

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
AUGUST 7, 2012
7:30 p.m.**

ORDER OF BUSINESS

- I. Call to Order
- II. Salute to the Flag
- III. Roll Call
- IV. Adoption of Agenda
- V. Proclamations
- VI. Communications and Presentations
 - Department Head Presentations:*
 - Chief Greg Culick*
- VII. Public Participation
- VIII. Controller's Report
- IX. Old Business:
- X. New Business:
 - (a) Resolutions
 - (b) Ordinances
 - (c) Local Laws
 - (d) Introduction of Ordinances
 - (e) Introduction of Local Laws
 - (f) Committee Reports
 - (g) Scheduling of Committee Meetings
 - (h) Other
- XI: Executive Session (if required)
- XII: Adjournment

Copies of agenda, resolutions and pertinent information are available in the city clerk at a cost of 25 cent per page. Request for copies need to be made prior to 4 pm on Tuesday on the day of the meeting.

RESOLUTIONS

- | | | |
|-----|---|----------|
| 18. | RESOLUTION ADOPTING MINUTES | DEROSS |
| 19. | RESOLUTION APPROVING AUDIT | LEGGIERO |
| 20. | RESOLUTION AUTHORIZING AGREEMENT - BENETECH ADMINISTRATOR SERVICES | MAYOR |
| 21. | RESOLUTION AUTHORIZING AGREEMENT - BENETECH CONSULTING SERVICES | MAYOR |
| 22. | RESOLUTION AUTHORIZING AGREEMENT –SELF-INSURED DENTAL/VISION THIRD PARTY ADMINISTRATION | MAYOR |
| 23. | RESOLUTION AWARDDING BID – ENGINEERING | LEGGIERO |
| 24. | RESOLUTION AWARDDING BID – ENGINEERING | LEGGIERO |
| 25. | RESOLUTION AUTHORIZING EAP AGREEMENT | MAYOR |
| 26. | RESOLUTION AMENDING BUDGET – ENGINEERING | LEGGIERO |
| 27. | RESOLUTION AMENDING BUDGET – ENGINEERING | LEGGIERO |
| 28. | RESOLUTION TRANSFERRING FUNDS – SEWER TREATMENT | LEGGIERO |
| 29. | RESOLUTION AWARDDING BID – BRIDGES | LEGGIERO |
| 30. | RESOLUTION TRANSFERRING FUNDS – WASTER TREAT. | LEGGIERO |
| 31. | RESOLUTION AMENDING BUDGET – ENGINEERING | LEGGIERO |
| 32. | RESOLUTION REMOVING TAX BILL PENALTIES | MAYOR |
| 33. | RESOLUTION AMENDING BUDGET – FIRE | ISABEL |

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-18

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERWOMAN DEROSI

RESOLVED, that the minutes of the Common Council meeting of July 17, 2012 are hereby approved.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|-------------------|-----|-----|
| _____ | | |
| Alderman Isabel | | |
| _____ | | |
| Alderman Beekman | | |
| _____ | | |
| Alderman DeRossi | | |
| _____ | | |
| Alderman Dybas | | |
| _____ | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-19

RESOLUTION APPROVING AUDIT

BY: ALDERMAN LEGGIERO

RESOLVED, the bills examined by the Common Council and reported herewith as correct and they are, allowed and ordered paid and the City Clerk is authorized and empowered to issue warrants in payment of same.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-20

RESOLUTION AUTHORIZING AGREEMENT WITH BENETECH FOR EMPLOYEE BENEFITS ADMINISTRATOR SERVICES

BY: MAYOR THANE

RESOLVED, the Mayor is authorized to sign the attached agreement with Benetech, Inc. for Employee Benefits Administrator Services.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-21

RESOLUTION AUTHORIZING AGREEMENT WITH BENETECH FOR EMPLOYEE BENEFITS CONSULTING SERVICES

BY: MAYOR THANE

RESOLVED, the Mayor is authorized to sign the attached agreement with Benetech, Inc. for Employee Benefits Consulting Services.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|-------------------|-----|-----|
| Alderman Isabel | | |
| Alderman Beekman | | |
| Alderman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-22

RESOLUTION AUTHORIZING AGREEMENT WITH BENETECH FOR SELF INSURED DENTAL AND VISION THIRD PARTY ADMINISTRATION SERVICES

BY: MAYOR THANE

RESOLVED, the Mayor is authorized to sign the attached agreement with Benetech, Inc. for Self-insured Dental and Vision Third Party Administration Services.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-23

RESOLUTION AWARDING BID –ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, bids were advertised for, received and opened by the City Clerk for vehicles for the Engineering Department and monies are available in the 2012-13 budget in line (A-5010-2014), and

WHEREAS, the Engineer has reviewed the bids and recommends awarding the bid for two 2012 Toyota Tacoma Access Cab 4 x 4 with cap to Carbone Toyota,

