

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
JANUARY 15, 2013
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
Robert von Hasseln, Economic Development/Historian
- VII. Public Participation
- VIII. Controller's Report
- IX. Old Business: Tabled Resolutions No. 156
- 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

6:30 p.m. Public Safety

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

- | | |
|---|---------------------|
| 163. RESOLUTION ADOPTING MINUTES | DEROSSI |
| 164. RESOLUTION APPROVING AUDIT | LEGGIERO |
| 165. RESOLUTION AWARDDING CONTRACT –DPW & BUS GARAGE RESURFACING | DYBAS |
| 166. RESOLUTION AMENDING BUDGET – ENGINEERING | LEGGIERO |
| 167. RESOLUTION AMENDING BUDGET – ENGINEERING | LEGGIERO |
| 168. RESOLUTION AMENDING BUDGET – TRANSPORTATION | DYBAS |
| 169. RESOLUTION IN DECLARATION OF SERVICE | FULL COUNCIL |
| 170. RESOLUTION APPOINTING CONTROLLER | MAYOR THANE |
| 171. RESOLUTION TRANSFERRING FUNDS – WATER TREATMENT | LEGGIERO |

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 2, 2013**

RESOLUTION #12/13-156

**RESOLUTION AUTHORIZING MAYOR TO EXECUTE A PEDESTRIAN BRIDGE
MAINTENANCE AGREEMENT**

BY: MAYOR THANE

WHEREAS, the New York State Canal Corporation will complete a pedestrian bridge over the Mohawk River in the City of Amsterdam, and

WHEREAS, the City of Amsterdam will be required to perform routine maintenance while the New York State Canal Corporation will be responsible for long term maintenance of the bridge,

RESOLVED, the Mayor is authorized to sign the attached pedestrian bridge maintenance agreement with the New York State Canal Corporation.

MOTION TO TABLE by Alderman Dybas passed with Aye. (1/2/13)

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Isabel		

Alderwoman Beekman		

Alderwoman DeRossi		

Alderman Dybas		

Alderman Leggiero		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-163

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETINGS

BY: ALDERWOMAN DEROSI

RESOLVED, that the minutes of the Common Council meeting of January 2, 2013 are hereby approved.

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-164

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: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-165

RESOLUTION AWARDING CONTRACT – DPW & BUS GARAGE RESURFACING

BY: ALDERMAN DYBAS

WHEREAS, bids were advertised, received and opened by the City Clerk for the DPW and Bus Garage Resurfacing project, and

WHEREAS, funds were approved under the 2012-2013 Capital Projects Bond (H5630-4074 \$102,523.50) and State DOT Project Agreement Contract # C003826 (\$122,781.00)

WHEREAS, the City Engineer has reviewed said bids and recommends awarding the contract to Empire Paving,

RESOLVED, Empire Paving is hereby awarded the contract for DPW and Bus garage resurfacing in the amount of \$225,304.50, and

FURTHER RESOLVED, upon execution of contract with all parties, the original signed contract shall be filed with the City Clerk.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Isabel		

Alderwoman Beekman		

Alderwoman DeRossi		

Alderman Dybas		

Alderman Leggiero		

ANN M. THANE, MAYOR

Dated: _____, 2013



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**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-166

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, an insurance reimbursement in the amount of \$9,123.69 has been received for an MVA on Church Street that damaged a fire hydrant,

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

INCREASE REVENUE:

F-2680	Ins. Recovery	\$5,311.07
G-2680	Ins. Recovery	\$ 583.26
A-2680.21	Ins. Recovery	\$3,229.36

INCREASE EXPENSE:

F-8340-1001	Personnel Services	\$2,021.46
F-8340-2012	Equip & Supplies	\$ 25.00
F-8340-4000	Contractual	\$ 3.01
F8340-4042	Replacement Parts	\$2,349.98
F-8340-4070	Vehicle Repair	\$ 540.66
F-8340-4075	Rubble/Sand/Cement	\$ 370.96
G-8130-4000	Contractual	\$ 2.98
G-8130-4070	Vehicle Repair	\$ 580.28
A-5110-1001	Personnel Services	\$2,194.80
A-5110-2012	Equip & Supplies	\$ 866.08
A-5110-4074	Blacktop	\$ 2.79
A-5110-4075	Rubble/Sand/Gravel	\$ 164.41
A-5110-4078	Radios	\$ 1.28

