

**MINUTES OF THE COMMON COUNCIL
OCTOBER 16, 2018**

A meeting of the Common Council of the City of Oneida, NY was held on the sixteenth day of October, 2018 at 6:30 o'clock P.M. in Council Chambers, Oneida Municipal Building, 109 N. Main Street, Oneida, NY.

Meeting was called to order by Mayor Leo Matkze

PRESENT: Councilors Alan Cohen, Michael Bowe, James Coulthart, Helen Acker, James Chamberlain and Thomas Simchik

ALSO PRESENT: City Attorney Nadine Bell
City Clerk Susan Pulverenti
City Engineer Eric Schuler
Comptroller Lee Ann Wells
Fire Chief Dennis Fields
Police Chief Paul Thompson
Recreation Director Luke Griff
Supervisor Joe Magliocca

OLD BUSINESS

*507 Stone Street – By order of Court (9/9/18) remediation was to be completed by 10/6/18
112 Madison Street – By order of Court (7/30/18) City can perform remediation*

Fire Chief Fields said that Mr. Kistner owner of 507 Stone Street has not complied, and he has not been inside at 112 Madison to see if any work has been completed. City Attorney Bell said that the next step is to obtain three quotes and charge the work back to the property owner, as per the order of the Court. A brief discussion pertaining to who would seek the quotes ensued, and the Mayor determined this will be the duty of the Assessor with input from the Fire Chief and City Engineer. Councilor Cohen said the Planning Department works with many contractors through Community Development and may be able to provide some suggestions. It was noted that Pat Baron may also be able to provide some names of contractors. Chief Fields said that he would reach out to Mr. Xedis to see if he would allow entry to the building, and if he will not comply, a search warrant will be obtained. The Fire Chief said that Mr. Xedis has been cooperative in the past. Gary Taylor, Oneida, questioned if this would be put out to bid, and the Comptroller said that the cost determines whether to bid or not. Attorney Bell said the quotes would still come before the council for approval. Councilor Bowe said the City follows the procedures of the Purchasing Policy.

Vacant Registry Program – 181 Main St. and 212 Bates Ave.

The Mayor said that he has written a letter for the Vacant Registry Program, and he had planned on starting it at the beginning of the year. The Mayor said that he will have these two property owners sent letters since we have been looking at these for a long time. Councilor Chamberlain said that we should be enforcing this policy and assessing the fees. Chief Fields said that the fees progressively increase each year.

522 Sconondoa Street

The Mayor said that this property is owned by the City and in need of demolition. The Mayor said that he has placed funding in the 2019 budget for demos. The Comptroller said there is currently \$21K in budget for demolition, unless the City Engineer will need to allocate the funds for something else. A brief discussion continued noting that we currently have demo companies working with the buyout in that area.

FEMA Buyout Update

Councilor Acker said that there were originally 154 properties in the Buyout. She said that 31 have withdrawn for multiple reasons. Councilor Acker said that 123 properties have been closed on with two left and four more are questionable. She said that the City has asked for another extension; however, we have not yet heard back from FEMA. She said that approximately 60 structures have been torn down at this point, and we are anticipating meeting the December 31st deadline. Councilor Acker said there will be two different contractors working. City Attorney Nadine Bell said that we were originally advised by FEMA that only about 80 home owners were expected to participate, but the City has well exceeded that anticipated number. Councilor Acker applauded Planning Director Cassie Rose for the excellent, excellent work she has done with this project. Councilor Chamberlain thanked Councilor Acker for her involvement and efforts as well.

SUPERVISORS REPORT

Supervisor Joe Magliocca said that National Grid is working on easements for the proposed industrial park on W. Elm Street. He said that the County Planning Department will be meeting this month to discuss this.

Councilor Acker questioned why the blacktop stopped by Freighthouse Alley. Supervisor Magliocca said that the project is two years behind schedule, and this, as well as other items, were taken out by the Council due to budgetary reasons. He said that Freighthouse Alley was taken out before the bid. He said that CCI and Tioga Construction have been remarkably helpful and positive; they have gone above and beyond their contractual requirements. He said that the Oneida Improvement Committee raised the funding for the gates, signage and kiosk, which is being built by volunteers this weekend. He said that the Hubbard Place Bridge is spectacular and invited the Council to stop and look at it.

