

CITY OF WATERTOWN, NEW YORK
AGENDA
Monday, August 4, 2025
7 p.m.

This shall serve as notice that the next regularly scheduled meeting of the City Council will be held on Monday, August 4, 2025, at 7:00 p.m. in the City Council Chambers, 245 Washington Street, Watertown, New York.

MOMENT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL

ADOPTION OF MINUTES

COMMUNICATIONS

PRIVILEGE OF THE FLOOR

PUBLIC HEARING

RESOLUTIONS

- Resolution No. 1 - Authorizing Adjustment to the 2025-26 City Tax Bill for 104 New York Avenue, Parcel No. 01-22-220.000
- Resolution No. 2 - Declaring the City Council's Intent to Serve as Lead Agency Under the State Environmental Quality Review Act (SEQRA) and Initiating Coordinated Review for a Public Water Project Known as the East Reservoir and Transmission Main Improvements Project
- Resolution No. 3 - Authorizing the Submission of Drinking Water Infrastructure Improvement Act (WIIA) Grant Application for the City of Watertown – East Reservoir and Transmission Main Improvement Project
- Resolution No. 4 - Approving Change Order No. 4 for the DRI Streetscape Design Improvements Project, CCI Companies Inc.
- Resolution No. 5 - Approving Change Order No. 2 for the Winslow Street Water Main Replacement Project, EDGE Civil Corporation

Resolution No. 6 - Authorizing Limited Waiver of Attorney-Client Privilege and Testimony by Former Harris Beach Murtha Attorneys in Ethics Proceeding Against Council Member Clifford Olney

ORDINANCES

Ordinance No. 1 - An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

LOCAL LAW

OLD BUSINESS

STAFF REPORTS

NEW BUSINESS

EXECUTIVE SESSION

ADJOURNMENT

WORK SESSION

Next Work Session is scheduled for Monday, August 11, 2025, at 7:00 p.m.

NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING IS MONDAY, AUGUST 18, 2025.

Res No. 1

August 4, 2025

To: The Honorable Mayor and City Council

From: Eric F. Wagenaar, City Manager

Subject: Authorizing Adjustment to the 2025-26 City Tax Bill for 104 New York Avenue,
Parcel No. 01-22-220.000

A couch was removed from the subject property in July 2024, and an invoice for \$405.00 was issued. Upon review, it was determined that the property owner was unaware that the couch had been illegally dumped on their vacant lot and did not receive the initial violation notice. Although an abatement had previously been approved, the adjustment was inadvertently not processed before the charge was relevied to the 2025–26 property tax bill.

A resolution abating the Code Enforcement invoice and adjusting the 2025-26 City property tax bill has been prepared for City Council’s consideration.

RESOLUTION

Page 1 of 1

Authorizing Adjustment to the 2025-26
City Tax Bill for 104 New York Avenue,
Parcel No. 01-22-220.000

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Introduced by _____

WHEREAS an amount of \$405.00 representing an unpaid Code Enforcement invoice for trash removal was relevied to the 2025-26 City tax bill for 104 New York Avenue, and

WHEREAS the property owner did not receive the initial violation notice regarding a couch that had been illegally dumped on their vacant lot without their knowledge, and

WHEREAS an abatement agreement had previously been reached, but due to an administrative oversight, it was not processed before the charge was relevied onto the 2025-26 tax bill,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby reduces the 2025-26 City property tax bill for 104 New York Avenue, Parcel No. 01-22-220.000, by \$405.00 for the erroneously relevied Code Enforcement invoice for trash removal charges, and

BE IT FURTHER RESOLVED by the City Council of the City of Watertown that the above amount is abated and the City Comptroller is hereby authorized to mark the books and records accordingly.

Seconded by _____

Res No. 2

August 4, 2025

To: The Honorable Mayor and City Council

From: Eric F. Wagenaar, City Manager

Subject: Declaring the City Council's Intent to Serve as Lead Agency Under the State Environmental Quality Review Act (SEQRA) and Initiating Coordinated Review for a Public Water Project Known as the East Reservoir and Transmission Main Improvements Project

The City of Watertown contracted with Wright Pierce to create an intended use plan (IUP) to be submitted to the New York State Environmental Facilities Corporation (EFC) in May 2025. Wright Pierce, on behalf of the City, submitted the IUP to be eligible to apply for Water Infrastructure Improvement Act (WIIA) funds for the East Reservoir and Transmission Main Improvements Project.

