

**MINUTES OF THE COMMON COUNCIL  
AUGUST 21, 2014**

A special meeting of the Common Council of the City of Oneida, NY was held on the twenty-first day of August, 2014 at 9:00 a.m. o'clock P.M. in Council Chambers, Oneida Municipal Building, 109 N. Main Street, Oneida, NY.

Meeting was called to order by Deputy Mayor Helen Acker

PRESENT: Councilors Mike Bowe, Erwin Smith, Helen Acker, and James Chamberlain

ABSENT: Mayor Smith, Councilor Zogby, and Councilor Simchik

ALSO PRESENT: City Attorney Nadine Bell  
City Clerk Susan Pulverenti

**RESCIND COMMON COUNCIL RESOLUTION 14-78 ADOPTED AUGUST 19, 2014**

**RESOLUTION 14-191**

Moved by Councilor Smith  
Seconded by Councilor Chamberlain

**RESOLVED**, that the Common Council does hereby RESCIND Common Council Resolution 14-78, as adopted at the Common Council meeting on August 19, 2014, to amend the City of Oneida Charter to change the terms of office for Mayor and City Councilors from two-year terms to four-year terms subject to a mandatory referendum on the November 4, 2014 general election ballot.

Ayes: 4  
Nays: 0  
Absent: 2 (Zogby, Simchik)  
**MOTION CARRIED**

**PROPOSED LOCAL LAW TO CHANGE THE MAYOR'S TERM OF OFFICE  
SUBJECT TO MANDATORY REFERENDUM**

**RESOLUTION 14-192**

Moved by Councilor Chamberlain  
Seconded by Councilor Smith

**RESOLVED**, that a proposed Local Law to amend the City of Oneida Charter to change the term of office for Mayor from two-year term to four-year term subject to a mandatory referendum on the November 4, 2014 general election ballot is hereby received and placed on file, **and be it further**

**RESOLVED**, that a Public Hearing on said proposed Local Law is hereby scheduled for Tuesday, September 2, 2014 at 6:30 p.m. in the Common Council Chambers, 109 N. Main St., Oneida.

Ayes: 4  
Nays: 0  
Absent: 2 (Zogby, Simchik)  
**MOTION CARRIED**

**PROPOSED LOCAL LAW  
A LOCAL LAW AMENDING ARTICLE II, SECTION 2.1(A)  
OF THE ONEIDA CITY CHARTER TO AMEND THE TERM OF  
THE MAYOR OF THE CITY OF ONEIDA**

Be it enacted by the Common Council of the City of Oneida as follows:

**SECTION 1. PURPOSE.**

In accordance with Section 2.1(A), the Mayor for the City of Oneida, as an elective City officer, is elected for a two (2) year term. The Common Council of the City of Oneida has determined that it would be desirable to change the term of office for the Mayor for the City of Oneida from two (2) years to four (4) years. The purpose of this Local Law is to effectuate such change, effective January 1, 2016. Said change would be subject to a mandatory referendum. Therefore, an additional purpose of this local law is to place on the November 4, 2014 general election ballot, a referendum item which allows the electors of the City of Oneida to decide if they wish to have the Mayor serve a four (4) year term, instead of two (2) year term.

**SECTION 2. AUTHORITY.**

Pursuant to Municipal Home Rule Law Section 10(1)(ii)(a)(1), cities are permitted to adopt local laws relating to the mode of selection and term of office of its officers and employees.

**SECTION 3. AMENDMENT OF SECTION 2.1(A) OF THE CITY CHARTER.**

So that Subsection (A) of Section 2.1 of the Oneida City Charter, titled "Elective officers: terms," shall be amended so as to read, in its entirety, as follows:

- "A. There shall be elected by the qualified electors of the City a Common Council consisting of the Mayor and six Councilors, a City Judge, a City Justice and four Supervisors. All elective city officials shall be elected for a two-year term except the Mayor who shall be elected for a four-year term, the Supervisors, who shall be elected for the same term of office as Supervisors of the towns of Madison County, and the City Judge and City Justice who shall be elected for six-year terms. One Councilor shall be elected by the qualified electors of each of the six wards. The qualified electors of the First, Second and Third Wards shall together elect two Supervisors. The qualified electors of the Fourth, Fifth and Sixth Wards shall together elect two Supervisors."

