

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
MARCH 5 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
 - (a) *Daryl Purinton – status report*
 - (b) *New York State Department of Environmental Conservation
“Pollution Prevention Initiative”*
- VII. Public Participation
- VIII. Controller’s Report
- IX. Old Business: Tabled Resolutions No. 156
- X. New Business:
 - (a) Resolutions
 - (b) Ordinances
 - (c) Local Laws: Local Law 2013-A
 - (d) Introduction of Ordinances: Ordinance 2013-B
 - (e) Introduction of Local Laws
 - (f) Committee Reports
 - (g) Scheduling of Committee Meetings
 - (h) Other
- XI: Executive Session (if required)
- XII: Adjournment

Public Hearing 7:10 pm: Local Law 2013-B

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

201. RESOLUTION ADOPTING MINUTES	DEROSS
202. RESOLUTION APPROVING AUDIT	LEGGIERO
203. RESOLUTION AMENDING BUDGET – GOLF	DEROSS
204. RESOLUTION APPROVING CONTRACT – MILLIMAN	MAYOR
205. RESOLUTION AMENDING BUDGET – TRANSPORTATION	DYBAS
206. RESOLUTION AMENDING BUDGET – TRANSPORTATION	DYBAS
207. RESOLUTION AMENDING BUDGET – TRANSPORTATION	DYBAS
208. RESOLUTION AWARDDING BID – DEMOLITION	LEGGIERO
209. RESOLUTION AMENDING BUDGET – RECREATION	ISABEL
210. RESOLUTION AMENDING BUDGET – RECREATION	ISABEL
211. RESOLUTION APPOINTING MEMBER LAND BANK	MAYOR

LOCAL LAW 2013-A – CHARTER REVISION CONTROLLER **MAYOR**

INTRODUCTION OF ORDINANCE B OF 2013 **MAYOR**

**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)

MOTION TO REMOVE FROM TABLE by Alderman Dybas, passed with Aye. (2/19/13)

MOTION TO TABLE by Alderman Dybas passed with Aye. (2/19/13)

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

Dated: _____, 2013

 AMSTERDAM
AGRMNT RESPONSES

 Network Connection Requirements - TAP-3

 External Network Connection Req - TA-I

 Appendix A
TAP-327.doc

 ta-w99072[1].pdf

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
MARCH 5, 2013**

RESOLUTION #12/13-201

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETINGS

BY: ALDERWOMAN DEROSI

RESOLVED, that the minutes of the Common Council meeting of February 19, 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
MARCH 5, 2013**

RESOLUTION #12/13-202

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		
Alderman Beekman		
Alderman DeRossi		
Alderman Dybas		
Alderman Leggiero		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
MARCH 5, 2013**

RESOLUTION #12/13-203

RESOLUTION AMENDING BUDGET – GOLF

BY: ALDERWOMAN DEROSSI

WHEREAS, a budget amendment is needed to cover a shortfall in the kerosene appropriation,

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

DECREASE

CR-7180-4021	Equip. Repair	\$2,500.00 (bal. \$4,319.93)
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INCREASE

CR-7180-4180	Kerosene	\$2,500.00
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COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
MARCH 5, 2013**

RESOLUTION #12/13-204

RESOLUTION AUTHORIZING AGREEMENT WITH MILLIMAN FOR PROFESSIONAL SERVICES

BY: MAYOR THANE

WHEREAS, actuarial services are required to submit an application for Medicare Part D 28% employer Subsidy,

RESOLVED, the Mayor is authorized to execute the attached agreement with Milliman for performance of actuarial services in the amount of \$3,100.00.

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
MARCH 5, 2013**

RESOLUTION #12/13-206

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN DYBAS

WHEREAS, a budget modification is needed to account for sale of used buses through an auction,

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

INCREASE REVENUE:

CT-2665	Sale of Equipment	\$810.00
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INCREASE EXPENSE:

CT-5630-4000	Contractual	\$810.00
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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
MARCH 5, 2013**

RESOLUTION #12/13-207

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN DYBAS

WHEREAS, a budget modification is needed to fund the cost of unexpected repairs to the bus garage fuel pump and furnace,

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

DECREASE EXPENSE:

CT-5630-4070	Vehicle Repair	\$4,000.00 (bal. \$10,314.71)
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INCREASE EXPENSE:

CT-5630-4000	Contractual	\$4,000.00
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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

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
MARCH 5, 2013**

RESOLUTION #12/13-208

RESOLUTION AWARDDING BID – DEMOLITION OF FIRE DAMAGED AND ABANDONED BUILDINGS

BY: ALDERMAN LEGGIERO

WHEREAS, a capital project for demolition of fire damaged and abandoned buildings was approved under Resolution #12/13-72 (H-3650-4040),

WHEREAS, bids were advertised for, received, opened by the City Clerk and reviewed by the City Engineer,

RESOLVED, Dan’s Hauling and Demotion, the lowest qualified bidder is hereby awarded the bid in the amount of \$389,150.00 for demolition of fire damaged and abandoned buildings in the City of Amsterdam.

