

John M. Sparace
1st Ward

John B. Mortise
2nd Ward

Kimberly Rogers
3rd Ward

Ramona L. Smith
4th Ward



OFFICE OF THE COMMON COUNCIL
CITY HALL • ROME, NEW YORK 13440-5815

Stephanie Viscelli
Common Council President

Frank R. Anderson
5th Ward

Riccardo D. Dursi, Jr.
6th Ward

A. Robert Tracy
7th Ward

Jean I. Grande
City Clerk

COMMON COUNCIL MEETING
REGULAR SESSION

MARCH 11, 2020
7:00 P.M.

1. CALL 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 five (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 MINUTES OF 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 Jervis Library financial report for quarter ended 12/31/19 is on file in the City Clerk's Office.

8. NOTICES.

9. REPORTS OF CITY OFFICIALS.

10. REPORT OF COUNCILORS AND GENERAL CITY AFFAIRS.

11. PRESENTATION OF REPORTS OF COMMITTEES.

12. RESOLUTIONS.

RES. NO. 41 RESOLUTION DETERMINING THAT PROPOSED ACTION IS A TYPE II ACTION FOR PURPOSES OF THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT. **Andrews**

RES. NO. 42 ACCEPTING DONATION OF \$1,750.00 PRESENTED TO THE CITY OF ROME. **Andrews**

RES. NO. 43 AUTHORIZING THE MAYOR OF THE CITY OF ROME TO APPLY FOR AND ACCEPT A DORMITORY AUTHORITY OF THE STATE OF NEW YORK GRANT (\$50,000.00) FOR THE ANIMAL CONTROL BUILDING IMPROVEMENTS PROJECT AND AUTHORIZING THE ESTABLISHMENT OF A CAPITAL ACCOUNT FOR SAME. **Andrews**

RES. NO. 44 AUTHORIZING THE MAYOR OF THE CITY OF ROME TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE GREATER MOHAWK VALLEY LAND BANK RELATIVE TO 505 WEST DOMINICK STREET. **Domenico**

13. ORDINANCES.

14. LOCAL LAWS.

15. TABLED LEGISLATION.

16. VETOED LEGISLATION.

17. ADJOURNMENT.

THE NEXT SCHEDULED COMMON COUNCIL MEETING IS MARCH 25, 2020.

RESOLUTION NO. 41

RESOLUTION DETERMINING THAT PROPOSED ACTION IS A TYPE II ACTION 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") will begin the Rome Animal Control Building Improvements Project (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)(1) and (c)(2) as it involves repair and rehabilitation of a facility in kind on the same site, and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

BE IT FURTHER RESOLVED, the foregoing Resolution is thereupon declared duly adopted.

Seconded by Councilor _____.

AYES & NAYS: Sparace __ Mortise __ Rogers __ Smith__ Anderson__ Dursi __ Tracy __

ADOPTED __

DEFEATED __

RESOLUTION NO. 42

ACCEPTING DONATION OF \$1,750.00 PRESENTED TO THE CITY OF ROME.

By Councilor _____:

WHEREAS, NYE Volkswagen of Rome has contacted the City of Rome Department of Community and Economic Development with a donation of \$1,750.00 to be used toward the costs associated with Special Events in 2020; 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 the donation of \$1,750.00 shall be gratefully accepted by the City of Rome to be used toward the costs associated with Special Events in 2020; and

BE IT FURTHER RESOLVED, that the Common Council hereby expresses its appreciation to NYE Volkswagen of Rome for their donation of \$1,750.00.

Seconded by Councilor _____.

AYES & NAYS: Sparace __ Mortise __ Rogers __ Smith__ Anderson__ Dursi __ Tracy __

ADOPTED ____

DEFEATED ____

RESOLUTION NO. 43

AUTHORIZING THE MAYOR OF THE CITY OF ROME TO APPLY FOR AND ACCEPT A DORMITORY AUTHORITY OF THE STATE OF NEW YORK GRANT (\$50,000.00) FOR THE ANIMAL CONTROL BUILDING IMPROVEMENTS PROJECT AND AUTHORIZING THE ESTABLISHMENT OF A CAPITAL ACCOUNT FOR SAME.

