY COUNCILMAN CLOUGH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

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**COUNCIL DISCUSSED THE FOLLOWING TOPICS:**

**Airport**

Mayor Graham asked Mrs. Corriveau for a status report on this, as there has been much consternation about the delays.

Mrs. Corriveau advised Council that they are now on draft #18 of the agreement. She explained that she and Attorney Slye would be meeting with Mr. Hartzel tomorrow. She also explained that FAA has to approve the final agreement. The FAA indicated that their final approval would take 4-6 months. However, she believes that the time already spent will be included in that timeframe. NYS DOT indicated that they need 4-6 weeks for their approval.

Mayor Graham commented that this issue continues to occupy staff time and therefore there are some subliminal costs to the City. He commented that he knows that the asbestos removal is a back and forth issue. He suggested that a cap be put on how much the City will indemnify for the asbestos removal.

Councilman Clough remarked that this has been a long process and he is hoping that it comes to a conclusion in the next few months.

Mrs. Corriveau remarked that every time they think they have reached the final language, they receive a document back with changes. She explained that it is incumbent upon City staff to make sure these changes wouldn't affect the City residents.

Councilman LaBouf thanked Mrs. Corriveau and Attorney Slye for all of their efforts on this issue. He stated that he appreciates all the time they have put into this.

**Iron Block Property Purchase**

Councilman Bradley asked about the status of this.

Mrs. Corriveau advised that she has had discussions with the civil engineer about the design which brings a road into the JB Wise lot. He wants to meet with Mr. Pilon before submitting the final design. She explained that she has received the information on the rights that transfer with the property and the road that goes through it. Once the design is ready, staff can meet with Mr. Coon. She remarked that she would like to have the design and the transfer done long before spring.

### **Petition on TenEyck Street Property**

Councilman Bradley asked about the status of this.

Mayor Graham remarked that this is more of a staff issue.

Mrs. Corriveau remarked that there would be a report for Council at the work session.

### **Incidents of Dog Bites**

Councilwoman Burns referred to the two instances where people were bitten and the police responded, but the dog control officer refused to do so at that time. She referred to the report and questioned if we are getting the service that we should be getting from the County's dog control office. She asked about the incident that occurred on Sherman Street.

Mrs. Corriveau responded that she had no report from the County or the Police Department on that one.

Councilman Clough remarked that the warden admits that the dog was loose at the time of the bite. He stated that the dog warden indicated that he couldn't take the dog without a court order. Councilman Clough commented that he couldn't understand why they can't, especially under the circumstances.

Mrs. Corriveau also advised that the owner was trying to turn the dog over to the warden to be destroyed. She commented that dog control indicated that they tried to contact the owner later in the day, but was not able to do so. The case did, eventually, go through court.

Councilwoman Burns commented that for about three weeks, the dog was able to get out of the pen. She stated that she believes that some circumstances warrant more response by the dog warden, especially if the Police Department feels that animal control should be called. She asked if the City Manager would check the agreement to see what services they should be providing.

Mrs. Corriveau advised Council that this is already being done. Mr. Hayes will also draft a letter to them concerning the picking up of dead deer in the city.

Councilwoman Burns remarked that she would still like to see a report on the Sherman Street incident.

### **Housing**

Councilman LaBouf referred to the need for housing and commented that Mark Purcell owns a large portion of land on the west side near the school district office. He stated that this would be a potential for development inside the city. He remarked that he would like feedback from Council regarding pursuing this.

Mayor Graham responded that it does seem very frustrating to get things moving. However, there are things being built and things happening in the private sector.

Councilman LaBouf remarked that in-fill development is a positive. He also remarked that Council should be looking at long-term, as well as, short-term goals in identifying development sites.

Councilwoman Burns commented that City staff and Advantage Watertown have looked at the City and have identified areas, including Purcell's, where development might be considered.

Councilman LaBouf responded that this needs to be a partnership. He remarked that the Ogilvie site could be developed. However, the environmental assessment hasn't been done and will take a year to complete. This could be one of the long-term goals.

Mayor Graham remarked that we should be looking at "shovel ready" sites. He commented that if Purcell wants to do something and the City is doing something to not make it conducive to do so, the City should be told about it.

Councilman Clough commented that Mr. Mix had given the Council a presentation concerning this area and some of it is wetland.

Mayor Graham questioned if the City's administrative structure could accommodate several developments at a time.

Councilman Bradley remarked that Councilman LaBouf is trying to say that we shouldn't wait to do an assessment on Ogilvie, but should move forward with it so that the property would be ready.

