

**MINUTES OF THE COMMON COUNCIL  
REGULAR MEETING  
MAY 3, 2022**

A meeting of the Common Council of the City of Oneida, NY was held on the third day of May, 2022 at 6:30 pm at the City of Oneida Common Council Chambers, 109 N. Main Street, Oneida NY 13421.

The meeting was called to order by Mayor Helen Acker

<u>Attendees</u>	<b>Present</b>	<b>Absent</b>	<b>Arrived Late</b>
Mayor Acker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Reisman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Laureti	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Rossi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Kinville	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Pagano	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____
Councilor Simchik	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> _____

**Also Present**

City Attorney Nadine Bell	<input checked="" type="checkbox"/>	Fire Chief Dennis Fields	<input checked="" type="checkbox"/>
City Clerk Sandy LaPera	<input checked="" type="checkbox"/>	Police Chief John Little	<input checked="" type="checkbox"/>
City Engineer Jeff Rowe	<input checked="" type="checkbox"/>	Public Safety Com. Kevin Salerno	<input checked="" type="checkbox"/>
Codes Director Bob Burnett	<input checked="" type="checkbox"/>	Supervisor Mary Cavanagh	<input checked="" type="checkbox"/>
Comptroller Lee Ann Wells	<input checked="" type="checkbox"/>	Other _____	<input type="checkbox"/>

**PUBLIC COMMENT:** None

**OLD BUSINESS:** None

Moved by Councilor Kinville  
Seconded by Councilor Reisman

**RESOLVED**, that the minutes of the regular meeting of April 19, 2022 are hereby approved as presented.

Ayes: 6

Nays: 0

**MOTION CARRIED**

Moved by Councilor Simchik  
Seconded by Councilor Reisman

**RESOLVED**, that Warrant No. 9, checks and ACH payments in the amount of \$616,995.98 as audited by the Voucher Committee are hereby approved for payment in the usual manner at the discretion of the Comptroller.

Ayes: 6  
Nays: 0

**MOTION CARRIED**

**CAPITAL PROJECT 22-12 LAKE STREET PUMP STATION IMPROVEMENTS**

**RESOLUTION 22-65**

Moved by Councilor Kinville  
Seconded by Councilor Simchik

**RESOLVED**, to authorize the Water Superintendent to proceed with Capital Project 22-12 Lake Street Pump Station Improvements and expend funds up to the budgeted amount of \$380,000 for said Capital Project, **and be it further**

**RESOLVED**, that the Mayor is hereby authorized to sign any/all documents related to Capital Project 22-12 Lake Street Pump Station Improvements.

Ayes: 6  
Nays: 0

**MOTION CARRIED**

**AGREEMENT-ONEIDA MEMORIAL ASSOCIATION (MEMORIAL DAY PARADE)**

**RESOLUTION 22-66**

Moved by Councilor Kinville  
Seconded by Councilor Reisman

**RESOLVED**, to authorize the Mayor to sign an agreement with the Oneida Memorial Association, P.O. Box 93, Oneida, NY 13421 to be a co-sponsor of the 2022 Memorial Day Parade to be held on Friday, May 27, 2022.

Ayes: 6  
Nays: 0

**MOTION CARRIED**

**ADVERTISE FOR BIDS-DPW**

**RESOLUTION 22-67**

Moved by Councilor Kinville  
Seconded by Councilor Rossi

**RESOLVED**, to authorize the Purchasing Agent to advertise for bids for frames, covers, grates and assemblies for the Department of Public Works.

Ayes: 6

Nays: 0

**MOTION CARRIED**

**REDUCED RATE REQUEST FOR USE OF THE KALLET CIVIC CENTER**

**RESOLUTION 22-68**

Moved by Councilor Kinville  
Seconded by Councilor Simchik

**WHEREAS**, Refuge Ministries, a not-for-profit, with a mailing address of P.O. Box 103, Wampsville, NY 13163 submitted to the Parks and Recreation Department a Lease Agreement for use of the Kallet Civic Center from November 16, 2022 to November 19, 2022 for the purpose of holding their House of Hope Festival of Trees event; **and**

**WHEREAS**, Refuge Ministries desires for this to be an annual event with the City of Oneida and to build a relationship with the City to expand and build upon this Festival of Trees event; **and**

**WHEREAS**, the current Rate Schedule for not-for profits leasing the Kallet Civic Center for the stated dates are as follows:

November 16, 2022	\$45 per hour
November 17, 2022	\$65 per hour
November 18-19, 2022	\$85 per hour, <b>and</b>

**WHEREAS**, Refuge Ministries is requesting a reduction in the hourly rate for November 17, November 18 and November 19, 2022 to \$45 per hour; **now therefore be it**

**RESOLVED**, that the Common Council hereby agrees to reduce the current rate of \$65 per hour for November 17, 2022 to \$45 per hour and to reduce the current rate of \$85 per hour for November 18-19 to \$45 per hour.