By Councilor _____:

WHEREAS, Matthew Andrews, Deputy Director of the Department of Community and Economic Development for the City of Rome, New York, has requested the authorization to apply for a Dormitory of Authority of State of New York (DASNY) grant in an amount not to exceed \$50,000.00 for the Animal Control Building Improvements Project; now, therefore

BE IT RESOLVED, by the Common Council of the City of Rome, New York, that the Mayor of the City of Rome and her designees are authorized to apply for a Dormitory of Authority of State of New York (DASNY) grant in an amount not to exceed \$50,000.00 for the Animal Control Building Improvements Project. And, if approved, the Mayor and/or her designees are authorized to execute any and all other contracts, documents and instruments necessary to accept said funds and allow the City to expend the grant funds and to fulfill the City of Rome's obligation under said application; and

BE IT FURTHER RESOLVED, that if said grant application is approved and funds are awarded, City Treasurer David C. Nolan be and is hereby authorized to establish a capital project account for the above referenced project for the purpose of accepting and expending said funding; and

BE IT FURTHER RESOLVED, the grant details are more specifically defined pursuant to the attached documentation, which is attached hereto and made a part of this Resolution.

Seconded by Councilor _____.

AYES & NAYS: Sparace __ Mortise __ Rogers __ Smith__ Anderson__ Dursi __ Tracy __

ADOPTED ____

DEFEATED ____



DASNY

ANDREW M. CUOMO
Governor

ALFONSO L. CARNEY, JR.
Chair

GERRARD P. BUSHELL, Ph.D.
President & CEO

September 19, 2018

VIA REGULAR MAIL

Mr. Matthew J. Andrews
Deputy Director
City of Rome
198 North Washington Street
Rome, NY 13440

*Re: State and Municipal Facilities Program ("SAM")
Improvements to the Rome Animal Control Building
Project ID: #15423*

Dear Mr. Andrews:

As you know, the State has awarded the City of Rome ("Grantee") a State and Municipal Facilities Program ("SAM") grant for the above-referenced project in the amount of \$50,000 (the "Grant").

DASNY will be undertaking a number of reviews as outlined in the attached Frequently Asked Questions (FAQs). ***Please read the FAQs. They provide information you will need throughout the grant administration process.***

This letter explains the documentation you will need to complete and return to DASNY. ***Please return the completed documentation described below within thirty days or send an email to grants@dasny.org to let us know when you anticipate being able to return the information.***

To initiate the review process, enclosed you will find the "**Project Information Sheet**" for your SAM Grant. Please complete the four (4) sections in the attached Project Information Sheet, sign and date the Project Information Sheet certifying that the information you provided to DASNY is true and correct. Even if some of the information has been submitted to other parties previously, the enclosed Project Information Sheet and attachments must be provided to DASNY.

In addition, as part of the legal review of your Grant, DASNY will need you to complete and return the following documents. The documents and their purposes are summarized below.

CORPORATE HEADQUARTERS
515 Broadway
Albany, NY 12207-2964

T 518-257-3000
F 518-257-3100

NEW YORK CITY OFFICE
One Penn Plaza, 52nd Floor
New York, NY 10119-0098

T 212-273-5000
F 212-273-5121

BUFFALO OFFICE
539 Franklin Street
Buffalo, NY 14202-1109

T 716-884-9780
F 716-884-9787

DORMITORY AUTHORITY STATE OF NEW YORK

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DELIVER.**

www.dasny.org



Note: An Authorized Officer is someone who can bind the Grantee to a contract. Please contact the Grantee's attorney if there are any questions as to who can sign on behalf of the Grantee. By signing these documents, the person signing is certifying that they are authorized to bind the Grantee to the terms of the documents.

Grantee Certification

- Certain laws prohibit the use of public funds to finance religious programs or programs that may favor one religion over another. As the issuer of the bonds that will finance the project to be funded with Grant funds, DASNY must verify that it is in compliance with all applicable Federal and State laws and regulations.

Accordingly, please review the attached Grantee Certification (at the end of this letter) to ensure it accurately states the purposes for which the Grant funds will be used. Please arrange for two Authorized Officers of your organization to sign the Grantee Certification.

Project Certification

- As the issuer of the bonds that will finance the project to be funded with Grant funds, DASNY must verify that it is in compliance with all applicable Federal and State laws and regulations. This includes verifying that Grant funds will not be used for a project that was previously funded with Grant proceeds, administered by DASNY, for substantially the same project at the same location as described in a Preliminary Application or Project Information Sheet DASNY processed within the last six (6) years.

Accordingly, please review the attached Project Certification (at the end of this letter) and arrange for an Authorized Officer of your organization to sign the Project Certification.

W-9 Form

- This form is utilized to set up the Grantee as a vendor in the DASNY's financial system. The Grantee's Federal Employer Identification Number (FEIN) or Taxpay Identification Number (TIN) is required to make payment. Please be sure that the FEIN number and Legal Organization name (as well as any d/b/a) is accurately reflected on the W-9. The Legal Organization name and FEIN should match the Legal Organization name and FEIN that the Internal Revenue Service has on file for the Grantee which should also correspond with the Grantee's Incorporation Papers.



