

**COMMON COUNCIL MEETING**

**JULY 26, 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

**5:15 p.m. – Damaris Carbone**

- 1. Update on management of City-owned properties

**Public Safety Committee (immediately following above)**

- 1. Review of proposed Ordinances (will be available on Tuesday

**COW (following Public Safety)**

- 1. Review of Agenda items
- 2. Any other business to come before the Committee

*Old Business*

*None.*

*New Business*

- |   |                     |
|---|---------------------|
| <b>10. RESOLUTION ADOPTING MINUTES</b>                      | <b>RUSSO</b>        |
| <b>11. RESOLUTION APPOINTING COMMISSIONER OF DEEDS</b>      | <b>MARTUSCELLO</b>  |
| <b>12. RESOLUTION RELATING TO OFFICIAL POLICY</b>           | <b>MAYOR</b>        |
| <b>13. RESOLUTION APPROVING SALE OF PROPERTY – GRAND ST</b> | <b>MAYOR</b>        |
| <b>14. RESOLUTION APPROVING SALE OF PROPERTY – GUY PARK</b> | <b>MAYOR</b>        |
| <b>15. RESOLUTION APPROVING SALE OF PROPERTY – N. MASON</b> | <b>MAYOR</b>        |
| <b>16. RESOLUTION CHANGING MEETING DATE IN AUGUST</b>       | <b>MARTUSCELLO</b>  |
| <b>17. RESOLUTION ADOPTING THINK DIFFERENTLY INITIATIVE</b> | <b>MAYOR</b>        |
| <b>18. RESOLUTION AMENDING BUDGET – RECREATION</b>          | <b>FULL COUNCIL</b> |
| <b>19. RESOLUTION AMENDING BUDGET – PARILLO</b>             | <b>MAYOR</b>        |
| <b>20. RESOLUTION AMENDING BUDGET – ENGINEERING</b>         | <b>RUSSO</b>        |
| <b>21. RESOLUTION AMENDING BUDGET – RECREATION</b>          | <b>MAJEWSKI</b>     |
| <b>22. RESOLUTION APPROVING AUDIT</b>                       | <b>RUSSO</b>        |
| <b>23. RESOLUTION APPROVING CONTRACT – ABSOLUTE AUCTION</b> | <b>MAYOR</b>        |
| <b>24. RESOLUTION AWARDDING BID – ROAD PROGRAM</b>          | <b>MARTUSCELLO</b>  |

*Ordinance*

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

**RESOLUTION #16/17-10**

**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 5, 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  
JULY 26, 2016**

**RESOLUTION #16/17-11**

**RESOLUTION APPOINTING COMMISSIONER OF DEEDS**

**BY: ALDERMAN MARTUSCELLO**

**WHEREAS**, the Common Council is authorized by New York State Executive Law §139 to appoint commissioners of deeds, for a term of two years from the date of their appointment,

**RESOLVED**, Jeff Stark, 4 Hayes Place, Amsterdam, NY is hereby appointed Commissioner of Deeds in the City of Amsterdam, New York:

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
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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**

**RESOLUTION #16/17-12**

**RESOLUTION RELATING TO OFFICIAL POLICY OF THE CITY OF AMSTERDAM**

**BY: MAYOR VILLA**

**RESOLVED**, it is the official policy of the City of Amsterdam to comply with all laws, rules, regulations protecting against discrimination and all departments, offices, boards and commissions, officers, employees, representatives and agents of City government shall in the performance of their duties, comply with federal, state and local laws, rules, regulations and policies regarding discrimination of any kind related to race, color, religion, sex, age, marital status, national origin, mental or physical disability, sexual orientation, and political orientation or affiliation.

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**

**RESOLUTION #16/17-13**

**RESOLUTION APPROVING SALE OF PROPERTY – 37-41 GRAND STREET**

**BY: MAYOR VILLA**

**WHEREAS**, the City of Amsterdam is in possession of surplus real property at 37-41 Grand Street(vacant lot) designated by tax map # SBL 56.21-1-31; and

**WHEREAS**, in conformance with Resolution #07/08-277 which establishes procedures for property disposition, an application by Robert Vassi has been reviewed and recommended by the Property Disposition Committee for sale;

**RESOLVED**, the Mayor is authorized to execute a deed transferring its interest in 37-41 Grand Street, a parcel of vacant land contiguous to property owned by the applicant (Vassi) for consideration in the amount of \$1,000 plus all recording fees.

