

**REGULAR COUNCIL MEETING
CITY OF WATERTOWN
April 16, 2007
7:00 P.M.**

MAYOR JEFFREY E. GRAHAM PRESIDING

PRESENT:

**COUNCILMAN PETER L. CLOUGH
COUNCILMAN TIMOTHY R. LABOUF
COUNCILMAN JEFFREY M. SMITH
MAYOR GRAHAM**

ABSENT:

COUNCILMAN STEPHEN J. BRADLEY

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

City Manager Corriveau presented the following reports to the Council:

- 1 - Commissioner of Deeds
- 2 - Approving "Redlining Site Plan Submissions" Workshop on April 18, 2007 as Valid Training for Meeting the New York State Municipal Planning and Zoning Officials Training Requirement
- 3 - Authorizing Application for Selective Traffic Enforcement Program (STEP)
- 4 - Contract for Use of Buildings and Grounds, Faith Fellowship Church
- 5 - Approving Bid for Heat Exchanger & Venturi Scrubber Installation Bid
- 6 - Approving Bid for Purchase of Rapid Deployment Vehicle, Fairport Ford
- 7 - Approving the Special Use Permit Request Submitted by Wolff Garritano, Architect, on Behalf of Watertown Housing Authority, to Allow a Parking Lot as an Accessory Use of Property Located on the East Side of the 300 Block of Eastern Boulevard, Parcel No. 5-18-101.100
- 8 - Approving the Special Use Permit Request Submitted by Aaron Netto to Allow Three Dwelling Units in an Existing Residential Structure Located Within a Commercial Zoning District at 114 High Street, Parcel No. 6-08-136
- 9 - Approving the Special Use Permit Request Submitted by Michael Treanor to Allow 30 Dwelling Units in an Existing Structure Located at 497 Newell Street, Parcel No. 7-08-109
- 10 - Approving the Special Use Permit Request Submitted by Timothy Parks to Allow Three Dwelling Units in an Existing Structure Located Within a Commercial Zoning District at 138-142 Court Street, Parcel No. 7-01-126
- 11 - Approving the Zone Change Request Submitted by Jeff Smith, on Behalf of CEI Real Estate & Management Services, LLC, to Change the Approved Zoning Classification for Property Located at 727 Washington Street, Parcel No. 11-12-121.100 from Limited Business to Health Services

- 12 - Approving the Zone Change Request Submitted by Wolff Garritano, Architect, on Behalf of Watertown Housing Authority, to Change the Approved Zoning Classification for Property Located on the East Side of the 300 Block of Eastern Boulevard, Parcel No. 5-18-101.100, from Light Industry to Residence “C”
- 13 - Approving the Zone Change Request Submitted by Michael Treanor to Change the Approved Zoning Classification for Property Located at 497 Newell Street, 317 North Meadow Street, and 468 and 472-474 Coffeen Street, Parcels No. 7-08-109, 7-08-113, 7-08-101 and 7-08-102 from Light Industry to Commercial
- 14- Tabled Resolution – Approving Pay Rates for Watertown Housing Authority Management Employees
- 15 - Monthly Financial Report
- 16 - Scheduling Public Hearings for May 7, 2007

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 April 2, 2007 was dispensed with and accepted as written by motion of Councilman LaBouf, seconded by Councilman Smith and carried with all voting in favor thereof.

COMMUNICATIONS

From Congregation Degel Israel requesting permission to raise the Israeli flag on Monday, April 23, 2007, at 9:00 A.M. at City Hall and inviting Council to attend.

ABOVE PLACED ON FILE

The following communications were received from the City Planning Board:

1. Recommending Council grant approval for the Zone Change request submitted by Jeff Smith, of CEI Real Estate and Management Services LLC, to change the approved zoning classification of property located at 727 Washington Street, Parcel No. 11-12-121.100, from Limited Business to Health Services.
2. Recommending Council grant approval for the Zone Change submitted on behalf of Watertown Housing Authority, to change the approved zoning classification of property located on the east side of Eastern Boulevard, Parcel No. 5-18-101.100 from Light Industry to Residence “C” and also recommending Council approval for the Special Use Permit to allow a parking lot as an accessory use on this property.
3. Recommending Council grant approval for the Special Use Permit request submitted

by Aaron Netto, to allow three dwelling units in an existing residential structure located at 114 High Street, Parcel No. 6-08-136.