As part of the grant application, it is necessary for the City to declare its intent to serve as Lead Agency for the coordinated environmental review of the Project under SEQRA.

The Project is classified as an Unlisted action pursuant to 6 NYCRR Part 617.4 of the State Environmental Quality Review Act ("SEQRA"), but will be filed as a Type I Action per State Revolving Fund (SRF) and Water Infrastructure Investment Act (WIIA) financing requirements.

The attached resolution has been prepared for City Council consideration. The resolution authorizes the City Manager or their designee to sign and submit the necessary application documents.

RESOLUTION

Page 1 of 1

Declaring the City Council's Intent to Serve as Lead Agency Under the State Environmental Quality Review Act (SEQRA) and Initiating Coordinated Review for a Public Water Project Known as the East Reservoir and Transmission Main Improvements Project

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Introduced by _____

WHEREAS the City of Watertown (the "City") is proposing to undertake the construction of a new water storage tank, relining of the existing reservoir, transmission main replacement, and related improvements (the "Project") to enhance the City's public water supply system, and

WHEREAS the Project is classified as an Unlisted action pursuant to 6 NYCRR Part 617.4 of the State Environmental Quality Review Act ("SEQRA"), but will be filed as a Type I Action per State Revolving Fund (SRF) and Water Infrastructure Investment Act (WIIA) financing requirements, and

WHEREAS in accordance with SEQRA, a Lead Agency must be established to conduct a coordinated environmental review of the proposed Type I Action, and

WHEREAS the City is a local agency with the principal responsibility for approving, funding, and implementing the Project, and

WHEREAS the City Council of the City of Watertown intends to assume the role of Lead Agency for the purposes of SEQRA review for the Project, and

WHEREAS the City will notify all involved and interested agencies of its intent to act as Lead Agency and will provide them with the completed Part 1 of the Full Environmental Assessment Form (EAF) and other required documentation in accordance with 6 NYCRR §617.6(b)(3) for coordinated review,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby declares its intent to serve as Lead Agency for the coordinated environmental review of the Project under SEQRA, and the Project is classified as a Type I Action pursuant to SRF/WIIA/SEQRA regulations, and

BE IT FURTHER RESOLVED that the City Council directs the City's consulting engineer or other designated representative to circulate the Lead Agency coordination letter, Part 1 of the Full EAF, and any supporting documents to all involved and interested agencies for the purpose of coordinated review and Lead Agency designation, and

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

Seconded by _____

Res No. 3

August 4, 2025

To: The Honorable Mayor and City Council

From: Eric F. Wagenaar, City Manager

Subject: Authorizing the Submission of Drinking Water Infrastructure Improvement Act (WIIA) Grant Application for the City of Watertown – East Reservoir and Transmission Main Improvements Project

The City of Watertown is seeking funding assistance through the New York State Environmental Facilities Corporation (EFC) under the Drinking Water Infrastructure Improvement Act (WIIA) Grant Program. This funding opportunity is designed to support municipalities in undertaking critical improvements to their drinking water systems.

The City of Watertown contracted with Wright Pierce to create an intended use plan (IUP) to be submitted to the EFC in May 2025.

Wright Pierce, on behalf of the City, submitted the IUP to be eligible to apply for WIIA funds for the East Reservoir and Transmission Improvements Project.

The IUP, based upon the recommendations from Wright Pierce's preliminary engineering report, include a new 5 million gallon water storage tank, supporting infrastructure connecting the existing water system with the new tank, and the spray coating of the interior of the existing reservoir to repair the leak(s) until construction is completed. These steps are necessary due to the long lead time for the tank construction, coupled with the City's obligation to satisfy the Department of Health emergency capacity requirements throughout the project(s).

Council's vote to seek funding under the Drinking Water Infrastructure Improvement Act (WIIA) Grant Program is critical to achieve the September 12 application deadline for 2025 funding.

The attached resolution has been prepared for City Council consideration. The resolution authorizes the City Manager or their designee to sign and submit the necessary application documents.