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
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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**

**RESOLUTION #16/17-14**

**RESOLUTION APPROVING SALE OF PROPERTY – 4-6 GUY STREET**

**BY: MAYOR VILLA**

**WHEREAS**, the City of Amsterdam is in possession of surplus real property at 4-6 Guy Street (vacant lot) designated by tax map # SBL 39.81-1-39; and

**WHEREAS**, in conformance with Resolution #07/08-277 which establishes procedures for property disposition, an application by the Knights of Columbus Home Association, Inc. has been reviewed and recommended by the Property Disposition Committee for sale;

**RESOLVED**, the Mayor is authorized to execute a deed transferring its interest in 4-6 Guy Street, a parcel of vacant land contiguous to property owned by the applicant (Knights of Columbus Home Association, Inc.), for consideration in the amount of \$250 plus all recording fees.

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**

**RESOLUTION #16/17-15**

**RESOLUTION APPROVING SALE OF PROPERTY – NORTH MASON AVENUE**

**BY: MAYOR VILLA**

**WHEREAS**, the City of Amsterdam is in possession of surplus real property at North Mason Avenue (vacant lot) designated by tax map # SBL 56.10-4-12.1; and

**WHEREAS**, in conformance with Resolution #07/08-277 which establishes procedures for property disposition, an application by Ismael and Elaine Santiago has been reviewed and recommended by the Property Disposition Committee for sale;

**RESOLVED**, the Mayor is authorized to execute a deed transferring its interest in North Mason Avenue, a parcel of vacant land contiguous to property owned by the applicants (Santiago), for consideration in the amount of \$2,000 plus all recording fees.

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**

**RESOLUTION #16/17-16**

**RESOLUTION CHANGING MEETING IN AUGUST 2016**

**BY: ALDERMAN MARTUSCELLO**

**RESOLVED**, the Common Council shall hold one monthly meeting for the month of August to be held on Tuesday, August 16, 2016.

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**

**RESOLUTION #16/17-17  
RESOLUTION ADOPTING “THINK DIFFERENTLY” INITIATIVE  
BY: MAYOR VILLA**

**WHEREAS**, the “Think Differently” initiative is about promoting awareness and acceptance of all people and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs, and

**WHEREAS**, our state and communities are stronger because of our diversity and differences, and

**WHEREAS**, according to the Centers for Disease Control (CDC) over 55 million people or approximately 19% of Americans have a type of disability or special need, and

**WHEREAS**, for some people with special needs the very things that make them unique can also keep them on the sidelines separate from those who might not understand their differences or uniqueness, and

**WHEREAS**, it is important to promote and provide guidance to those with special needs on how to access publicly supported services available to them in the community, and

**WHEREAS**, it is important to encourage and educate the community and businesses on way they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers, and

**WHEREAS**, the goal of this initiative is to provide a supportive and inclusive environment for individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families, and

**WHEREAS**, adopting the “Think Differently” initiative is an important statement that our City officials, business owners and residents can make to show their support for the differently-abled children and adults with special needs and their families,

**RESOLVED**, the City of Amsterdam, residents and business owners adopt the “Think Differently” initiative so that all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.

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**

**RESOLUTION #16/17-18**

**A RESOLUTION AUTHORIZING APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION – ENVIRONMENTAL PROTECTION FUND GRANTS PROGRAM FOR PARKS, PRESERVATION AND HERITAGE GRANT PROGRAM**

**BY: MAYOR VILLA**

**WHEREAS**, the New York State Office of Parks, Recreation & Historic Preservation – Environmental Protection Fund Grant Program has funding available for planning, development, and improvement of public parks; and

**WHEREAS**, the City of Amsterdam intends to apply for up to \$\_\_\_\_\_ in funding through this Program for park improvement and refurbishment planning services; and

**RESOLVED** the Mayor of the City of Amsterdam, is hereby authorized and directed to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$\_\_\_\_\_, and enter into and execute a project agreement with the State for such financial assistance the City of Amsterdam and, if appropriate, a conservation easement or preservation covenant or public access covenant to the deed of the assisted property.

