

AGENDA
COMMON COUNCIL MEETING
May 22, 2023

PUBLIC SESSION

7:15 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL FOR REGULAR MEETING

7:30 p.m.

MAYOR'S REPORT TO THE COMMON COUNCIL

- RESOLUTION NO. 153 – Approve Minutes Common Council Meeting Held May 8, 2023
- 154 – Appoint Commissioner of Deeds
- 155 – Approve Use of Public Space – H. Lee White Maritime Museum, in Order to Host “Oswego Beers, Bikes & Barges Cycling” Event to be Held on June 22, 2023
- 156 – Approve Use of Public Space – Oswego Federal Credit Union, in Order to Host “Movies in the Park” to be Held on June 29, 2023, in Washington Square Park
- 157 – Approve Use of Public Space – Michele Merritt, In Order to Host the St. Mary's Bazaar to be Held July 21-22, 2023
- 158 – Approve Use of Public Space – Amy Nehlsen, in Order to Host a “Teddy Bear Picnic” to be Held on May 25, 2023, at Breitbeck Park
- 159 – Accept Donation of Trees from Chuck Burger to be Planted at 76 East Mohawk Street
- 160 – Authorize Mayor to Enter into an Agreement with National Grid to Acquire the Streetlighting Assets in the City of Oswego, and Further Authorize Mayor to Execute Any and All Documents with Siemens Industry, Inc. to Engage in an Energy Performance Contract
- 161 – Authorize Mayor to Enter into a Small Wireless Communications Facilities Master License Agreement with Bell Atlantic Mobile Systems, LLC to Improve Cell Coverage for All City Residents, Businesses and Visitors
- 162 – Approve Attendance of Two (2) Rental Assistance Program Staff Members at the HUD Real Estate Assessment Center for Training to be Held June 13-14, 2023
- 163 – Approve Attendance of One (1) Rental Assistance Program CPA Staff Member at the HUD Real Estate Assessment Center for Training to be Held June 13-14, 2023
- 164 – Authorize City Chamberlain to Complete a Transfer of Funds from the Tourism Contracted Services Account to the Community Development Account for the 2023 Special Events in the Amount of \$40,000.00
- 165 – Waive Rules of the Common Council to Present Resolution Nos. 166-171 From the Floor Without Committee Consideration
- 166 – Authorize City Chamberlain to Complete a Budget Amendment to the Animal Shelter Contracted Services Account in the Amount of \$59,006.00 for Emergency Repairs
- 167 – Authorize City Engineer to Submit a WIIA Grant Application to the EFC for Secondary Treatment Process Improvements and Electrical and HVAC Upgrades at the Westside Wastewater Treatment Plant
- 168 – Approve Classification of the Eastside Wastewater Treatment Plant Project as a Type II Action Under SEQR Regulations
- 169 – Approve Classification of the Westside Wastewater Treatment Plant Secondary Treatment Process Improvements and Electrical and HVAC Upgrades Project as a Type II Action Under SEQR Regulations
- 170 – Authorize Mayor to Sign Amendment No. 4 with LaBella Associates, D.P.C. for the Renovation Projects at the John O'C. Conway Municipal Center in the Amount of \$18,500.00
- 171 – Approve Bond Resolution – \$10,600,000.00 to Pay the Cost of the Secondary Treatment Process Improvements at the Westside Wastewater Treatment Plant
- 172 – Adjournment

Common Council Proceedings

IN COMMON COUNCIL

Monday Evening May 22, 2023

Meeting Called to Order at 7:30 P.M.

Regular Meeting

ROLL CALL

	PRESENT	ABSENT
His Honor the Mayor	✓	
Councilor McBrearty	✓	
Councilor Burridge	✓	
Councilor Hill, Jr.	✓	
Councilor Walker	✓	
Councilor Gosek	✓	
Councilor Plunkett	✓	
Councilor Corradino	✓	

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Corradino

RESOLVED, that the minutes of the Regular Common Council Meeting held Monday evening, May 8, 2023, be and they hereby are approved and accepted.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge*	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023 WILLIAM J. BARLOW, JR. Mayor

May 22, 2023

To the Honorable, the Common Council
The City of Oswego, New York

Councilors:

We, the undersigned, hereby petition your Honorable body for
Appointment as Commissioner of Deeds in and for the City
of Oswego, New York for a term of two years next following:

Respectfully submitted,

William H. Sharkey	112 East Oneida Street	Oswego, NY 13126
James D. Toy	92 Erie Street	Oswego, NY 13126
Thomas J. Millar	80 West Fifth Street	Oswego, NY 13126
Jennifer Mays	268 Duer Street	Oswego, NY 13126
Whitney Pluff	88 Co Rt 29	Oswego, NY 13126
Daniel N. Vandermark	488 West First St, Rear Apt	Oswego, NY 13126
Michael Harter	37 W Fifth Street	Oswego, NY 13126
Matthew J. Brancato	286 East Second Street	Oswego, NY 13126
Christina Chamberlain	76 East Utica Street	Oswego, NY 13126
Melissa Hoefer	286 West Seventh Street	Oswego, NY 13126
William Hoefer	286 West Seventh Street	Oswego, NY 13126
Mary Carolyn Reed	325 West Fifth Street	Oswego, NY 13126
George A. Reed	325 West Fifth Street	Oswego, NY 13126

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Plunkett

RESOLVED, that the foregoing named persons be and they hereby are appointed Commissioner of Deeds in and for the City of Oswego, New York for a term of two years next following.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek ✕	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

WILLIAM J. BARLOW, JR. Mayor

ADOPTED LOST
Approved May 23, 2023

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☒ Physical Services
- ☐ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|---|--|
| ☐ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☒ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☐ Other |

RE: Oswego Beers, Bikes, and Barges

Dear Councilors,

The Office of Economic Development has received a request from Mercedes Niess of the H. Lee White Maritime Museum to plan and host a cycling event through the City of Oswego on June 22, 2023 from 6:00 p.m. - 7:00 p.m. Cyclists will travel a predetermined route using Riverwalk East and West (approximately 5.5 - 6 miles) stopping at 7-8 stops to hear a guide give canal related history information. The starting point will be H. Lee White Maritime Museum and will end at Gibby's Irish Pub for a complimentary beer. The event may need traffic assistance from the Oswego Police Department when crossing the bridges depending on the number of participants. The event does not require any road closures.

Ordered filed and printed with the proceedings.

CITY OF OSWEGO SPECIAL EVENT APPLICATION



The City of Oswego recognizes special events as an important part of Oswego's quality of life. They enhance tourism, provide economic benefit to businesses, promote cultural diversity and provide affordable entertainment.

Required Event Information:

Applicant name: H. Lee White Maritime Museum Phone: 315.342.0480 Email: mercedes@hlwmm.org

City Resident: Yes ☒ No ☐ Mailing Address Po Box 101

Nonprofit: Yes ☒ No ☐ Event Contact Person: Mercedes Niess

Contact Information on Day of Event: same

Event Coordinator: same Phone: 315.481.6954 Email: same

Name of the Event: Oswego Beers, Bikes & Barges Event Location/Address: Riverwalk East and West

Event Dates: Thursday, June 22, 2023 Time of Event: 6-7 pm

Description of the Event: Cyclists will travel a predetermined route approx. 8.5-9 miles total stopping at 7-8 stops to hear a guide give facts related history info. Starting point is H. Lee White Museum. The group will be escorted by Greg Mills of Murdock's Bikes and Spcs.

Event Type: Procession / Parade ☒ Public Assembly ☐ Organized Competitive Event ☐ Festival ☐ Block Party ☐

Estimated Number of Participants or Attendees up to 30

*Events with 5,000 or more participants or attendees are required to provide an Incident Action Plan

Event Site Map Must be Attached

Are you planning to sell or service alcohol? Yes ☐ No ☐ Are you planning a firework display? Yes ☐ No ☒

*Chapter 59 of City of Oswego Code

Requires firework permit

**NYS Penal Law, Article 405.00

Are you planning to use sound amplification? Yes ☐ No ☒

**Chapter 165 of City of Oswego Code

Requested Fee Services:

☐ Road closure
\$150 flat fee per area – (point A to Point B for barricades) – Identify on Site Map

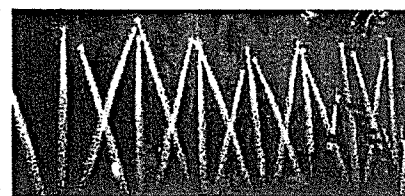
☐ Bandstand
\$150 flat fee per day

☐ Veterans Stage
\$75 flat fee per day

☐ McCrobie Building Rental
\$93.50/hour with a minimum charge of 3 hours

☐ Breitbeck Pavilion Rental
\$75 flat fee per day

CITY OF OSWEGO SPECIAL EVENT APPLICATION



City Parks & Public Areas

☐ Breitbeck Park
 ☐ Washington Park
 ☐ Franklin Square (West Park)
 ☒ Linear Park East
 ☒ Linear Park West
 ☐ Montcalm Park
☐ Oak Hill Park
 ☐ Veteran's Memorial Park/Veteran's Stage
 ☐ Hamilton Park
 ☐ Civic Plaza
 ☐ McCrobie Building

Event Plan- Vendors And Concessions

Are you requiring admission fees / donations to enter your event? ☒ Yes / if yes, cost of admission: 35.00 ☐ No

What kind of barriers will be used to close off the area? none needed

Will there be vending? ☐ Food ☐ Beverage ☐ Goods ☐ Services Total Vendors: _____

Will food be sold, served, or given away? ☐ Yes ☒ No

Will items or services be sold at the event? ☐ Yes, if YES, please describe: _____ ☒ No

Event Plan- Entertainment And Activities

Entertainment:

Are there any musical entertainment features related to your event? ☐ Yes ☒ No

What type of live Entertainment will be featured at your event? _____

☐ Dance

☐ Jugglers

☐ DJs Bands

☐ Other

Please describe: _____

Event Plan- Vendors And Concessions

Does the proposed special event involve water related activities involving the Oswego River and/or Oswego Harbor? ☐ Yes ☒ No

Please describe: _____

Number of Stages: _____ Number of Bands: _____

Sound Amplification: Start Time: _____ am/pm Finish Time: _____ am/pm

Sound Checks prior to event: Start Time: _____ am/pm Finish Time: _____ am/pm

Please describe the sound equipment that will be used for your event: _____

Name of Sound/Production Company : _____

Address: _____

City, State, Zip Code: _____

Phone #: _____ Cell Phone for Day of Event: _____

Electrical Services: Will your event require Electrical services/Generators? ☐ Yes ☒ No

If yes, please provide name of vendor: _____

Event Operation- Sanitation And Waste Management

Sanitation:

Portable and/or Permanent Toilet Facilities:

Delivery Date: _____ / _____ / _____ Time: _____ am/pm

Pick-up Date: _____ / _____ / _____ Time: _____ am/pm

Number of Portable Toilets: _____ Number of ADA Accessible Toilets: _____

Permanent Toilet Facilities: _____ Name of Portable Toilet Vendor: _____

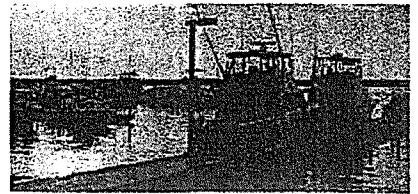
If you have a plan for using permanent toilet facilities please list the location of these facilities below: _____

Describe your plan for clean up and removal of waste and garbage during and after the event:

Clean-up Date: : _____ / _____ / _____ Time: _____ am/pm

PLEASE NOTE: You must properly dispose of waste and garbage throughout the term of your event and immediately upon conclusion of the event the area must be returned to a clean condition. The City does not provide cleaning or street sweeping services.

CITY OF OSWEGO SPECIAL EVENT APPLICATION



Event Operation- Safety And Security

Medical Services:

The City of Oswego requires a first aid station with medically certified personnel having a minimum of current First Aid and completes CPR certifications at any event with an attendance of over 5,000 people. Event planners must provide either a contracted emergency vehicle or equivalent. This station/vehicle must be centrally located and clearly marked. Please indicate what arrangements you have made for providing First Aid Staffing and Equipment and provide a copy of your contract with this application.

_____ Ambulance(s) How provided? _____

Company's Public Utilities License # _____

Emergency Medical Technician(s) How provided? _____

Security: (This area requires approval of the Oswego Police Dept.)

Does your event require assistance from the Oswego Police Department for staffing? ☐ Yes ☒ No

If No, are you providing private security? ☐ Yes ☒ No

If Yes, security provided by the applicant for the special event there must be coordination with the Oswego Police Department.
Please explain the proposed security measures: _____

The Special Events Committee will review this application the Oswego Police Department for guidance and will provide discretionary review and modifications to ensure security and safety based on the proposed event.

Fire Safety: (This area requires approval of the Oswego Fire Dept.)

Does your event require assistance from the Oswego Fire Department for staffing? ☐ Yes ☐ No

If yes, please explain why: _____

The Special Events Committee will review this application with the Oswego Fire Department for guidance and discretionary review and modifications to ensure fire safety (and water safety as applicable) for the proposed event.

Disclaimer: I certify the information contained in the application is true to my best of abilities.

Signature of applicant: _____ Date: 05/03/2023

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor McBrearty

WHEREAS, the City of Oswego Economic Development Office received an application from Mercedes Niess of the H. Lee White Maritime Museum to host a cycling event on Thursday, June 22 with a rain date of June 29th from 6:00 p.m. to 7:00 p.m., and

WHEREAS, the event is requesting use of Linear Park East and West as the bike path, and

WHEREAS, the event will start at the H. Lee White Maritime Museum and end at Gibby's Irish Pub, and

WHEREAS, the event is requesting assistance from the Oswego Police Department to allow the cyclists to cross the Utica Street Bridge and/or the Bridge Street Bridge, and

WHEREAS, the event organizers shall provide the City Clerk's Office with a Certificate of Liability Insurance in the amount of \$1,000,000 minimum, listing the City of Oswego as an additional insured, and, now therefore be it,

RESOLVED, permission is granted for Mercedes Niess of the H. Lee White Maritime Museum to host a cycling event, Oswego Beers, Bikes, and Bridges, on Thursday, June 22 with a rain date of June 29, 2023 from 6:00 p.m. to 7:00 p.m., and, be it further,

RESOLVED, permission is granted for the use of Linear Park East and West as the bike path, and, be it further,

RESOLVED, the event will start at the H. Lee White Maritime Museum and end at Gibby's Irish Pub, and, be it further,

RESOLVED, permission is granted for assistance from the Oswego Police Department to allow the cyclists to cross the Utica Street Bridge and/or the Bridge Street Bridge, and, be it finally,

RESOLVED, the event organizers shall provide the City Clerk's Office with a Certificate of Liability Insurance in the amount of \$1,000,000 minimum, listing the City of Oswego as an additional insured.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burrridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

Recommended by Physical Services
Committee

Chairman Kevin M. Hill, Jr.

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023 WILLIAM J. BARLOW, JR. Mayor

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☒ Physical Services
- ☐ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|---|--|
| ☐ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☒ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☐ Other |

RE: Movies in the Park sponsored by Oswego County Federal Credit Union

Dear Councilors,

The Office of Economic Development received a request from the Oswego County Federal Credit Union to organize and host "Movies in the Park" to be held on Thursday, June 29 with a rain date of Friday, June 30 from 6:00 p.m. - 11:00 p.m. The event is requesting use of Washington Square Park, electrical services from the Department Works, and a waiver of the Noise Ordinance. The event is expecting 100-150 attendees.

Ordered filed and printed with the proceedings.

CITY OF OSWEGO SPECIAL EVENT APPLICATION



The City of Oswego recognizes special events as an important part of Oswego's quality of life. They enhance tourism, provide economic benefit to businesses, promote cultural diversity and provide affordable entertainment.