4. Recommending Council grant approval for the Special Use Permit submitted by Timothy Parks, to allow three dwelling units in an existing structure located at 138-142 Court Street, Parcel No. 7-01-126.

5. Recommending Council grant approval for the Zone Change submitted by Michael Treanor to change the approved zoning classification of property located at 497 Newell St, 317 N. Meadow Street and 468 Coffeen Street, Parcels No. 7-08-109, 7-08-113 and 7-08-101, from Light Industry to Commercial and also recommending approval of the Special Use Permit to allow a maximum of 30 units in an existing structure in a Commercial district located at 497 Newell Street.

ABOVE PLACED ON FILE

Notice of Petition for a review of real property assessment for 2007 was received from:

1. Academy, Eastern and Arsenal Housing Associates.
2. Stateway Plaza Shopping Center
3. Coolidge Watertown LLC
4. Arsenal Street Associates LTD Partnership
5. Home Depot USA, Inc.
6. Walgreen's

ABOVE PLACED ON FILE

A petition for small claims assessment review was received from Carl & Linda Disalvatore.

ABOVE PLACED ON FILE

PRIVILEGE OF THE FLOOR

No one spoke.

PUBLIC HEARING

AT 7:30 P.M. MAYOR GRAHAM ASKED THE CITY CLERK TO READ THE NOTICE OF PUBLIC HEARING CONCERNING LOCAL LAW NO. 6 OF 2007, AMENDING CHAPTER 120 OF THE CITY CODE.

MAYOR GRAHAM DECLARED THE HEARING OPEN.

No one spoke.

MAYOR GRAHAM DECLARED THE HEARING CLOSED.

RESOLUTIONS

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

RESOLVED that the following individuals are hereby appointed Commissioner of Deeds for the term expiring December 31, 2008:

City Employees

Nicole J. Marchiony
Suzanne Chartrand
Robert Gatch

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

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS the New York State Chapter 662 of the Laws of 2006, which took effect on January 1, 2007 requires all municipal planning and zoning officials to have four hours of training per year, and

WHEREAS the training must be approved by the City Council before it can be used to meet the new training requirement, and

WHEREAS the Fort Drum Regional Liaison Organization, in collaboration with the Jefferson County Department of Planning, the NYS Tug Hill Commission, and the Center for Community Studies at JCC is sponsoring a “Redlining Site Plan Submissions” Workshop on April 18, 2007 from 6:30 p.m. to 8:30 p.m. at Jefferson Community College,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that the “Redlining Site Plan Submissions” Workshop is approved to provide two hours of training toward meeting the New York State Municipal Planning and Zoning Officials training requirement.

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

Prior to the vote on the foregoing resolution Councilman LaBouf asked what the required hours of training were.

Mrs. Corriveau explained that the requirement is four hours.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS the Governor's Traffic Safety Committee encourages municipalities to apply for funding under the Selective Traffic Enforcement Program (STEP) which targets specific traffic violations associated with unsafe driving behaviors, and

WHEREAS the City of Watertown Police Department has reviewed the program and feels that participation in the program will benefit the Department and the citizens of the City of Watertown, and

WHEREAS this funding will allow the Department to continue to have an enforcement-focused project that targets speeding and/or aggressive driving, including disregarding traffic control devices including red light and stop sign running,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown authorizes the Police Department to submit a grant application for support of special details dedicated to ticketing drivers exhibiting aggressive driving habits throughout the City, and

BE IT FURTHER RESOLVED that the City Council authorizes an application in the amount of \$9,000, a copy of which is attached and made a part of said resolution, and

BE IT FURTHER RESOLVED that Police Chief Joseph J. Goss is hereby authorized and directed to execute the grant application on behalf of the City of Watertown.