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**

**RESOLUTION #16/17-18**

**RESOLUTION AMENDING BUDGET – RECREATION**

**BY: FULL COUNCIL**

**RESOLVED**, the Controller is authorized to amend the 2016-2017 budget for materials for outdoor pavilion adjacent to the community garden behind the Cultural Art Center to be built by Malcom McClymonds as follows:

**DECREASE EXPENSE:**

A-1990-4036	Contingency	\$1,000
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**INCREASE EXPENSE:**

A-7020-4000	Contractual	\$1,000
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Common Council  
City of Amsterdam, NY

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

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_, 2016

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

**RESOLUTION #16/17-19**

**RESOLUTION AMENDING BUDGET – RECREATION**

**BY: FULL COUNCIL**

**RESOLVED**, the Controller is authorized to amend the 2015-2016 budget to reimburse Michael Parillo for security deposit for expiring street lighting contract as follows:

**DECREASE EXPENSE:**

A-1990-4036	Contingency	\$6,350 (bal \$40,794.82)
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**INCREASE EXPENSE:**

A-1410-4000	Contractual	\$6,350
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Common Council  
City of Amsterdam, NY

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

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_, 2016

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

**RESOLUTION #16/17-20**

**RESOLUTION AMENDING BUDGET – ENGINEERING**

**BY: ALDERMAN RUSSO**

**RESOLVED**, the Controller is authorized to amend the 2016-2017 for receipt of insurance payment for damaged light pole as follows:

**INCREASE REVENUE:**

A-2680.21	Ins. Reimb.	\$8,396.44
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**INCREASE EXPENSE:**

A-5110-4000	Contractual	\$8,396.44
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Common Council  
City of Amsterdam, NY

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

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_, 2016

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

**RESOLUTION #16/17-21**

**RESOLUTION AMENDING BUDGET – RECREATION**

**BY: ALDERMAN MAJEWSKI**

**RESOLVED**, the Controller is authorized to amend the 2016-2017 budget to for receipt of summer camp registration as follows:

**INCREASE REVENUE:**

A-2008	Summer Camp	\$8,176
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**INCREASE EXPENSE:**

A-7020-4171	Summer Camp	\$8,176
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Common Council  
City of Amsterdam, NY

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

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_, 2016

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

**RESOLUTION #16/17-22**

**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
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Alderman Russo		
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Alderman Ochal		
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Alderman Majewski		
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Alderman Wojnar		
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Alderman Martuscello		

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_, 2016

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

**RESOLUTION #16/17-23**

**RESOLUTION APPROVING AGREEMENT – ABSOLUTE AUCTIONS & REALTY**

**BY: ALDERMAN MARTUSCELLO**

**RESOLVED**, the Mayor is authorized to sign an agreement with Absolutely Auctions and Realty Inc. for conducting auction of city-owned property.

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**

**RESOLUTION #16/17-24**

**RESOLUTION AWARDING BID – ROAD PROGRAM**

**BY: ALDERMAN MARTUSCELLO**

**WHEREAS**, bids were advertised for and received for the City of Amsterdam’s 2016 road program, and

**WHEREAS**, bids have been reviewed by the City Engineering,

**RESOLVED**, \_\_\_\_\_, the lowest qualified bidder is hereby awarded the contract for the City of Amsterdam 2016 road program at cost of \$\_\_\_\_\_.

Common Council  
City of Amsterdam, NY

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

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_, 2016

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

**LOCAL LAW #A OF 2016 – A LOCAL LAW AMENDING CITY CHARTER SECTION C-146 - TRANSIT SUPERVISOR (FOR INTRODUCTION)**

**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
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Alderman Russo		
_____		
Alderman Ochal		
_____		
Alderman Majewski		
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Alderman Wojnar		
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Alderman Martuscello		

\_\_\_\_\_  
MICHAEL J. VILLA, MAYOR

DATED: \_\_\_\_\_,