Required Event Information:

Applicant name: Oswego County FCU Phone: 315-491-5293 Email: bcarhart@oswegofcu.org
City Resident: Yes ☐ No ☒ Event Contact Person: Bill Carhart

Nonprofit: Yes ☒ No ☐

Contact Information on Day of Event: SAA

Event Coordinator: Bill Carhart Phone: 315-491-5293 Email: SAA

Name of the Event: Movies in the Park Event Location/Address: Washington Square Park

Event Dates: 6/29 (rain date 6/30) Time of Event: 6-11 pm

Description of the Event: Family Movie Show in Park. Food, Pizza, Water, Face Painting, Arts + Crafts and Bounceables. Open to the public

Event Type: Procession / Parade ☐ Public Assembly ☐ Organized Competitive Event ☐ Festival ☐ Block Party ☐

Estimated Number of Participants or Attendees 100-150 people

*Events with 5,000 or more participants or attendees are required to provide an Incident Action Plan

Event Site Map Must be Attached

Are you planning to sell or service alcohol? Yes ☐ No ☒

*Chapter 59 of City of Oswego Code

Are you planning a firework display? Yes ☐ No ☒

Requires firework permit

**NYS Penal Law, Article 405.00

Are you planning to use sound amplification? Yes ☒ No ☐

**Chapter 165 of City of Oswego Code

Requested Fee Services:

☐ Road closure
\$150 flat fee per area -- (point A to Point B for barricades) -- Identify on Site Map

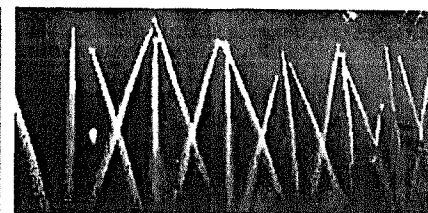
☐ Bandstand
\$150 flat fee per day

☐ Veterans Stage
\$75 flat fee per day

☐ McCrobie Building Rental
\$93.50/hour with a minimum charge of 3 hours

☐ Breitbeck Pavilion Rental
\$75 flat fee per day

CITY OF OSWEGO SPECIAL EVENT APPLICATION



City Parks & Public Areas

☐ Breitbeck Park
 ☒ Washington Park
 ☐ Franklin Square (West Park)
 ☐ Linear Park East
 ☐ Linear Park West
 ☐ Montcalm Park
☐ Oak Hill Park
 ☐ Veteran's Memorial Park/Veteran's Stage
 ☐ Hamilton Park
 ☐ Civic Plaza
 ☐ McCrobie Building

Event Plan- Vendors And Concessions

Are you requiring admission fees / donations to enter your event? ☐ Yes / if yes, cost of admission: _____ ☒ No

What kind of barriers will be used to close off the area? _____

Will there be vending? ☐ Food ☐ Beverage ☐ Goods ☐ Services Total Vendors: _____

Will food be sold, served, or given away? ☒ Yes ☐ No

Will items or services be sold at the event? ☐ Yes, if YES, please describe: Free Pizza + Water ☐ No

Event Plan- Entertainment And Activities

Entertainment:

Are there any musical entertainment features related to your event? ☐ Yes ☒ No

What type of live Entertainment will be featured at your event? _____

☐ Dance

☐ Jugglers

☐ DJs Bands

☐ Other

Please describe: _____

Event Plan- Vendors And Concessions

Does the proposed special event involve water related activities involving the Oswego River and/or Oswego Harbor? ☐ Yes ☒ No

Please describe: _____

Number of Stages: _____ Number of Bands: _____

Sound Amplification: Start Time: _____ am/pm Finish Time: _____ am/pm

Sound Checks prior to event: Start Time: _____ am/pm Finish Time: _____ am/pm

Please describe the sound equipment that will be used for your event: _____

Name of Sound/Production Company: _____

Address: _____

City, State, Zip Code: _____

Phone #: _____ Cell Phone for Day of Event: _____

Electrical Services: Will your event require Electrical services/Generators? ☒ Yes ☐ No

If yes, please provide name of vendor: WE WILL NEED POWER ON IN THE PARK

Event Operation- Sanitation And Waste Management

Sanitation:

Portable and/or Permanent Toilet Facilities:

Delivery Date: 6 / 28 / 22 Time: 6:00 am/pm

Pick-up Date: 6 / 29 / 22 Time: 9 am/pm

Number of Portable Toilets: 1 Number of ADA Accessible Toilets: _____

Permanent Toilet Facilities: _____ Name of Portable Toilet Vendor: _____

If you have a plan for using permanent toilet facilities please list the location of these facilities below: _____

Describe your plan for clean up and removal of waste and garbage during and after the event:

Clean-up Date: 6 / 29 / 22 Time: after movie am/pm

PLEASE NOTE: You must properly dispose of waste and garbage throughout the term of your event and immediately upon conclusion of the event the area must be returned to a clean condition. The City does not provide cleaning or street sweeping services.

CITY OF OSWEGO SPECIAL EVENT APPLICATION



Event Operation- Safety And Security

Medical Services:

The City of Oswego requires a first aid station with medically certified personnel having a minimum of current First Aid and completes CPR certifications at any event with an attendance of over 5,000 people. Event planners must provide either a contracted emergency vehicle or equivalent. This station/vehicle must be centrally located and clearly marked. Please indicate what arrangements you have made for providing First Aid Staffing and Equipment and provide a copy of your contract with this application.

_____ Ambulance(s) How provided? _____

Company's Public Utilities License # _____

Emergency Medical Technician(s) How provided? _____

Security: (This area requires approval of the Oswego Police Dept.)

Does your event require assistance from the Oswego Police Department for staffing? ☐ Yes ☒ No

If No, are you providing private security? ☐ Yes ☒ No

If Yes, security provided by the applicant for the special event there must be coordination with the Oswego Police Department.
Please explain the proposed security measures: _____

The Special Events Committee will review this application the Oswego Police Department for guidance and will provide discretionary review and modifications to ensure security and safety based on the proposed event.

Fire Safety: (This area requires approval of the Oswego Fire Dept.)

Does your event require assistance from the Oswego Fire Department for staffing? ☐ Yes ☒ No

If yes, please explain why: _____

The Special Events Committee will review this application with the Oswego Fire Department for guidance and discretionary review and modifications to ensure fire safety (and water safety as applicable) for the proposed event.

Disclaimer: I certify the information contained in the application is true to my best of abilities.

Signature of applicant: W. C. H. Date: 4/21/22

SPECIAL EVENTS COMMITTEE AND DEPARTMENT REVIEW



COST ESTIMATES	
Location	\$ /day
Location	\$ /day
Location	\$ /day
Location	\$ /day

COST ESTIMATES	
Fire / EMT	\$
Police	\$

Payment Record

(Excludes Fire and Police detail)

Total Permit Fee: Amount \$: _____ Check #: _____ Check Date: _____ Deposit #: _____

Insurance Documentation*	Required	Date Received	Staff Initials
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Liability	_____	_____	_____
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Departmental Review

The following signatures are required for approval of your event:

Signature	Date
Police Department _____	
Comments: _____	

Fire Department/Emergency Services _____	
Comments: _____	

Parks Department _____	
Comments: _____	

Department of Public Works _____	
Comments: _____	

City Clerks Office _____	
Comments: _____	

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Plunkett

WHEREAS, the City of Oswego Economic Development Office has received a request from the Oswego County Federal Credit Union to host Movies in the Park to be held on Thursday, June 29 with a rain date of June 30, from 6:00 p.m. to 11:00 p.m., and

WHEREAS, the event is requesting use of public space in Washington Square Park, and

WHEREAS, the event is requesting use of electrical services through the Department of Public Works, and

WHEREAS, the event is requesting a waiver of the Noise Ordinance, and

WHEREAS, the event organizers shall provide the City Clerk's Office with a Certificate of Liability Insurance in the amount of \$1,000,000 minimum, listing the City of Oswego as an additional insured, and, now, therefore be it,

RESOLVED, permission is granted to the Oswego County Federal Credit Union to host Movies in the Park to be held on Thursday, June 29 with a rain date of June 30, from 6:00 p.m. to 11:00 p.m., and, be it further,

RESOLVED, permission is granted for use of public space in Washington Square Park, and, be it further,

RESOLVED, permission is granted for use of electrical services through the Department of Public Works, and, be it further,

RESOLVED, permission is granted for a waiver of the Noise Ordinance for this event, and, be it finally,

RESOLVED, the event organizers shall provide the City Clerk's Office with a Certificate of Liability Insurance in the amount of \$1,000,000 minimum, listing the City of Oswego as an additional insured.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burrridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker*	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

Recommended by Physical Services
Committee

Chairman Kevin M. Hill, Jr.

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

ADOPTED
Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☒ Physical Services
- ☐ Administrative Services
- ☐ Human Services

Fr: Office of

- ☐ City Attorney
- ☐ City Chamberlain
- ☐ City Clerk
- ☐ City Engineer
- ☒ Community Development
- ☐ Dept. of Fire
- ☐ Dept. of Personnel
- ☐ Dept. of Police

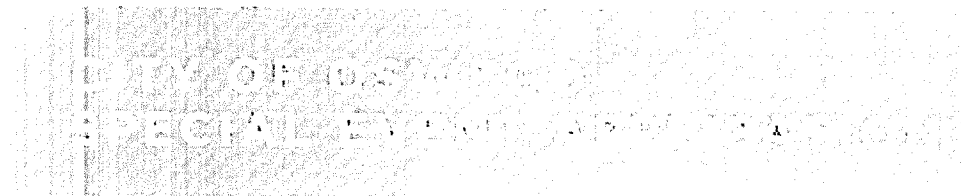
- ☐ Purchasing Agent
- ☐ Recreation
- ☐ Sewage Treatment Plant, E/W
- ☐ Traffic Engineering
- ☐ Dept. of Water
- ☐ Dept. of Works
- ☐ Zoning & Planning
- ☐ Other

RE: St. Mary's Bazaar 2023

Dear Councilors,

The City of Oswego Economic Development Office has received a request from Michele Merritt of St. Mary's Church to host St. Mary's Bazaar at St. Mary's Church Parking Lot to be held on Friday July 21 and Saturday July 22 with a rain date of Sunday, July 23, from 4:00 p.m. to 9:00 p.m. each day. The Special Event is requesting use of the bandstand and a road closure of West 7th Street from West Seneca Street to West Cayuga Street. The event is requesting a waiver of the Noise Ordinance for live performances and a waiver of the Open Container Ordinance.

Ordered filed and printed with the proceedings.



The City of Oswego recognizes special events as an important part of Oswego's quality of life. They enhance tourism, provide economic benefit to businesses, promote cultural diversity and provide affordable entertainment.

Required Event Information:

Applicant name: St Mary's Church-michele merriitt Phone: 3158061312 Email: skabuchi@aol.com

City Resident: Yes ☒ No ☐

Event Contact Person: _____

Nonprofit: Yes ☒ No ☐

Contact Information on Day of Event: Michele Merritt 315 8061312

Event Coordinator: Michele Merritt Phone: 3158061312 Email: skabuchi@aol.com

Name of the Event: St Mary's Bazaar Event Location/Address: 103 w 7th street Oswego ny

Event Dates: July 21 and 22-raindate 7/23 Time of Event: 4pm-9pm

Description of the Event: Games of chance Food Drinks Money Raffle Childrens Put put golf kiddie land raffle booth

Event Type: Procession / Parade ☐ Public Assembly ☐ Organized Competitive Event ☐ Festival ☒ Block Party ☐

Estimated Number of Participants or Attendees _____

**Events with 5,000 or more participants or attendees are required to provide an Incident Action Plan*

Event Site Map Must be Attached

Are you planning to sell or service alcohol? Yes ☒ No ☐
*Chapter 59 of City of Oswego Code

Are you planning a firework display? Yes ☐ No ☒
Requires firework permit

Are you planning to use sound amplification? Yes ☐ No ☐
**Chapter 165 of City of Oswego Code

****NYS Penal Law, Article 405.00**

Requested Fee Services:

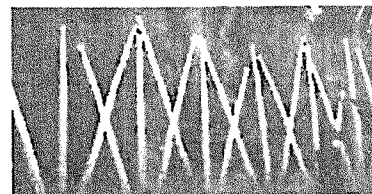
☒ Road closure
\$150 flat fee per area -- (point A to Point B for barricades) -- Identify on Site Map

☒ Bandstand
\$150 flat fee per day

☐ Veterans Stage
\$75 flat fee per day

☐ McCrabie Building Rental
\$93.50/hour with a minimum charge
of 3 hours

☐ Breitbeck Pavilion Rental
\$75 flat fee per day



City Parks & Public Areas

- ☐ Breitbeck Park ☐ Washington Park ☐ Franklin Square (West Park) ☐ Linear Park East ☐ Linear Park West ☐ Montcalm Park
☐ Oak Hill Park ☐ Veteran's Memorial Park/Veteran's Stage ☐ Hamilton Park ☐ Civic Plaza ☐ McCrobie Building

Event Plan- Vendors And Concessions

Are you requiring admission fees / donations to enter your event? ☐ Yes / if yes, cost of admission: _____ ☒ No

What kind of barriers will be used to close off the area? Do Not Enter horses with netting

Will there be vending? ☒ Food ☒ Beverage ☐ Goods ☐ Services Total Vendors: _____

Will food be sold, served, or given away? ☒ Yes ☐ No

Will items or services be sold at the event? ☐ Yes, if YES, please describe: Games of chance ☐ No

Event Plan- Entertainment And Activities

Entertainment:

Are there any musical entertainment features related to your event? ☒ Yes ☐ No

What type of live Entertainment will be featured at your event? Live bands

☐ Dance

☐ Jugglers

☐ DJs Bands

☒ Other

Please describe: Individual singers each night from 4-6 and 6-9 Friday-Billionaires and 6-9

Saturday- Off the Reservation

Event Plan- Vendors And Concessions

Does the proposed special event involve water related activities involving the Oswego River and/or Oswego Harbor? ☐ Yes ☒ No

Please describe: _____

Number of Stages: 1 Number of Bands: 2

Sound Amplification: Start Time: 4pm am/pm Finish Time: 9pm am/pm

Sound Checks prior to event: Start Time: none am/pm Finish Time: none am/pm

Please describe the sound equipment that will be used for your event: Both bands will have their own equipment

Name of Sound/Production Company: _____

Address: _____

City, State, Zip Code: _____

Phone #: _____ Cell Phone for Day of Event: _____

Electrical Services: Will your event require Electrical services/Generators? ☐ Yes ☒ No

If yes, please provide name of vendor: _____

Event Operation- Sanitation And Waste Management

Sanitation:

Portable and/or Permanent Toilet Facilities:

Delivery Date: 07 / 20 / 2023 Time: 10am am/pm

Pick-up Date: 07 / 24 / 2023 Time: 10am am/pm

Number of Portable Toilets: 3 Number of ADA Accessible Toilets: 1

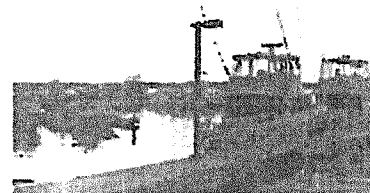
Permanent Toilet Facilities: 2 Name of Portable Toilet Vendor: Burns Bros

If you have a plan for using permanent toilet facilities please list the location of these facilities below: St Mary's convent and Rectory Bathroom at St Mary's church

Describe your plan for clean up and removal of waste and garbage during and after the event:

Clean-up Date: 07 / 23 / 2023 Time: 8 pm am/pm

PLEASE NOTE: You must properly dispose of waste and garbage throughout the term of your event and immediately upon conclusion of the event the area must be returned to a clean condition. The City does not provide cleaning or street sweeping services.