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

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

WHEREAS the City of Watertown desires to run a Summer Baseball Program within the City of Watertown, and

WHEREAS Faith Fellowship Church is willing to authorize the City to use its facilities for said purpose, and

WHEREAS there is no cost associated with the Agreement between the City of Watertown and Faith Fellowship Church, and

WHEREAS the City of Watertown deems the providing of a Summer Baseball Program to be a benefit to the citizens of the City,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Agreement between the City and Faith Fellowship Church, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that the City of Watertown hereby agrees to defend and indemnify Faith Fellowship Church from and against any and all claims for personal injury or property damage arising from the negligence of any of its officers or employees occurring in connection with the use of parish facilities in accordance with this Agreement, and

BE IT FURTHER RESOLVED that Mayor Jeffrey E. Graham is hereby authorized and directed to execute this Agreement on behalf of the City of Watertown.

SECONDED BY COUNCILMAN PETER L. CLOUGH

MOTION WAS MADE BY COUNCILMAN CLOUGH TO AMEND THE FOREGOING RESOLUTION TO STATE THAT THE CITY WILL PAY \$2,187.50 TO FAITH FELLOWSHIP CHURCH IN CONSIDERATION FOR THE RENTAL OF THE PROPERTY FOR THE CITY'S SUMMER BASEBALL PROGRAM.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE FOREGOING RESOLUTION AS AMENDED AND CARRIED WITH ALL VOTING YEA

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS the City Purchasing Department advertised and received sealed bids for the labor and material to remove the existing heat exchanger and venturi scrubber at the City's Pollution Control Plant and to then install the new replacement equipment that is already on site, and

WHEREAS bid plans were issued to four (4) prospective bidders, and

WHEREAS one (1) bid was received and publicly opened and read in the City Purchasing Department on Monday, April 9, 2007, at 11 a.m., and

WHEREAS City Purchasing Agent Robert J. Cleaver reviewed the sole bid with Chief Plant Operator Michael J. Sligar, and it is Mr. Cleaver's recommendation that the City Council accept the bid submitted by C & S Technical Resources, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York, in the amount of \$59,417.00,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby accepts the bid submitted by C & S Technical Resources, Inc., 499 Col. Eileen Collins Boulevard, Syracuse, New York, in the amount of \$59,417.00, for labor and material to remove the existing heat exchanger and venturi scrubber at the City's Pollution Control Plant and then install new replacement equipment that is already on site.

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

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

WHEREAS the City Purchasing Department advertised and received sealed bids for the purchase of one new and unused rapid deployment vehicle, and

WHEREAS invitations to bid were issued to nine (9) prospective bidders, and

WHEREAS two (2) bids were submitted and publicly opened and read on Wednesday, April 4, 2007, at 11 a.m., and

WHEREAS the City Purchasing Agent Robert J. Cleaver reviewed the bids submitted with Police Lt. Frank Derrigo and Police Lt. Chris Damon, and it is Mr. Cleaver's recommendation that the City Council accept the bid submitted by Fairport Ford, in the amount of \$68,632.00, as the lowest qualifying bid meeting City specifications,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby accepts the bid submitted by Fairport Ford, East Rochester, New York, in the amount of \$68,632.00, for the purchase of one new and unused rapid deployment vehicle for use by the City Police Department.

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

Prior to the vote on the foregoing resolution, Councilman Clough asked questions pertaining to the funding and the way it was originally priced out.

Mr. Mills answered questions on how the additional funding for the vehicle would be obtained.

Mr. Cleaver explained that, while he was not involved in the original estimates, he stated that the vehicle that was in the budget was a stripped down version and would have had to be equipped after the purchase.

Chief Goss explained that this occurred prior to his tenure and at the time, the department was looking to do it as cheaply as possible. However, adding additional equipment after

the purchase would void the warranty. He also mentioned that D.A. Intschert has told him she is not opposed to helping, but doesn't know how much seizure funds would be available.

