

**MINUTES OF THE COMMON COUNCIL
JULY 15, 2014**

A meeting of the Common Council of the City of Oneida, NY was held on the fifteenth day of July, 2014 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 Alden M. Smith

PRESENT: Councilors Brahim Zogby, Mike Bowe Erwin Smith, Helen Acker
(arrived at 6:37 p.m.), James Chamberlain and Thomas Simchik

ALSO PRESENT: City Attorney Nadine Bell
City Clerk Susan Pulverenti
Civil Service Officer Peg Margo
Comptroller Linda Pease
Fire Chief Kevin Salerno
Police Chief Meeker
Public Safety Commissioner Michael Kaiser
Recreation Director Luke Griff
Supervisor John Reinhardt

OLD BUSINESS

The Mayor said Councilor Acker is at the NY Rising Program at the Kallet.

Joe Magliocca, 429 Grand St., Oneida, asked that the Council please get the Public Nuisance Abatement Program on the agenda for approval.

Moved by Councilor Smith
Seconded by Councilor Simchik

RESOLVED, that the minutes of the regular meeting of July 1, 2014 are hereby approved as presented.

Ayes: 6
Nays: 0

MOTION CARRIED

Moved by Councilor Chamberlain
Seconded by Councilor Simchik

RESOLVED, that Warrant No. 14, checks and ACH payments in the amount of \$349,838.65 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 Simchik
Seconded by Councilor Chamberlain

RESOLVED, that Check No. 51070 in the amount of \$549.54 (Oneida Office Supply) as audited by the Voucher Committee is hereby approved for payment in the usual manner at the discretion of the Comptroller.

Ayes: 5

Nays: 0

Abstain: 1 (Acker)

MOTION CARRIED

MONTHLY REPORTS

RESOLUTION 14-159

Moved by Councilor Smith

Seconded by Councilor Chamberlain

RESOLVED, that the monthly reports from the Chamberlain, City Clerk, Comptroller, Fire Chief, Police Chief, City Engineer, and Recreation Director are hereby received and placed on file.

Ayes: 6

Nays: 0

MOTION CARRIED

Councilor Chamberlain noted that the Fire Department has been busy, as total calls in the Fire Department were up by 72 and that there was a large increase in rentals at the Recreation Center. Councilor Smith said sales tax is up and that a good report was received from D'Arcangelo.

LEASE AGREEMENT

RESOLUTION 14-160

Moved by Councilor Smith

Seconded by Councilor Bowe

RESOLVED, to authorize the Mayor to sign a Transportation Lease Agreement with the Oneida City School District for the purpose of transporting senior citizens to the New York State Fair.

Ayes: 6

Nays: 0

MOTION CARRIED

BUDGET TRANSFERS

RESOLUTION 14-161

Moved by Councilor

Seconded by Councilor

RESOLVED, to approve the following budget transfer:

<i>Amount</i>	<i>From</i>	<i>To</i>
---------------	-------------	-----------

\$5,500 003-8110-0436 003.8110.0102
 Sewer - Contingency Sewer - Overtime
To cover overtime at the WWTP

RESOLVED, to approve the following budget amendment:

Amount From To
\$23,000 001.3120.0414 001.0017.1589
 Police Equitable Sharing Police Equitable Sharing Revenue
To transfer money from Police Equitable Sharing bank account to general fund budget

Ayes: 6

Nays: 0

MOTION CARRIED

ADOPT LOCAL LAWS TO AMEND THE CITY OF ONEIDA CHARTER
ARTICLE V. SECTION 5:31 AND ARTICLE III, SECTION 3:15

RESOLUTION 14-162

Moved by Councilor

Seconded by Councilor

RESOLVED, that the Local Laws to amend the City of Oneida Charter, Article V. Section 5:31 pertaining to the relevy of any unpaid charges and to amend Article III Section 3.15 Special Powers of taxation relating to hydrant taxes be hereby adopted as follows:

CITY OF ONEIDA
A LOCAL LAW TO AMEND ARTICLE V. SECTION 5.31
OF THE CITY OF ONEIDA CHARTER
LOCAL LAW # 4 OF 2014
SUBJECT TO PERMISSIVE REFERENDUM

Be it enacted by the Common Council of the City of Oneida, that this local law amends the Oneida City Charter in the following manner:

SECTION 1.

So that Chapter C. Charter, Article V. Budget and Financial Administration, Section 5.31 titled "Notice of Receiving Taxes," second paragraph, shall be amended to read, in its entirety, as follows:

In the event that any unpaid charge, including water and sewer charges, special assessment, lot mowing, sidewalk replacement, sewer lateral repair or any other miscellaneous charges billed to the property and remaining unpaid as of October 31 of each year, shall be relevied pursuant to the provisions of this Charter or any other provision of law, there shall be added, to the amount then due and owing, a surcharge in the amount of 10% thereof, which said surcharge shall be collected in the same manner as set forth in this Charter.