Event Operation- Safety And Security

Medical Services:

The City of Oswego requires a first aid station with medically certified personnel having a minimum of current First Aid and completes CPR certifications at any event with an attendance of over 5,000 people. Event planners must provide either a contracted emergency vehicle or equivalent. This station/vehicle must be centrally located and clearly marked. Please indicate what arrangements you have made for providing First Aid Staffing and Equipment and provide a copy of your contract with this application.

_____ Ambulance(s) How provided? _____

Company's Public Utilities License # _____

Emergency Medical Technician(s) How provided? _____

Security: (This area requires approval of the Oswego Police Dept.)

Does your event require assistance from the Oswego Police Department for staffing? ☐ Yes ☒ No

If No, are you providing private security? ☒ Yes ☐ No

If Yes, security provided by the applicant for the special event there must be coordination with the Oswego Police Department.

Please explain the proposed security measures: Adult volunteers and off Duty Policemen will be asked

The Special Events Committee will review this application the Oswego Police Department for guidance and will provide discretionary review and modifications to ensure security and safety based on the proposed event.

Fire Safety: (This area requires approval of the Oswego Fire Dept.)

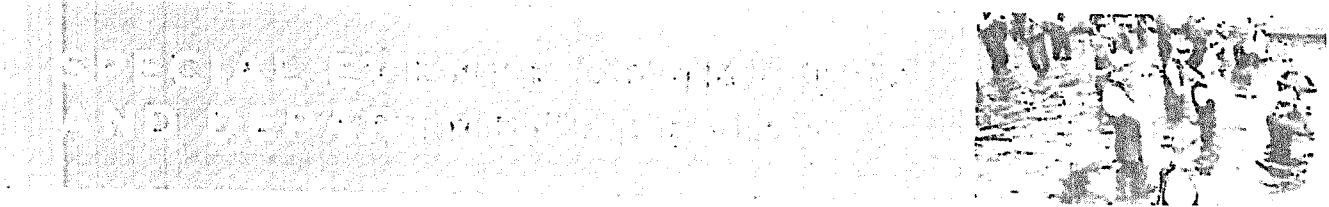
Does your event require assistance from the Oswego Fire Department for staffing? ☐ Yes ☒ No

If yes, please explain why: _____

The Special Events Committee will review this application with the Oswego Fire Department for guidance and discretionary review and modifications to ensure fire safety (and water safety as applicable) for the proposed event.

Disclaimer: I certify the information contained in the application is true to my best of abilities.

Signature of applicant: Michelle Merrill Date: 4-17-2023



COST ESTIMATES	
Location	\$ /day
Location	\$ /day
Location	\$ /day
Location	\$ /day

COST ESTIMATES	
Fire / EMT	\$
Police	\$

Payment Record

(Excludes Fire and Police detail)

Total Permit Fee: Amount \$: _____ Check #: _____ Check Date: _____ Deposit #: _____

Insurance Documentation*	Required	Date Received	Staff Initials
Liability	_____	_____	_____

Departmental Review:

The following signatures are required for approval of your event:

Signature

Date

Police Department _____
Comments: _____

Fire Department/Emergency Services _____
Comments: _____

Parks Department _____
Comments: _____

Department of Public Works _____
Comments: _____

City Clerks Office _____
Comments: _____

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor McBrearty

WHEREAS, the City of Oswego Economic Development Office has received a request from Michele Merritt of St. Mary's Church to host the St. Mary's Bazaar at St. Mary's Church Parking Lot to be held Friday, July 21 and Saturday July 22 from 4:00 p.m. - 9:00 p.m. with a rain date of Sunday, July 23, 2023, and

WHEREAS, the event is requesting a road closure of West 7th Street from West Seneca Street to West Cayuga Street, and

WHEREAS, the event shall submit a payment of \$150 for the Road Closure fee to the City Clerk's Office prior to the event, and

WHEREAS, the event is requesting use of the Bandstand, and

WHEREAS, the event organizer shall submit a payment of \$150 for the Bandstand Fee to the Department of Public Works prior to the event, and

WHEREAS, the event is requesting a waiver of the Noise Ordinance, and

WHEREAS, the event is requesting a waiver of the Open Container Ordinance, and

WHEREAS, the organizer of this event shall file with the City Clerk's Office an Indemnification and Hold Harmless Agreement prior to the use of public space, and, now, therefore be it,

RESOLVED, permission is granted for Michele Merritt of St. Mary's Church to host the St. Mary's Bazaar at St. Mary's Church Parking Lot to be held Friday, July 21 and Saturday July 22 from 4:00 p.m. - 9:00 p.m. with a rain date of Sunday, July 23, 2023, and, be it further,

RESOLVED, permission is granted for a road closure of West 7th Street from West Seneca Street to West Cayuga Street, and, be it further,

RESOLVED, the event shall submit a payment of \$150 for the Road Closure fee to the City Clerk's Office prior to the event, and, be it further,

RESOLVED, permission is granted for use of the Bandstand, and, be it further,

RESOLVED, the event organizer shall submit a payment of \$150 for the Bandstand Fee to the Department of Public Works prior to the event, and, be it further,

RESOLVED, permission is granted for a waiver of the Noise Ordinance, and, be it further,

RESOLVED, permission is granted for a waiver of the Open Container Ordinance, and, be it further,

RESOLVED, the organizer of this event shall file with the City Clerk's Office an Indemnification and Hold Harmless Agreement prior to the use of public space.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr. ✗	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Recommended by Physical Services
Committee

Chairman Kevin Hill, Jr.

I certify that the foregoing resolution
was duly passed by the Common Council
on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☒ Physical Services
- ☐ Administrative Services
- ☐ Human Services

Fr: Office of

- ☐ City Attorney
- ☐ City Chamberlain
- ☐ City Clerk
- ☐ City Engineer
- ☒ Community Development
- ☐ Dept. of Fire
- ☐ Dept. of Personnel
- ☐ Dept. of Police

- ☐ Purchasing Agent
- ☐ Recreation
- ☐ Sewage Treatment Plant, E/W
- ☐ Traffic Engineering
- ☐ Dept. of Water
- ☐ Dept. of Works
- ☐ Zoning & Planning
- ☐ Other

RE: Teddy Bear Picnic

Dear Councilors,

The Office of Economic Development has received a request from Amy Nehlsen to host a Teddy Bear Picnic at Breitbeck Park on Thursday, May 25th, 2023 from 3:30 p.m. - 4:30 p.m. The event is requesting use public space in Breitbeck Park. The event is estimating approximately 50 participants.

Ordered filed and printed with the proceedings.

CITY OF OSWEGO SPECIAL EVENT APPLICATION



The City of Oswego recognizes special events as an important part of Oswego's quality of life. They enhance tourism, provide economic benefit to businesses, promote cultural diversity and provide affordable entertainment.

Required Event Information:

Applicant name: Amy Nehlsen Phone: 717-701-9603 Email: ai.nehlsen@gmail.com

City Resident: Yes ☐ No ☒ Mailing Address 88 South Pollard Drive, Fulton, NY 13069

Nonprofit: Yes ☒ No ☐ Event Contact Person: Amy Nehlsen

Contact Information on Day of Event: Amy Nehlsen

Event Coordinator: Amy Nehlsen Phone: same as above Email: _____

Name of the Event: Teddy Bear Picnic Event Location/Address: Breitbeck Park under a tree

Event Dates: Thursday, May 25, 2023 Time of Event: 3:30 -4:30 pm

Description of the Event: Families will come and bring a blanket to sit on and a snack for their own family. I will be leading songs for them to sing, instruments to play, scarves and musical activities.

I am inviting the 18 families that have participated in my Music Together with Miss Amy program at CMOO this year.

Event Type: Procession / Parade ☐ Public Assembly ☐ Organized Competitive Event ☐ Festival ☐ Block Party ☐

Estimated Number of Participants or Attendees Maybe 50

**Events with 5,000 or more participants or attendees are required to provide an Incident Action Plan*

Event Site Map Must be Attached

Are you planning to sell or service alcohol? Yes ☐ No ☒ Are you planning a firework display? Yes ☐ No ☐
*Chapter 59 of City of Oswego Code Requires firework permit

Are you planning to use sound amplification? Yes ☐ No ☒ **NYS Penal Law, Article 405.00
**Chapter 165 of City of Oswego Code

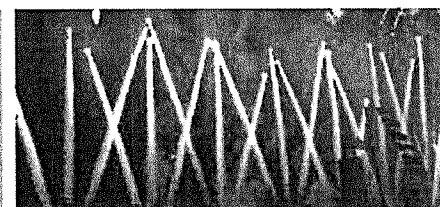
Requested Fee Services:

☐ Road closure
\$150 flat fee per area -- (point A to Point B for barricades) -- Identify on Site Map

☐ Bandstand
\$150 flat fee per day ☐ Veterans Stage
\$75 flat fee per day

☐ McCrobie Building Rental
\$93.50/hour with a minimum charge of 3 hours ☐ Breitbeck Pavilion Rental
\$75 flat fee per day

CITY OF OSWEGO SPECIAL EVENT APPLICATION



City Parks & Public Areas

☒ Breitbeck Park
 ☐ Washington Park
 ☐ Franklin Square (West Park)
 ☐ Linear Park East
 ☐ Linear Park West
 ☐ Montcalm Park
☐ Oak Hill Park
 ☐ Veteran's Memorial Park/Veteran's Stage
 ☐ Hamilton Park
 ☐ Civic Plaza
 ☐ McCrobie Building

Event Plan- Vendors And Concessions

Are you requiring admission fees / donations to enter your event? ☐ Yes / if yes, cost of admission: _____ ☒ No

What kind of barriers will be used to close off the area? _____

Will there be vending? ☐ Food ☐ Beverage ☐ Goods ☐ Services Total Vendors: no

Will food be sold, served, or given away? ☒ Yes ☐ No

Will items or services be sold at the event? ☐ Yes, if YES, please describe: _____ ☒ No

Event Plan- Entertainment And Activities

Entertainment:

Are there any musical entertainment features related to your event? ☒ Yes ☐ No

What type of live Entertainment will be featured at your event? I will be leading with my guitar and a small battery operated cd player.

☐ Dance

☐ Jugglers

☐ DJs Bands

☐ Other

Please describe: _____

Event Plan- Vendors And Concessions

Does the proposed special event involve water related activities involving the Oswego River and/or Oswego Harbor? ☐ Yes ☒ No

Please describe: _____

Number of Stages: 1 Number of Bands: 2

Sound Amplification: Start Time: 4pm am/pm Finish Time: 9pm am/pm

Sound Checks prior to event: Start Time: none am/pm Finish Time: none am/pm

Please describe the sound equipment that will be used for your event: Both bands will have their own equipment

Name of Sound/Production Company: _____

Address: _____

City, State, Zip Code: _____

Phone #: _____ Cell Phone for Day of Event: _____

Electrical Services: Will your event require Electrical services/Generators? ☐ Yes ☒ No

If yes, please provide name of vendor: _____

Event Operation- Sanitation And Waste Management

Sanitation:

Portable and/or Permanent Toilet Facilities:

Delivery Date: 07 / 20 / 2023 Time: 10am am/pm

Pick-up Date: 07 / 24 / 2023 Time: 10am am/pm

Number of Portable Toilets: 3 Number of ADA Accessible Toilets: 1

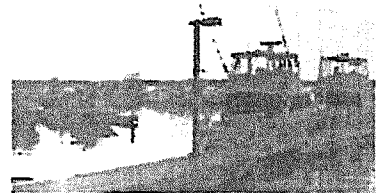
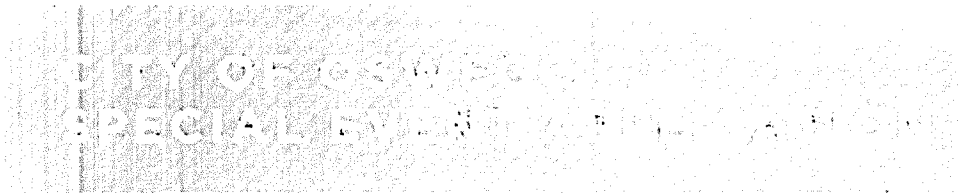
Permanent Toilet Facilities: 2 Name of Portable Toilet Vendor: Bare from Genial

If you have a plan for using permanent toilet facilities please list the location of these facilities below: St Mary's convent and Rectory Bathroom at St Mary's church

Describe your plan for clean up and removal of waste and garbage during and after the event:

Clean-up Date: 07 / 23 / 2023 Time: 8 pm am/pm

PLEASE NOTE: You must properly dispose of waste and garbage throughout the term of your event and immediately upon conclusion of the event the area must be returned to a clean condition. The City does not provide cleaning or street sweeping services.



Event Operation- Safety And Security

Medical Services:

The City of Oswego requires a first aid station with medically certified personnel having a minimum of current First Aid and completes CPR certifications at any event with an attendance of over 5,000 people. Event planners must provide either a contracted emergency vehicle or equivalent. This station/vehicle must be centrally located and clearly marked. Please indicate what arrangements you have made for providing First Aid Staffing and Equipment and provide a copy of your contract with this application.

_____ Ambulance(s) How provided? _____

Company's Public Utilities License # _____

Emergency Medical Technician(s) How provided? _____

Security: (This area requires approval of the Oswego Police Dept.)

Does your event require assistance from the Oswego Police Department for staffing? ☐ Yes ☒ No

If No, are you providing private security? ☒ Yes ☐ No

If Yes, security provided by the applicant for the special event there must be coordination with the Oswego Police Department.

Please explain the proposed security measures: Adult volunteers and off Duty Policemen will be asked

The Special Events Committee will review this application the Oswego Police Department for guidance and will provide discretionary review and modifications to ensure security and safety based on the proposed event.

Fire Safety: (This area requires approval of the Oswego Fire Dept.)

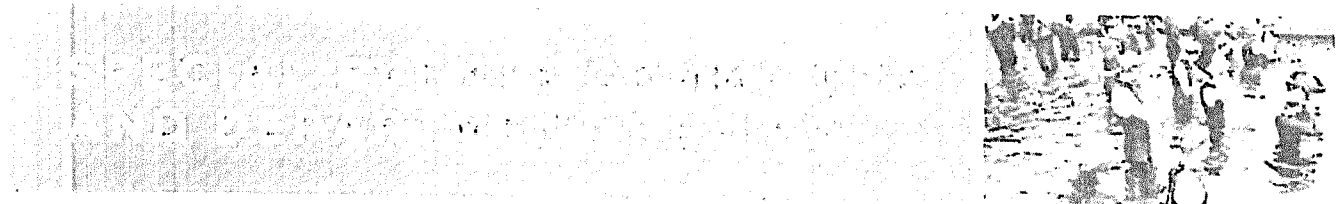
Does your event require assistance from the Oswego Fire Department for staffing? ☐ Yes ☒ No

If yes, please explain why: _____

The Special Events Committee will review this application with the Oswego Fire Department for guidance and discretionary review and modifications to ensure fire safety (and water safety as applicable) for the proposed event.

Disclaimer: I certify the information contained in the application is true to my best of abilities.