Mayor Graham commented that the fact that there is a variation in cost doesn't change the need to buy the vehicle.

Councilman Clough asked if the County also has a vehicle like this.

Chief Goss explained that they have a used fire vehicle which is about 20 years old.

Mayor Graham asked how many times multiple vehicles are used at one time.

Chief Goss responded that it is about 10 to 12 times a year.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Wolff Garritano, Architect, on behalf of Watertown Housing Authority, has made application for a Special Use Permit to allow a parking lot as an accessory use on property located on the east side of the 300 block of Eastern Boulevard, Parcel No. 5-18-101.1000, and

WHEREAS the Planning Board of the City of Watertown reviewed the request for the Special Use Permit at its meeting held on April 3, 2007, and recommended that the City Council of the City of Watertown approve the request as submitted, and

WHEREAS the Jefferson County Planning Board reviewed the request for the Special Use Permit at its meeting held on April 24, 2007, pursuant to General Municipal Law Section 239m, and

WHEREAS a public hearing was held on the proposed Special Use Permit on May 7, 2007, after due public notice, and

WHEREAS parking lots are permitted as an accessory use on property other than the principal parcel within a Residential zoning district upon special approval of the City Council, and

WHEREAS the City Council has reviewed the Short Environmental Assessment Form, responding to each question in Part 2 and has determined that the project, as submitted, is an Unlisted Action under SEQRA 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 a parking lot as an accessory use in a Residential district 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,

BE IT FURTHER RESOLVED by the City Council of the City of Watertown, New York that a Special Use Permit is hereby granted to Wolff Garritano, Architect, on behalf of Watertown Housing Authority, to allow a parking lot as an accessory use on property other than the principal parcel in a Residential zoning district on property located on the east side of the 300 block of Eastern Boulevard, Parcel No. 6-08-136.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING RESOLUTION FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Aaron Netto, has made application for a Special Use Permit to allow three dwelling units in an existing residential structure located within a Commercial zoning district at 114 High Street, Parcel No. 6-08-136, and

WHEREAS the Planning Board of the City of Watertown reviewed the request for the Special Use Permit at its meeting held on April 3, 2007, and recommended that the City Council of the City of Watertown approve the request as submitted, and

WHEREAS a public hearing was held on the proposed Special Use Permit on May 7, 2007, after due public notice, and

WHEREAS one, two, or three family dwellings are allowed in existing buildings within a Commercial zoning district upon special approval from the City Council, and

WHEREAS the City Council has determined that the project, as submitted, is a Type II Action under SEQRA and will therefore not require an environmental review,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown declares that the proposed Special Use Permit to allow three dwelling units in an existing residential structure constitutes a Type II Action for the purposes of SEQRA, 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 Aaron Netto to allow three dwelling units in an existing residential structure located within a Commercial zoning district at 114 High Street, Parcel No. 6-08-136.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING RESOLUTION FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Michael Treanor, has made application for a Special Use Permit to allow approximately 30 dwelling units in an existing structure located at 497 Newell Street, Parcel No. 7-08-109, and

WHEREAS the Planning Board of the City of Watertown reviewed the request at its special meeting held on April 10, 2007, and recommended that the City Council of the City of Watertown approve the Special Use Permit for a maximum of 30 units with the following conditions:

- 1) The zone change to Commercial must occur first
- 2) The appropriate number of parking spaces per the Zoning Ordinance shall be provided, and

WHEREAS a public hearing was held on the proposed Special Use Permit on May 7, 2007, after due public notice, and

WHEREAS multi family dwellings are allowed in existing buildings within a Commercial zoning district upon special approval from the City Council, and

WHEREAS the City Council has reviewed the Short Environmental Assessment Form, responding to each of the questions contained in Part 2 and has determined that the project, as submitted, is an Unlisted Action under SEQRA 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 a maximum of 30 dwelling units within an existing structure located at 497 Newell Street 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 Treanor to allow a maximum of 30 dwelling units in an existing structure located within a Commercial zoning district at 497 Newell Street, Parcel No. 7-08-109 with the conditions recommended by the Planning Board above.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING RESOLUTION FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

