

**COMMON COUNCIL MEETING
AUGUST 16, 2016
6:00 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:
- 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
- XII: Adjournment

5:30 p.m. COW

- 1. Review of Agenda Items
- 2. Any other business to come before the Council

5:50 pm Public Hearing – Ordinance 6 of 2016

5:55 pm Public Hearing – Ordinance 7 of 2016

Old Business

None.

New Business

28. RESOLUTION ADOPTING MINUTES	RUSSO
29. RESOLUTION AMENDING BUDGET – ENGINEERING	RUSSO
30. RESOLUTION AMENDING BUDGET – ENGINEERING	RUSSO
31. RESOLUTION AUTHORIZING AGREEMENT – TIMER	MAYOR
32. RESOLUTION AMENDING BUDGET – SEWER	MAYOR
33. RESOLUTION REMOVING PROPERTY FROM AUCTION	MAYOR
34. RESOLUTION REMOVING PROPERTY FROM AUCTION	MAJEWSKI
35. REOLUTION REMOVING PROPERTY FROM AUCTION	WOJNAR
36. RESOLUTION ADOPTING HAZARDOUS MITIGATION PLAN	MAYOR
37. RESOLUTION AMENDING BUDGET – TIMBER SALE	WOJNAR
38. RESOLUTION APPROVING AUDIT	RUSSO

Ordinance

2016-F AN ORDINANCE AMENDING CHAPTER 228-5	MAJEWSKI
2016-G AN ORDINANCE AMENDING CHAPTER 228-43	MAJEWSKI

Local Law

LOCAL LAW A- AMENDING CHAPTER SECTION C-146 TRANSIT	MARTUSCELLO
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**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-28

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERMAN RUSSO

RESOLVED, the minutes of the Common Council meeting of the Meeting of July 26, 2016 are hereby adopted.

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-29

RESOLUTION AMENDING BUDGET – ENGINEERING/DPW

BY: ALDERMAN RUSSO

RESOLVED, the Controller is authorized to amend the 2016-2017 budget for receipt of insurance monies for damage to a fire hydrant as follows:

INCREASE REVENUE:

F-2680	Ins. Recovery	\$507.58
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INCREASE EXPENSE:

F-8340-1001	Overtime	\$226.18
F-8340-4000	Contractual	\$.60
F-8340-4042	Replacement Parts	\$210.00
F-8340-4070	Vehicle Repair	\$ 70.80

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-30

RESOLUTION AMENDING BUDGET – ENGINEERING/DPW

BY: ALDERMAN RUSSO

RESOLVED, the Controller is authorized to amend the 2016-2017 budget for receipt of insurance monies for damage to a fire hydrant as follows:

INCREASE REVENUE:

A-2680.21	Ins. Recovery	\$2,567.90
F-2680	Ins. Recovery	\$6,055.66
G-2680	Ins. Recovery	\$ 873.25

INCREASE EXPENSE:

A-5110-1001	Overtime	\$1,443.90
A-5110-4042	Replacement Parts	\$ 810.95
A-5110-4075	Gravel/Sand/Rubble	\$ 191.15
A-5110-4078	Radios	\$ 5.15
A-5110-4074	Blacktop	\$ 16.75
F-8340-1001	Overtime	\$2,239.85
F-8340-4000	Equip/Supplies	\$ 2.25
F-8340-4042	Replacement Parts	\$2,988.25
F-8340-4070	Vehicle Repair	\$ 825.01
G-8130-4040	Vehicle Repair	\$ 873.25

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-31

RESOLUTION AUTHORIZING AGREEMENT – TIMBER SALE

BY: MAYOR VILLA

RESOLVED, the Mayor is authorized to sign an agreement with R & F Logging for sale of timber at Glen Wild.

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-32

RESOLUTION AMENDING BUDGET - SEWER

BY: MAYOR VILLA

RESOLVED, the Controller is authorized to amend the 2016-2017 budget to cover fines for recent sewer system breakdown as follow:

DECREASE EXPENSE:

A-1990-4036	Contingency	\$5,000
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INCREASE EXPENSE:

A-5010-4000	Contractual – Eng.	\$5,000
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Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-33

RESOLUTION REMOVING PROPERTY FROM AUCTION – 1 JAMES STREET

BY: MAYOR VILLA

RESOLVED, property located at 1 James Street, SBL#56.9-1-49, taken by City foreclosure is hereby removed from the auction to be sold through the property disposition committee.

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-34

RESOLUTION REMOVING PROPERTY FROM AUCTION – 13 EDWARD STREET

BY: ALDERMAN WOJNAR

RESOLVED, property located at 13 Edward Street, SBL#56.9-2-24, taken by City foreclosure is hereby removed from the auction to be sold through the property disposition committee.

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-35

RESOLUTION REMOVING PROPERTY FROM AUCTION – 11 BRANDT PLACE

BY: ALDERMAN MAJEWSKI

RESOLVED, property located at 11 Brand Place, SBL#39.74-2-40, taken by City foreclosure is hereby removed from the auction, to be sold through the property disposition committee.

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-36

RESOLUTION ADOPTING HAZARDOUS MITIGATION PLAN

BY: MAYOR VILLA

WHEREAS, the City of Amsterdam, with the assistance from Montgomery County, has gathered information and prepared the Hazardous Mitigation Plan project 4020-0068; and

WHEREAS, the Hazardous Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, City of Amsterdam is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, City of Amsterdam and County of Montgomery have reviewed the Plan and affirms that the Plan will be updated no less than every five years;

RESOLVED the City of Amsterdam Common Council hereby adopts the Hazardous Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan and resolves to execute the actions in the Plan.