Grantee Questionnaire (GQ)

- As the trustee of public funds, DASNY needs to be certain that bond proceeds are paid only to organizations that are deemed to be responsible entities. Full and accurate responses on the GQ will help to achieve this goal. The GQ must be completed, signed by an Authorized Officer of the Grantee, Chair of the Board (or other Authorized Officer) and each signature must be notarized by a New York State Notary Public before DASNY can process the grant. Please be advised that the GQ will be incorporated into the Grant Disbursement Agreement (the contract between DASNY and the Grantee) and that the submission of false information on the GQ could be a violation of Federal and State Penal Laws.

Evidence of Site Control

- Site control is required to evidence that the Grantee has sufficient authorization and control to undertake the project at the project location. In order to verify the Grantee owns, leases, or otherwise has control over the site where the project will be located, please provide a copy of the deed, lease, or other document evidencing site control by the Grantee. In the case of a vehicle purchase, title and registration will be needed at the time that requisitions for Grant funds are submitted. DASNY will also need to know the location for where the vehicle will be kept

Financial Documentation

- Please send a copy of quotes, proposals, cost estimates or any other document that will justify the overall project value. As part of DASNY's financial review of the project, we must receive an estimate setting forth the projects costs necessary to complete the project. If the cost estimate is higher than the value of the grant, DASNY will need to see evidence of the other source(s) of funding for the project. Please see the attached checklist as a reference for what is needed for the financial review.

In addition to the above, an Environmental Manager from DASNY's Office of Environmental Affairs (OEA) will be contacting you regarding the environmental review required pursuant to the State Environmental Quality Review Act (SEQRA). If another agency, such as a municipality, has previously undertaken an environmental review for this project, you will be asked to set forth the lead agency for the review and provide a copy of its SEQR determination. If DASNY is the lead agency for the review, or the project to be funded with the grant is a Type II project, OEA will work with you to complete the required documentation.

For your convenience, we have enclosed a form cover letter for you to use when you return the completed documents to DASNY. Emailing your documents to Grants Administration staff will not expedite the process, so please send the package as directed to the address noted in the template cover letter. **Incomplete documents will delay the processing of your Grant application.** You will be contacted during the review process if additional information is needed.



DASNY

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In the meantime, please review the enclosed list of **Frequently Asked Questions**. This list was designed to answer many of the questions that you may have about the Grant process. **Please keep this document to use as a reference during the administration of the Grant.**

Should you have any questions concerning the enclosed documentation, please email grants@dasny.org and someone from Grants Administration will contact you.

Sincerely,

A handwritten signature in black ink, appearing to read "Sarah D. Antonacci".

Sarah D. Antonacci
Assistant Director, Grants Administration

Enc.

cc (w/out enc.): Mr. Shawn MacKinnon, NYS Senate Finance Committee
Sara Richards, Esq., DASNY

Project Description

Project: Improvements to the Rome Animal Control Building

Project ID: 15423

The City of Rome's Animal Control building is located at 725 Black River Boulevard, Rome NY, 13440. The building is single story 4212 sq. ft. masonry building that was constructed in 1952. One of the main functions of the building is the impoundment of stray dogs and dogs running at large.

The improvements being made to the building in this project will include new siding, removal of windows and framing in the old openings, removal of rotted materials, installation of new doors, installation of shutters, minor painting, and the installation of new dog beds in the interior. These improvements will help improve the building aesthetics, security, and overall lifespan.

RESOLUTION NO. 44

**AUTHORIZING THE MAYOR OF THE CITY OF ROME TO EXECUTE
A MEMORANDUM OF UNDERSTANDING WITH THE GREATER MOHAWK
VALLEY LAND BANK RELATIVE TO 505 WEST DOMINICK STREET.**

By Councilor _____:

WHEREAS, the City of Rome is a participating member of the Greater Mohawk Valley Land Bank (hereinafter "Land Bank"); and

WHEREAS, the structures on certain properties in the City of Rome are in such condition that they contribute to neighborhood blight and/or pose safety hazards to people and surrounding properties; and

WHEREAS, the Land Bank has secured funding that would allow them to demolish structures in that condition and landscape the property; and

WHEREAS, Chief Code Enforcement Officer Mark Domenico recommends entering into an agreement with the Land Bank for the demolition of the structure on the property at 505 West Dominick Street; and

WHEREAS, there would be no cost to the City for this demolition; now, therefore

BE IT RESOLVED, that the Mayor is hereby authorized to execute a Memorandum of Understanding, as well as any necessary related documents, with the Land Bank for the demolition of the structure at 505 West Dominick Street, said Memorandum of Understanding being attached hereto and incorporated herein as Exhibit A.