WHEREAS Timothy Parks, has made application for a Special Use Permit to allow three dwelling units in an existing structure located within a Commercial zoning district at 138-142 Court Street, Parcel No. 7-01-126, and

WHEREAS the Planning Board of the City of Watertown reviewed the request for the Special Use Permit at its Special meeting held on April 10, 2007, and recommended that the City Council of the City of Watertown approve the request as submitted, and

WHEREAS a public hearing was held on the proposed Special Use Permit on May 7, 2007, after due public notice, and

WHEREAS one, two, or three family dwellings are allowed in existing buildings within a Commercial zoning district upon special approval from the City Council, and

WHEREAS the City Council has reviewed the Short Environmental Assessment Form, responding to each of the questions contained in Part 2 and has determined that the project, as submitted, is an Unlisted Action under SEQRA 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 three dwelling units within an existing structure located at 138-142 Court Street 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 Timothy Parks to allow three dwelling units in an existing structure located within a Commercial zoning district at 138-142 Court Street, Parcel No. 7-01-126.

SECONDED BY COUNCILMAN TIMOTHY R. LABOUF

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING RESOLUTION FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

MOTION WAS MADE BY MAYOR GRAHAM TO TAKE FROM THE TABLE THE RESOLUTION “APPROVING PAY RATES FOR WATERTOWN HOUSING AUTHORITY MANAGEMENT EMPLOYEES”. Introduced on March 5,2007; tabled; appears in its entirety on page 58 of the 2007 Minutes Book).

MOTION WAS SECONDED BY COUNCILMAN CLOUGH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Discussion was held relative to management receiving steps. Mrs. Corriveau explained that it was a one time pay increase because the individuals had completed one year of service in that position.

Mayor Graham remarked that Council is hesitant to act on these types of issues when they have no role in any of the decisions.

Councilman LaBouf asked Attorney Slye what Council’s role is.

Attorney Slye responded that Council has a statutory role and has to give permission or not for the raises to go into effect.

AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE FOREGOING RESOLUTION AND DEFEATED WITH ALL VOTING NAY.

ORDINANCES

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

BE IT ORDAINED where Jeff Smith, on behalf of CEI Real Estate & Management Services LLC, 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 property located at 727 Washington Street, Parcel No. 11-12-121.100, from Limited Business to Health Services, as more precisely described in Schedule “A” which is attached and made part of this resolution, and

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its meeting held on April 3, 2007, and recommended that the City Council approve the zone change as requested, and

WHEREAS a public hearing was held on the proposed zone change on May 7, 2007, after due public notice, and

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

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

NOW THEREFORE BE IT ORDAINED that the zoning classification shall be changed for property located at 727 Washington Street, Parcel No. 11-12-121.100, as described in Schedule "A", from Limited Business to Health Services, 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 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, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCILMAN TIMOTHY R. LABOUF

BE IT ORDAINED where Wolff Garritano, Architect, on behalf of Watertown Housing Authority, 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 property located on the east side of the 300 block of Eastern Boulevard, Parcel No. 5-18-101.100, from Light Industry to Residence "C", and

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its meeting held on April 3, 2007, and recommended that the City Council approve the zone change as requested, and

WHEREAS the Jefferson County Planning Board reviewed the proposed zone change request on March 27, 2007, pursuant to General Municipal Law Section 239-m, and

WHEREAS a public hearing was held on the proposed zone change on May 7, 2007, after due public notice, and

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

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

NOW THEREFORE BE IT ORDAINED that the zoning classification shall be changed for property located on the east side of the 300 block of Eastern Boulevard, Parcel No. 5-18-101.100 from Light Industry to Residence "C", 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 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, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