RESOLUTION

Page 1 of 1

Authorizing the Submission of Drinking Water Infrastructure Improvement Act (WIIA) Grant Application for the City of Watertown – East Reservoir and Transmission Main Improvements Project

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Introduced by _____

WHEREAS grant funds and assistance are available through the NYS Drinking Water Infrastructure Act through the NYS Environmental Facilities Corporation, including the Water Infrastructure Improvement ACT (WIIA) and the Drinking Water State Revolving Fund (DWSRF), and

WHEREAS the City of Watertown wishes to apply for said funds for the East Reservoir and Transmission Main Improvements Project to include a new water storage tank and supporting infrastructure for operation with the existing water system, and the spray coating of the interior of the existing reservoir as funding allows,

NOW THEREFORE BE IT RESOLVED that the City of Watertown City Council authorizes the City Manager, or their designee, to sign and submit the grant application form and any other documents required by the grant application.

Seconded by _____

To: The Honorable Mayor and City Council

From: Eric Wagenaar, City Manager

Subject: Approving Change Order No. 4 for the DRI Streetscape Design Improvements Project, CCI Companies, Inc.

At the June 6, 2022, meeting, City Council approved the bid for the Downtown Revitalization Initiative (DRI) Watertown Streetscape Design Improvements Project to CCI Companies, Inc. in the amount of **\$3,647,704.75**. CCI Companies, Inc. has previously submitted, and the City Council has previously approved, Change Orders No. 1, 2 and 3 in the respective amounts of \$20,612.42 and \$111,959.49 and \$283,608.50, which combined brought the current contract total to **\$4,063,885.16**.

CCI Companies, Inc. has now submitted Change Order No. 4 in the amount of **\$39,285.47**, which will bring the final construction cost to **\$4,103,170.63**. The increase is due to two specific issues:

- Lachenauer Plaza Fountain: This item (\$27,710.40) began the need to repair underground leaks in the fountain structure pit. During this process, City Electric Staff recommended against maintaining a submerged pump, as had previously been the case, and expressed concerns with installing electric lights in the water, as the design originally called for. Addressing these concerns involved installing a new fountain pump, which also necessitated creating a new manhole pit, installing a new pull box located outside of the manhole pit, and substituting new lights with a different fuse than what was specified in the bid package. This part of the Change Order includes subcontractor labor and material costs paid to both the prime contractor (CCI Companies, Inc.) and a subcontractor (Binghamton Road Electric).
- Temporary Blacktop Removal: This item (\$16,825.07) arose from the need to remove temporary blacktop after installing it for a second winter season to ensure pedestrian safety over the winter. The landscaping subcontractor was unable to procure the specified tree species at the designated planting time in 2023, leading to a need for temporary blacktop in the 2023-24 winter, which then needed to be removed in Spring 2024.

Funding to cover the final change order will come from a transfer from the general fund.

The attached resolution approves Change Order No. 4 as submitted. A copy of the change order is attached and made part of this resolution.

RESOLUTION

Page 1 of 1

Approving Change Order No. 4
for the DRI Streetscape Design
Improvements Project, CCI Companies
Inc.

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total.....

YEA	NAY

Introduced by _____

WHEREAS the City Engineering Department has received Change Order No. 4 for the Downtown Revitalization (DRI) Streetscape Design Improvements Project from CCI Companies, Inc., and

WHEREAS CCI Companies, Inc.'s original contract price at the time of award was \$3,647,704.75, and

WHEREAS the City Council has previously approved three change orders to the original contract in the amounts of \$20,612.42 and \$111,959.49 and \$283,608.50, and

WHEREAS CCI Companies, Inc. has prepared Change Order No. 4 for City Council consideration in the amount of \$39,285.47, to cover an increase in the project cost due to additional work on the Lachenauer Plaza fountain and temporary blacktop removal, and

WHEREAS the City Engineering and Planning Departments have reviewed the change order and recommends that the City Council accept the change order submitted by CCI Companies, Inc.,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown approves Change Order No. 4 for the DRI Streetscape Design Improvements Project in the amount of \$39,285.47, a copy of which is attached and made part of this resolution, and accepts the revised Contract Agreement total sum in the amount of \$4,103,170.63 and

BE IT FURTHER RESOLVED that the City Manager, or their designee, is hereby authorized and directed to sign the change order and contracts associated with implementing the revised Contract Agreement with CCI Companies, Inc.