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: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-167

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

WHEREAS, an insurance reimbursement in the amount of \$6,131.53 has been received for an MVA on Locust Avenue & Wallin Street that damaged a fire hydrant,

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

INCREASE REVENUE:

F-2680	Ins. Recovery	\$4,163.25
G-2680	Ins. Recovery	\$ 417.56
A-2680.21	Ins. Recovery	\$1,550.72

INCREASE EXPENSE:

F-8340-1001	Personnel Services	\$1,564.04
F-8340-2012	Equip & Supplies	\$ 25.00
F-8340-4000	Contractual	\$ 30.57
F8340-4042	Replacement Parts	\$2,080.00
F-8340-4070	Vehicle Repair	\$ 400.25
F-8340-4075	Rubble/Sand/Cement	\$ 63.39
G-8130-4000	Contractual	\$ 2.06
G-8130-4070	Vehicle Repair	\$ 415.50
A-5110-1001	Personnel Services	\$ 859.64
A-5110-2012	Equip & Supplies	\$ 595.08
A-5110-4074	Blacktop	\$ 53.95
A-5110-4075	Rubble/Sand/Gravel	\$ 39.57
A-5110-4078	Radios	\$ 2.48

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: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-168

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN DYBAS

WHEREAS, an insurance reimbursement in the amount of \$3,190.31 has been received for damage to a City bus,

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

INCREASE REVENUE:

CT-2680	Ins. Recovery	\$3,190.31
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INCREASE EXPENSE:

CT-5630-4070	Vehicle Repair	\$3,190.31
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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: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-169

RESOLUTION IN DECLARATION OF SERVICE

BY: FULL COUNCIL

WHEREAS, America has a proud tradition of service and volunteerism that dates back to the colonial era and today can be found in communities across the fifty states;

WHEREAS, the bipartisan Edward M. Kennedy Serve America Act, signed into law by President Barack Obama on April 21, 2009 builds on this tradition, encouraging all Americans to serve their communities in new ways;

WHEREAS, cities, home to many of the nation's most persistent challenges, are positioned to bring new leadership, facilitation, and innovation to the service movement;

WHEREAS the current need for public-spirited residents to help address increased hardship resulting from the global financial and housing crises is clear;

WHEREAS service enriches the lives of Americans of all ages, and each new generation of young Americans must be engaged to tackle emerging challenges;

NOW, THEREFORE, we resolve to develop a coalition of mayors from cities large and small to work together to harness and focus the energies of our citizens. Cities of Service coalition members will support efforts to increase service opportunities in our cities by:

Developing a comprehensive service plan and a coordinated strategy focused on matching volunteers and established community partners to the areas of greatest local need;

Working with other mayors and elected officials to advance strategies and best practices that accelerate the service movement and produce measurable results;

Encouraging other mayors to join this national effort to engage our citizens; and

Ensuring that the voice of cities is heard in federal legislative, policy, and program discussions related to service, which will help the country achieve the ambitious goals of the Serve America Act

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: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-170

RESOLUTION APPOINTING CONTROLLER TO FILL VACANCY

BY: MAYOR THANE

WHEREAS, a vacancy exists in the office of Controller and pursuant to City Charter section C-17 this vacancy must be filled within 30 days by a qualified individual of the same political affiliation as the previous Controller, a registered Democrat, and

WHEREAS, Manfred Phemister, residing at 49 Florida Avenue, is a registered Democrat, and qualified to hold the office of Controller,

RESOLVED, that Manfred Phemister is hereby appointed to fill the vacancy in the office of Controller to serve until the person elected at the next general election assumes the office.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Isabel		
Alderwoman Beekman		
Alderwoman DeRossi		
Alderman Dybas		
Alderman Leggiero		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JANUARY 15, 2013**

RESOLUTION #12/13-171

RESOLUTION TRANSFERRING FUNDS – WATER TREATMENT PLANT

BY: ALDERMAN LEGGIERO

WHEREAS a transfer of funds is needed to cover logging expense for which the bid came in higher than expected,