INTRODUCED BY COUNCILMAN PETER L. CLOUGH

BE IT ORDAINED where Michael Treanor 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 property located at 497 Newell Street, 317 North Meadow Street, and 468 Coffeen Street, Parcels No. 7-08-109, 7-08-113, and 7-08-101, from Light Industry to Commercial, and

WHEREAS C. William Dahlin of The Nilhad Group, LLC made a request to add 472-474 Coffeen Street, Parcel No. 7-08-102 to the proposed zone change, and

WHEREAS the Planning Board of the City of Watertown considered the zone change request at its Special meeting held on April 10, 2007, and recommended that the City Council approve the revised larger zone change, and

WHEREAS a public hearing was held on the proposed zone change on May 7, 2007, after due public notice, and

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

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

NOW THEREFORE BE IT ORDAINED that the zoning classification shall be changed for property located at 497 Newell Street, 317 North Meadow Street, and 468 and 472-474 Coffeen Street, Parcels No. 7-08-109, 7-08-113, 7-08-101, and 7-08-102, from Light Industry to Commercial, 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 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 TIMOTHY R. LABOUF

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE FOREGOING ORDINANCE FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN LABOUF AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

LOCAL LAW

LOCAL LAW NO. 6 OF 2007 WAS PRESENTED TO COUNCIL (Introduced on April 2, 2007; public hearing held this evening; appears in its entirety on pages 83-86 of the 2007 Minutes Book)

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

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COUNCIL DISCUSSED THE FOLLOWING TOPICS:

Budget Hearings

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE OPERATING BUDGETS FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

MOTION WAS MADE BY COUNCILMAN CLOUGH TO SCHEDULE A PUBLIC HEARING ON THE CAPITAL BUDGET FOR MONDAY, MAY 7, 2007 AT 7:30 P.M.

MOTION WAS SECONDED BY COUNCILMAN AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Sales Tax

Councilman Clough asked if there is any better idea as to what the County is doing with sales tax.

Mayor Graham commented that they are formulating what they want to do, as it is their decision to make.

Mrs. Corriveau remarked that she believes there is a desire on the part of the County to move on it. Budgets are being put together in the municipalities. In fact, the City's budget is formulated on the fact that the ¾% is going to remain.

Benefit Concert

Councilman LaBouf advised that the "Transform Concert" raised about \$1700 for the Teen Center. He asked when the grant was going to be announced.

Mrs. Corriveau explained that it should be announced any time now, but would not be effective until July.

Clock

Discussion was held relative to the repair of the clock.

Councilman LaBouf indicated that he has spoken with Mr. Michael Dean, who is very willing to fix the clock. In addition, Lewis & Clinch as well as Kaman Technologies have offered to help and to supply parts at cost.

Mayor Graham responded that while he is appreciative of the kind offers from people who have the expertise, he doesn't know the scope or the mechanics of the project. He stated that he wants to make sure that we are creating a long term solution that can be

maintained by City staff. He also remarked that he had spoken with Mr. Richardson and Mr. Velto concerning historic grants and the fact that many of those types of grants require restoration to the original state.

Councilman LaBouf remarked that Mr. Dean has been a machinist for over 25 years and has the expertise necessary. Mr. Dean has examined the clock and has the support network to get the job done. He stated that Mr. Dean explained that the west front is in the worst condition. Each face would take about one day to repair. There is not a timetable for the main unit at this time. Councilman LaBouf also advised that Mr. Dean would volunteer to maintain it on a monthly basis.

Councilman Clough remarked that he doesn't have a problem with Mr. Dean doing the work and at the same time, having City staff look for grants. He asked Mr. White if he had any more information on grants.

Mr. White stated that he didn't have any additional information at this time.

Councilman Clough asked that Mr. White contact someone to see if there are grants available.

Mayor Graham reiterated the fact that he is not looking to spurn the good intentions of Mr. Dean. He expressed concern that he doesn't know if this would be a long term solution.

Councilman Clough responded that this would give the City time to allow Mr. White to investigate the grants. He stated that no one is against getting the clock fixed. However, if the City is going to spend \$160,000 it should be paid for out of grants.