Moved by Councilor Bowe
Seconded by Councilor Coulthart

RESOLVED, that the minutes of the regular meeting of October 2, 2018 are hereby approved as presented.

Ayes: 6
Nays: 0

MOTION CARRIED

Moved by Councilor Bowe
Seconded by Councilor Chamberlain

RESOLVED, that Warrant No. 21, checks and ACH payments in the amount of \$550,988.22 as audited by the Voucher Committee is hereby approved for payment in the usual manner at the discretion of the Comptroller.

Ayes: 6
Nays: 0

MOTION CARRIED

Moved by Councilor Chamberlain
Seconded by Councilor Simchik

RESOLVED, that checks in the amount of \$10,527.25 (City Attorney) as audited by the Voucher Committee are hereby approved for payment in the usual manner at the discretion of the Comptroller.

Ayes: 5
Nays: 0
Abstain: 1 (Bowe)

MOTION CARRIED

MONTHLY REPORTS

RESOLUTION 18-214

Moved by Councilor Acker
Seconded by Councilor Chamberlain

RESOLVED, that monthly reports from the Chamberlain, City Clerk, City Engineer, Comptroller, Fire Department, Housing Codes Enforcement, Police Department and Recreation Department be hereby received and placed on file.

Ayes: 6
Nays: 0
MOTION CARRIED

ELECTION DAY COUNCIL MEETING RESCHEDULED

RESOLUTION 18-215

Moved by Councilor Acker
Seconded by Councilor Chamberlain

WHEREAS, the General Election is being held on the first Tuesday in November, which is a regularly scheduled Common Council meeting time, **now therefore be it**

RESOLVED, that the first Council meeting in November shall be scheduled for Monday, November 5, 2018 at 6:30 p.m. in the Common Council Chambers.

Ayes: 6
Nays: 0
MOTION CARRIED

AGREEMENT – CINTAS CORPORATION

RESOLUTION 18-216

Moved by Councilor Acker

Seconded by Councilor Bowe

RESOLVED, to authorize the Mayor to sign the updated Standard Rental Service Agreement with Cintas Corporation for the Department of Public Works Contract.

Ayes: 6

Nays: 0

MOTION CARRIED

MEMO OF UNDERSTANDING – MADISON COUNTY FIRE TRAINING FACILITY

RESOLUTION 18-217

Moved by Councilor Acker

Seconded by Councilor Chamberlain

RESOLVED, to authorize the Mayor to sign the Memorandum of Understanding by and between the City of Oneida and Madison County for the Fire Department's use of the Madison County Fire Training Facility.

Ayes: 6

Nays: 0

MOTION CARRIED

AMEND 2018 BUDGET

RESOLUTION 18-218

Moved by Councilor Bowe

Seconded by Councilor Acker

RESOLVED, to amend the 2018 City of Oneida Budget to include an Assistant City Engineer.

Ayes: 6

Nays: 0

MOTION CARRIED

The Mayor said that there is no amount for funding at this time.

CITY OF ONEIDA SEXUAL HARASSMENT PREVENTION POLICY

RESOLUTION 18-219

Moved by Councilor Cohen

Seconded by Councilor Bowe

RESOLVED, that the Common Council hereby adopts the City of Oneida Sexual Harassment Prevention Policy.

Ayes: 6

Nays: 0

MOTION CARRIED

The Mayor said this policy is based on a draft provided by Madison County.

BUDGET AMENDMENTS/TRANSFERS

RESOLUTION 18-220

Moved by Councilor Chamberlain
Seconded by Councilor Simchik

RESOLVED, to approve budget amendments/transfers as follows:

<u>AMOUNT</u>	<u>TO</u>	<u>FROM</u>
\$622.80	001.5110.0200 DPW Equipment	001.5110.0314 DPW Roadside Materials

(To reallocate funds for deicing equipment)

Ayes: 6
Nays: 0

MOTION CARRIED

**CANVASS AND APPROVE BIDS FOR
FEMA DEMOLITIONS AND ASBESTOS ABATEMENT**

RESOLUTION 18-221

Moved by Councilor Acker
Seconded by Councilor Cohen

RESOLVED, that the lowest bid meeting specifications for the FEMA Buildings Demolition & Asbestos Abatement received from Gorick Construction Co., Inc., 27 Track Drive, Binghamton NY 13904 in the amount of \$738,000.00 be hereby approved, **and be it further**

RESOLVED, that the Planning Director is hereby authorized to proceed with the FEMA Building Demolitions & Asbestos Abatements, and further authorize the Mayor to sign any and all documents related to said bid and authorize the Planning Director to expend funds up to the amount of \$738,000.00.