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

DECREASE:

F-8320-4092 Repair of Outbuilding \$ 603.84 (bal. \$4,396.16)

INCREASE:

F-83200-4096 Logging Expense \$603.84

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: _____, 2013

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
JANUARY 15, 2013**

Ordinance Number 20130-A(to be known as Ordinance 2013-1 if adopted)

AN ORDINANCE AMENDING CHAPTER 228 OF THE CODE OF THE CITY OF AMSTERDAM

BY: ALDERMAN ISABEL

WHEREAS, it is necessary to revise the city code to modify the winter parking rules to facilitate snow removal,

The City of Amsterdam, in Common Council convened, does hereby,

ORDAIN AND ENACT as follows:

Chapters§ 228-28 “Winter Parking; Street Maintenance,” § 228-30 “Authority to impound vehicles,” and § 228-53 “Schedule XIX Time Limit Parking”of the code of the City of Amsterdam are hereby amended as indicated below: (underlined text is added and struck through text is to be deleted)

§ 228-28. Winter Parking; Street Maintenance

- A. Except as otherwise posted, winter parking rules shall be in effect throughout the City between November 1 and the following April 1 as follows:
1. Alternate parking with odd-side parking on odd-numbered days and even side parking on even-numbered days. The effective time for such alternate parking shall commence 6:00 p.m. of the day prior to the day of permissible parking to 6:00 p.m. of the following day.
 2. Posting of this general rule shall be deemed sufficient if placed at each vehicular entry to the City.
 3. On those streets where parking is normally permitted on one side of the street only by other parking ordinances heretofore adopted, the alternate parking scheme defined above shall not apply, instead in the event of a snow fall of greater than 3 inches parking on those streets is prohibited for 24 hours after the snow fall. Streets where this rule is in effect shall be so posted. parking is permitted the Mayor and/or the Director of Public Works, during the winter period set forth, may, by due notice given, suspend parking on either side of such streets for the limited period of time declared, not to exceed 24 hours, and for the purpose of proper street maintenance, including snow removal.
 4. Notification of these rules shall be given to the media each year at least two weeks in advance of the November 1 implementation date.
- B. The Mayor, Department of Public Works General Foreman, or the Chief of Police is authorized to suspend parking on any street in the City of Amsterdam for a period not to exceed 72 24 hours, provided that any suspension of parking must be preceeded by notice to the public in the form of temporary no-parking signs posted 24 hours prior to the parking suspension ~~a public notice published in the official newspaper of the city. On any street in the City where parking has been suspended, temporary no-parking signs must be posted.~~

228-30 Authority to impound vehicles

- A. When any vehicle is parked or abandoned on any highway or public parking lot within this City during a snowstorm, flood, fire or other public emergency which affects that portion of the public highway or parking lot upon which said vehicle is parked or abandoned, said vehicle may be removed by or under the direction of the City Police Department.
- B. When any vehicle is found unattended on any highway or public parking lot within the City where said vehicle constitutes an obstruction to traffic, said vehicle may be removed by or under the direction of the City Police Department.
- C. When any vehicle is found parked in violation of any winter parking rule set forth in section 228-28 or in violation of a parking ban established by a state of emergency, then said vehicle may be removed by or under the direction of the City Police Department.
- D. When any vehicle is found unattended on any highway or public parking lot within the City where said vehicle constitutes an obstruction to planned road maintenance, said vehicle may be removed by or under the direction of the City Police Department.
- E. When any vehicle is found unattended on any public parking lot within the City where said vehicle is in violation of any provision of Chapter 228, said vehicle may be removed by or under the direction of the City Police Department.

228-53 Schedule XIX Time Limit Parking

ADD:

Street	Time Limit/hours/days	Location
<u>City of Amsterdam Parking Lot</u>		
<u>Corner of Lincoln and Chestnut</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>

(others need to be added)

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
<u>Alderman Isabel</u>		
<u>Alderwoman Beekman</u>		
<u>Alderwoman DeRossi</u>		
<u>Alderman Dybas</u>		
<u>Alderman Leggiero</u>		

ANN M. THANE, MAYOR

Dated: _____, 2013