**SECTION 4. MANDATORY REFERENDUM.**

Pursuant to Municipal Home Rule Law Section 23(2)(e), this Local Law shall be submitted for approval to the electors of the City of Oneida at the next general City election to be held on November 4, 2014.

**SECTION 5. EFFECTIVE DATE.**

This Local Law shall be effective upon filing with the Department of State after approval by a majority of the electors voting thereon in accordance with the requirements of Section 27 of the Municipal Home Rule Law.

**PROPOSED LOCAL LAW TO CHANGE THE COUNCILOR'S TERMS OF OFFICE**  
**SUBJECT TO MANDATORY REFERENDUM**

**RESOLUTION 14-193**

Moved by Councilor Smith  
Seconded by Councilor Chamberlain

**RESOLVED**, that a proposed Local Law to amend the City of Oneida Charter to change the terms of office City Councilors from two-year terms to four-year terms subject to a mandatory referendum on the November 4, 2014 general election ballot is hereby received and placed on file, **and be it further**

**RESOLVED**, that a Public Hearing on said proposed Local Law is hereby scheduled for Tuesday, September 2, 2014 at 6:30 p.m. in the Common Council Chambers, 109 N. Main St., Oneida.

Ayes: 4  
Nays: 0  
Absent: 2 (Zogby, Simchik)

**MOTION CARRIED**

**PROPOSED LOCAL LAW**  
**A LOCAL LAW AMENDING ARTICLE II, SECTION 2.1(A)**  
**OF THE ONEIDA CITY CHARTER TO AMEND THE TERMS**  
**OF THE CITY COUNCILORS OF THE CITY OF ONEIDA**

Be it enacted by the Common Council of the City of Oneida as follows:

**SECTION 1. PURPOSE.**

In accordance with Section 2.1(A), the City Councilors for the City of Oneida, as elective City officers, are elected for a two (2) year term. The Common Council of the City of Oneida has determined that it would be desirable to change the terms of office for the City Councilors in the City of Oneida from two (2) years to four (4) years. The purpose of this Local Law is to effectuate such change, effective January 1, 2016. Said change would be subject to a mandatory referendum. Therefore, an additional purpose of this local law is to place on the November 4, 2014 general election ballot, a referendum item which allows the electors of the City of Oneida to decide if they wish to have the City Councilors serve four (4) year terms, instead of two (2) year terms.

**SECTION 2. AUTHORITY.**

Pursuant to Municipal Home Rule Law Section 10(1)(ii)(a)(1), cities are permitted to adopt local laws relating to the mode of selection and term of office of its officers and employees.

**SECTION 3. AMENDMENT OF SECTION 2.1(A) OF THE CITY CHARTER.**

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"A. There shall be elected by the qualified electors of the City a Common Council consisting of the Mayor and six Councilors, a City Judge, a City Justice and four Supervisors. All elective city officials shall be elected for a two-year term except the Councilors who shall be elected for four-year terms, the Supervisors, who shall be elected for the same term of office as Supervisors of the towns of Madison County, and the City Judge and City Justice who shall be elected for six-year terms. One Councilor shall be elected by the qualified electors of each of the six wards. The qualified electors of the First, Second and Third Wards shall together elect two Supervisors. The qualified electors of the Fourth, Fifth and Sixth Wards shall together elect two Supervisors."

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Motion to adjourn the by Councilor Smith

The Special Meeting is hereby adjourned at 9:03 a.m.

**CITY OF ONEIDA**

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Susan Pulverenti, City Clerk