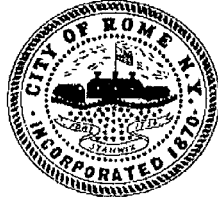


OFFICE OF THE COMMON COUNCIL  
CITY HALL – ROME, NEW YORK 13440



**1<sup>ST</sup> WARD**  
Lori A. Trifeletti

**5<sup>TH</sup> WARD**  
Frank R. Anderson

**2<sup>ND</sup> WARD**  
John B. Mortise

**6<sup>TH</sup> WARD**  
John A. Nash

**3<sup>RD</sup> WARD**  
Kimberly Rogers

**John J. Mazzaferro**  
President Common Council

**7<sup>TH</sup> WARD**  
Lou DiMarco Jr.

**4<sup>TH</sup> WARD**  
Ramona L. Smith

**CITY CLERK**  
Louise S. Glasso

**COMMON COUNCIL MEETING**  
**REGULAR SESSION**

**JANUARY 14, 2015**  
**7:00PM**

**1. CALLING THE ROLL OF MEMBERS BY THE CLERK**

**2. PLEDGE OF ALLEGIANCE**

**3. INVOCATION**

**4. GENERAL PUBLIC HEARING**

The time limit for speakers at the general public hearing shall be limited to (5) continuous minutes. The President of the Common Council may extend this time up to an additional five (5) minutes at his discretion; and further extensions must be approved by a majority of the council.

**5. RECOGNITION/APPRECIATION**

**6. READING OF THE MINUTES OF THE PRECEDING SESSION**

(Motion in order that the reading of the minutes of the preceding session be dispensed with and that they be approved.)

**7. PRESENTING OF PETITIONS AND COMMUNICATIONS.**

**A. PETITIONS**

**B. COMMUNICATIONS.**

The following businesses have notified the City Clerk's Office of their intention to renew liquor licenses:

Scotty's Hot Dogs, Inc.  
Stockyard Inn  
(Received & filed)

6700 Martin St.  
215 S. James St.

The following financial reports for quarter ended 12/31/14, are on file in the City Clerk's Office:  
Rome Historical Society, Capitol Theatre.

Police Department's quarterly training report for 10/2014 – 12/2014 is on file in  
City Clerk's Office

**8. NOTICES**

Members of the council to meet with Dennis Gillen, Chairman of Real Property  
Committee, – January 14<sup>th</sup> @ 6:00pm.

**9. REPORT OF CITY OFFICIALS**

**10. REPORT OF COUNCILORS AND GENERAL CITY AFFAIRS**

**11. PRESENTING OF REPORT OF COMMITTEES**

**12. RESOLUTIONS**

**RES. NO. 1**

**A**

**RESOLUTION DETERMINING THAT PROPOSED ACTIONS ARE TYPE II  
ACTIONS FOR PURPOSES OF THE NEW YORK STATE ENVIRONMENTAL  
QUALITY REVIEW ACT. Nolan**

**RES. NO. 2**

**C**

**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE  
COUNTY OF ONEIDA DEPARTMENT OF SOCIAL SERVICES WITH REGARD  
TO THE CHILD ADVOCACY CENTER. Beach**

**RES. NO. 3**

**F**

**DESIGNATING SPECIAL ACCOUNT FOR DEPOSIT OF DONATIONS RELATIVE  
TO THE PURCHASE OF POLE CAMERAS. Rogers – Beach**

**RES. NO. 4**

**G**

**ACCEPTING DONATION PRESENTED TO THE CITY OF ROME FROM TAPPET  
TWIRLERS AUTOMOBILE CLUB, TO BE PUT TOWARD AUTOMATIC EXTERNAL  
DEFIBRILLATORS. Piekarski**

**RES. NO. 5**

**H**

**ACCEPTING DONATION PRESENTED TO THE CITY OF ROME FROM VETERAN'S MEDICAL FACILITY, TO BE USED ON THE CITY OF ROME POLICE AND FIRE MEMORIAL PARK. Brement**

**RES. NO. 6**

**J**

**AUTHORIZING THE CITY OF ROME TO PROVIDE SPACE WITHIN ROME CITY HALL TO BE USED BY ASSEMBLYMAN ANTHONY BRINDISI. Mayor Fusco**