SECTION 2. EFFECTIVE DATE

This Local Law shall be effective upon filing with the Department of State.

CITY OF ONEIDA
A LOCAL LAW TO AMEND ARTICLE III, SECTION 3.15
OF THE CITY OF ONEIDA CHARTER
LOCAL LAW # 5 OF 2014
SUBJECT TO PERMISSIVE REFERENDUM

Be it enacted by the Common Council of the City of Oneida, that this local law amends the Oneida City Charter in the following manner:

SECTION 1.

So that Chapter C. Charter; Article III. Common Council; Section 3.15 Special Powers of taxation; shall be amended to read, in its entirety, as follows:

The Common Council shall have the power to establish an equitable system of taxation for protection against fire, public safety and capital improvements in the corporation tax district, outside district and fire protection districts duly organized in the outside district and to assess a hydrant tax on any building and lot upon which it stands situated within 600 feet of a hydrant in either the corporation tax district or outside district to defray the expense of installation, inspection, maintenance, repair and replacement of hydrants by the Water Department. Between the first and tenth day of October in each year, the Common Council shall make out a list or roll in which they shall set out the amount assessed for fire protection, public safety and capital improvements upon any lot, part of a lot or building, designate the lot or building assessed or in default, in the same manner as designated in the annual assessment roll; and also on or before the first day of November of each year, set out the amount of water rates remaining due and unpaid on the thirty-first day of October in each year, for use of water in or upon any lot, part of a lot or building. It shall cause notice to be published in the official newspaper for at least one week of the time and place at which hearing shall be given to those who desire to examine said rolls and to present their grievances. The Common Council shall meet at the time and place specified in said notice and after hearing objections shall complete said assessments and certify the same. The Common Council shall with the annual City tax levy such assessments and unpaid water rates upon the property described in said roll, and the amounts appearing thereon shall be extended in a separate column upon the assessment rolls of the City and shall be levied, collected and enforced at the same time and in the same manner as is provided for the collection of other taxes in the City. The rates for the use of water shall, like other City taxes, be a lien and charge upon the building and lot in or upon which said water was used as herein provided.

SECTION 2. EFFECTIVE DATE

This Local Law shall be effective upon filing with the Department of State.

Councilor Zogby – Yes
Councilor Bowe – Yes
Councilor Smith – Yes
Councilor Acker – Yes
Councilor Chamberlain – Yes
Councilor Simchik – Yes

MOTION CARRIED

2013 BASIC FINANCIAL STATEMENTS

RESOLUTION 14-163

Moved by Councilor Acker

Seconded by Councilor Simchik

RESOLVED, that the Management's Discussion and Analysis and Basic Financial Statements for the year ended December 31, 2013 from D'Arcangelo & Co., LLP, 200 E. Garden St., PO Box 4300, Rome NY 13442-4300 be hereby received and placed on file.

Ayes: 6

Nays: 0

MOTION CARRIED

The Mayor said he had a very informative exit interview with the auditor, noting it was nice to get their feedback. Councilor Acker said the audit was received in a timely fashion.

NEW BUSINESS

Vicki Arnold, Sconodda St., Oneida, said the 5th annual balloon release in honor of her son, US Marine LCpl Jeremy S. Lasher, will be held on July 20th at the American Legion from 2-6 pm. This event is to celebrate Jeremy's life, as well as to honor and acknowledge other fallen military. Mrs. Arnold read a note from young Caden Lasher requesting that the Mayor sit in the dunk tank at his father's balloon release, and the Mayor said he would be happy to oblige.

Joe Magliocca said the ArcStock Music Fest at Vet's Field and the Ale Trail Craft Beer Tasting event at the American Legion will be held on Saturday afternoon, July 26, 2014.

The Mayor acknowledged the sudden passing of City Historian David Alvord. The Mayor said he was a likeable man who took a lot of pride in being historian and did a commendable job. The City is diminished by his passing.

The Mayor said he has set the target dates for the 2015 budget plan and said a memo will be forthcoming. The Mayor said for the past couple years the Council has been involved early on; however, this year the Mayor said he will do more. He set a target date of October 15, 2014 for his budget to be given to the Common Council, which will give them a long time to work it up before adoption in December.

Motion to adjourn by Councilor Smith

The meeting is hereby adjourned at 6:55 p.m.

CITY OF ONEIDA

Susan Pulverenti, City Clerk