

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
JUNE 18 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
Fire Chief Richard Liberti
- VII. Public Participation
- VIII. Controller's Report
- IX. Old Business: *Res. 285 Resolution Amending Budget – Fire
Res. 286 Resolution Authorizing Installation of Solar Arrays*
- X. New Business:
 - (a) Resolutions
 - (b) Ordinances *Ordinance 2013-D*
 - (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 Committee

6:45 p.m. Public Works Committee

7:15 pm Public Hearing – Ordinance D- One Way Street (Post Office Mailboxes)

7:25 pm Public Hearing – Local Law D(2) Sewers

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

Old Business

- 285 RESOLUTION AMENDING BUDGET – FIRE
286 RESOLUTION AUTHORIZING INSTALLATION OF SOLAR ARRAYS

New Business

- | | |
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| 300. RESOLUTION ADOPTING MINUTES | DEROSS |
| 301. RESOLUTION APPROVING AUDIT | LEGGIERO |
| 302. RESOLUTION AMENDING BUDGET – TRANSPORTATION | DYBAS |
| 303. RESOLUTION AMENDING BUDGET – TRANSPORTATION | DYBAS |
| 304. RESOLUTION REMOVING REGISTERED AGENT FEES
14 LOCUST AVENUE | BEEKMAN |
| 305. RESOLUTION REMOVING REGISTERED AGENT FEES
398 DIVISION STREET | DEROSS |
| 306. RESOLUTION AMENDING BUDGET – POLICE | ISABEL |
| 307. RESOLUTION AWARDED CHEMICAL BIDS | LEGGIERO |
| 308. RESOLUTION AMENDING BUDGET – RECREATION | ISABEL |
| 309. RESOLUTION REMOVING REGISTERED AGENT FEES
64-66 BROOKSIDE AVENUE | BEEKMAN |
| 310. RESOLUTION AMENDING BUDGET – HISTORIAN | MAYOR |
| 311. RESOLUTION REJECTING BIDS – STREET RESURFACING | LEGGIERO |

ORDINANCES

Ordinance 2013-D Amending City Code Section -228-38 – One Way Streets

LOCAL LAWS

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 4, 2013**

RESOLUTION #12/13-286

RESOLUTION AUTHORIZING INSTALLATION OF SOLAR ARRAYS ON VARIOUS CITY BUILDINGS

BY: ALDERMAN LEGGIERO

WHEREAS, the expected contract savings at each building is: \$25,258 for City Hall, \$42,013 for the DPW Garage, \$320,684 for the Water Treatment Plant, and \$244,809 for the Waste Water Treatment Plant, and

RESOLVED, New York Light Energy is authorized to install solar arrays on the roofs of various city buildings with the only cost to the city being providing a dedicated cable internet port at each building, and

FURTHER RESOLVED, the Mayor is authorized to sign a contract with New York Light Energy for installation of solar arrays.

(NOTE: This deal involves a long term power purchase agreement to be executed by the city; this contract has not yet been provided for review. GD)

MOTION TO TABLE AND REFER TO DPW COMMITTEE by Alderman Leggiero passed with Aye.

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
JUNE 18, 2013**

RESOLUTION #12/13-300

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETINGS

BY: ALDERWOMAN DEROSI

RESOLVED, that the minutes of the Common Council meeting of June 4, 2013 and the Special Meeting of May 29, 2013 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: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 18, 2013**

RESOLUTION #12/13-301

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
JUNE 18, 2013**

RESOLUTION #12/13-302

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN DYBAS

WHEREAS, a budget amendment is needed to fund the cost of a new printer/fax machine for the transportation facility which will be totally refunded to the City by RTAP (Rural Transit Assistance),

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

DECREASE EXPENSE:

CT-5630-4036	Contingency	\$2,935.00 (bal. \$1,640.00)
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INCREASE EXPENSE:

CT-5630-4024	Bldg. Repairs	\$2,935.00
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Isabel		

Alderwoman Beekman		

Alderwoman DeRossi		

Alderman Dybas		

Alderman Leggiero		

Controller	Vacant	

Mayor Thane		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 18, 2013**

RESOLUTION #12/13-303

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN DYBAS

WHEREAS, a budget amendment is needed to cover a shortfall in management salary due to contractual obligations,

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

DECREASE EXPENSE:

CT-5630-4139	Diesel Fuel	\$8,316.95 (bal. \$6,658.05)
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INCREASE EXPENSE:

CT-5630-1022	Management	\$8,316.95
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COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 18, 2013**

RESOLUTION #12/13-304

RESOLUTION REMOVING REGISTERED AGENT PENALTIES – 14 LOCUST AVENUE

BY: ALDERWOMAN BEEKMAN

WHEREAS, property at 14 Locust Avenue (SBL#55.28-1-52) was purchased by Skylar T Price from Deutche Bank in 2009, and

WHEREAS, non-compliance of Local Law # 3 of 2008 by Deutch Bank resulted in a penalty of \$624.00 plus late penalty of \$24.96 billed to the new owner, and

WHEREAS, Mr. Price is in possession of a “certified” tax search prepared by the City of Amsterdam Controller’s Office, dated 5/22/09 showing nothing due to the City,

RESOLVED, the Controller is authorized to remove the penalty and late fees totaling \$648.96 from SBL#55.28-1-52.