Signature of applicant: Michele Merritt Date: 4-17-2023



COST ESTIMATES	
Location	\$ /day
Location	\$ /day
Location	\$ /day
Location	\$ /day

COST ESTIMATES	
Fire / EMT	\$
Police	\$

Payment Record

(Excludes Fire and Police detail)

Total Permit Fee: Amount \$: _____ Check #: _____ Check Date: _____ Deposit #: _____

Insurance Documentation*	Required	Date Received	Staff Initials
Liability	_____	_____	_____

Departmental Review

The following signatures are required for approval of your event:

Signature	Date
Police Department _____	
Comments: _____	

Fire Department/Emergency Services _____	
Comments: _____	

Parks Department _____	
Comments: _____	

Department of Public Works _____	
Comments: _____	

City Clerks Office _____	
Comments: _____	

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and NoticesBy Councilor Corradino

WHEREAS, the City of Oswego Economic Development Office has received a request from Amy Nehlsen to host a Teddy Bear Picnic on Thursday, May 25, 2023 from 3:30 p.m. - 4:30 p.m., and

WHEREAS, the event is requesting use of public space in Breitbeck Park, and

WHEREAS, the organizer of this event shall file with the City Clerk's Office an Indemnification and Hold Harmless Agreement prior to the use of public space, and, now therefore be it,

RESOLVED, permission is granted for Amy Nehlsen to host a Teddy Bear Picnic on Thursday, May 25, 2023 from 3:30 p.m. - 4:30 p.m., and, be it further,

RESOLVED, permission is granted for the use of Public Space in Breitbeck Park, and, be it finally,

RESOLVED, the organizer of this event shall file with the City Clerk's Office an Indemnification and Hold Harmless Agreement prior to the use of public space.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Recommended by Physical Services
CommitteeChairman Kevin M. Hill, Jr.

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City ClerkApproved May 23, 2023 WILLIAM J. BARLOW, JR. MayorResolution prepared by Community Development Office

Page No. _____

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☐ Physical Services
- ☒ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|--|--|
| ☐ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☐ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☒ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☐ Other |

Physical Services Committee
City of Oswego
City Hall
Oswego, New York 13126

Dear Chairman and Committee Members:

I, Timothy Rice, Commissioner of Public Works and Parks and Recreation, am requesting authorization to accept a donation of trees and the permission to plant said trees, from Chuck Burger to be planted in public space at 76 East Mohawk Street.

Respectfully submitted,

Timothy Rice, Commissioner
City of Oswego Department of Public Works, Parks and Recreation

TR/mlc

Ordered filed and printed with the proceedings.

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Burridge

WHEREAS, Timothy Rice, Commissioner of Public Works and Parks and Recreation, is requesting authorization to accept a donation of trees and the permission to plant said trees, from Chuck Burger to be planted in public space at 76 East Mohawk Street, now, therefore, be it now

RESOLVED, that authorization is granted to accept a donation of trees and the permission to plant said trees, from Chuck Burger to be planted in public space at 76 East Mohawk Street.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Approved May 23, 2023

Recommended by Administrative Services
Committee

Chairman Robert A. Corradino

I certify that the foregoing resolution
was duly passed by the Common Council
on the 22nd day of May 2023

MARK TESORIERO City Clerk

WILLIAM J. BARLOW, JR. Mayor

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

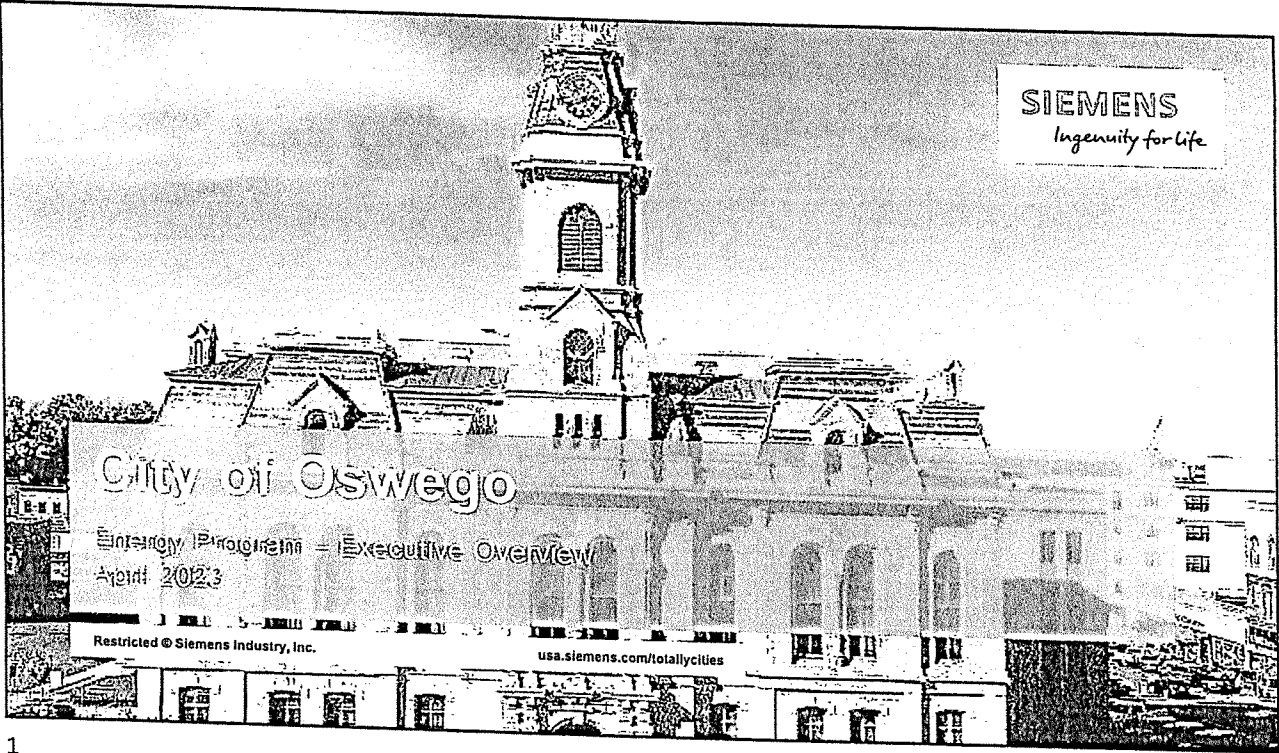
- ☐ Planning & Development
- ☐ Physical Services
- ☒ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|--|--|
| ☐ City Attorney | ☒ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☐ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☐ Other |

Attached is a resolution that authorizes the mayor to sign an agreement with Niagara Mohawk d/b/a National Grid to acquire the streetlighting assets in the City of Oswego, and further authorizes the mayor to sign an agreement with Siemens Industry, Inc. to engage in an energy performance contract. A representative from Siemens will be present at the Administrative Services Committee meeting to explain the scope of the energy performance project and answer any questions that may be forthcoming at the committee meeting.

Ordered filed and printed with the proceedings.



1

New York State Article 9 (Energy Performance Contracting EPC)

SIEMENS
Ingenuity for Life

An alternative means of financing building improvements

Program is self-funded through energy retrofits

BEFORE PERFORMANCE CONTRACT

THE ENERGY SERVICE COMPANY PROVIDES THE FINANCING AND RETROFIT WORK

AFTER PERFORMANCE CONTRACT

SAVINGS IN EXCESS OF SERVICE PAYMENTS PAYMENTS TO FINANCING INSTITUTION

- Guaranteed performance
- Single source responsibility
- Life-cycle versus first cost approach
- Energy Retrofits fund additional capital needs
- Improvements can be made with no impact to taxpayers
- Lease Purchase Financing "no impact on Debt Cap"
- NYSERDA and Utility Incentives

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Page 2 April 2023

City of Oswego Energy Program

2

Facility Improvement Measures

SIEMENS
Ingenuity for life

FIM No.	Facility Improvement Measure (FIM)	Citywide	City Hall	City Court	Conway Bldg.	DPV/Chapin	Fire Eng.	Fire Dept	Fort Ont. Pool	Crisafulli Ice Rink	Callahan Ice Rink	WWTP West	WWTP East	Water Plant	Trillium Lodge	Animal Shelter	High Dam	Flower Office	Head Start	Sanitation
1	Street Lighting Conversion to LED	✓																		
2	Building Lighting Upgrades to LED		✓	✓	✓				✓	✓		✓		✓		✓	✓			
3	Building Envelope Improvements		✓	✓	✓					✓	✓									
4	Replace WSHP & Upgrade Controls				✓												✓			
5	Replace PTACs in Control Room																✓			
6	Replace Office Rooftop Unit					✓														
7	Install ADA Chair Lift								✓											
8	Install Water Flow Meters		✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓		✓	✓	✓	✓	✓	✓
9	Fire Alarm System Upgrade		✓																	

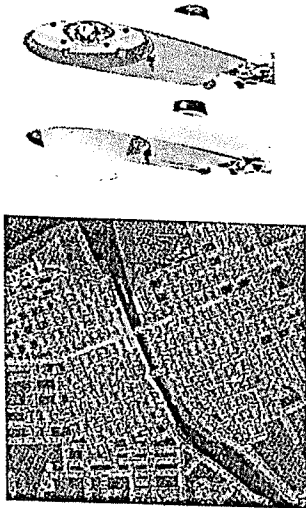
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Page 3 April 2023

City of Oswego Energy Program

3

Facility Improvement Measures

SIEMENS
Ingenuity for life



Benefits: Energy Savings, Reduced Maintenance, Increased Safety, Reduced Carbon Footprint, Improved Light Quality, Reduced Noise Pollution

Street Lighting Conversion to LED

- Procure existing streetlights from National Grid
- Upgrade existing streetlights with LED technology
- GIS / GPS tagged inventory system

Interior Lighting Upgrades to LED

- City Hall, McCrobie Civic Center, Conway Bldg., Fort Ontario Pool, Crisafulli Ice Rink, WWTP First Ave / West, Water Filtration Plant, Animal Shelter, High Dam

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Page 4 April 2023

City of Oswego Energy Program

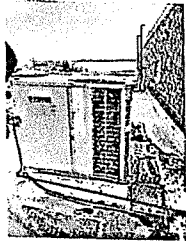
4

Facility Improvement Measures

SIEMENS
Ingenuity for Life



Building Envelope



RTU – DPW Garage

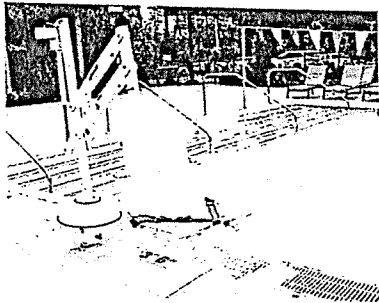
Siemens Energy Services
Energy Efficiency Solutions
Energy Management Solutions
Energy Infrastructure Solutions

Energy Upgrades

- Building Envelope Upgrades – City Hall, McCrobie Civic Center, Conway Bldg., Crisafulli Ice Rink, Cullinan Ice Rink, High Dam
- Replace Water-Source Heat Pumps and Upgrade Controls – Conway Bldg.
- Replace PTACs in Control Room – High Dam
- Replace Rooftop Unit – DPW Garage

Facility Improvement Measures

SIEMENS
Ingenuity for Life

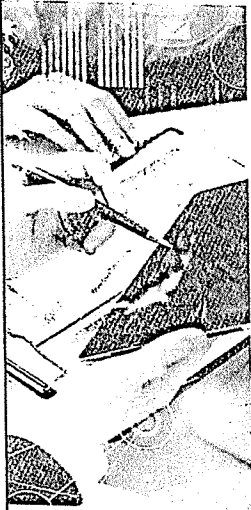


Pool Chair Lift

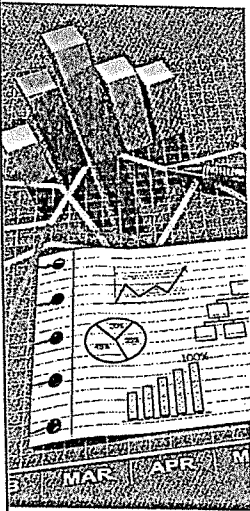
Siemens Energy Services
Energy Efficiency Solutions
Energy Management Solutions
Energy Infrastructure Solutions

Infrastructure Upgrades

- Install ADA Chair Lift – Fort Ontario Pool
- Install Water Flow Meters – 17 City Buildings
- Fire Alarm System Upgrade – City Hall

Project Financials		SIEMENS <i>Ingenuity for life</i>	
	Implementation Cost (Siemens)		\$8,429,220
	National Grid Streetlight Acquisition (City)		\$2,221,382
	Hydroelectric Study Cost		\$245,714
	Project Cost Over Term (estimated interest 4.5%)		(\$17,340,222)
	Streetlight – Maintenance / Utility Fee		(\$1,145,745)
	Energy & Operational Savings		\$8,588,589
	Streetlight – Facility Charge Savings		\$10,395,374
	Rebates/Incentives		<u>\$236,048</u>
	TOTAL		\$18,074,266
	20-Year Cumulative Net Benefit		\$734,044
Restricted - Siemens Industry, Inc. Page 7 April 2023		City of Oswego Energy Program	

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Project Timeline		SIEMENS <i>Ingenuity for life</i>	
	Detailed Energy Audit		✓
	Streetlight Field Survey		✓
	City Technical / Financial Review		✓
	Contract Legal Review		✓
	Board Resolution / Approval		Jun 2023
	Siemens Contract / Natl. Grid Streetlight Acquisition Agreement		
	Public Service Commission – Approve Acquisition Agreement		Jan 2024
	Board Resolution / Financing		Feb 2024
	Financing – Finalize Underwriting		Mar 2024
	Construction Start		Apr 2024
Restricted - Siemens Industry, Inc. Page 8 April 2023		City of Oswego Energy Program	

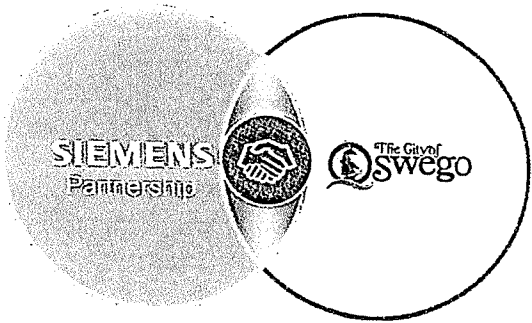
8

Siemens as a long-term Partner



A global innovator and industry leader with the local presence and know-how to positively impact the economy and environment.

- ☒ Extensive experience
- ☒ Innovative Solutions
- ☒ Experts in Sustainability, Resiliency and Cities
- ☒ Commitment to the City of Oswego



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CITY OF OSWEGO, NEW YORK

Motions, Resolutions and Notices

By Councilor Corradino

WHEREAS the City has undertaken a project to save energy costs through the purchase and upgrading of the streetlights currently owned by Niagara Mohawk, d/b/a National Grid and other energy saving measures to be performed by Siemens Industry, Inc., 6075 East Molloy Road, Suite 4, Syracuse, NY: and

WHEREAS the City and Niagara Mohawk have negotiated contracts for the purchase of existing streetlights, and the continued use and connection to Niagara Mohawk's electric facilities; and

WHEREAS the City and Siemens Industry, Inc. have negotiated for the performance of various energy saving work, and the financing of same; and

WHEREAS the form of the draft contracts has been reviewed and approved by the Common Council; now therefore be it:

RESOLVED the Mayor is hereby authorized and directed to execute the separate contracts with Niagara Mohawk Power Corporation d/b/a National Grid and Siemens Industry, Inc., or reasonable modifications thereof so that the overall energy project may proceed.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Approved May 23, 2023

Recommended by Administrative Services
Committee

Chairman Robert A. Corradino

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO

City Clerk

WILLIAM J. BARLOW, JR.

Mayor

Resolution prepared by Purchasing Agent

Page No. _____

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☐ Physical Services
- ☒ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|---|--|
| ☒ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☐ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☐ Other |

Mayor William J, Barlow, Jr. seeks the Common Council's favorable consideration in authorizing the Mayor to sign a Small Wireless Communications Facilities Master License Agreement with Bell Atlantic Mobile Systems, LLC for the installation of 5G 'small cells' and 'distributed antenna systems' through the City of Oswego, thereby improving cell coverage for all residents, businesses, and visitors to the City of Oswego.