**RES. NO. 7**

**L**

**AUTHORIZING AN ADDITION TO LOCAL LAW 1 OF 2014 PERTAINING TO AMENDING THE CHARTER OF THE CITY OF ROME, NEW YORK BY CHANGING THE BOUNDARY LINES OF THE FIRST, SECOND, THIRD, FOURTH, SIXTH AND SEVENTH WARDS OF THE CITY OF ROME. Anderson**

**13. ORDINANCES**

**A.**

**%Lacking Unanimous Consent**

**B.**

**Current Legislation**

**ORD. NO. 8977**

**B**

**AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$95,000 SERIAL BONDS OF THE CITY OF ROME, ONEIDA COUNTY, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF A CITY PARK. Nolan**

**ORD. NO. 8978**

**D**

**AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE THE SALE OF CITY OWNED PARCEL (5215 TABERG ROAD) TO BUYER. Domenico**

**ORD. NO. 8979**

**E**

**AUTHORIZING MAYOR OF THE CITY OF ROME TO ENTER INTO REHABILITATION AGREEMENT WITH A BUYER PERTAINING TO PROPERTY LOCATED AT 221 HENRY STREET. Domenico**

**ORD. NO. 8980**

**I**

**RESOLUTION ESTABLISHING THE CITY OF ROME, NEW YORK AS LEAD AGENCY FOR THE UV FACILITY FOR THE WATER FILTRATION PLANT PROJECT CALLING FOR A COORDINATED REVIEW WITH ALL INVOLVED AGENCIES. Tallarino**

**ORD. NO. 8981**

**K**

**AUTHORIZING THE SALE OF PROPERTIES ON MARTIN STREET TO SELECTED BIDDER. Benedict**

**14. LOCAL LAWS**

**15. TABLED LEGISLATION**

**RES. NO. 182**

**K**

**Tabled I**

**CREATION OF A SPECIAL REVENUE DESIGNATED FUND FOR THE JOHN F. KENNEDY CIVIC ARENA. Rogers - DiMarco**

**ORD. NO. 8976**

**L**

**Tabled I**

**AUTHORIZING THE ROME CITY CLERK TO PUBLISH PUBLIC NOTICE PERTAINING TO LOST OR ABANDONED BICYCLES IN THE POSSESSION OF THE ROME POLICE DEPARTMENT AND WAIVING ROME CODE OF ORDINANCES SECTION 2-384 IN REGARD TO THE SALE OF THE SURPLUS BICYCLES. Beach**

**16. VETOED LEGISLATION**

**17. ADJOURNMENT**

**% Ordinances require unanimous consent to be acted upon when first introduced  
NEXT SCHEDULED COMMON COUNCIL MEETING ~~ January 28, 2015**

RESOLUTION NO. 1

RESOLUTION DETERMINING THAT PROPOSED ACTIONS  
ARE TYPE II ACTIONS FOR PURPOSES OF THE NEW YORK STATE  
ENVIRONMENTAL QUALITY REVIEW ACT

By Councilor \_\_\_\_\_

WHEREAS, the Common Council of the City of Rome, Oneida County, New York (the "City") is considering undertaking the reconstruction, improvement and embellishment of a City park/playground/recreational area, known as "Rome Action Park" (the "Project"); and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the City desires to comply with the SEQR Act and the Regulations with respect to the Project;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE COMMON COUNCIL OF THE CITY OF ROME, NEW YORK AS FOLLOWS:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(2) and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

The foregoing Resolution was thereupon declared duly adopted.

Seconded by Councilor \_\_\_\_\_

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

RESOLUTION NO. 2

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT  
WITH THE COUNTY OF ONEIDA DEPARTMENT OF SOCIAL SERVICES  
WITH REGARD TO THE CHILD ADVOCACY CENTER

By Councilor \_\_\_\_\_:

BE IT RESOLVED, by the Common Council of the City of Rome, that the Mayor of the City of Rome be and is hereby authorized to enter into an intermunicipal agreement with the County of Oneida Department of Social Services with regard to the Child Advocacy Center, whereby one Rome Police Officer shall be assigned to participate in the County's Child Advocacy Center; and

BE IT FURTHER RESOLVED, that the Oneida County Department of Social Services will reimburse the City of Rome the cost for providing such personnel in an amount not to exceed Eighty-Nine Thousand Four Hundred Three and 20/100 Dollars (\$89,403.20); and

BE IT FURTHER RESOLVED, that the term of this Agreement shall extend from January 1, 2015 to December 31, 2015.