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
JUNE 18, 2013**

RESOLUTION #12/13-305

RESOLUTION REMOVING REGISTERED AGENT PENALTIES – 398 DIVISION STREET

BY: ALDERWOMAN DEROSI

WHEREAS, property at 398 Division Street (SBL 39.14-5-4) was purchased by William J Mycek from HUD in 2011, and

WHEREAS, non-compliance of Local Law # 3 of 2008 by HUD resulted in a penalty of \$960.00 plus late penalty of \$38.40 billed to the new owner, and

WHEREAS, Mr. Mycek is in possession of a “certified” tax search tax search prepared by the City of Amsterdam Controller’s Office, dated 3/4/2011 showing nothing due to the City,

RESOLVED, the Controller is authorized to remove the penalty and late fees totaling \$998.40 from SBL 39.14-5-4.

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
JUNE 18, 2013**

RESOLUTION #12/13-306

RESOLUTION AMENDING BUDGET – POLICE

BY: ALDERMAN ISABEL

WHEREAS, a budget amendment is needed to pay gasoline expense for the remainder of the budget year,

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

DECREASE EXPENSE:

A-3120-1400	Service Pay Sick	\$6,000 (bal. \$14,000)
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INCREASE EXPENSE:

A-3120-4049	Gasoline	\$6,000.00
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COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 18, 2013**

RESOLUTION #12/13-308

RESOLUTION AMENDING BUDGET – RECREATION

BY: ALDERMAN ISABEL

WHEREAS, a budget amendment is needed to cover expenses for the furnace repairs, carpeting and plumbing at the Arts Center,

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

DECREASE EXPENSE:

A1990-4036	Contingency	\$2,500 (bal. \$15,618.70)
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INCREASE EXPENSE:

A-7020-4000	Contractual	\$2,500
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Isabel		

Alderwoman Beekman		

Alderwoman DeRossi		

Alderman Dybas		

Alderman Leggiero		

Controller	Vacant	

Mayor Thane		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 18, 2013**

RESOLUTION #12/13-309

RESOLUTION REMOVING REGISTERED AGENT PENALTIES – 64-66 BROOKSIDE AVENUE

BY: ALDERWOMAN BEEKMAN

WHEREAS, property at 64-66 Brookside Avenue (SBL 39.84-2-22) was purchased by Raymond Sefrin from JMS Properties LLC in 2009, and

WHEREAS, non-compliance of Local Law # 3 of 2008 by JMS Properties LLC and HSBC Bank USA resulted in a penalty that were paid in a relevy in 2010, and

WHEREAS, and error in City Clerk records still indicated that the property was owned by HSBC through 2011,

WHEREAS, the penalties in the amount of \$988.00 plus interest of \$19.76 were for the period of October 2010 through September 2011 after Mr. Sefrin owned the property and is and was a resident of Montgomery County,

RESOLVED, the Controller is authorized to remove the penalty and late fees totaling \$1007.76.

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
JUNE 18, 2013**

RESOLUTION #12/13-310

RESOLUTION AMENDING BUDGET – HISTORIAN

BY: MAYOR THANE

WHEREAS, a budget amendment is needed for revenue received from Spring Fling 2013,

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

INCREASE REVENUE

A-2705	Gifts & Donations	\$1,675.00
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INCREASE EXPENSE:

A-7510-4000	Contractual	\$1675.00
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Isabel		

Alderwoman Beekman		

Alderwoman DeRossi		

Alderman Dybas		

Alderman Leggiero		

Controller	Vacant	

Mayor Thane		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
JUNE 18, 2013**

RESOLUTION #12/13-311

RESOLUTION REJECTING BIDS – STREET RESURFACING AND SIDEWALK RECONSTRUCTION PROJECT - 2013

BY: ALDERMAN LEGGIERO

RESOLVED, the Common Council hereby rejects all bids for the Street Resurfacing and Sidewalk Reconstruction Project.

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
JUNE 4, 2013**

ORDINANCE NUMBER 2013-D (to be known as Ordinance 2013-3 if adopted)

AN ORDINANCE AMENDING 228-38 OF THE CODE OF THE CITY OF AMSTERDAM

BY: ALDERMAN ISABEL

WHEREAS, it is necessary to relocate the outside mailboxes at the Amsterdam Post Office, and

WHEREAS, postal regulations require the drive up mailboxes be located on a one way section of roadway,

The City of Amsterdam, in Common Council convened, does hereby ordain and enact as follows:

Chapter 22-8-38 of the code of the City of Amsterdam is hereby amended as indicated below: (Note: all underlined items are added material, all struck through items are to be deleted and all other unmodified wording is existing language that will remain in effect.)

§228-38. Schedule IV: One-Way Streets.

In accordance with the provisions of §228-7, the following described streets or parts thereof are hereby designated as one-way streets in the direction indicated:

Name of Street	Direction of Travel	Limits
Chuctanunda Street	South	from its northern most point to a point 80 feet south thereof

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>		

ANN M. THANE, MAYOR

Dated: _____, 2013