Seconded by _____

Change Order

No. 4

Date of Issuance: 7/1/2025

Effective Date: 7/1/2025

Project: Watertown Streetscape Design Improvements	Owner: City of Watertown	Owner's Contract No.:
Contract: Watertown Streetscape Design Improvements		Date of Contract: 7/11/2022
Contractor: CCI Companies, Inc.		Engineer's Project No.:

The Contract Documents are modified as follows upon execution of this Change Order:

Description: The Watertown Streetscape Design Improvements Project required additional Labor and Material for Fountain Work, Fountain Pump, and removing temporary Blacktop in addition to the Contract Drawings.

Attachments: (List documents supporting change):

Attached Invoice from CCI Companies, Inc.

CHANGE IN CONTRACT PRICE:

Original Contract Price:

\$ 3,647,704.75

[Increase] from previously approved Change Orders
No. 3 to No. 4:

Contract Price prior to this Change Order:

\$ 4,063,885.16

[Increase] of this Change Order:

\$ 39,285.47

Contract Price incorporating this Change Order:

\$ 4,103,170.63

CHANGE IN CONTRACT TIMES:

Original Contract Times: ☐ Working days ☐ Calendar days

Substantial completion (days or date):

Ready for final payment (days or date):

[Increase] [Decrease] from previously approved Change Orders
No. _____ to No. _____:

Substantial completion (days):

Ready for final payment (days):

Contract Times prior to this Change Order:

Substantial completion (days or date):

Ready for final payment (days or date):

[Increase] [Decrease] of this Change Order:

Substantial completion (days or date):

Ready for final payment (days or date):

Contract Times with all approved Change Orders:

Substantial completion (days or date):

Ready for final payment (days or date):

RECOMMENDED:

By: Thomas Compton
Engineer (Authorized Signature)

Date: 7/3/2025

Approved by Funding Agency (if applicable):

ACCEPTED:

By: _____
Owner (Authorized Signature)

Date: _____

ACCEPTED:

By: Daniel J. [Signature]
Contractor (Authorized Signature)

Date: 7/2/2025

Date: _____

Res No. 5

August 4, 2025

To: The Honorable Mayor and City Council

From: Thomas S.M. Compo, P.E., City Engineer

Subject: Approving Change Order No. 2 for the Winslow Street Water Main Replacement Project, EDGE Civil Corporation

At the January 16, 2024 meeting, City Council approved the bid for the Winslow Street Water Main Replacement Project to EDGE Civil Corporation in the amount of \$932,635.00.

At the November 04, 2024 City Council meeting, the City Council approved Change Order No. 1 from EDGE Civil Corporation for a decrease of \$1,288.65, bringing the total contract amount to \$931,346.35.

EDGE Civil Corporation has now submitted Change Order No. 2 for a \$8,946.00 decrease bringing the final construction cost to \$922,400.35. This change order will cover price adjustments to various field and contract items, and allow for final payment of this project to be issued.

A resolution approving this change order has been prepared for City Council consideration.

RESOLUTION

Page 1 of 1

Approving Change Order No. 2
for the Winslow Street Water Main
Replacement Project,
EDGE Civil Corporation

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Introduced by _____

WHEREAS at its January 16, 2024, meeting, the City Council approved a bid from EDGE Civil Corporation in the amount of \$932,635.00 for the Winslow Street Water Main Replacement Project, and

WHEREAS at its November 04, 2024, meeting, the City Council approved Change Order No. 1 from EDGE Civil Corporation for the decrease of \$1,288.65, bringing the total contract amount to \$931,346.35, and

WHEREAS there have been various price adjustments to field and contract items that need to be addressed before a final payment can be issued, and

WHEREAS EDGE Civil Corporation has now submitted Change Order No. 2 for a decrease of \$8,946.00,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves Change Order No. 2 from EDGE Civil Corporation for a decrease of \$8,946.00, a copy of which is attached and made part of this Resolution, bringing the total contract amount to \$922,400.35, and

BE IT FURTHER RESOLVED that City Manager, or their designee, is hereby authorized and directed to execute Change Order No. 2 on behalf of the City of Watertown.