Seconded by Councilor _____.

AYES & NAYS: Sparace __ Mortise __ Rogers __ Smith__ Anderson__ Dursi __ Tracy __

ADOPTED ____

DEFEATED ____

MEMORANDUM OF UNDERSTANDING

This Agreement made this ___ day of _____, 2020 by and between the Greater Mohawk Valley Land Bank, ("GMVLB") 26 West Main Street, Mohawk NY and the City of Rome, NY, ("City") 198 North Washington Street, Rome, NY 13329.

Witnesseth

WHEREAS, certain structures which pose safety hazards and are considered eyesores are located on properties within the City (the "Lots"); and

WHEREAS, the City desires to remove the safety hazards and eyesores posed by the structures by completing demolition on the Lots; and

WHEREAS, the GMVLB is willing to enter into a contract with the City to undertake the demolition of buildings and landscaping of buildings to be demolished on said Lots; and

WHEREAS, the City desires to enter into an agreement with the GMVLB for the GMVLB to demolish a certain property known as 505 West Dominick Street, Rome, NY 13440 as one of said Lots; and

WHEREAS, the GMVLB has agreed to undertake said demolition upon the terms and conditions of this memorandum; and

WHEREAS, the GMVLB has secured a commitment from the Local Initiative Support Corporation to provide grant funding to GMVLB to undertake such demolitions and landscaping; and

WHEREAS, it is in the best interest of the City to contract with the GMVLB for the demolition of the structure and removal of construction debris and to restore the Lots, where said structures are located.

NOW THEREFORE, the parties hereto agree as follows:

1. GMVLB shall be granted access to real property known as and located at 505 West Dominick Street, Rome, NY from the City of Rome for the purpose of demolishing the structure on said Lot;
2. GMVLB agrees to provide all of the work, services and supervision necessary for the complete demolition of the existing structure located on the said Lot including removal of all debris, to fill the remaining cellar hole and grade, landscape and reseed the Lot (hereinafter the "Work").
3. There shall be no cost to the City for completion of the Work.
4. Regardless of the cost of demolition and restoration, and regardless of whether GMVLB receives grant funding, and regardless of any cost over runs, the City shall not be liable for any such costs or over runs related to the work.
5. The City of Rome shall not hold the GMVLB liable for any disconnect services or any other fees associated with the demolitions.
6. Upon execution of this agreement, GMVLB agrees to undertake the Work and to prosecute the Work in a timely manner as soon as the GMVLB is able to.
7. The City agrees upon the completion of the demolition and restoration of the Lot, that the City will endeavor to find a use for the property that is in the best interests of the City.

8. The City agrees that, in planning the future public use of the Lot, the City will solicit and consider the recommendation of the GMVLB.

9. The Mayor of the City of Rome has executed this Agreement pursuant to a Resolution adopted by a majority vote of the voting strength of the City of Rome Common Council, at a meeting thereof, held on _____.

10. The Chairman of GMVLB has executed this agreement pursuant to a Resolution adopted by a majority of the voting strength of the Board of the GMVLB, at a meeting thereof held on the __ day of _____, 2020.

11. No waiver of any breach of any condition of this Agreement shall be binding unless in writing, and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this Agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

12. This Agreement constitutes the complete understanding of the parties. No modification of any provisions thereof shall be valid unless in writing and signed by both parties.

13. This Agreement is governed by the laws of the State of New York .

IN WITNESS WHEREOF, the GMVLB and the City of Rome have caused their corporate seals to be affixed hereto and these presents to be signed by Tolga Morawski, Executive Director GMVLB, and Jacqueline M. Izzo, Mayor of Rome, are duly authorized to do so the day and year first above written.

GREATER MOHAWK VALLEY

CITY OF ROME

LAND BANK

BY: _____

Tolga Morawski, Executive Director

Jacqueline M. Izzo, Mayor

STATE OF NEW _____)

COUNTY OF _____)ss:

On the _____ day of _____, the year 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **Tolga Morawski, Executive Director of the Greater Mohawk Valley Land Bank**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to be that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

Notary Public Comm. Exp. / /

STATE OF NEW _____)

CITY OF ROME _____)ss:

On the _____ day of _____, the year 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **Jacqueline M. Izzo, Mayor for the City of Rome**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to be that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person on behalf of which the individual acted, executed the instrument.

Notary Public Comm. Exp. / /