Seconded by Councilor \_\_\_\_\_.

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

RESOLUTION NO. 3

DESIGNATING SPECIAL ACCOUNT FOR DEPOSIT OF DONATIONS  
RELATIVE TO THE PURCHASE OF POLE CAMERAS

By Councilor \_\_\_\_\_:

WHEREAS, Third Ward Councilor Kimberly Rogers and Chief of Police, Kevin Beach, have solicited donations for and have requested the designation of a special account for the deposit of donations for the purchase of pole cameras and any other related equipment necessary for mounting, connectivity and maintenance, to be used by the City of Rome Police Department; and

WHEREAS, Councilor Roger's and Chief Beach's, intentions for said donations are to be used for the purpose of purchasing pole cameras for the City of Rome Police Department as well as any other related equipment necessary for mounting, connectivity and maintenance; and

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that the designation of a special account for the deposit of donations relative to the purchase of pole cameras and any related equipment necessary for mounting, connectivity and maintenance, as well as the authorization for the City Treasurer to receive said donations and account for same, be and is hereby authorized; and

BE IT FURTHER RESOLVED, that any funds accepted going forward shall be placed in the account designated by the City Treasurer, for the sole purpose of being applied to the purchase of pole cameras and any other related equipment necessary for mounting, connectivity and maintenance; and

BE IT FURTHER RESOLVED, that to the extent necessary, the City Treasurer is hereby authorized to make such amendments as necessary to the 2015 city budget to properly account for the intent of the donations accepted hereby.

Seconded by Councilor \_\_\_\_\_.

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

RESOLUTION NO. 4

ACCEPTING DONATION PRESENTED TO THE  
CITY OF ROME FROM TAPPET TWIRLERS AUTOMOBILE CLUB, TO BE PUT  
TOWARD AUTOMATIC EXTERNAL DEFIBRILLATORS.

By Councilor \_\_\_\_\_:

WHEREAS, Tappet Twirlers Automobile Club, has contacted the City of Rome with a monetary donation to be used toward the purchase of automatic external defibrillators per the City of Rome Public Access Defibrillation Program; and

WHEREAS, pursuant to Section 25 of the Rome City Charter, the City of Rome Common Council may authorize the acceptance of donations made to the City of Rome on behalf of the City of Rome; now, therefore,

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that a monetary donation of \$500.00 from Tappet Twirlers Automobile Club, shall be gratefully accepted by the City of Rome to be used toward the purchase of automatic external defibrillators per the City of Rome Public Access Defibrillation Program; and

BE IT FURTHER RESOLVED, that the Common Council hereby expresses its appreciation to Tappet Twirlers Automobile Club for their monetary donation of \$500.00 to be used toward the purchase of automatic external defibrillators.

Seconded by Councilor \_\_\_\_\_.

AYES & NAYS: Trifeletti \_\_\_\_\_ Mortise \_\_\_\_\_ Rogers \_\_\_\_\_ Smith \_\_\_\_\_ Anderson \_\_\_\_\_  
Nash \_\_\_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:



RESOLUTION NO. 5

ACCEPTING DONATION PRESENTED TO THE CITY OF ROME FROM VETERAN'S  
MEDICAL FACILITY, TO BE USED ON THE CITY OF ROME POLICE AND FIRE  
MEMORIAL PARK

By Councilor \_\_\_\_\_:

WHEREAS, the Veteran's Medical Facility, has contacted the City of Rome with a monetary donation to be used toward the City of Rome Police and Fire Memorial Park; and

WHEREAS, pursuant to Section 25 of the Rome City Charter, the City of Rome Common Council may authorize the acceptance of donations made to the City of Rome on behalf of the City of Rome; now, therefore,

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that a monetary donation of \$84.00 from the Veteran's Medical Facility, shall be gratefully accepted by the City of Rome to be used toward the City of Rome Police and Fire Memorial Park; and

BE IT FURTHER RESOLVED, that the Common Council hereby expresses its appreciation to the Veteran's Medical Facility for their monetary donation of \$84.00 to be used toward the City of Rome Police and Fire Memorial Park.

Seconded by Councilor \_\_\_\_\_.