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-37

RESOLUTION AMENDING BUDGET – TIMBER SALE

BY: ALDERMAN WOJNAR

RESOLVED, the Controller is authorized to amend the 2016-2017 budget for expense for timber sale that came in higher than expected, as follows:

DECREASE EXPENSE:

F-8320-4000	Contractual	1,206.49
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INCREASE EXPENSE:

F-8320-4092	Logging Expense	41,206.49
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Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-38

RESOLUTION APPROVING AUDIT

BY: ALDERMAN RUSSO

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 Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-38 (consent)

RESOLUTION AMENDING BUDGET – GOLF

BY: ALDERMAN WOJNAR

RESOLVED, the Controller is authorized to amend the 2015-2016 fiscal year budget for payment of sewer repair work done by Pareene excavating at the golf course as follows:

DECREASE EXPENSE:

CR-7180-4036	Contingency	\$2,052
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INCREASE EXPENSE:

CR-7180-4029	Bldg Repair	\$2,052
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Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-39 (consent)

RESOLUTION RECONVEYING PROPERTY – 6 KIMBALL STREET

BY: ALDERMAN MAJEWSKI

WHEREAS, property identified as SBL#55.27-1-40 located at 6 Kimball Street was taken by the City under foreclosure, and

WHEREAS, under Charter Section 133, Disposition of Real Property, the Common Council may dispose of property by private sale if it deems to be in the best interest of the city,

RESOLVED, property identified as SBL#55.27-1-40 be re-conveyed to Charmaine Telermague and Gennifer Brooks for the sum of \$20,830 plus \$150 as approved by Resolution #15/16-251 as well as filing fees incurred by the City,

FURTHER RESOLVED, payment shall be made in the form of a certified check or cash.

Common Council
City of Amsterdam, NY

Aye Nay

Alderman Russo

Alderman Ochal

Alderman Majewski

Alderman Wojnar

Alderman Martuscello

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
AUGUST 16, 2016**

RESOLUTION #16/17-40 (consent)

RESOLUTION AUTHORIZING CONTRACT – SCHOOL RESOURCE OFFICER

BY: MAYOR VILLA

RESOLVED, the Mayor is authorized to sign a contract with the Greater Amsterdam School District for a uniformed police officer at the Lynch Literacy Academy to be provided by the City of Amsterdam.

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 26, 2016**

ORDINANCE 2016-6

AN ORDINANCE AMENDING CHAPTER 228-5 OF THE CODE OF THE CITY OF AMSTERDAM – SPEED LIMIT

BY: ALDERMAN MAJEWSKI

WHEREAS, it has been recommended that changes be made to Chapter 228-5 of the Code of the City of Amsterdam, in Common Council convened, does hereby:

ORDAIN AND ENACT as follows:

Chapter §228-5 Speed Limit – In accordance with the provisions of §228-5 speed limits other than 30 miles per hour are hereby established as indicated upon the following described streets or parts thereof: (amended as indicated below underlined text is added struck through text is to be deleted)

Name of Street:	Speed Limit (mph)	Location
<u>Guy Park Avenue</u>	<u>15</u>	<u>From Steadwell west to Swart Lane</u>

Common Council
City of Amsterdam, NY

Aye Nay

Alderman Russo

Alderman Ochal

Alderman Majewski

Alderman Wojnar

Alderman Martuscello

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 26, 2016**

ORDINANCE 2016-7

AN ORDINANCE AMENDING CHAPTER 228-43 OF THE CODE OF THE CITY OF AMSTERDAM – STOP INTERSECTIONS

BY: ALDERMAN MAJEWSKI

WHEREAS, it has been recommended that changes be made to Chapter 228-43 of the Code of the City of Amsterdam, in Common Council convened, does hereby:

ORDAIN AND ENACT as follows:

Chapter §228-43 Schedule XI Stop Intersections –In accordance with the provisions of §228-12 the following described intersections are hereby designated as stop intersections and stop signs shall be installed as follows: (the described streets or parts thereof is hereby amended as indicated below underlined text is added struck through text is to be deleted)

Stop Sign On:	Direction of Travel	At Intersection of
<u>Academy Street</u>	<u>East/West Bound</u>	<u>Garden Street</u>

Common Council
City of Amsterdam, NY

Aye Nay

Alderman Russo

Alderman Ochal

Alderman Majewski

Alderman Wojnar

Alderman Martuscello

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 26, 2016**

LOCAL LAW #1 OF 2016 – A LOCAL LAW AMENDING CITY CHARTER SECTION C-146 - TRANSIT SUPERVISOR

BY: ALDERMAN MARTUSCELLO

BE IT ENACTED by the Common Council of the City of Amsterdam as follows:

SECTION 1. PURPOSE AND LEGISLATIVE INTENT

The intent of this local law is to remove the reference to “full-time” in regards to the Supervisor of Transit.

SECTION 2. SUBSTANTIVE PROVISIONS

City Code Section C-146 is amended as indicated below (strike through text is to be deleted).

C-146 The Transit Supervisor shall be appointed by the Mayor with the approval of the Common Council from the competitive class of Civil Service and subject to Civil Service Law of the State of New York. He shall serve ~~as a full-time officer~~ directly responsible to the Mayor.

SECTION 3. SEVERABILITY

Should any section or provision of this local law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the local law as a whole or any parts thereof other than the part so decided to be unconstitutional or invalid.

SECTION 4. EFFECTIVE DATE

This local law is effective when filed with the Secretary of State.

Common Council
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Ochal		

Alderman Majewski		

Alderman Wojnar		

Alderman Martuscello		

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016