Seconded by _____

CHANGE ORDER NO.: #2

Owner: City of Watertown Owner's Project No.:
 Engineer: Aubertine and Currier, PLLC Engineer's Project No.: 2022-045
 Contractor: Edge Civil Corporation Contractor's Project No.:
 Project: Winslow Street Watermain Replacement
 Contract Name:
 Date Issued: 07/23/2025 Effective Date of Change Order: 08/04/2025

The Contract is modified as follows upon execution of this Change Order:

Description:

Change in Contract of Over/Under Quantities at project completion

Attachments:

Over/Under Summary Sheet, dated 7/23/2025

Change in Contract Price		Change in Contract Times [State Contract Times as either a specific date or a number of days]	
Original Contract Price:		Original Contract Times:	
\$ 932,635		Substantial Completion:	9/22/2024
		Ready for final payment:	11/25/2023
Decrease from previously approved Change Order No. #1		[Increase] [Decrease] from previously approved Change Orders No. [Number of previous Change Order]:	
\$ 1,288.65		Substantial Completion:	
		Ready for final payment:	
Contract Price prior to this Change Order:		Contract Times prior to this Change Order:	
\$ 931,346.35		Substantial Completion:	11/08/2024
		Ready for final payment:	11/29/2024
Decrease this Change Order:		Increase this Change Order:	
\$ 8,946.00		Substantial Completion:	
		Ready for final payment:	
Contract Price incorporating this Change Order:		Contract Times with all approved Change Orders:	
\$ 922,400.35		Substantial Completion:	11/08/2024
		Ready for final payment:	08/04/2025

Recommended by Engineer (if required) Accepted by Contractor

By: Matthew R. Morgia [Signature]

Title: Matthew R. Morgia, Engineer

Date: 7/25/2025

Authorized by Owner Approved by Funding Agency (if applicable)

By: _____

Title: _____

Date: _____

Res No. 6

August 4, 2025

To: The Honorable Mayor and City Council

From: Eric F. Wagenaar, City Manager

Subject: Authorizing Limited Waiver of Attorney-Client Privilege and Testimony by
Former Harris Beach Murtha Attorneys in Ethics Proceeding Against Council
Member Clifford Olney

This resolution authorizes a limited waiver of attorney-client privilege to allow Attorney Matthew G. Jubelt, who is representing the City in the ethics proceeding against Council Member Clifford Olney, to communicate with former City Attorneys from the Harris Beach Murtha law firm. The waiver is necessary to permit discussion of specific matters relevant to the ethics charges, including potential testimony.

The waiver is narrowly tailored to apply only to communications related to the Watertown Golf Course transaction, a February 2023 appraisal, and associated access agreements, and is limited to those that occurred on or about March 8, 2023. All other privileged communications remain protected. This authorization is intended to ensure that all relevant information can be considered during the ethics hearing process.

The attached resolution is being presented for City Council consideration.

RESOLUTION

Page 1 of 2

Authorizing Limited Waiver of Attorney-Client Privilege and Testimony by Former Harris Beach Murtha Attorneys in Ethics Proceeding Against Council Member Clifford Olney

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Introduced by _____

WHEREAS, on or about October 21, 2024, the Watertown City Council brought ethics charges against Council Member Clifford Olney, and

WHEREAS, the Watertown City Council subsequently engaged Attorney Matthew G. Jubelt to represent the City in its prosecution of the ethics charges, and

WHEREAS, in order to enable Attorney Jubelt to perform such work he must be permitted to speak with the City's former attorneys regarding matters relating to the charges and, if he deems such necessary, call such attorneys as witnesses at the ethics hearing, and

WHEREAS, disclosure of the information in question is necessary under § 20(3) of the City Charter to permit the Council to hear all relevant evidence bearing on the ethics charges being considered,

NOW THEREFORE BE IT RESOLVED that the Watertown City Council authorizes Attorney Matthew G. Jubelt to speak with former City Attorneys with the law firm of Harris Beach Murtha in connection with the pending ethics charges and related matters and authorizes the attorneys of the Harris Beach Murtha law firm to speak with Attorney Jubelt regarding matters relevant to such charges including attorney-client privileged information about the firm's communications with Council Member Olney on or about March 8, 2023 concerning the Watertown Golf Course transaction, a February 20, 2023 appraisal, and related Access Agreements, and