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
MARCH 5, 2013**

RESOLUTION #12/13-209

RESOLUTION AMENDING BUDGET – RECREATION

BY: ALDERMAN ISABEL

WHEREAS, payment has been received from Union College for use of Shuttleworth Park baseball facilities,

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

INCREASE REVENUE:

A-2003	Registration Fees	\$5,000.00
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INCREASE EXPENSE:

A-7020-4000	Contractual	\$5,000.00
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Isabel		
Alderman Beekman		
Alderman DeRossi		
Alderman Dybas		
Alderman Leggiero		
Controller	Vacant	
Vacant		

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
MARCH 5, 2013**

RESOLUTION #12/13-210

RESOLUTION AMENDING BUDGET – RECREATION

BY: ALDERMAN ISABEL

WHEREAS, payment has been received from Catholic Charities, Sons of American Legion and Montgomery County Teachers Federal Credit Union for recreation programs and improvements to the Bacon Recreation Center

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

INCREASE REVENUE:

A-2705	Gifts & Donations	\$2,200.00
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INCREASE EXPENSE:

A-7020-4000	Contractual	\$2,200.00
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COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

Dated: _____, 2013

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
MARCH 5, 2013**

RESOLUTION #12/13-211

RESOLUTION APPOINTING BOARD MEMBER OF THE LAND REUTILIZATION CORPORATION OF THE CAPITAL REGION – DICAPRIO

BY: MAYOR THANE

WHEREAS, Robert DiCaprio had been appointed by Resolution No. 11/12-269 as a board member of the Land Reutilization Corporation of the Capital Region (Land Bank), and his initial one year term has or will expire, and

WHEREAS, Robert DiCaprio is a resident of the City of Amsterdam and is a member of the City of Amsterdam Planning Commission, and

RESOLVED, Robert DiCaprio is hereby reappointed as a board member to the Land Bank of the Capital District for a three year term effective March 22, 2013 through March 31, 2016.

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
FEBRUARY 5, 2013**

LOCAL LAW 2013-A - A LOCAL LAW REVISING CITY CHARTER TO CHANGE THE POSITION OF CONTROLLER FROM ELECTED TO APPOINTED AND REVISE THE BUDGET PROCESS (to be known as Local Law No. 2013-2 if adopted)

BY: MAYOR THANE



Local Law Charter
Rev Controller and Bu

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
MARCH 5, 2013**

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

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

BY: MAYOR THANE

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.

5. SNOW EMERGENCY – When a snowfall of greater than 4 inches is forecast the Mayor may proclaim a snow emergency. This proclamation shall be published to all local news providers. The proclamation shall suspend parking on all city streets for a specified period up to 36 hours after the end of the snowfall.

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 preceded by notice to the public in the form of ~~temporary no-parking signs posted 24 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 snow 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

AMEND SCHEDULE AS INDICATED:

Street	Time Limit/hours/days	Location
City of Amsterdam Parking Lot	24 Hours/all/all	Entire lot
Union Street Parking Lot	24 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>Union Street and Orange Street</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>City of Amsterdam Parking Lot</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>Union (between Brandt and McDonnell)</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>City of Amsterdam Parking Lot</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>Corner of Lincoln and Chestnut</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>City of Amsterdam Parking Lot</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>
<u>East Main and Degraff (both lots)</u>	<u>48 Hours/all/all</u>	<u>Entire lot</u>

<u>City of Amsterdam Parking Lot</u> Between Vrooman and Leffert	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Dean and East Main Street	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> 47 Reid Street	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Milton Ave. between 1st and 2nd Ave.	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Bunn and Thomas	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Clinton Street and Division Street	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Center Street (Agway only)	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Bridge Street	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> 197 Florida Ave.	48 Hours/all/all	Entire lot
<u>City of Amsterdam Parking Lot</u> Minaville Street	48 Hours/all/all	Entire lot

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

Dated: _____, 2013