The Master License Agreement grants Bell Atlantic, operating as Verizon, a nonexclusive license to access, use, and occupy the City's rights of way to install small cell facilities throughout the City. The small cell facilities will bring 5G capability to a wide range of mobile device users.

Attached to this memo is the Master License Agreement, the terms of which have been worked out by representatives of Verizon, and the City Attorney. This Agreement largely resembles similar agreements entered into by Verizon with other local municipalities, namely the City of Auburn.

The addition of widespread 5G capability will continue to enhance the improvements made by the City of Oswego over the past 7 years, and will result in even more opportunities to strengthen our local economy and provide better connectivity to all users within the City of Oswego.

Finally, the City of Oswego will financially benefit from this agreement with payments for applications to attach 5G facilities to city-owned poles, including annual recurring fees.

For all the foregoing reasons, the Common Council's support is requested.

Ordered filed and printed with the proceedings.

SMALL WIRELESS COMMUNICATIONS FACILITIES MASTER LICENSE AGREEMENT

THIS SMALL WIRELESS COMMUNICATIONS FACILITIES MASTER LICENSE AGREEMENT ("Agreement") is entered into this ____ day of _____, 20__ ("Effective Date"), by and between the City of Oswego NY ("City"), and Bell Atlantic Mobile Systems LLC ("Licensee"). City and Licensee are at times collectively referred to hereinafter as the "Parties" or individually as the "Party."

RECITALS

A. City owns, operates, maintains or otherwise controls the public rights-of-way situated within its jurisdictional boundaries and owns as its personal property a certain number of poles located in the public rights-of-way.

B. Licensee owns and/or controls, maintains and operates a wireless communications network, for which Licensee desires to install, attach, operate and maintain Small Wireless Facilities (as defined below) in the public rights-of-way as provided herein.

C. City recognizes that Small Wireless Facilities, including facilities commonly referred to as "small cells" and "distributed antenna systems," are critical for the City's population to access advanced technologies wirelessly and are often deployed most effectively in the public rights-of-way.

D. The Parties acknowledge and agree that the purpose of this Agreement is to permit the deployment of Small Wireless Facilities within the public rights-of-way, subject to the all applicable Laws (as defined below), including but not limited to the rules, regulations and orders of the Federal Communications Commission, as further described herein.

ACCORDINGLY, in consideration of the covenants of this Agreement and other good and valuable consideration, the receipt and sufficiency of which is acknowledged by the Parties, the Parties agree as follows:

1. Grant. Subject to Laws (defined in Section 15) and this Agreement, City grants Licensee a nonexclusive license to (i) access, use and occupy the City's ROW (as defined below) 7 days a week, 24 hours a day, for the installation, construction, use, maintenance, operation, repair, modification, replacement and upgrade of equipment, technologies, frequencies and related fiber and materials reasonably necessary to access, connect, operate and provide power to its equipment ("Equipment") that enables Licensee's wireless communications ("Licensee Use"); (ii) use, install and/or replace City owned or controlled poles for Licensee's Use ("City Owned Poles"); (iii) use, install and/or replace Licensee owned or third-party owned poles in the ROW for Licensee's Use. For purposes of this Agreement, the "ROW" means the public rights-of-way owned, managed or controlled by the City. Licensee's Use of Poles shall, in accordance with Section 4, require the City's approval of a Pole License. Licensee's Use for attachments to support structures in the ROW owned by Licensee or by a third party shall not require a Pole

License; however, upon request, Licensee shall provide the City a certification of authorization to attach to such third party structures. The City expressly reserves for itself the rights and uses of the ROW for its public purposes and for the public's health, safety and general welfare.

2. Term of Agreement. The term of this Agreement shall be for 10 years beginning on the Effective Date (the "Term"). Unless either Party provides written notice to the other Party at least ninety 90 days prior to expiration of the Term that such Party will not renew the Term, the Term will automatically renew for 1 additional 10 year period. After the expiration or earlier termination of this Agreement, it shall apply to all Pole Licenses entered into hereunder until the expiration or termination of such Pole Licenses.

3. Fees. Licensee shall pay to the City the Fees set forth in the "Fee Schedule" attached hereto and made a part hereof as Exhibit A. Licensee shall pay the one-time application fee with submission of the Pole Application (defined in Section 4(a)). Licensee shall pay the initial recurring fee within ninety (90) days of the Commencement Date (defined in Section 4(e)) and pay subsequent recurring fees on or before each anniversary of the Commencement Date. Before any recurring fees are paid, City shall provide Licensee a completed, current Internal Revenue Service Form W-9 and state and local withholding forms if required. Licensee may make payments by check made out to the order of the City of Oswego, Office of the City Chamberlain and sent to the following address or through electronic transfer subject to the City's approval and necessary bank routing instructions.

City of Oswego
Office of the City Chamberlain
Attn, City Chamberlain
13 West Oneida Street
Oswego NY 13126

4. Pole License.

(a). Prior to installing any Equipment on a City owned or controlled Pole, , Licensee shall file an application with city in the form attached hereto and made a part hereof as Exhibit B ("Pole Application") for one or more poles. Within 60 days of receipt of a Pole Application, the City shall, in writing, approve or reject the Pole Application, otherwise the Pole Application shall be deemed approved. If the City timely rejects the Pole Application, the review period will be suspended until Verizon cures the non-compliance. Upon approval, a Pole Application shall be deemed to be a separate pole license ("Pole License") for each pole included in the Pole Application.

(b). City may reject a Pole Application only for one or more of the following reasons, which must be specified with reasonable detail in the rejection: (i) concerns about structural capacity, safety, reliability, or generally applicable engineering practices; (ii) the Pole Application is incomplete; (iii) the proposed Equipment exceeds the height, dimension or other parameters for small wireless facilities under applicable Law ("Small Wireless Facilities"); (iv) the design documents attached to the Pole Application do not comply with this Agreement or with the City's pole attachment laws for traffic light poles, show interference with the City's public safety radio

system, traffic signal light system, or other communications components, or do not comply with the Design Criteria; or (v) the Pole Application does not include a load bearing study.

(c). Any aesthetic or other design criteria for Small Wireless Facilities and poles upon which Small Wireless Facilities are attached (collectively, the "Design Criteria") which are adopted by the City shall only apply if the criteria are (i) reasonable, (ii) applied equally and in a non-discriminatory manner to other types of infrastructure deployments within the ROW, (iii) objective and published in advance of a Small Wireless Facility request/application submitted herein, and (iv) comply with applicable federal and state Laws. If pole reinforcement or replacement is necessary, Licensee shall provide engineering design and specification drawings demonstrating the proposed alteration to the pole. Changes made to the City's Design Criteria shall not be imposed or otherwise applied retroactively unless required by Laws.

(d). Licensee shall pay for any electricity service for Small Wireless Facilities. As permitted by the electric provider, Licensee may install an electric meter on the City pole or the ground adjacent to the City pole.

(e). The term of each Pole License shall be 10 years beginning on the first day of the month following the date that is 90 days from the date of the fully approved or fully executed (as applicable) Pole License ("Commencement Date"). Unless Licensee provides written notice to the City prior to the expiration of the then current term that Licensee will not renew any Pole License, each Pole License will automatically renew for 2 consecutive 5 year periods.

(f). A Pole License may be terminated prior to the expiration of its term: (i) by City upon written notice to Licensee, if Licensee fails to pay any amount when due and such failure continues for 30 days after Licensee's receipt of notice; (ii) by either Party upon written notice to the other Party, if such other Party fails to comply with this Agreement and the party has failed to initiate a cure within 60 days after receipt of written notice; (iii) by Licensee at any time for any reason or no reason; or (iv) by Licensee in the event that Licensee fails to timely obtain or maintain, or is not satisfied with any governmental approval applicable to Licensee; or (v) by the City if the Equipment, operation or maintenance thereof poses a hazard to public safety and Licensee has failed to respond or initiate a cure within 60 days after receipt of written notice from the City or (vi) by the City, upon 90 days advance written notice, if Verizon ceases to utilize the Equipment installed under the Pole License for more than 1 year.

(g). Following expiration or earlier termination of any Pole License, Licensee shall remove all Equipment from the City owned or controlled poles and, other than reasonable wear and tear, repair and restore the City owned or controlled poles and the ROW to its prior condition, unless the City authorized otherwise. In the event that Licensee removes any City poles pursuant to this Agreement, the City shall retain ownership of any poles Licensee or its contractor removes, and shall provide directions to Licensee for their reuse or disposal. Equipment installed pursuant to clauses (ii) or (iii) of Section 1 shall not be subject to removal under this Agreement but shall at all times remain subject to the Code (as defined below).

5. Permits/Municipal Code. While the requirements of the City's Code ("Code") are

in addition to the requirements of this Agreement, Licensee shall be required to apply for and obtain only those permits that are required of other occupants of the ROW. City may only impose on the permit those conditions that are permitted by applicable Laws and necessary to protect structures in the ROW, to ensure the proper restoration of the ROW, to provide for protection and the continuity of pedestrian and vehicular traffic, and otherwise to protect the safety of the public's utilization of the ROW. Within 180 days after the Effective Date, City will consider revisions to the Code to conform with this Agreement and applicable Law.

6. Interference.

(a). Licensee will not cause interference to City traffic, public safety or other communications signal equipment in the ROW. City agrees that City will not cause interference to Licensee's Equipment or Licensee's Use.

(b). If interference occurs, the non-interfering Party shall notify the interfering Party via telephone to Licensee's Network Operations Center at (800) 621-2622 or to City at (315) 342-8120 or 315-342-0162, and the parties shall work together to cure the interference as soon as commercially possible.

(c). Licensee in the performance and exercise of its rights and obligations under this Agreement shall not materially interfere with the existence, use and operation of any and all public and private rights of way, sanitary sewers, water mains, storm drains, gas mains, poles, aerial and underground electrical and telephone wires, electroliers, cable television, and other telecommunications, utility, or municipal property, without the express written approval of the owner or owners of the affected property or properties, except as permitted by applicable Law or this Agreement.

7. Maintenance, Repairs and Modifications.

(a). Equipment Maintenance, Repairs and Modifications. Licensee shall keep and maintain all Equipment in commercially reasonable condition and in accordance with any applicable and non-discriminatory maintenance requirements of City. Licensee may conduct testing and maintenance activities, and repair and replace damaged or malfunctioning Equipment at any time. Licensee may maintain, repair, replace and make like-kind modifications to any Small Wireless Facility that do not materially change the size, height and weight of the Small Wireless Facility or exceed the structural capacity of the supporting structure without requiring additional applications, permits or other City approval. Licensee shall obtain all required permits and prior approvals from the City for all other work subject to the terms of this Agreement.

(b). Pole Repairs and Replacements. If a City pole for which Licensee has a Pole License is in need of repair or replacement, the City shall within 60 days repair or replace such pole, unless otherwise agreed by the Parties in a Pole License. If City becomes aware of damage to a City pole that supports the Equipment, City shall notify Licensee's Emergency Contact as soon as practicable. The Parties will use reasonable efforts to coordinate any necessary responses. In the event of any damage to a pole that impacts Licensee's Use, Licensee may repair or replace the pole with a like-kind pole at its own expense. Licensee may reinstall its Equipment after a damaged pole has been repaired or replaced. Licensee may temporarily

use an alternative pole or structure reasonably acceptable to the Parties during repair or restoration of a pole.

(c). Emergency Events. City reserves the right to take all reasonable actions in the case of an emergency to protect the public health and safety of its citizens, and to ensure the safe operation of its rights of way and public facilities. The Parties will use reasonable efforts to coordinate any emergency responses. In case of an emergency affecting the Equipment or Licensee's Use, Licensee may access the ROW and perform necessary repairs to its Equipment and to the pole, including the right to install a replacement pole, without first obtaining any otherwise necessary permit(s) or authorization(s). All emergency work in the ROW shall be conducted in a safe and good workmanlike manner and in accordance with Laws.

(d). Emergency Contacts. Licensee's network operations center may be reached 24/ 7 at (800) 621-2622. City's 24/7 emergency contact information is the Oswego Fire Department at (315) 343-2161. Each Party will maintain the emergency contact information current at all times with the other Party.

8. Removal and Relocation. No later than 180 days after receipt of written notice from City, Licensee shall remove and may relocate the Equipment to an alternative location made available by City due to: (i) construction, expansion, repair, relocation, or maintenance of a street or other public improvement project; or (ii) maintenance, upgrade, expansion, replacement, or relocation of City traffic light poles and/or traffic signal light system; or (iii) permanent closure of a street or sale of City property. The City shall require removal or relocation only if necessary. If Licensee fails to remove or relocate any Equipment within 180 days, City shall be entitled to remove the Equipment at Licensee's expense. The Parties shall cooperate to the extent possible to assure continuity of service during any relocation. City shall use best efforts to provide a reasonably equivalent location that affords Licensee substantially similar engineering objectives.

9. Indemnity/Damages. Licensee shall indemnify, defend and hold the City, its employees, officers, elected officials, agents and contractors (the "Indemnified Parties") harmless from and against all injury, loss, damage, liability, costs or expenses arising from any third party claims resulting from Licensee's Use or Licensee's breach of this Agreement. Licensee's indemnity shall not apply to any liability resulting from the negligence or willful misconduct of the City or other Indemnified Party. The City shall give prompt written notice to Licensee of any claim for which the City seeks indemnification. Licensee shall have the right to investigate these claims. Licensee shall not settle any claim without reasonable consent of the City, unless the settlement (i) will be fully funded by Licensee, and (ii) does not contain an admission of liability or wrongdoing by any Indemnified Party. Neither party will be liable under this Agreement for consequential, special, punitive or indirect damages, whether under theory of contract, tort (including negligence), strict liability, or otherwise.

10. Insurance.

(a). Licensee shall, and shall require its contractors and subcontractors to obtain and maintain substantially the same insurance as required of Licensee with limits commensurate with the work or service to be provided, carry the following insurance: (i) commercial general liability insurance in an amount of \$6,000,000 per occurrence for bodily injury (including death) and property damage including loss of use thereof and \$6,000,000 general aggregate including products and completed operations; and (ii) Workers' Compensation Insurance as required by law and employers' liability insurance in an amount of \$500,000 bodily injury each accident, \$500,000 disease each employee, and \$500,000 disease policy limit.

(b). The insurance coverages identified in this Section shall: (i) except the workers' compensation insurance, include the City as an additional insured as their interests may appears under this Agreement; (ii) be primary and non-contributory with respect to any self-insurance or other insurance maintained by the City; (iii) contain a waiver of subrogation for the City's benefit; and (iv) will be obtained from insurance carriers having an A.M Best rating of at least A-VII.

(c). If requested, Licensee shall provide the City with a Certificate of Insurance to provide evidence of insurance. Licensee will endeavor to provide the City with thirty (30) days prior written notice of cancellation upon receipt of notice thereof from its insurer(s).

11. Assignment. Licensee may assign this Agreement, any City Pole License, and/or related permits to any entity which (i) is an affiliate, subsidiary or successor of Licensee; or (ii) that acquires all or substantially all of the Licensee's assets in the market. Licensee shall provide the City notice of any such assignment. Otherwise, Licensee shall not assign or transfer this Agreement or the rights granted hereunder without the City's consent.

12. Notices. Notices required by this Agreement may be given by registered or certified mail by depositing the same in the United States mail or with a commercial courier. Unless either party notifies the other of a change of address, notices shall be delivered as follows:

If to City:	With a copy to:
City of Oswego	City of Oswego
13 West Oneida Street	13 West Oneida Street
Oswego NY 13126	Oswego NY 13126
Attn: Office of the Mayor	Attn: City Clerk's Office
If to Licensee:	With a Copy to:
Bell Atlantic Mobile Systems LLC	Bell Atlantic Mobile Systems LLC
d/b/a Verizon Wireless	d/b/a Verizon Wireless
180 Washington Valley Road	100 Southgate Parkway
Bedminster, New Jersey 07921	Morristown, New Jersey 07960
Attention: Network Real Estate	Attention: Legal Department

Notices shall be deemed effective upon delivery or refusal of delivery.