Ayes: 6

Nays: 0

**MOTION CARRIED**

**SCHEDULE PUBLIC HEARING PER ONEIDA CITY CODE CHAPTER 34, ARTICLE III,**  
**UNSAFE BULDINGS AND COLLAPSED STRUCTURES**

**RESOLUTION 22-69**

Moved by Councilor Rossi  
Seconded by Councilor Kinville

**RESOLVED**, that the Report of Unsafe Structures, as per Oneida City Code Chapter 34, Article III, Unsafe Buildings and Collapsed Structures, from Brian B. Burkle Jr., Fire Marshal, for property located at 140 Madison Street in the City of Oneida (Tax Map No. 30.72-1-66) is hereby received and placed on file, **and be it further**

**RESOLVED**, that a Public Hearing be scheduled for Tuesday, June 7, 2022 at 6:30 p.m. in the Common Council Chambers, 109 N. Main Street, Oneida NY 13421 to afford the Common Council the opportunity to issue an order deeming the property to be a "Public Nuisance" and to order corrective action be taken on 140 Madison Street, Oneida, NY.

Ayes: 6  
Nays: 0

**MOTION CARRIED**

**DISCUSSION:**

City Attorney Bell explained the process of deeming a property to be a "Public Nuisance" and to order corrective action to be taken on the property for the benefit of Councilors who are new, stating that it is governed by Chapter 34 of the City Code. She advised that when the Fire Marshal finds a property that he deems to be unsafe within the definition of the Code, he prepares a report. This report is circulated to the Mayor and Council. A Public Hearing is then scheduled for anyone with an interest in the property to come and make any arguments as to why they feel the Fire Marshal has rendered this determination in error. Under the Code, there is an obligation for the City to put the property owner and any party with an interest in the property on notice.

The City Attorney will then prepare a Notice of Unsafe Structure which will be based on the report prepared by the Fire Marshal.

She advised that her office has already reached out to a title company to obtain a last owner search so that any entity with an interest in the property will also receive notice. The Unsafe Notice will then be filed with the County Clerk's office, which is much like a *Lis pendens*, similar to that which is filed with a bankruptcy, and will become part of the title.

All interested parties are then served by Certified Mail and are provided an opportunity to appear at the Public Hearing, noting that the date selected for this instance was to allow enough time for the title company search to come back.

**LEASE AGREEMENT-ENTERPRISE FLEET MANAGEMENT**

**RESOLUTION 22-70**

Moved by Councilor Reisman  
Seconded by Councilor Kinville

**RESOLVED**, to authorize the Purchasing Agent to proceed with a Lease through Enterprise Fleet Management for a Police vehicle to replace a 2016 Ford Fusion, to which there is no request for additional funds or budget transfer.

Ayes: 6

Nays: 0

**MOTION CARRIED**

**NEW BUSINESS:** The Mayor stated that although it was not new business, as the event had occurred the evening before, she wanted to thank the Oneida Memorial Association for the wonderful Flag Garden Ceremony last evening at Vets Memorial Park to honor our fallen during their military service. She noted that there are 108 fallen in Oneida.

**EXECUTIVE SESSION**

**RESOLUTION 22-71**

Motioned by Councilor Kinville

Seconded by Councilor Rossi

**RESOLVED**, that the meeting is hereby adjourned to Executive Session at 6:40 p.m. to discuss a personnel matter with possible action.

Ayes: 6

Nays: 0

**MOTION CARRIED**

<b>PRESENT:</b>	Mayor	Public Safety Commissioner Kevin Salerno
	Councilors	Police Chief John Little
	City Comptroller Lee Ann Wells	Assistant Police Chief Steve Lowell
	Matt Carpenter	
	Matt Ware	

1. Discussion was held regarding a personnel matter

Motioned by Councilor Reisman

Seconded by Councilor Kinville

**RESOLVED**, that Executive Session is hereby adjourned to the regular meeting at 8:05 p.m.

Ayes: 6

Nays: 0

**MOTION CARRIED**

Motion to adjourn by Councilor

The regular meeting is hereby adjourned at 8:06 p.m.

**CITY OF ONEIDA**

---

Sandra LaPera, City Clerk