Councilman LaBouf remarked that it is not very often that people step forward to volunteer their time and expertise.

Mrs. Corriveau advised that the scope of the \$160,000 project includes replacement of all four glass faces, pointing and pinning needs to be done to the stone work where the clock was installed.

Mayor Graham asked if the City has a lease with the church for the space.

Mrs. Corriveau stated that we do not.

Attorney Slye commented that as we continue to work through these clock issues, the City does need a lease with First Baptist. In addition, the City will need a key and access to the clock. He also commented that the City needs to speak with First Baptist. He explained that fixing the stone work around the clock would be similar to the work the City did to repair adjacent buildings when the American Hotel and the Iron Block buildings were demolished. He also commented that there are other issues, such as the need to make the steps leading up to the clock safe.

Councilman Smith remarked that it sounds like there is more than just one issue. He commented that the mechanics of the clock itself is one and if someone can step forward and repair the clock, it should be done. However, he remarked that he would like more details in writing as to what is intended to be done and some idea of the length of time the repairs would last. Councilman Smith also remarked that there are other issues such as the faces and the masonry repairs.

Attorney Slye advised that he has some concerns with volunteers working on this in regards to liability issues. He commented that the reason the proposal costs \$160,000 is because the companies have insurance. He also commented that the church would have these liability issues as well.

Councilman Smith asked if a contract could be entered into whereby the City was indemnified. He commented that the City makes things so complicated at times.

Attorney Slye responded that the City doesn't make this up.

Councilman Clough asked about the liability issue and the volunteers that clean the Flower statue. He also asked if the church's liability would cover a volunteer.

Attorney Slye explained that this needs to be worked through.

Councilman Clough commented that he agreed with Councilman Smith, the City does make things harder for people to help.

Mrs. Corriveau explained that Mr. Hauk had spoken with Mr. Dean and had taken down his name to be added to the list when the RFP directives were sent out to the contractors as an individual that had an interest and expertise in helping with the project. She also suggested that Council allow staff to discuss this with Mr. Dean.

Councilman Clough also suggested that Councilman LaBouf be included in the discussions.

Mayor Graham asked that staff bring recommendations back to the Council.

Budget Sessions

Budget sessions will be held on April 23rd and April 30th beginning at 6:00 p.m.

Executive Session

MOTION WAS MADE BY COUNCILMAN SMITH TO MOVE INTO EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING. MAYOR GRAHAM ASKED THAT THE MOTION INCLUDE DISCUSSION OF REAL

PROPERTY WHEREBY PUBLIC DISCLOSURE COULD AFFECT THE VALUE THEREOF.

MOTION WAS SECONDED BY COUNCILMAN LABOUF.

Councilman Clough questioned the addition to the motion.

Mayor Graham responded that it was to discuss Gaffney Drive.

Councilman Clough remarked that two weeks ago Mayor Graham had argued to not go into Executive Session to discuss this topic.

Mayor Graham explained that he wanted to know about the results of the appraisal that was called for.

AT THE CALL OF THE CHAIR VOTE WAS TAKEN ON THE MOTION AS AMENDED AND DEFEATED WITH COUNCILMAN SMITH AND MAYOR GRAHAM VOTING YEA AND COUNCILMAN CLOUGH AND COUNCILMAN LABOUF VOTING NAY.

MOTION WAS MADE BY COUNCILMAN SMITH TO MOVE INTO EXECUTIVE SESSION TO DISCUSS COLLECTIVE BARGAINING. MOTION WAS SECONDED BY COUNCILMAN CLOUGH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Council moved into Executive Session at 8:06 p.m.

Council reconvened at 8:45 p.m.

ADJOURNMENT

AT THE CALL OF THE CHAIR THE MEETING WAS DULY ADJOURNED AT 8:25 P.M. BY MOTION OF COUNCILMAN SMITH, SECONDED BY COUNCILMAN CLOUGH AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.

Donna M. Dutton
City Clerk