RESOLVED, Carbone Toyota is hereby awarded the bid for two 2012 Toyota Tacoma Access Cab 4 x 4 Model No. 7514 with cap in the amount of \$47,742.00

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|-------------------|-----|-----|
| Alderman Isabel | | |
| Alderman Beekman | | |
| Alderman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-24

RESOLUTION AWARDING BID –ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, bids were advertised for, received and opened by the City Clerk for vehicles for the Engineering Department and monies are available in the 2012-13 budget line (A-5010-2014), and

WHEREAS, the Engineer has reviewed the bids and recommends awarding the bid for two 2013 Ford Focus S to Vision Ford,

RESOLVED, Vision Ford is hereby awarded the bid for two 2013 Ford Focus S in the amount of \$29,672.00

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012

RESOLUTION #12/13-25

RESOLUTION AUTHORIZING AGREEMENT – ST. MARY’S HOSPITAL (EAP)

BY: MAYOR THANE

RESOLVED, the Mayor is authorized to sign the attached contract with St. Mary’s Hospital for the Employee Assistance Program.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012



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**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-26

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, a budget amendment is needed for receipt of insurance reimbursement resulting from a motor vehicle accident in November 2011 on Locust Avenue damaging a fire hydrant,

RESOLVED, the Controller is authorized to amend the 2012-2013 budget as follows:

INCREASE REVENUE:

| | | |
|--------|--------------------------|------------|
| F-2680 | Insurance Recoveries | \$3,506.65 |
| A-2680 | Insurance Recoveries DPW | \$1,739.87 |
| G-2680 | Insurance Recoveries | \$1,369.03 |

INCREASE EXPENSE:

| | | |
|-------------|--------------------|------------|
| F-8340-1001 | Personnel Services | \$ 875.60 |
| F-8340-2012 | Equip & Supplies | \$ 25.00 |
| F-8340-4042 | Replacement Parts | \$2,004.55 |
| F-8340-4070 | Vehicle Repair | \$ 548.00 |
| F-8340-4075 | Sand/Sand/Cement | \$ 53.50 |
| G-8130-1001 | Personnel Services | \$ 708.85 |
| G-8130-4070 | Vehicle Repair | \$ 660.18 |
| A-5110-1001 | Personnel Services | \$ 996.36 |
| A-5110-2012 | Equip & Supplies | \$ 637.32 |
| A-5110-4074 | Blacktop | \$ 56.61 |
| A-5110-4075 | Gravel/Sand/Rubble | \$ 49.58 |

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |
| Controller | | |
| Mayor Thane | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-27

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, a budget amendment is needed for receipt of insurance reimbursement resulting from a motor vehicle accident in June, 2012 on Steadwell Avenue damaging a fire hydrant,

RESOLVED, the Controller is authorized to amend the 2012-2013 budget as follows:

INCREASE REVENUE:

| | | |
|--------|----------------------|------------|
| F-2680 | Insurance Recoveries | \$1,435.43 |
|--------|----------------------|------------|

INCREASE EXPENSE:

| | | |
|-------------|--------------------|-----------|
| F-8340-1001 | Personnel Services | \$ 624.52 |
| F-8340-2012 | Equip & Supplies | \$ 25.00 |
| F-8340-4042 | Replacement Parts | \$ 516.98 |
| F-8340-4070 | Vehicle Repair | \$ 257.27 |
| F-8340-4075 | Sand/Sand/Cement | \$ 11.66 |

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| _____ | | |
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |
| Controller | | |
| Mayor Thane | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-28

RESOLUTION TRANSFERRING FUNDS – SEWER

BY: ALDERMAN LEGGIERO

WHEREAS, a transfer of funds is needed for purchase of a 2012 Ford Pickup with plow under NYS Contract PC65030 from Van Bortel Ford, Inc. for the Waste Water Treatment Plant, and

WHEREAS, the vehicle shall replace the 2001 Dodge Pickup which is beyond repairs leaving the department with only one vehicle in working order,

RESOLVED, the Controller is authorized to transfer funds from the 2011-2012 budget as follows:

FROM:

| | | |
|-------------|----------------------------------|------------------------------|
| G-8110-4036 | Sewer Contingency (2011-2012) | \$27,000 (bal. \$108,000.00) |
|-------------|----------------------------------|------------------------------|

TO:

| | | |
|-------------|-------------|-------------|
| G-8120-4000 | Contractual | \$27,000.00 |
|-------------|-------------|-------------|

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| _____ | | |
| Alderman Isabel | | |
| Alderwoman Beekman | | |
| Alderwoman DeRossi | | |
| Alderman Dybas | | |
| Alderman Leggiero | | |
| Controller | | |
| Mayor Thane | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-29

RESOLUTION AWARDING BID – REPAIR OF 3 BRIDGES OVER NORTH CHUTANUNDA CREEK

BY: ALDERMAN LEGGIERO

WHEREAS, bids were advertised, received and opened by the City Clerk for repair of three bridges over the North Chuctanunda Creek, and