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

RESOLUTION NO. 6

AUTHORIZING THE CITY OF ROME TO PROVIDE SPACE WITHIN ROME CITY HALL  
TO BE USED BY ASSEMBLYMAN ANTHONY BRINDISI

By Councilor \_\_\_\_\_ :

WHEREAS, the City of Rome allows for satellite office use by the NYS Office of Social Security on Wednesdays from 9:00 a.m. to 12:00 p.m. and Thursdays from 9:00 a.m. to 1:00 p.m.; and

WHEREAS, Honorable Joseph R. Fusco, Jr., Mayor of the City of Rome, New York has recommended that the City provide space within Rome City Hall, to be used as a satellite office, by Assemblyman Anthony Brindisi, in the Parks and Recreation Department from 9:00 a.m. to 5:00 p.m. on Fridays; now, therefore;

BE IT RESOLVED, the Department of Parks and Recreation, be and is hereby authorized to provide space within Rome City Hall, in the Department of Parks and Recreation, for use by Assemblyman Anthony Brindisi, to be used as a satellite office on Friday's from 9:00 a.m. to 5:00 p.m..

Seconded by Councilor \_\_\_\_\_.

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

RESOLUTION NO. 7

AUTHORIZING AN ADDITION TO LOCAL LAW 1 OF 2014 PERTAINING  
TO AMENDING THE CHARTER OF THE CITY OF ROME, NEW YORK  
BY CHANGING THE BOUNDARY LINES OF THE FIRST, SECOND, THIRD, FOURTH,  
SIXTH AND SEVENTH WARDS OF THE CITY OF ROME.

By \_\_\_\_\_ :

WHEREAS, pursuant to Local Law 1 of 2014, entitled: "Local Law Amending the Charter of the City of Rome, New York by changing the boundary lines of the First, Second, Third, Fourth, Sixth and Seventh wards of the City of Rome", the City of Rome Common Council reapportioned the election wards and districts of the City of Rome; and

WHEREAS, although the amendment authorized by Local Law 1 of 2014 could implicitly be construed as taking effect on January 1, 2015, the Local Law did not expressly state the Effective Date as being January 1, 2015; and

WHEREAS, a general election will be held in November 2015 for each of the Common Council members, such that it is in the best interests of the constituency to specifically and clearly designate the geographical areas to be covered by each Ward, such that establishing the Effective Date of Local Law 1 of 2014 should be established; and

WHEREAS, an *ad hoc* committee consisting of Councilors Frank Anderson, 5<sup>th</sup> Ward Councilor; John Nash, 6<sup>th</sup> Ward Councilor; and Louis DiMarco, 7<sup>th</sup> Ward Councilor, opine that language should be added to Local Law No. 1 of 2014 establishing the Effective Date of the changes authorized by Local Law No. of 2014 be established as January 1, 2015, such that said changes are operative so as to apply in all respects relating to the general election which will be held in November 2015 and any special or general election held thereafter; and

WHEREAS, the Department of State has opined that authorizing said language to be added to Local Law No. 1 of 2014 may be done by a duly approved Resolution of the City of Rome Common Council; now, therefore,

BE IT RESOLVED, by the City of Rome Common Council that the following language be added to Local Law No. 1 of 2014 entitled: "Local Law Amending the Charter of the City of Rome, New York by changing the boundary lines of the First, Second, Third, Fourth, Sixth and Seventh wards of the City of Rome", so as to alleviate an ambiguity pertaining to same:

**This Local Law shall become effective January 1, 2015, or as soon thereafter as practicable after approval by and compliance with rules and regulations of the New York State Department of State, and thereafter shall be operative so as to apply in**

**all respects relating to the general election which will be held in November of 2015  
and any special or general election held thereafter;**

and

BE IT FURTHER RESOLVED, the City Clerk of the City of Rome, New York and any other City Official is hereby authorized to execute any and all documents as may be deemed necessary by the New York State Department of State to effectuate the addition of the aforementioned language to Local Law No. 1 of 2014, so as to ensure the effect of said addition is properly included and memorialized in Local Law No. 1 of 2014.

Seconded by \_\_\_\_\_.

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

ORDINANCE NO. 8977

AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$95,000 SERIAL BONDS OF THE CITY OF ROME, ONEIDA COUNTY, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF A CITY PARK.