13. Change of Law. If any state or federal Law sets forth a term or provision that is inconsistent with or different than this Agreement, then the Parties agree to promptly amend the Agreement to effect the term or provision set forth under such Law.

14. Taxes. If City is required by Law to collect any federal, state, or local tax, fee, or other governmental imposition (each, a "Tax") from Licensee with respect to the transactions contemplated by this Agreement, then City shall bill such Tax to Licensee in the manner and for the amount required by Law. Licensee shall pay such billed amount of Tax to City, and City shall remit such Tax to the appropriate tax authorities as required by Law. Licensee shall have no obligation to pay any Tax for which Licensee is exempt. Otherwise, Licensee shall be responsible for paying all Taxes that are the legal responsibility of Licensee under Laws.

15. Laws; Non-discrimination; Definition of Small Cell Facility.

(a) The Parties shall comply with applicable laws including, without limitation, regulations and judicial decisions, Federal Communications Commission regulations and order, and [State Small Cell Citation] ("Law" or "Laws").

(b) Notwithstanding anything else in this Agreement, City shall treat Verizon in a manner that is competitively neutral, nondiscriminatory, consistent with all applicable Laws, and is no more burdensome than other users of the ROW or City poles.

(c) "Small Wireless Facilities" are defined at those meeting the following conditions:

- i. The facilities are mounted on structures 50 feet or less in height including their antennas, or are mounted on structures no more than 10 percent taller than adjacent structures, or do not extend existing structures on which they are located to a height of more than 50 feet or by more than 10 percent, whichever is greater;
- ii. each antenna associated with the deployment, excluding associated antenna equipment, is no more than three cubic feet in volume, and
- iii. all other wireless equipment associated with the structure including the wireless equipment associated with the antenna and any pre-existing associated equipment on the structure, is no more than 28 cubic feet in volume.

16. Miscellaneous. This Agreement shall be governed by the laws of the State of New York and all other applicable Laws. The provisions of this Agreement may be waived or modified only by written agreement signed by both parties. This Agreement may be executed in counterparts. A scanned or electronic copy shall have the same legal effect as an original signed version. If one or more provisions in this Agreement is found to be invalid, illegal or otherwise unenforceable, all other provisions will remain unaffected and shall be deemed to be in full force and effect and the Parties shall amend this Agreement, if needed to effect the original intent of the Parties. This Agreement shall be binding upon and shall inure to the benefit of the Parties

hereto and their respective successors. Nothing in this Agreement shall be construed to grant Licensee an interest in the City's ROW or City assets located in the ROW. Neither Party shall be responsible for delays in the performance of its obligations caused by events beyond the Party's reasonable control. As to the subject matter hereof, this Agreement is the complete agreement of the Parties. The Parties represent and warrant that the individuals executing this Agreement are duly authorized.

[Remainder of page intentionally left blank; signature page to follow.]

IN WITNESS WHEREOF, the Parties have executed, or caused their respective duly authorized representatives to execute, this Agreement as of the day and year listed below.

CITY OF Oswego [CITY]

Bell Atlantic Mobile Systems LLC

(Signature)

William J. Barlow, Jr.
Mayor
Date:

(Signature)

Name:
Title:
Date:

EXHIBIT A
FEE SCHEDULE

One-Time Pole License Application Fees: \$500.00 for an application for attaching to up to 5 facilities, and \$100.00 for each additional attachment beyond 5, and \$1,000.00 for an application for a new pole.

City-owned Poles Recurring Fee: \$270.00 - per pole per year

Privately Owned Poles or Verizon Owned Poles Previously Permitted for Installation
Recurring Fee: \$135.00 – per pole per year

Except as provided in this Fee Schedule, the City shall not require any other or additional recurring fees, costs, or charges of any kind.

EXHIBIT B
Form of Application for Pole License

Pole License Application No. ____
For Attachment of Wireless Communications Facilities

Applicant/Licensee: _____

Governing Agreement: Wireless Communications Facilities Master License Agreement dated _____ ("Master License Agreement")

Date: _____

Applicant will own, install, maintain, repair and replace all Equipment identified in this application, as further provided in the Master License Agreement.

Check the appropriate box:

- ☐ City will own, maintain, repair and replace (as necessary) the pole(s) at the location(s) referenced in the following table. City will, at Applicant's expense, replace existing City pole(s) with new pole(s) if needed to support the initial attachment of the Equipment.

Pole Type	Verizon Site ID #	City Site ID #	Lat/Long Coordinate s	General Equipment Description	Application Fee (per Pole)	Annual Fee (per Pole)
[Streetlight]					\$	\$
					\$	\$

*Application fee(s) and annual fee(s) to commence and be paid consistent with the terms of the Master License Agreement.

- ☐ Applicant will own, maintain, repair and replace (as necessary) the pole(s) at the location(s) referenced in the following table. Applicant will, at Applicant's expense, replace existing City pole(s) with new pole(s) to support the initial attachment of the Equipment.

Pole Type	Verizon Site ID #	City Site ID #	Lat/Long Coordinate s	General Equipment Description	Application Fee (per Pole)
[Streetlight]					\$
					\$

*Application fee(s) to commence and be paid consistent with the terms of the Master License Agreement. Note: Attachment fees do not apply to poles owned by Applicant.

If more than one (1) site is listed above, rejection of one (1) or more sites shall not constitute a rejection of all other acceptable sites.

APPLICANT SHALL PROVIDE THE FOLLOWING IF/AS APPLICABLE:

- Site plan and engineering design and specifications for installation of Equipment, including the location of radios, antenna facilities, transmitters, equipment shelters, cables, conduit, point of demarcation, transport solution, electrical distribution panel, electric meter, and electrical conduit and cabling. Where applicable, the design documents should include specifications on design, pole modification, and ADA compliance.
- Load bearing study that determines whether the City pole requires reinforcement or replacement in order to accommodate attachment of Equipment. If pole reinforcement or replacement is warranted, the design documents should include the proposed pole modification.
- If the proposed installation will require a new pole or reinforcement or replacement of an existing City pole, provide applicable design and specification drawings.
- The number, size, type and proximity to the facilities of all communications conduit(s) and cables to be installed.
- Description of the utility services required to support the facilities to be installed.
- All necessary permits and letters of authorization from all affected parties.
- List of the contractors and subcontractors, and their contact information, authorized to work on the project.

ATTACH CHECK OR MONEY ORDER IN AMOUNT OF APPROPRIATE APPLICATION FEE. THIS PROCESSING FEE IS NON-REFUNDABLE AND NON-TRANSFERABLE.

THE CITY WILL PROCESS THIS APPLICATION WITHIN 30 DAYS OF RECEIPT DATE, UNLESS AN AGREEMENT IS EXECUTED BY APPLICANT AND THE CITY TO EXTEND THE APPROVAL DATE.

APPLICANT SIGNATURE: _____

PRINTED NAME: _____

TITLE: _____

-----FOR CITY USE ONLY-----

RECEIPT DATE: _____ APPLICATION NO.: _____
APPROVED BY: _____
PRINT NAME: _____
TITLE: _____
CITY POLE LICENSE APPROVAL DATE: _____

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Hill

WHEREAS, Bell Atlantic Mobile Systems, LLC, commonly operating as Verizon Wireless, has expressed interest in installing 5G small cells and distributed antenna systems ('5G network equipment') throughout the City of Oswego in an effort to provide greater connectivity to its users; and

WHEREAS, the request involves the use of public space inasmuch as the 5G network equipment will be installed on utility poles located in the public right of way; and

WHEREAS, the arrangement proposed by Verizon Wireless is contained in a Small Wireless Communications Facilities Master License Agreement to be entered into by and between the City of Oswego and Bell Atlantic Mobile Systems, LLC; and

WHEREAS, the Master License Agreement grants Bell Atlantic, operating as Verizon, a nonexclusive license to access, use, and occupy the City's rights of way to install small cell facilities throughout the City, and the small cell facilities will bring 5G capability to a wide range of mobile device users; and

WHEREAS, in exchange for the agreement the City of Oswego will be paid a one-time application fee and thereafter recurring annual fees for hosting the 5G network equipment; and

WHEREAS, the Common Council hereby declares it to be in the best interest of the City's residents, businesses, visitors and guests to enter into the Master License Agreement as the addition of widespread 5G capability will continue to enhance the improvements made by the City of Oswego over the past 7 years, and will result in even more opportunities to strengthen the local economy and provide better connectivity to all users within the City of Oswego; now, therefore be it

RESOLVED, that the Common Council hereby approves the form and content of the Small Wireless Communications Facilities Master License Agreement to be entered into by and between the City of Oswego and Bell Atlantic Mobile Systems, LLC; and it is further

RESOLVED, that the Mayor of the City of Oswego, William J. Barlow, Jr., is hereby authorized to execute the Master License Agreement, and to take all other and further actions contemplated in the Agreement to give effect to the terms and conditions contained therein.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor BurrIDGE X	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Recommended by Administrative Services
Committee

Chairman Robert A. Corradino

I certify that the foregoing resolution
was duly passed by the Common Council
on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

Resolution prepared by City Attorney

Page No. _____

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 15, 2023

- ☐ Planning & Development
- ☐ Physical Services
- ☒ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|--|--|
| ☐ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☐ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☒ Other |

Jennifer Gallagher, Director of City of Oswego Rental Assistance Program requests permission to send two (2) staff members to the HUD REAC FASS-FDS training on June 13-14, 2023. The training will be held in Buffalo, New York with an estimated cost of \$1,644.91.

CITY OF OSWEGO, NEW YORK

Motions, Resolutions and Notices

By Councilor Corradino

WHEREAS, Jennifer Gallagher, Director of Rental Assistance, is requesting permission to send two (2) people to the HUD REAC FASS-FDS training to be held June 13-14, 2023 in Buffalo, New York and

WHEREAS, this training has an estimated cost of \$1,644.91 and the funds are available in the Section 8 Administrative account, now, therefore, be it

RESOLVED, that permission is hereby granted to send two (2) people to the HUD REAC FASS-FDS training to be held June 13-14 in Buffalo, New York and be it further

RESOLVED, that the training has an estimated cost of \$1,644.91 and the funds are available in the Section 8 Administrative account.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Recommended by Administrative Services
CommitteeChairman Robert A. Corradino

I certify that the foregoing resolution
was duly passed by the Common Council
on the 22nd day of May 2023

MARK TESORIERO

City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR.

Mayor

Resolution prepared by Rental Assistance Program

Page No. _____

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 15, 2023

- ☐ Planning & Development
- ☐ Physical Services
- ☒ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|--|--|
| ☐ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☐ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☒ Other |

Jennifer Gallagher, Director of City of Oswego Rental Assistance Program requests permission to send one (1) CPA to the HUD REAC FASS-FDS training on June 13-14, 2023. The training will be held in Buffalo, New York with an estimated cost of \$741.00.

Ordered filed and printed with the proceedings.

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Hill

WHEREAS, Jennifer Gallagher, Director of Rental Assistance, is requesting permission to send one (1) person (our CPA) to the HUD REAC FASS-FDS training to be held June 13-14, 2023 in Buffalo, New York and

WHEREAS, this training has an estimated cost of \$741.00 and the funds are available in the Section 8 Administrative account, now , therefore, be it

RESOLVED, that permission is hereby granted to send one (1) CPA to the HUD REAC FASS-FDS training to be held June 13-14 in Buffalo, New York and be it further

RESOLVED, that the training has an estimated cost of \$741.00 and the funds are available in the Section 8 Administrative account.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge*	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED

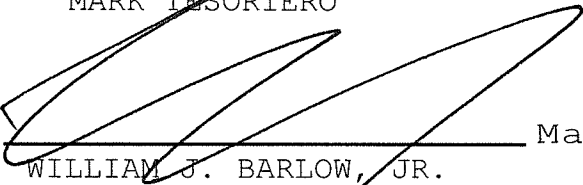
Approved May 23, 2023

Recommended by Administrative Services
Committee

Chairman Robert A. Corradino

I certify that the foregoing resolution
was duly passed by the Common Council
on the 22nd day of May 2023


MARK TESORIERO City Clerk


WILLIAM J. BARLOW, JR. Mayor

COMMUNICATION FROM OFFICERS OF THE CORPORATION

TO: Committees of the Common Council

Date: May 11, 2023

- ☐ Planning & Development
- ☐ Physical Services
- ☒ Administrative Services
- ☐ Human Services

Fr: Office of

- | | |
|---|--|
| ☐ City Attorney | ☐ Purchasing Agent |
| ☐ City Chamberlain | ☐ Recreation |
| ☐ City Clerk | ☐ Sewage Treatment Plant, E/W |
| ☐ City Engineer | ☐ Traffic Engineering |
| ☒ Community Development | ☐ Dept. of Water |
| ☐ Dept. of Fire | ☐ Dept. of Works |
| ☐ Dept. of Personnel | ☐ Zoning & Planning |
| ☐ Dept. of Police | ☐ Other |

Community Development, Director Amy Murphy, request a transfer for Special Events.

CITY OF OSWEGO, NEW YORK

Motions, Resolutions and Notices

By Councilor Gosek

WHEREAS, The City of Oswego Special Events are being organized and managed by the Community Development Office as authorized by Resolution 110 of 2023, and

WHEREAS, funds for the 2023 Special Events are budgeted in the 2023 Tourism Budget,

NOW THEREFORE BE IT

RESOLVED that the City Chamberlain is authorized to transfer the 2023 Special Events funds in the amount of Forty Thousand Dollars (\$40,000.00) from A-6475-0440 Tourism Contracted Service to A-9906-0460 Community Development.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr *	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Recommended by Administrative Services
Committee

Chairman Robert A. Corradino

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Plunkett

WHEREAS, the following Resolution(s) sponsored by Councilor Plunkett has/have not been reviewed by any Committee of this Common Council, and

WHEREAS, Rule VII, Paragraph 2, required such Committee consideration prior to Common Council action, now, therefore be it

RESOLVED, that pursuant to Rule XI of the Common Council Rules, Rule VII, Paragraph 2, is suspended so that Resolution No(s). 166-171 may be acted upon without committee consideration.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

Approved May 23, 2023

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

WILLIAM J. BARLOW, JR. Mayor

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Hill

WHEREAS, the result of an inspection of the Animal Shelter revealed that emergency repairs were needed, and

WHEREAS, the emergency repairs require funding,

NOW THEREFORE BE IT

RESOLVED, that the City Chamberlain is authorized to complete a Budget Amendment to the Animal Shelter Contracted Service Account A-3510-0440 in the amount of \$59,006.00 for the repairs.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor McBrearty

WHEREAS, the City of Oswego has a project listed on the Intended Use Plan (IUP) for secondary treatment process improvements and electrical and HVAC upgrades, and

WHEREAS, the project is identified on the IUP as project C7-6344-23-00 and has an estimated budget amount of \$10,491,000.00, and

WHEREAS, the City has an opportunity to apply for a WIIA grant for this project and desires long term financing through the New York State Revolving Fund, now therefore be it:

RESOLVED, that the City Engineer is hereby authorized to submit a WIIA grant application to Environmental Facilities Corporation on behalf of the City, and, be it further

RESOLVED, that the Mayor be authorized to sign any and all applications and agreements for the aforementioned project, and the City Chamberlain be authorized to advance current funds of the City of Oswego in pursuit of the project and sign all required documents with the intent to reimburse same from funds made available from the issuance of long-term bonds and grants.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr. ✕	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Plunkett

WHEREAS, Title 6 of the New York Code of Rules and Regulations (6 NYCRR) Section 617.5 under the State Environmental Quality Review Act (SEQRA) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; now, therefore be it

RESOLVED, that the City of Oswego Common Council hereby determines that the proposed East Side Wastewater Treatment Plant Project currently identified as Project C7-6344-22-00 (GIGP Project 1866) is a Type II action in accordance with 6 NYCRR Section 617.5(c)(24) which constitute(s) the "information collection, including basic data collection and research; water quality and pollution studies, traffic counts, engineering studies; surveys; subsurface investigations; and soils studies that do not commit the agency to undertake, fund or approve any Type I of Unlisted action;" and is therefore not subject to further review under 6 NYCRR Part 617; and further

RESOLVED, that the City of Oswego Common Council declares its intent to act as SEQRA Lead Agency for the Environmental Assessment of the project (through the City Engineering Department); and further

RESOLVED, that the City of Oswego Common Council has determined that the project will not cause any adverse environmental effects, therefore declaring a Negative Declaration (Notice of Determination of Non-Significance).