Councilman LaBouf asked that Council discuss the Purcell property.

Mrs. Corriveau explained that Mr. Purcell does own property on the west end of the City and there are wetlands down by the school district office. She explained that there are two parcels next to his that are not in the wetlands and are part of the “shovel ready” program.

Mayor Graham asked if there is enough management and planning infrastructure to handle this increase in development.

Mrs. Corriveau commented that the Planning Department has been cut back and they have been doing a lot of site plans.

Mayor Graham asked what her proposal would be for the Planning staff. He also commented that he doesn't feel we can confine the need for this to a regular budget cycle.

Mrs. Corriveau responded that she doesn't know yet and would like to speak with Mr. Mix before putting a proposal together for Council's consideration.

Councilman Clough asked if the City is trying to sell the potential parcels to developers.

Mrs. Corriveau explained that there have been talks with developers. She advised that the Brookline property owners have asked for inclusion into the Empire Zone. She also advised that there are land developers who are looking to sell lots to housing developers. Therefore, they want to keep their costs down and there is a struggle with infrastructure costs. She said that the city does have advantages for developers in the form of water and sewer, as well as the contract with NiMo for the streetlights. She stated that the City has the ability to build the infrastructure if Council desires. She also commented that the City has had the initial environmental analysis done on the Ogilvie site. She also discussed the environmental restoration program as it relates to Sewall's Island and the fact that a developmental arm of Sterns and Wheeler does environmental restoration on properties.

Councilman LaBouf remarked that he hopes the City can put itself on an aggressive footing and would desire the City to reach out to Mr. Purcell.

### **City Engineer Position**

Mrs. Corriveau explained that an ad has gone out for the hiring of a City Engineer. The salary is not being included. The deadline will be in December.

Councilman LaBouf asked if the salary scared applicants away.

Mrs. Corriveau responded that she didn't know, but wanted to wait for the responses.

### **Ohio Street Concerns**

Councilman LaBouf remarked that Ohio Street residents have concerns with traffic coming out of the East Hills Housing complex and using Ohio Street as a drag strip. They are asking for a traffic analysis to be done in an effort to slow traffic in that area.

## **Police Chief**

Mayor Graham commented that the public is thinking about this position and they have concerns and desires regarding an appointment.

## **Executive Session**

Mayor Graham commented that he thinks this should be discussed in open session and sees no need to go into Executive Session. He remarked that this whole issue comes about as a result of a clause in the CSEA contract. The individuals have the right to petition the elected body to have their job recategorized. He stated that he has a real problem with doing individual job appraisals as it cuts against the way the City Manager form of government is to work.

Mrs. Corriveau explained that it has nothing to do with how good the employee performs the duties. It has to do with the duties of the position and if those duties warrant their pay grade being moved up. The requests come with recommendations from the City Manager and the department head as well as a memo from Civil Service.

Councilman Clough asked for a ruling from Attorney Slye.

Attorney Slye explained that Council has to review these requests individually or there would be an improper practice motion filed against the City. However, the review can be done in public session if Council doesn't want to move into Executive Session.

Mayor Graham responded that this process, if it has to occur, should be done in a public venue where people can assess what we did.

Council concurred not to move into Executive Session. Council recessed for 5 minutes and then reconvened.

Mrs. Corriveau presented Council with the packets containing the petitions from each of the four individuals along with recommendations from the City Manager and the department head as well as a memo from Civil Service and the job descriptions and preliminary qualifications approved by Civil Service. She explained that three of the individuals asked to be upgraded from 11 to 15. One individual asked to be upgraded from 11 to 16.

Councilman LaBouf remarked that he didn't feel qualified to look at these positions and determine grades and duties. He stated that these decisions are best made at the City Manager and department head level. He stated that Council does need to address the pay for all city employees in the future as he feels they are all underpaid. He stated that he would like to see this done with a comprehensive review.

Mayor Graham asked if the clause in the contract was legal.

Attorney Slye explained that it is presumed to be legal unless it is proven that it is not.

Councilman Bradley commented that there are a few things in the job description that are different than the typical work activities.

Councilwoman Burns commented that it is difficult for Council to be handed a stack of papers at 9:00 p.m. She remarked that she doesn't know the daily duties of these individuals. She also commented that Council takes staff recommendations on other issues involving employees.

Mayor Graham asked if these individuals had any other recourse.

Attorney Slye stated that he wasn't aware of any.