By Councilor \_\_\_\_\_ :

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed, now, therefore,

BE IT ORDAINED, by the affirmative vote of not less than two-thirds of the total voting strength of the Common Council of the City of Rome, Oneida County, New York, as follows:

Section 1. The City of Rome, Oneida County, New York (the "City") is hereby authorized to undertake the reconstruction, improvement and embellishment of a City park, playground and recreational area in and for said City, including original equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith at an estimated maximum cost of \$95,000 and to issue not to exceed \$95,000 in serial bonds pursuant to the provisions of the Local Finance Law to finance the estimated costs of the aforesaid class of objects or purposes.

Section 2. It is hereby determined that the maximum estimated cost of the aforesaid class of objects or purposes is \$95,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of the issuance of not to exceed \$95,000 in serial bonds (the "Bonds") of the City authorized to be issued pursuant to this Ordinance; **PROVIDED, HOWEVER,** that to the extent that any Federal or State grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this ordinance shall be reduced dollar for dollar, it being anticipated that the City will receive \$25,000 in State grant aid.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen (15) years pursuant to paragraph 19(c) of Section 11.00(a) of the Local Finance Law.

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds.

Section 5. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this Ordinance.

Section 6. The Bonds and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the City, payable as to both principal and interest by a general tax upon all the real property within the City without legal or constitutional limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this Ordinance and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, 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, and the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, and the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the City Treasurer, the Chief Fiscal Officer of the City.

Section 8. This Ordinance is intended to constitute the declaration of the City's "official intent" to reimburse the expenditures authorized by this Ordinance with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Regulation Section 1.150-2. Other than as specified in this Ordinance, no moneys are reasonably expected to be received, allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 9. The serial bonds and bond anticipation notes authorized to be issued by this Ordinance are hereby authorized to be consolidated, at the option of the City's Treasurer, the Chief Fiscal Officer, with the serial bonds and bond anticipation notes authorized by other Bond Ordinances previously or hereafter adopted by the Common Council for purposes of sale in to one or more bond or note issues aggregating an amount not to exceed the amount authorized in such ordinances. All matters regarding the sale of the bonds, including the date of the bonds, the consolidation of the serial bonds and the bond anticipation notes with other issues of the City and the serial maturities of the bonds are hereby delegated to the City Treasurer, the Chief Fiscal Officer of the City.

Section 10. The validity of the Bonds authorized by this Ordinance and of any bond anticipation notes issued in anticipation of the Bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this Ordinance or a summary hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 11. The City Treasurer, as Chief Fiscal Officer of the City, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the City to provide secondary market disclosure as required by Securities and Exchange Commission Rule 15c2-12.

Section 12. This Ordinance, or a summary of this Ordinance, shall be published in the official newspapers of the City for such purpose, together with a notice of the Clerk of the City in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. This Ordinance is not subject to a mandatory or permissive referendum.

Section 14. The Council hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this Ordinance.

Section 15. This Ordinance shall take effect immediately upon its adoption.

Seconded by Councilor \_\_\_\_\_.

By Councilor \_\_\_\_\_.

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 8977

Seconded by Councilor \_\_\_\_\_

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ORDINANCE NO. 8977

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

ORDINANCE NO. 8978

AUTHORIZING MAYOR OF THE CITY OF ROME TO APPROVE  
THE SALE OF CITY OWNED PARCEL (5215 TABERG ROAD)  
TO BUYER.

By Councilor \_\_\_\_\_:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a 5/7 vote of the Rome Common Council, with or without advertising for bids, and;

WHEREAS, as a result of tax sale, certain city owned parcels of land are in the City's possession and the City desires to sell and convey said real property to a responsible buyer, now, therefore;

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to convey certain parcels of land with the buyer listed in Exhibit A for the sale of the real property listed in Exhibit A, and;

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of the real property listed in Exhibit A to the buyer listed in Exhibit A for the monetary consideration listed in Exhibit A, said conveyance to take place following the contingencies hereinafter set forth, and;

BE IT FURTHER ORDAINED, that this authorization is contingent upon the buyer having completed this transaction by rendering any payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale.

Seconded by Councilor \_\_\_\_\_.