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor BurrIDGE	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

ADOPTED LOST
Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Walker

WHEREAS, Title 6 of the New York Code of Rules and Regulations (6 NYCRR) Section 617.5 under the State Environmental Quality Review Act (SEQRA) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; now, therefore be it

RESOLVED, that the City of Oswego Common Council hereby determines that the proposed West Side Wastewater Treatment Plant Secondary Treatment Process Improvements and Electrical and HVAC Upgrades Project, identified as C7-6344-23-00 is a Type II action in accordance with 6 NYCRR Section 617.5(c)(2) which constitutes the "replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes, unless such action meets or exceeds any of the thresholds in Section 617.4 of this Part;" and is therefore not subject to further review under 6 NYCRR Part 617; and further

RESOLVED, that the City of Oswego Common Council declares its intent to act as SEQRA Lead Agency for the Environmental Assessment of the project (through the City Engineering Department); and further

RESOLVED, that the City of Oswego Common Council has determined that the project will not cause any adverse environmental effects, therefore declaring a Negative Declaration (Notice of Determination of Non-Significance).

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino*	✓		
TOTAL	7	0	

ADOPTED LOST

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

WILLIAM J. BARLOW, JR. Mayor

Approved May 23, 2023



May 15, 2023

Jeffery Hinderliter, PE
City Engineer
City of Oswego, City Hall
13 West Oneida Street
Oswego, NY 13126

Re: Conway Municipal Center – Miscellaneous Projects
Amendment #4 for the
Study of a New Combined City Police & West Side Fire Station building
LaBella Project No. 2221887

Dear Mr. Hinderliter:

Following discussions with the Police Chief, the Mayor and the Fire Chief, LaBella Associates has been asked to look at the option of combining the West Side Fire Station into the current Police Station program which potentially could all be located at the following parcels which the City of Oswego is in discussions on purchasing. These are parcels 128.79-03-06 and -07 and possibly -08 located on West First St in the City of Oswego. The Fire Station is a much smaller program but, as we did for the Police Station needs, this will include, development of a square foot program of needs, concept floor plan diagrams, concept renderings and a macro level opinion of project cost based on the square foot of the program. This concept budgets of construction costs will provide the City with good information as part of their decision making process.

This proposed amendment would be an extension of LaBella Associates' original agreement with the City of Oswego dated April 1, 2022 with all other terms and conditions remaining in effect. Below please find a detailed description of the services to be provided.

SCOPE OF SERVICES

1) Programming

A detailed spatial square foot Architectural Program of the existing and reasonably projected future needs of the west side fire station facility components will be developed. This will be developed based on actual furniture and fixture needs for each room and area to define the space requirements for each functional area within the various functional areas.

Those individual areas to be programmed include but may not be limited to:

- Fire truck apparatus base (4)
- Bunk rooms (6)
- Work room
- Toilets and showers
- Storage



The Architectural Program will provide the design team the required information to initiate the concept design and gives the City a consensus document of the needs of both the police department and the west side fire station.

2) Concept Floor Plans

Following consensus of the narrative square foot program LaBella will begin to lay out a concept floor plan for review and comment.

- a. Provide concept sketches of options. To provide a sound basis for the budget of probable construction costs and as a communication tool between LaBella, the City, Police department and the West Side Fire Station, simple concept sketches will be developed so that the size and approach to any proposed building is understood by the City and or and stakeholders. It is assumed, that this will be an interactive process and that 1 or 2 final schemes could be developed.
- b. While a detailed code review will not be provided LaBella will note any significant impacts due to the requirements of the New York State Building Codes.
- c. Following consensus with one of the floor plans designed, LaBella will develop some simple joint Police & Fire Station renderings for the possible appearance of the building that can be shared with the City and other project stakeholders for the project.

3) Develop Concept Estimate

- a. Estimate to include probable construction costs, project costs and soft costs. These concept estimates will be based on a square footage approach to the construction costs with the appropriate soft costs added as typical percentages to construction costs to give the City an appropriate macro level budget with which to make decisions. For comparison purposes, all estimates will be done utilizing 2023 dollars.
- b. Unless agreed to otherwise, escalation will not be factored into the construction costs until such time that the City might be able to project a schedule for this project to move forward.

4) Concept Design & Construction Schedule

- a. Develop a design and construction schedule for the agreed upon option. Schedule will include typical design, permitting, and approval times including building permits. City of Oswego will provide the typical bidding and approval time as a factor for the schedule. Schedules will include typical project tasks at a macro level.

Assumptions

- It is our understanding that the City has some preliminary information on the site including an environmental report, topography and boundary lines that will be useful in this study.
- If the City decides to move the design forward on any of the options that have been developed above, LaBella's design efforts and fees for those services can be credited towards the final design fees.



Schedule

Upon authorization to proceed, the schedule to add the West Side Fire Station option to the study would run in parallel with finalizing the Police Station option.

Fees

LaBella Associates proposes that the professional services, as outlined in the scope of work above, be completed for an additional hourly Not-to-Exceed amount of \$5,000 to add in the West Side Fire Station needs. Reimbursable expenses would remain the same as noted in the Police Study contract.

The new total authorization for these 2 studies would now be \$18,500.

Services Not Included

- SEQRA services
- Environmental material investigation, testing and design
- Geotechnical services
- Topographic survey

We appreciate the opportunity to provide this proposal to City of Oswego and hope that you find our level of services acceptable. We believe that LaBella Associates offers unique qualifications to provide the City with a successful project. Providing comprehensive professional services, LaBella offers the benefit of a single source of contact and responsibility. LaBella specializes in NYS City projects and has worked with many, including City of Oswego. As a result of our extensive experience, we understand the operation of City Police & Fire Station Facilities and their operational requirements.

We look forward to working with you. As always, if you have any questions, please feel free to give me a call.

Sincerely,

LABELLA ASSOCIATES, D.P.C.

Mark E. Kukuvka, RA, AIA
Client Manager, Vice President

Cc: Eric Witschi, AIA, LaBella Associates
Encl: Parcel Map



Acceptance

LaBella Associates, D.P.C. proposes that these Professional Services be Amendment No. 4 to our current Agreement dated April 1, 2022. All other terms and conditions remaining in full effect. If this amendment is acceptable, please execute by signing two (2) copies of the Acceptance listed below and return one (1) signed copy to our office. This will serve as our agreement for the proposed additional services.

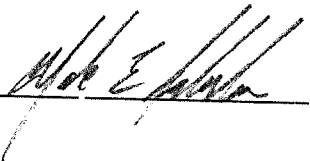
City of Oswego Acceptance:

Signature: _____

Title: _____

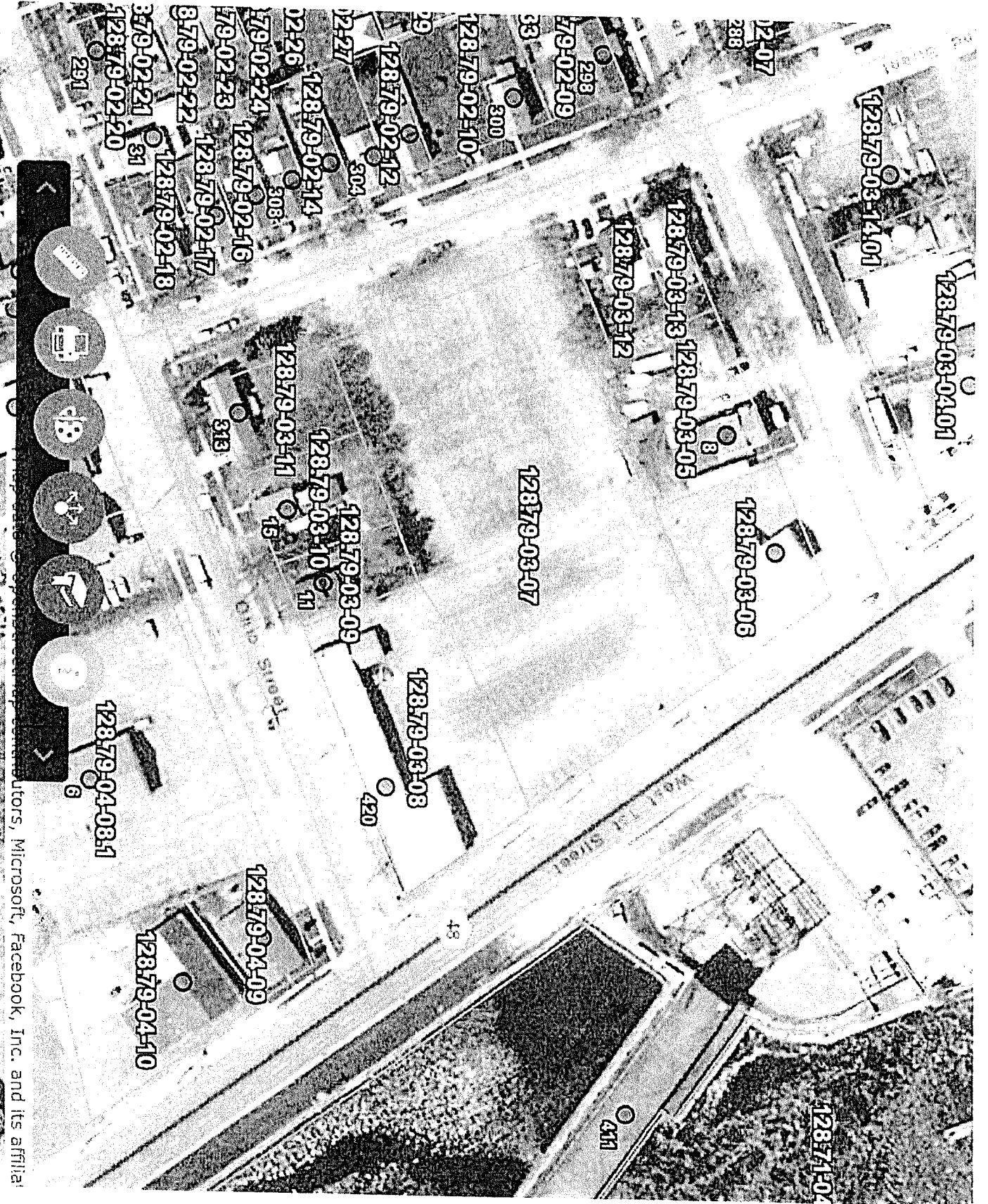
Dated: _____

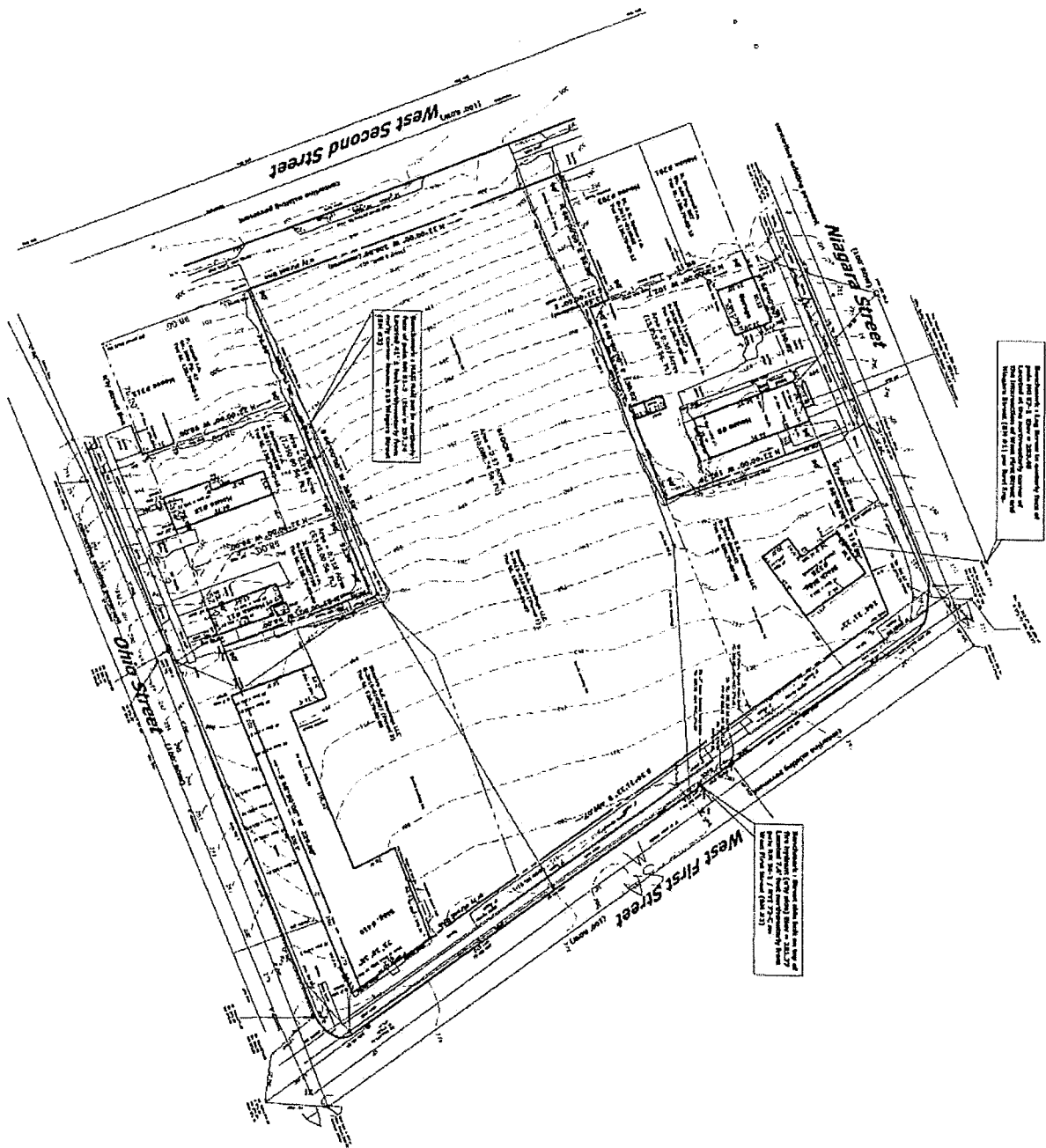
LaBella Associates, D. P.C.