BE IT FURTHER RESOLVED that the Watertown City Council authorizes Attorney Matthew G. Jubelt to notice and call as witnesses at the ethics hearing former City Attorneys with the Harris Beach Murtha law firm, and such attorneys are authorized to testify at the ethics hearing regarding matters pertaining to the ethics charges including providing information that may potentially be subject to the attorney-client privilege regarding communications between that firm and Council Member Olney on or about March 8, 2023 regarding the Watertown Golf Course transaction, a February 20, 2023 appraisal, and related Access Agreements, and

BE IT FURTHER RESOLVED that the Watertown City Council authorizes the law firm of Harris Beach Murtha to speak with Council Member Olney's legal representative in the ethics

RESOLUTION

Page 2 of 2

Authorizing Limited Waiver of Attorney-Client Privilege and Testimony by Former Harris Beach Murtha Attorneys in Ethics Proceeding Against Council Member Clifford Olney

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

hearing with regard to their anticipated testimony in the ethics hearing of which notice is provided by Attorney Jubelt, and

BE IT FURTHER RESOLVED that any waiver of the attorney-client privilege by the Council authorized in this resolution shall be narrowly limited to only the scope of information defined herein and shall not relate to any other matter upon which the Council, or City employees, have received legal advice or assistance.

Seconded by _____

August 4, 2025

To: The Honorable Mayor and City Council

From: James E. Mills, City Comptroller

Subject: An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Earlier in tonight's agenda City staff recommended applying to the Drinking Water Infrastructure Improvement (WIIA) program for funding for the reconstruction of the East Reservoir in Thompson Park. Wright-Pierce has estimated the cost of the project to be \$29,000,000. Grant applications typically require demonstrating the ability to fund the local share if the grant is awarded.

Accordingly, a bond ordinance amendment has been prepared for City Council consideration to increase the estimated cost of the project to \$29,000,000 to finance the project. The ultimate amount borrowed will be reduced by any grants received for the project.

ORDINANCE

Page 1 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Introduced by _____

At a regular meeting of the Council of the City of Watertown, Jefferson County, New York, held at the Municipal Building, in Watertown, New York, on August 4, 2025, at 7:00 o'clock P.M., Eastern Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following ordinance was offered by _____, who moved its adoption, seconded by _____, to-wit:

BOND ORDINANCE DATED AUGUST 4, 2025.

AN ORDINANCE AMENDING THE ORDINANCE DATED APRIL 21, 2025, AUTHORIZING THE ISSUANCE OF \$12,000,000 BONDS OF THE CITY OF WATERTOWN, JEFFERSON COUNTY, NEW YORK, TO PAY THE COSTS OF THE REPLACEMENT OR REHABILITATION OF THE EAST RESERVOIR LOCATED IN THOMPSON PARK, IN AND FOR SAID CITY, TO INCREASE THE ESTIMATED MAXIMUM COST THEREOF AND THE AMOUNT OF BONDS AUTHORIZED TO \$29,000,000.

WHEREAS, by ordinance dated April 21, 2025, the Council of the City of Watertown, Jefferson County, New York (the "City"), authorized the issuance of \$12,000,000 bonds of said City to pay the costs of the replacement or rehabilitation of the East Reservoir located in Thompson Park, including incidental expenses in connection therewith, design, demolition of the existing reservoir, related site development and the construction of a new five-million-gallon tank; and

WHEREAS, the Council now wishes to increase the estimated maximum cost and the amount of bonds authorized for the aforesaid project from \$12,000,000 to \$29,000,000 (an increase of \$17,000,000);

ORDINANCE

Page 2 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

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

Section A. The ordinance dated April 21, 2025, authorizing the issuance of \$12,000,000 bonds to pay the costs of the replacement or rehabilitation of the East Reservoir located in Thompson Park, including incidental expenses in connection therewith, design, demolition of the existing reservoir, related site development and the construction of a new five-million-gallon tank, at an estimated maximum cost of \$12,000,000, in and for the City, is hereby amended, in its entirety to read as follows:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$29,000,000 BONDS OF THE CITY OF WATERTOWN, JEFFERSON COUNTY, NEW YORK, TO PAY THE COSTS OF THE REPLACEMENT OR REHABILITATION OF THE EAST RESERVOIR LOCATED IN THOMPSON PARK, IN AND FOR SAID CITY.