By Councilor \_\_\_\_\_

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 8978

Seconded by Councilor \_\_\_\_\_

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_



ORDINANCE NO. 8978

AYES & NAYS: Trifeletti \_\_\_\_\_ Mortise \_\_\_\_\_ Rogers \_\_\_\_\_ Smith \_\_\_\_\_ Anderson \_\_\_\_\_  
Nash \_\_\_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

EXHIBIT "A"

TAX MAP NO: 203.000-0001-032.003

PROPERTY ADDRESS: 5215 Taberg Road

CONSIDERATION: \$37,000.00

BUYER: David Brodock

ORDINANCE NO. 8979

AUTHORIZING MAYOR OF THE CITY OF ROME TO ENTER INTO REHABILITATION  
AGREEMENT WITH A BUYER PERTAINING TO PROPERTY LOCATED AT  
221 HENRY STREET

By Councilor \_\_\_\_\_:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws, Title A, Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a five-sevenths (5/7) vote of the Rome Common Council, with or without advertising for bids; and

WHEREAS, certain City owned parcels of land are in need of rehabilitation and the City desires to sell and convey said real property to buyer, and obtain a written guarantee from the buyer that he will perform and accomplish the necessary rehabilitation within the agreed upon time frame of approximately six (6) months from the date said rehabilitation agreement is executed; now, therefore,

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to enter into a Rehabilitation Agreement, prepared and approved by the City of Rome Corporation Counsel and the City of Rome Codes Enforcement Officer, for tax sale property located at 221 Henry Street, Rome, New York, with Mike SanFilippo, for the rehabilitation of said property located at 221 Henry Street, Rome, New York, known as Tax Map No. 245.057-0001-043; and

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of tax sale property located at 221 Henry Street, Rome, New York, known as Tax Map No. 242.057-0001-043, for consideration of the performance of a Rehabilitation Agreement for said property, and for the total sum of Seven Thousand Two Hundred and 00/100 Dollars (\$7,200.00), said conveyance to take place following the contingencies hereinafter set forth; and

BE IT FURTHER ORDAINED, that this authorization is contingent upon the execution by the buyer of the Rehabilitation Agreement within thirty (30) days of the adoption of this Ordinance; and

BE IT FURTHER ORDAINED, that subsequent to the execution of the Rehabilitation Agreement, this authorization is further contingent upon the granting of a written certification by the City of Rome Codes Enforcement Officer, stating that he has inspected the property and that the buyer has completed all necessary rehabilitation in the time period required by the agreement; and

BE IT FURTHER ORDAINED, that upon receipt of the written certification from the Codes Enforcement Officer, the Mayor is hereby authorized to execute any and all deeds or other documents necessary to complete the transfer of title of said parcel of land; and

BE IT FURTHER ORDAINED, that this authorization is contingent upon the buyer having completed this transaction by rendering payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale; and

BE IT FURTHER ORDAINED, that the real property shall at no point in time be sold, transferred, titled or conveyed to any person who was a record owner and/or mortgagor of the property within the five (5) year period immediately preceding the date on which the property was taken by the City of Rome for non-payment of taxes. If such prohibited conveyance shall be made by any party in the succeeding chain of title, then immediately thereon (a) this conveyance shall become null and void to the buyer, his, her or their successors and/or assigns, and (b) the title to the above premises shall revert back to the City of Rome.

Seconded by Councilor \_\_\_\_\_.  
By Councilor \_\_\_\_\_

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 8979

Seconded by Councilor \_\_\_\_\_

AYES & NAYS: Trifeletti \_\_\_\_\_ Mortise \_\_\_\_\_ Rogers \_\_\_\_\_ Smith \_\_\_\_\_ Anderson \_\_\_\_\_  
Nash \_\_\_\_\_ DiMarco \_\_\_\_\_

ORDINANCE NO. 8979

AYES & NAYS: Trifeletti \_\_\_\_\_ Mortise \_\_\_\_\_ Rogers \_\_\_\_\_ Smith \_\_\_\_\_ Anderson \_\_\_\_\_  
Nash \_\_\_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

COMMON COUNCIL

JANUARY 14, 2015

ORDINANCE NO. 8980

RESOLUTION ESTABLISHING THE CITY OF ROME, NEW YORK AS LEAD AGENCY  
FOR THE UV FACILITY FOR THE WATER FILTRATION PLANT PROJECT CALLING  
FOR A COORDINATED REVIEW WITH ALL INVOLVED AGENCIES

By Councilor \_\_\_\_\_:

WHEREAS, the City of Rome, New York as lead agency, proposes the following improvements; Construction of the UV Facility for the Water Filtration Plant Project; and