Signature: 

Title: _____ Vice President _____

Dated: _____ May 15, 2023 _____





CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Plunkett

WHEREAS, the City of Oswego has a professional services agreement with LaBella Associates, D.P.C (LaBella) for the renovation projects at the John O'C. Conway Municipal Center on West Oneida Street; and,

WHEREAS, the City has requested Labella perform a study to combined the City Police & West Side Fire Station Building; and,

WHEREAS, LaBella submitted a proposal to provide such services in the amount of \$18,500.00 as per the attached Amendment No. 4; and

WHEREAS, the Engineering Department requests a Budget Amendment to Account No. A.1440.0440 (Contracted Services) in the amount of Eighteen Thousand Five Hundred Dollars (\$18,500.00), to cover the cost of Amendment No. 4 to perform a study for a combined City Police & West Side First Station Building; now, therefore be it

RESOLVED, that the Common Council hereby approves the aforementioned Amendment No. 4 submitted by LaBella in the amount of \$18,500.00, for the Conway Municipal Center - Miscellaneous Projects, and be it further

RESOLVED, that Mayor William J. Barlow Jr., be and he hereby is authorized to sign Amendment No. 4 submitted by LaBella for the study, in the amount of Eighteen Thousand Five Hundred Dollars, (\$18,500.00), increasing the original agreement from \$92,120.00 to \$110,620.00; and, be it further

RESOLVED, that the City Chamberlain be and she hereby is authorized to complete a Budget Amendment in the amount of Eighteen Thousand Five Hundred Dollars (\$18,500.00), to Account No. A.1440.0440 (Contracted Services), to cover the cost to perform a study to combine the City Police & West Side Fire Station Building, Amendment No. 4 for the Conway Municipal Center - Miscellaneous Projects.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burridge	✓		
Councilor Hill, Jr. <i>g</i>	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	<u>7</u>	<u>0</u>	

ADOPTED LOST

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor

BOND RESOLUTION DATED MAY 22, 2023.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$10,600,000 BONDS OF THE CITY OF OSWEGO, OSWEGO COUNTY, NEW YORK, TO PAY THE COST OF THE SECONDARY TREATMENT PROCESS IMPROVEMENTS AT THE WESTSIDE WASTEWATER TREATMENT PLANT, IN AND FOR SAID CITY.

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 ("SEQRA") as a Type II Action pursuant to the regulations thereunder, have been performed and it has been determined that, as such, the capital project will not have any significant adverse environmental impact; and

WHEREAS, it is now desired to authorize the financing of such capital project; NOW, THEREFORE, BE IT

RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Common Council of the City of Oswego, Oswego County, New York, as follows:

Section 1. For the specific object or purpose of paying the cost of the secondary treatment process improvements at the Westside Wastewater Treatment Plant including replacement of the aeration system with higher efficiency blowers and two secondary clarifier modifications, in and for the City of Oswego, Oswego County, New York, including electrical and heating, ventilation and air conditioning improvements, as well as original furnishings, equipment, machinery, apparatus, appurtenances, and incidental expenses in connection therewith,

there are hereby authorized to be issued \$10,600,000 bonds of said City pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the maximum estimated of the aforesaid specific object or purpose is \$10,600,000, which specific object or purpose is authorized at said maximum estimated cost, and the plan for the financing thereof is by the issuance of the \$10,600,000 bonds of said City authorized to be issued pursuant to this bond resolution; **PROVIDED, HOWEVER,** that to the extent that any Federal or State grants-in-aid are received for such specific object or purpose, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Oswego, Oswego County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions 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 serial bonds herein authorized, including renewals of such notes, is hereby delegated to the City Chamberlain, the chief fiscal officer of said City. Such notes shall be of such terms, form and

contents, and shall be sold in such manner, as October be prescribed by said City Chamberlain, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Oswego, Oswego County, New York, by the manual or facsimile signature of the City Chamberlain and a facsimile of its corporate seal shall be imprinted or impressed thereon and October be attested by the manual or facsimile signature of the City Clerk.

Section 7. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the City Chamberlain, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of said City, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, she shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the City Chamberlain shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 8. All other matters, except as provided herein relating to such bonds herein authorized including date, denominations, maturities, interest payment dates, and whether said bonds shall be repaid in accordance with a schedule providing for substantially level or declining annual debt service, within the limitations prescribed herein and the manner of execution of the same and also including the consolidation with other issues, shall be determined by the City Chamberlain, the chief fiscal officer of such City. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00

of the Local Finance Law, as the City Chamberlain shall determine consistent with the provisions of the Local Finance Law.

Section 9. The City Chamberlain is hereby further authorized, at her sole discretion, to execute a project finance and loan agreement, and any other agreements with the New York State Department of Environmental Conservation and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said City in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 10. The power to issue and sell notes for said specific object or purpose to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the City Chamberlain. Such notes shall be of such terms, form and contents as may be prescribed by said City Chamberlain consistent with the provisions of the Local Finance Law.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. The validity of such bonds and bond anticipation notes October be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

2) The provisions of law which should be complied with at the date of publication of this Bond Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 13. The City Clerk shall cause this resolution to be published in summary form in the *Oswego Palladium-Times*, the official newspaper of said City, together with a notice in substantial conformity with Section 81.00 of the Local Finance Law, and such resolution shall take effect immediately upon such publication.

LEGAL NOTICE OF ESTOPPEL

The bond resolution, a summary of which is published herewith, has been adopted on May 22, 2023, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Oswego, Oswego County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the City Clerk for a period of twenty days from the date of publication of this Notice.

Dated: Oswego, New York,
May 22, 2023.

_____/s/ Mark Tesoriero
City Clerk

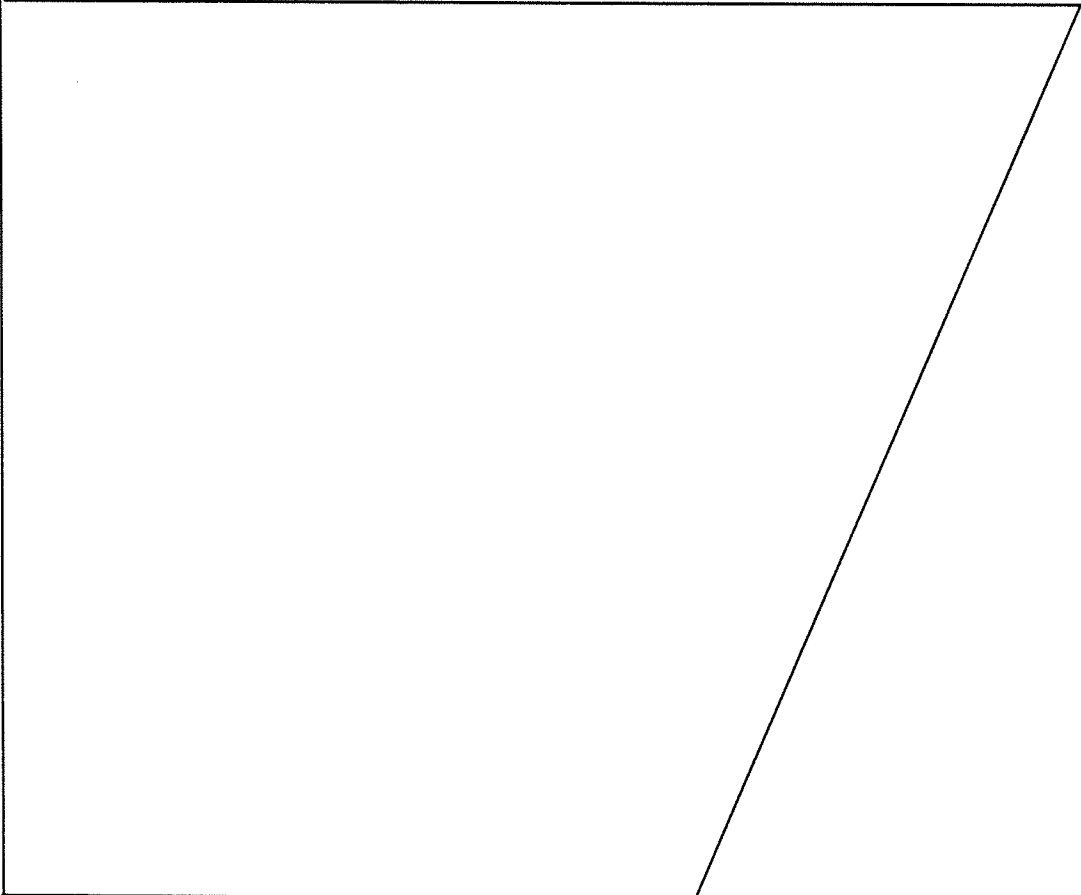
BOND RESOLUTION DATED MAY 22, 2023.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$10,600,000 BONDS OF THE CITY OF OSWEGO, OSWEGO COUNTY, NEW YORK, TO PAY THE COST OF THE SECONDARY TREATMENT PROCESS IMPROVEMENTS AT THE WESTSIDE WASTEWATER TREATMENT PLANT, IN AND FOR SAID CITY.

Specific object or purpose:	Secondary treatment process improvements at the Westside WWTP
Period of probable usefulness:	40 years
Maximum estimated cost:	\$10,600,000
Amount of obligations to be issued:	\$10,600,000 bonds, to be reduced by any grants-in-aid received therefor
SEQRA status:	Type II Action. 6 NYCRR Part 617.5 (c)(1) and (2)

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Hill

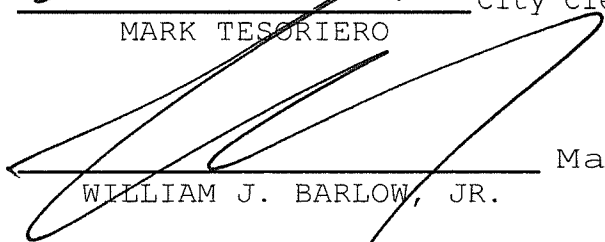


AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty*	✓		
Councilor Burridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

I certify that the foregoing resolution
was duly passed by the Common Council
on the 22nd day of May 2023


MARK TESORIERO City Clerk


WILLIAM J. BARLOW, JR. Mayor

Approved May 23, 2023

CITY OF OSWEGO, NEW YORK
Motions, Resolutions and Notices

By Councilor Plunkett

RESOLVED, that this Regular Meeting of the Common Council now adjourn at 7:38 p.m.

AYES AND NAYS CALLED			ABSENT/ ABSTAIN
	AYES	NAYS	
Councilor McBrearty	✓		
Councilor Burrridge	✓		
Councilor Hill, Jr.	✓		
Councilor Walker	✓		
Councilor Gosek	✓		
Councilor Plunkett	✓		
Councilor Corradino	✓		
TOTAL	7	0	

ADOPTED LOST

I certify that the foregoing resolution was duly passed by the Common Council on the 22nd day of May 2023

MARK TESORIERO City Clerk

Approved May 23, 2023

WILLIAM J. BARLOW, JR. Mayor



AGENDA
Common Council Meeting
May 22, 2023
7:15 PM

Public Session

Pledge of Allegiance to the Flag

Roll Call

Roll Call

Mayor Barlow called the meeting to order at 7:30 p.m. All Councilors were present.

Mayor's Report to the Common Council

Resolutions

153 Approve Minutes Common Council Meeting Held May 8, 2023

Councilor Corradino sponsored the resolution. Councilor Burrridge was the second. Resolution passed unanimously.

154 Appoint Commissioner of Deeds

Councilor Plunkett sponsored the resolution. Councilor Gosek was the second. Resolution passed unanimously.

155 Approve Use of Public Space – H. Lee White Maritime Museum, in Order to Host "Oswego Beers, Bikes & Barges Cycling" Event to be Held on June 22, 2023

Councilor McBrearty sponsored the resolution. Councilor Gosek was the second. Resolution passed unanimously.

156 Approve Use of Public Space – Oswego Federal Credit Union, in Order to Host "Movies in the Park" to be Held on June 29, 2023, in Washington Square Park

Councilor Plunkett sponsored the resolution. Councilor Walker was the second. Resolution passed unanimously.

- 157 Approve Use of Public Space – Michele Merritt, In Order to Host the St. Mary's Bazaar to be Held July 21-22, 2023

Councilor McBrearty sponsored the resolution. Councilor Hill was the second. Resolution passed unanimously.

- 158 Approve Use of Public Space – Amy Nehlsen, in Order to Host a "Teddy Bear Picnic" to be Held on May 25, 2023, at Breitbeck Park

Councilor Corradino sponsored the resolution. Councilor Plunkett was the second. Resolution passed unanimously.

- 159 Accept Donation of Trees from Chuck Burger to be Planted at 76 East Mohawk Street

Councilor BurrIDGE sponsored the resolution. Councilor Walker was the second. Resolution passed unanimously.

- 160 Authorize Mayor to Enter into an Agreement with National Grid to Acquire the Streetlighting Assets in the City of Oswego, and Further Authorize Mayor to Execute Any and All Documents with Siemens Industry, Inc. to Engage in an Energy Performance Contract

Councilor Corradino sponsored the resolution. Councilor McBrearty was the second. Resolution passed unanimously.

- 161 Authorize Mayor to Enter into a Small Wireless Communications Facilities Master License Agreement with Bell Atlantic Mobile Systems, LLC to Improve Cell Coverage for All City Residents, Businesses and Visitors

Councilor Hill sponsored the resolution. Councilor BurrIDGE was the second. Resolution passed unanimously.

- 162 Approve Attendance of Two (2) Rental Assistance Program Staff Members at the HUD Real Estate Assessment Center for Training to be Held June 13-14, 2023

Councilor Corradino sponsored the resolution. Councilor Plunkett was the second. Resolution passed unanimously.

- 163 Approve Attendance of One (1) Rental Assistance Program CPA Staff Member at the HUD Real Estate Assessment Center for Training to be Held June 13-14, 2023

Councilor Hill sponsored the resolution. Councilor BurrIDGE was the second. Resolution passed unanimously.

- 164 Authorize City Chamberlain to Complete a Transfer of Funds from the Tourism Contracted Services Account to the Community Development Account for the 2023 Special Events in the Amount of \$40,000.00

Councilor Gosek sponsored the resolution. Councilor Hill was the second. Resolution passed unanimously.

- 165 Waive Rules of Common Council to Present Resolution Nos. 166-171 From the Floor Without Committee Consideration

Councilor Plunkett sponsored the resolution. Councilor BurrIDGE was the second. Resolution passed unanimously.

- 166 Authorize City Chamberlain to Complete a Budget Amendment to the Animal Shelter Contracted Services Account in the Amount of \$59,006.00 for Emergency Repairs

Councilor Hill sponsored the resolution. Councilor Plunkett was the second. Resolution passed unanimously.

- 167 Authorize City Engineer to Submit a WIIA Grant Application to the EFC for Secondary Treatment Process Improvements and Electrical and HVAC Upgrades at the Westside Wastewater Treatment Plant

Councilor McBrearty sponsored the resolution. Councilor Hill was the second. Resolution passed unanimously.

- 168 Approve Classification of the Eastside Wastewater Treatment Plant Project as a Type II Action Under SEQR Regulations

Councilor Plunkett sponsored the resolution. Councilor BurrIDGE was the second. Resolution passed unanimously.

- 169 Approve Classification of the Westside Wastewater Treatment Plant Secondary Treatment Process Improvements and Electrical and HVAC Upgrades Project as a Type II Action Under SEQR Regulations

Councilor Walker sponsored the resolution. Councilor Corradino was the second. Resolution passed unanimously.

- 170 Authorize Mayor to Sign Amendment No. 4 with LaBella Associates, D.P.C. for the Renovation Projects at the John O'C. Conway Municipal Center in the Amount of \$18,500.00

Councilor Plunkett sponsored the resolution. Councilor Hill was the second. Resolution passed unanimously.

- 171 Approve Bond Resolution – \$10,600,000.00 to Pay the Cost of the Secondary Treatment Process Improvements at the Westside Wastewater Treatment Plant

Councilor Hill sponsored the resolution. Councilor McBrearty was the second. Resolution passed unanimously.

Adjournment

Unfinished Business

There was no unfinished business.

Adjournment

Councilor Plunkett sponsored the resolution. Councilor Corradino was the second. Resolution passed unanimously.

Meeting adjourned at 7:38 p.m.