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act to the extent required, 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 (the "City"), as follows:

Section 1. For paying the costs of the replacement or rehabilitation of the East Reservoir located in Thompson Park, including incidental expenses in connection therewith, design, demolition of the existing reservoir, related site development, construction of a new five-million-gallon tank and relining of the current reservoir, a class of objects or purposes, in and for the City of Watertown, Jefferson County, New York, there are hereby authorized to be issued \$29,000,000 bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$29,000,000 and that the plan for the financing thereof is by the issuance of the \$29,000,000 bonds of said City authorized to be issued pursuant to this bond ordinance; provided, however, that the amount of bonds ultimately to be issued will be reduced by the amount of any State and, or federal aid or any other revenue received by the City from

ORDINANCE

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An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

other sources for such class of objects or purposes, which monies are hereby appropriated therefor.

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

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

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

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

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Comptroller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the City Comptroller shall deem best for the interests of the City, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the City Comptroller 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.

ORDINANCE

Page 4 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Section 8. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the City Comptroller. Such notes shall be of such terms, form and contents as may be prescribed by said City Comptroller consistent with the provisions of the Local Finance Law.

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

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

Section 11. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of its City Comptroller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Comptroller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the City Comptroller shall determine.

ORDINANCE

Page 5 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

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Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Section 12. The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this 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 13. 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 14. This ordinance, which takes effect immediately, shall be published in summary in the Watertown Daily Times the official newspaper of the City, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section B. 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.

ORDINANCE

Page 6 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Council Member KIMBALL, Robert O.

Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

Section C. Upon this ordinance taking effect, the same shall be published in summary in the Watertown Daily Times, the official newspaper, of the City, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section D. This ordinance is effective immediately.

Unanimous consent moved by _____, seconded by _____, with all voting "AYE".

The question of the adoption of the foregoing ordinance was duly put to a vote on roll call, which resulted as follows:

Council Member Robert O. Kimball	VOTING _____
Council Member Clifford G. Olney III	VOTING _____
Council Member Lisa A. Ruggiero	VOTING _____
Council Member Benjamin P. Shoen	VOTING _____
Mayor Sarah V.C. Pierce	VOTING _____

The ordinance was thereupon declared duly adopted.

* * * * *

APPROVED BY THE MAYOR

August 4, 2025.

Mayor

ORDINANCE

Page 7 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

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Council Member OLNEY III, Clifford G.

Council Member RUGGIERO, Lisa A.

Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

STATE OF NEW YORK)

) ss.:

COUNTY OF JEFFERSON)

I, the undersigned Clerk of the City of Watertown, Jefferson County, New York, DO
HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Council of said City, including the ordinance contained therein, held on August 4, 2025, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Council had due notice of said meeting.

I FURTHER CERTIFY that said meeting was (i) open to the general public pursuant to Section 103 of the Public Officers Law or (ii) conducted in conformance with Section 103-a of the Public Officers Law.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspapers and/or Other News Media Date Given

Regular meeting of the City Council held in accordance with Section 14-1 of the Municipal Code

I FURTHER CERTIFY that PRIOR to the time of said meeting, I duly caused public notice of the time and place of said meeting to be conspicuously posted in the following designated public location(s) on the following dates:

Designated Location(s) of Posted Notice Date of Posting

Regular meeting of the City Council held in accordance with Section 14-1 of the Municipal Code

ORDINANCE

Page 8 of 8

An Ordinance Amending the Ordinance Dated April 21, 2025, Authorizing the Issuance of \$12,000,000 Bonds of the City of Watertown, Jefferson County, New York, to Pay the Costs Of Replacement or Rehabilitation of the East Reservoir Located in Thompson Park, in and For Said City, to Increase the Estimated Maximum Cost Thereof and the Amount of Bonds Authorized to \$29,000,000

Council Member KIMBALL, Robert O.

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Council Member SHOEN, Benjamin P.

Mayor PIERCE, Sarah V.C.

Total

YEA	NAY

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said City on August ____, 2025.

City Clerk

(CORPORATE SEAL)

Seconded by _____