WHEREAS, the City of Rome, New York has made a preliminary determination that the above action is a which is an Unlisted Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environment Quality Review Act; and

WHEREAS, the City of Rome, New York has completed the full Environmental Assessment Form (EAF), including a list of all involved agencies that the City could identify; and

WHEREAS, the City of Rome, New York will transmit the full EAF to all involved agencies and notify them that a lead agency must be agreed upon within 30 calendar days of the date of EAF was transmitted to them; and

WHEREAS, the City of Rome, New York must determine the significance of the action within 20 calendar days of its establishment as lead agency, or within 20 calendar days of its receipt of all information it may be reasonably need to make the determination of significance; and

WHEREAS, the City of Rome, New York has determined Scoping is not required; and

WHEREAS, the City of Rome, New York will prepare, file, and publish its determination of significance pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act; now, therefore

BE IT RESOLVED, that the City of Rome, New York has been named lead agency for the UV Facility for the Water Filtration Plant; and

BE IT FURTHER RESOLVED, the City of Rome, New York be and is hereby authorized to prepare, file and publish its determination of significance pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act.

Seconded by Councilor \_\_\_\_\_  
By Councilor \_\_\_\_\_

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 8980

Seconded by Councilor \_\_\_\_\_

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ORDINANCE NO. 8980

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ADOPTED:

DEFEATED:

ORDINANCE NO. 8981

AUTHORIZING THE SALE OF PROPERTIES ON MARTIN STREET  
TO SELECTED BIDDER

By Councilor \_\_\_\_\_:

WHEREAS, New York State Real Property Tax Law Section 1166 and Rome Charter Laws Section 33(3) allow the City of Rome to sell and convey real property obtained by virtue of a tax foreclosure proceeding, upon approval and confirmation of a 5/7 vote of the Rome Common Council, with or without advertising for bids, and;

WHEREAS, as a result of tax sale, certain city owned parcels of land are in the City's possession and the City desires to sell and convey said real property to a responsible buyer, now, therefore;

BE IT ORDAINED, that the Mayor of the City of Rome is authorized to convey certain parcels of land with the buyer listed in Exhibit A for the sale of the real properties listed in Exhibit A, and;

BE IT FURTHER ORDAINED, by the Common Council of the City of Rome that it approves and confirms the sale and conveyance of the real property listed in Exhibit A to a selected bidder for the monetary consideration listed in Exhibit A, said conveyance to take place following the contingencies hereinafter set forth, and;

BE IT FURTHER ORDAINED, that this authorization is contingent upon a reverter being contained in the applicable deed(s) that the failure of the buyer to meet certain conditions would result in the property reverting back to the City, and the selected buyer having completed this transaction by rendering any payment in full to the City of Rome within forty-five (45) days following receipt and review of copies of the proposed transfer documents pursuant to this sale.

Seconded by Councilor \_\_\_\_\_.  
By Councilor \_\_\_\_\_

RESOLVED, that the unanimous consent of this Common Council be, and the same hereby is given to the consideration of Ordinance No. 8981

Seconded by Councilor \_\_\_\_\_

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_\_\_

ORDINANCE NO. 8971

AYES & NAYS: Trifeletti \_\_\_ Mortise \_\_\_ Rogers \_\_\_ Smith \_\_\_ Anderson \_\_\_  
Nash \_\_\_ DiMarco \_\_\_

ADOPTED:

DEFEATED:

**EXHIBIT "A"**

TAX MAP NO: 258.002-0002-004  
PROPERTY ADDRESS: 6600 Martin Street  
PURCHASE PRICE: \$7,000.00  
BUYER: DAVID MONDI

TAX MAP NO: 258.002-0002-005  
PROPERTY ADDRESS: 6610 Martin Street  
PURCHASE PRICE: \$500.00  
BUYER: DAVID MONDI

TAX MAP NO: 258.002-0002-007  
PROPERTY ADDRESS: 6620 Martin Street  
PURCHASE PRICE: \$500.00  
BUYER: DAVID MONDI

**Special Conditions:**

1. **BUYER to obtain building permit from City Code Enforcement Officer for proposed building on or before January 1, 2016;**
2. **BUYER to receive FINAL Certificate of Occupancy on or January 1, 2017; and**
3. **Failure of BUYER to satisfy either "1" or "2" above may result in the City of Rome exercising Reversionary Interest.**