

COMMON COUNCIL MEETING

JULY 21, 2015

7:00 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

6:45 p.m. COW – discussion on agenda items

6:55 p.m. PH – Local Law 2015-H

RESOLUTIONS
Old Business

New Business

- | | |
|--|---------------------|
| 19. RESOLUTION ADOPTING MINUTES | BEEKMAN |
| 20. RESOLUTION APPROVING AUDIT | HATZENBUHLER |
| 21. RESOLUTION AWARDED BID – ACTIVATED CARBON | LEGGIERO |
| 22. BOND RESOLUTION – WATER IMPROVEMENTS | MAYOR |

Ordinances

Local Laws

CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 21, 2015

RESOLUTION #15/16-19

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERWOMAN BEEKMAN

RESOLVED, that the minutes of the Common Council meeting of July 7, 2015 are hereby adopted.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Beekman		
Alderman Barone		
Alderman Hatzenbuhler		
Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2015

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 21, 2015**

RESOLUTION #15/16-20

RESOLUTION APPROVING AUDIT

BY: ALDERWOMAN HATZENBUHLER

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 Beekman		
Alderman Barone		
Alderman Hatzenbuhler		
Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2015

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 21, 2015**

RESOLUTION #15/16-21

RESOLUTION AWARDING BID – WATER TREATMENT PLANT

BY: ALDERMAN LEGGIERO

WHEREAS, bids for chemicals for the Water Treatment Plant were advertised for, received and opened on June 3, 2015, and Chief Plant Operator has reviewed these bids and has recommended awarding contracts as set forth below,

RESOLVED, the Water Treatment Plant Chief Operator is hereby authorized to enter into a service agreement for custom reactivated and/or granular activated carbon is hereby awarded to Calgon Carbon Corp. for \$50,112.87.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderwoman Beekman		
Alderman Barone		
Alderwoman Hatzenbuhler		
Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2015

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JULY 21, 2015**

RESOLUTION #15/16-22

BOND RESOLUTION DATED JULY 21, 2015.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$382,097 BONDS OF THE CITY OF AMSTERDAM, MONTGOMERY COUNTY, NEW YORK, TO PAY ADDITIONAL COSTS OF IMPROVEMENTS TO THE CITY'S WATER SYSTEM, IN AND FOR SAID CITY, AND TO INCREASE THE ESTIMATED MAXIMUM COST THEREOF TO \$11,382,097, AN INCREASE OF \$382,097 OVER THAT PREVIOUSLY AUTHORIZED, IN AND FOR SAID CITY.

WHEREAS, all conditions precedent to the financing of the capital purposes hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, to the extent required, have been performed;

WHEREAS, by bond ordinance dated July 22, 2008, the Common Council of the City of Amsterdam, Montgomery County, New York, authorized the issuance of \$8,000,000 bonds of said City to finance the cost of improvements to the City's Water System, in and for the City of Amsterdam, Montgomery County, New York, including incidental expenses in connection therewith;

WHEREAS, by bond ordinance dated August 18, 2009, said Common Council authorized the issuance of an additional \$3,000,000 bonds of said City to finance the cost of improvements to the City's Water System, in and for the City of Amsterdam, Montgomery County, New York, including incidental expenses in connection therewith;

WHEREAS, it has since been determined that the estimated maximum cost of said improvements should be increased to \$11,382,097, an increase of \$382,097; and

WHEREAS, it is now desired to authorize the issuance of \$382,097 bonds of said City to finance part of the additional costs of said class of objects or purposes so as to facilitate the completion of long-term financing of a portion of said costs through the New York State Environmental Facilities Corporation;

RESOLVED, by the Common Council of the City of Amsterdam, Montgomery County, New York, as follows:

Section 1. For paying part of the cost of improvements to the City's water system in order to comply with a New York State Department of Health Administrative Tribunal Stipulation, including purchase of an emergency generator and incidental expenses in connection therewith, in and for said City of Amsterdam, Montgomery County, New York, a class of objects or purposes, there are hereby authorized to be issued \$382,097 bonds of the City of Amsterdam, Montgomery County, New York, pursuant to the provisions of the Local Finance Law.

Section 2: It is hereby determined that the estimated maximum cost of the aforesaid class of objects or purposes is \$11,382,097, and that the plan for the financing thereof is as follows:

- (a) by the issuance of \$8,000,000 bonds of said City authorized to be issued pursuant to bond resolution dated July 22, 2008;
- (b) by the issuance of \$3,000,000 bonds of said City authorized to be issued pursuant to bond resolution dated August 18, 2009; and

(c) by the issuance of the \$382,097 bonds of said City authorized to be issued pursuant to this bond resolution, provided, however, that the amount of bonds ultimately to be issued will be reduced by the amount of any State aid or any other revenue received by said City and theretofore applied to the cost of such class of objects or purposes.

Section 3. It is hereby further determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision one of paragraph a of Section 11.00 of the Local Finance Law, calculated from September 26, 2008, the date of the first obligations issued for such purpose.

Section 4. 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 bonds herein authorized, including renewals of such notes, is hereby delegated to the City Controller, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Controller, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said City of Amsterdam, Montgomery 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 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Amsterdam, Montgomery County, New York, by the manual or facsimile signature the City Controller and a facsimile of its corporate seal shall be imprinted or impressed thereon and may 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 Controller, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as he shall deem best for the interests of the City, provided, however, that in the exercise of these delegated powers, he 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 Controller 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, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Controller, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Controller. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. 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 Controller shall determine.

Section 9. 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 10. The validity of such bonds and bond anticipation notes may 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 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 11. This resolution is effective immediately upon approval of the Mayor of the City or otherwise as provided in Section C-34 of the City Charter and shall be published, in summary, in The Recorder, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Beekman		
Alderman Barone		
Alderman Hatzenbuhler		
Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2015