**MOTION WAS MADE BY COUNCILMAN LABOUF TO REJECT THE REQUEST OF EMPLOYEE #1 TO BE UPGRADED FROM 11 TO 15.**

**MOTION WAS SECONDED BY COUNCILWOMAN BURNS AND CARRIED WITH ALL VOTING YEA EXCEPT COUNCILMAN BRADLEY AND MAYOR GRAHAM VOTING NAY.**

Attorney Slye asked that all motions be made in the affirmative and asked that this foregoing motion be rescinded and another motion worded in the affirmative.

Motion and second were rescinded.

**MOTION WAS MADE BY COUNCILMAN LABOUF TO APPROVE THE REQUEST OF EMPLOYEE #1 TO BE UPGRADED FROM 11 TO 15.**

**MOTION WAS SECONDED BY COUNCILMAN CLOUGH AND DEFEATED WITH ALL VOTING NAY**

**MOTION WAS MADE BY COUNCILMAN LABOUF TO APPROVE THE REQUEST OF EMPLOYEE #2 TO BE UPGRADED FROM 11 TO 15.**

**MOTION WAS SECONDED BY COUNCILWOMAN BURNS AND DEFEATED WITH ALL VOTING NAY**

Prior to the vote on the foregoing motion, Mayor Graham suggested the motion be amended to change the grade from 11 to 12.

**MOTION WAS MADE BY COUNCILMAN CLOUGH TO AMEND THE MOTION TO UPGRADE THE POSITION FROM 11 TO 12 BASED ON THE GROUNDS THAT THEY DO THE SAME WORK AS THE AIRPORT MAINTENANCE WORKER.**

Mrs. Corriveau indicated that this is not the case and that the minimum qualifications for the two positions are quite different.

Councilman Clough withdrew the motion. There was no second.

Discussion centered on the equipment that the individuals operate.

Mrs. Corriveau explained that these four individuals are hard working, dedicated city employees. They do a great job. However, just as every other City employee, they are being asked to do more with less. She also explained that in the winter, these four individuals perform basically the same functions. However, in the summer they all have uniquely different duties.

Councilwoman Burns referred to the job descriptions and the fact that New York State Civil Service approves them. She also commented that there are instances where employees need to perform a task not in their job description. But, these instances are very seldom.

**MOTION WAS MADE BY COUNCILMAN LABOUF TO APPROVE THE REQUEST OF EMPLOYEE #3 TO BE UPGRADED FROM 11 TO 15.**

**MOTION WAS SECONDED BY COUNCILWOMAN BURNS AND DEFEATED WITH ALL VOTING NAY**

**MOTION WAS MADE BY COUNCILMAN LABOUF TO APPROVE THE REQUEST OF EMPLOYEE #4 TO BE UPGRADED FROM 11 TO 16.**

**MOTION WAS SECONDED BY COUNCILMAN CLOUGH AND DEFEATED WITH ALL VOTING NAY**

Prior to the vote on the foregoing motion, Councilwoman Burns questioned what public relations this individual would have to do.

Mrs. Corriveau remarked that she believes the individual meant that he speaks to the public when they visit the facility.

Councilman Clough asked about the review done on the positions in the early 90's.

Mrs. Corriveau explained that it was a pay equity review done in 1991.

Councilman Clough remarked that a lot has happened since then and he would hope that Council would direct the City Manager to look at the job descriptions for all the positions in the City.

**Detective Promotion in Police Department**

Mrs. Corriveau advised Council that she asked the three Lieutenants in the Patrol Division to do the interviews of the top three candidates due to the fact that one of them was Joseph Reff, son of Capt. Reff. The interviews were conducted and Officer Reff has been nominated for appointment to Detective. She stated that she wanted to make Council aware of the process.

**LWRP Meeting**

Mrs. Corriveau advised Council that this meeting would be on October 19<sup>th</sup> at 7 p.m. in the State Office Building.

**Work Session**

Mrs. Corriveau advised Council that she would like them to adjourn the meeting to Monday, October 24<sup>th</sup> before the work session in order to take action on a site plan request from Roth Industries. She also advised that she has asked the Town Board to attend the work session for the Empire Zone boundary revision discussion.

**ADJOURNMENT**

**AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 10:03 P.M. UNTIL MONDAY, OCTOBER 24, 2005 AT 7:00 P.M. BY MOTION OF COUNCILWOMAN BURNS, SECONDED BY COUNCILMAN BRADLEY AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

***Donna M. Dutton***  
City Clerk