Ayes: 6
Nays: 0

MOTION CARRIED

ACCEPTANCE OF BID – WATER DEPARTMENT CREW TRUCKS

RESOLUTION 18-222

Moved by Councilor Chamberlain
Seconded by Councilor Bowe

RESOLVED, that the lowest responsible Mini-Bid T18080023 meeting specifications for Water Department Crew Trucks be hereby awarded to Carmody Ford Inc. Contract #PC67991 in the amount of \$86,203.44.

Ayes: 6

Nays: 0

MOTION CARRIED

WAIVE RULE TO ACCEPT AGENDA ITEMS

RESOLUTION 18-223

Moved by Councilor Bowe
Seconded by Councilor Chamberlain

RESOLVED, that per Resolution 08-180 adopted by the Common Council on August 19, 2008, the provisions of the procedure to accept agenda items is hereby waived

Ayes: 6

Nays: 0

MOTION CARRIED

CANVASS AND APPROVE BIDS FOR SCBA BREATHING AIR COMPRESSOR

RESOLUTION 18-224

Moved by Councilor Chamberlain
Seconded by Councilor Simchik

RESOLVED, that the lowest bid meeting specifications for the SCBA Breathing Air Compressor (Purchase and Installation) received from Jerome Fire Equipment, 8721 Caughdenoy Rd., Clay NY 13041 in the amount of \$34,951.00 be hereby approved, **and be it further**

RESOLVED, that the Fire Chief is hereby authorized to proceed with the SCBA Breathing Air Compressor (Purchase and Installation), and further authorize the Mayor to sign any and all documents related to said bid and authorize the Fire Chief to expend funds up to the amount of \$34,951.00.

Ayes: 6

Nays: 0

MOTION CARRIED

NEW BUSINESS

Councilor Chamberlain questioned when the Council was going to move on taking back the yellow house at 518 W. Elm Street. He said that the contract has long expired, and we need to move on that. He said that he would like this to be on the next agenda. Councilor Chamberlain added that Mr. Karst is making very good progress on the house at 1586 W. Elm Street.

Councilor Bowe said that there is a special meeting scheduled for Monday, October 22, 2018. He said that we have been approached by Patrick McCarthy, who is being inducted into the Syracuse Urban

Sports Hall of Fame on November 3, 2018. He said that Mr. McCarthy is 92 years old and still playing competitive tennis. Councilor Bowe said that he would like to invite the family to the special meeting and present Mr. McCarthy with a proclamation declaring November 3rd Pat McCarthy Day. He said that in 2007, Mrs. McCarthy was inducted into the Hall of Fame also. The Mayor said that he would contact the McCarthy's.

Councilor Chamberlain said that a proclamation is also being prepared for Jessica's Heroes Day; a run/walk in honor of Jessica Froelick to be held on October 20, 2018.

Councilor Acker said that they have been approached by Marty Winchell of the American Legion to place a veteran's memorial downtown possibly in Clinch Park. The Mayor said this will eventually come before the Council if the memorial is placed on City property. The Mayor said it may be patterned after the Oneida Castle Memorial. He said that about \$10K of the \$100K cost has been raised by the Legion, so it will be several years before the rest of the funding is amassed. The Mayor said that there is an area of City land on Main Street in front of where the library is being built and that could be another option for the memorial.

Supervisor Magliocca said that four Oneida High School seniors are present this evening to learn about local politics for their government class. The girls, Deena Marji, Morgan Durr, Molly Moyer and Nina Magliocca, introduced themselves. The Mayor told the girls that politics can be a noble thing, and Council Bowe said he sees himself as an elected official not a politician.

Motion to adjourn by Councilor Chamberlain

The regular meeting is hereby adjourned at 7:13 p.m.

CITY OF ONEIDA

Susan Pulverenti
City Clerk