WHEREAS, the City Engineer has reviewed bids and recommends awarding bids to the lowest most responsible bidder, R & B Construction,

RESOLVED, R & B Construction, 1094 Bulls Head Road, Amsterdam, NY is hereby awarded the bid for repair of 3 bridges over the North Chuctanunda Creek in the amount of \$82,500.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| _____ | | |
| Alderman Isabel | | |
| _____ | | |
| Alderwoman Beekman | | |
| _____ | | |
| Alderwoman DeRossi | | |
| _____ | | |
| Alderman Dybas | | |
| _____ | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-30

RESOLUTION TRANSFERRING FUNDS – WATER TREATMENT PLANT

BY: ALDERMAN LEGGIERO

WHEREAS a transfer of funds is needed for seasonal employment at the Water Treatment Plant,

RESOLVED, the Controller is authorized to transfer funds in the 2012-2013 budget as follows:

FROM:

| | | |
|-------------|-----------------------|------------|
| F-8320-4092 | Repair to Outbuilding | \$1,000.00 |
|-------------|-----------------------|------------|

TO:

| | | |
|-------------|--------------------|------------|
| F-8320-1010 | Part-time/Seasonal | \$1,000.00 |
|-------------|--------------------|------------|

COMMON COUNCIL
City of Amsterdam, NY

| | <u>Aye</u> | <u>Nay</u> |
|--------------------------|------------|------------|
| <u>Alderman Isabel</u> | | |
| <u>Alderman Beekman</u> | | |
| <u>Alderman DeRossi</u> | | |
| <u>Alderman Dybas</u> | | |
| <u>Alderman Leggiero</u> | | |
| <u>Controller</u> | | |
| <u>Mayor Thane</u> | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-31

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, a budget amendment is needed for receipt of insurance reimbursement as a result of motor vehicle accident on June 8,2012 on Rte 5S and St. John Street damaging a stop sign,

RESOLVED, the Controller is authorized to amend the 2012-2013 budget as follows:

INCREASE REVENUE:

| | | |
|--------|----------------------|---------|
| A-2680 | Insurance Recoveries | \$86.18 |
|--------|----------------------|---------|

INCREASE EXPENSE:

| | | |
|-------------|----------------------|---------|
| A-3010-4045 | Street Signs | \$24.20 |
| A-5110-1001 | Overtime | \$26.60 |
| A-5110-2012 | Equipment & Supplies | \$34.38 |
| A-5110-4000 | Contractual | \$ 1.00 |

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------------|-----|-----|
| _____ | | |
| _____ Alderman Isabel | | |
| _____ Alderwoman Beekman | | |
| _____ Alderwoman DeRossi | | |
| _____ Alderman Dybas | | |
| _____ Alderman Leggiero | | |
| _____ Controller | | |
| _____ Mayor Thane | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-32

RESOLUTION REMOVING REGISTERED AGENT PENALTIES – 158 GUY PARK AVENUE – SNELL

BY: MAYOR THANE

WHEREAS, registered agent penalties were billed for property at 158 Guy Park Avenue, and

WHEREAS, Cherie A Snell purchased the property from HUD in October 2009 and has resided in the home since November 2009 and should not have been billed for penalties,

RESOLVED, penalties of \$800 are hereby removed from tax bill 39.82-1-3 and a new billing is hereby authorized to be issued.

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| _____ | | |
| Alderman Isabel | | |
| _____ | | |
| Alderwoman Beekman | | |
| _____ | | |
| Alderwoman DeRossi | | |
| _____ | | |
| Alderman Dybas | | |
| _____ | | |
| Alderman Leggiero | | |

ANN M. THANE, MAYOR

Dated: _____, 2012

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 7, 2012**

RESOLUTION #12/13-33

RESOLUTION AMENDING BUDGET – FIRE

BY: ALDERMAN ISABEL

WHEREAS, training cost reimbursement has been received from New York State Department of Health for Amsterdam Fire Department personnel completion of Emergency Medical Technician-Paramedic certification.

RESOLVED, the Controller is authorized to amend the 2012-2013 budget as follows:

INCREASE REVENUE:

| | | |
|--------|--------------------------|----------|
| A-3099 | NYS Bldg Code & Fire Aid | \$500.00 |
|--------|--------------------------|----------|

INCREASE EXPENSE:

| | | |
|-------------|----------|----------|
| A-3410-4056 | Training | \$500.00 |
|-------------|----------|----------|

COMMON COUNCIL
City of Amsterdam, NY

| | Aye | Nay |
|--------------------|-----|-----|
| _____ | | |
| Alderman Isabel | | |
| _____ | | |
| Alderwoman Beekman | | |
| _____ | | |
| Alderwoman DeRossi | | |
| _____ | | |
| Alderman Dybas | | |
| _____ | | |
| Alderman Leggiero | | |
| _____ | | |
| Controller | | |
| _____ | | |
| Mayor Thane | | |

ANN M. THANE, MAYOR

Dated: _____, 2012