

**COMMON COUNCIL MEETING
NOVEMBER 18, 2014
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: *#14/15-91*
- 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

6:20 p.m. Personnel Committee (called by Alderman Barone)

- 1. AIDA Board Replacements
- 2. Any other business to come before the committee

6:30 p.m. Public Works Committee (called by Alderman Leggiero)

- 1. Hiring of Outside Counsel – Engineering (Solar)
- 2. Crows
- 2. Any other business to come before the Council

6:45 p.m. Public Hearing – Ordinance 2014-M

6:50 p.m. Public Hearing – Ordinance 2014-N

RESOLUTIONS

Old Business

83. RESOLUTION ACCEPTING FUNDS FROM WATERFRONT FOUNDATION RUSSO

New Business

97. RESOLUTION ADOPTING MINUTES BEEKMAN
98. RESOLUTION APPROVING AUDIT HATZENBUHLER
99. RESOLUTION AMENDING BUDGET – TRANSPORTATION RUSSO
100. RESOLUTION AMENDING BUDGET – TRANSPORTATION RUSSO
101. RESOLUTION AMENDING BUDGET – WATER TREATMENT LEGGIERO
102. RESOLUTION APPROVING AHA BUDGET FOR 2015 BEEKMAN
103. RESOLUTION AMENDING BUDGET – ENGINEERING LEGGIERO
104. RESOLUTION AMENDING BUDGET – ENGINEERING LEGGIERO
105. RESOLUTION AMENDING BUDGET – FIRE RUSSO
106. RESOLUTION AMENDING BUDGET – SIRCHA PARK MAYOR
107. RESOLUTION FILLING VACANCIES AIDA BARONE
108. RESOLUTION AUTHORIZING DISCLOSURE REPORT TO THE
SECURITIES AND EXCHANGE COMMISSION MAYOR

Ordinances

2014-M ORDINANCE AMENDING STOP INTERSECTIONS LEGGIERO
2014-N ORDINANCE AMENDING TAXI REGULATIONS LEGGIERO

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 5, 2014**

RESOLUTION #14/15-91

RESOLUTION ACCEPTING FUNDS FROM WATERFRONT FOUNDATION

BY: ALDERMAN RUSSO

WHEREAS, in July 2013 the City of Amsterdam paid the Amsterdam Waterfront Foundation(AWF) the amount of \$4,500.00 pursuant to a goods and services contract where the AWF agreed to provide a program of events for the public and that this payment was subject to repayment if the AWF were successful in fund raising, and

WHEREAS, the AWF has raised funds sufficient to repay a portion of the \$4,500.00 to the City,

RESOLVED, the City of Amsterdam will accept \$_____ in full satisfaction of the of the terms of the goods and services contract.

MOTION TO TABLE by Alderman Russo passed with Aye. Alderwoman Beekman was absent. (11/5/14)

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-97

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETINGS

BY: ALDERWOMAN BEEKMAN

RESOLVED, that the minutes of the Common Council meeting of the November 5, 2014 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: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-98

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
<u>Alderman Russo</u>		
<u>Alderman Beekman</u>		
<u>Alderman Barone</u>		
<u>Alderman Hatzenbuhler</u>		
<u>Alderman Leggiero</u>		

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-99

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN RUSSO

RESOLVED, the Controller is authorized to amend the 2014-2015 budget for receipt of auction monies for sale of bus equipment as follows:

INCREASE REVENUE:

CT-2665	Sale of Equipment	\$2,060.00
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INCREASE EXPENSE:

CT-5630-1001	Overtime	\$ 410.00
CT-5630-4029	Bldg Repair	\$1,660.00

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderman Beekman		

Alderman Barone		

Alderman Hatzenbuhler		

Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-100

RESOLUTION AMENDING BUDGET – TRANSPORTATION

BY: ALDERMAN RUSSO

RESOLVED, the Controller is authorized to amend the 2014-2015 budget for receipt of insurance recovery for skylight replacement as a result of hail storm as follows:

INCREASE REVENUE:

CT-2680	Insurance Recovery	\$3,750.00
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INCREASE EXPENSE:

CT-5630-4029	Bldg Repair	\$3,750.00
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderwoman Beekman		

Alderman Barone		

Alderwoman Hatzenbuhler		

Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-101

RESOLUTION AMENDING BUDGET – WATER TREATMENT PLANT

BY: ALDERMAN LEGGIERO

RESOLVED, the Controller is authorized to amend the 2014-2015 budget for receipt of insurance recovery for skylight replacement as follows:

INCREASE REVENUE:

F-2680	Insurance Recovery	\$4,375.00
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INCREASE EXPENSE:

F- 8330-4000	Bldg Repair	\$4,375.00
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		
Alderwoman Beekman		
Alderman Barone		
Alderwoman Hatzenbuhler		
Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-102

RESOLUTION APPROVING AMSTERDAM HOUSING AUTHORITY 2015 BUDGET

BY: ALDERWOMAN BEEKMAN

WHEREAS, as New York State Public Housing Law, Article 3, Section 32, provides that the Amsterdam Housing Authority is authorized to employ, “subject to the provisions of the civil service law applicable to the municipality in which it is established, a general manager, a secretary, technical experts and such other officers, agents and employees as it may require, and determine their qualifications, duties and, subject to the approval of the local legislative body, fix their compensation,” and

WHEREAS, the Board of Commissioners of the Amsterdam Housing Authority at its regular meeting on November 5, 2014, approved the AHA staff salaries for 2015, and

WHEREAS, the administrative and maintenance salaries for 2015, equal \$610,641.70 which will not be a charge on the City of Amsterdam,

RESOLVED, that the City of Amsterdam New York Common Council does hereby approve the resolution of the Amsterdam Housing Authority fixing the compensation of it various officers and employees for the year 2015.

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-103

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

RESOLVED, the Controller is authorized to amend the 2014-2015 budget to cover cost above budgeted amount of new dump truck as follows:

DECREASE EXPENSE:

A-5110-2011	Used Vehicle	\$4,500 (BAL. \$1,500)
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INCREASE EXPENSE:

A-5110-2018	Maintenance – dump truck	\$4,500
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderwoman Beekman		

Alderman Barone		

Alderwoman Hatzenbuhler		

Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-104

RESOLUTION AMENDING BUDGET – ENGINEERING

BY: ALDERMAN LEGGIERO

RESOLVED, the Controller is authorized to amend the 2014-2015 budget to hire outside counsel for large size solar system as follows:

DECREASE EXPENSE:

A-5120-4036	Engineering Serv.	\$2,000 (BAL. \$2,000)
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INCREASE EXPENSE:

A-5110-4000	Contractual	\$2,000.00
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay

Alderman Russo		

Alderwoman Beekman		

Alderman Barone		

Alderwoman Hatzenbuhler		

Alderman Leggiero		

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014**

RESOLUTION #14/15-107

RESOLUTION APPOINTING MEMBERS TO AIDA BOARD

BY: ALDERMAN BARONE

WHEREAS, there are two vacancies on the AIDA as a result of resignations,

RESOLVED, the following are hereby appointed to the AIDA Board effective immediately:

COMMON COUNCIL
City of Amsterdam, NY

	<u>Aye</u>	<u>Nay</u>
<u>Alderman Russo</u>		
<u>Alderman Beekman</u>		
<u>Alderman Barone</u>		
<u>Alderman Hatzenbuhler</u>		
<u>Alderman Leggiero</u>		

ANN M. THANE, MAYOR

DATED: _____, 2014

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 18, 2014

RESOLUTION #14/15-108

RESOLUTION AUTHORIZING DISCLOSURE REPORT TO THE SECURITIES AND
EXCHANGE COMMISSION

BY: MAYOR THANE

WHEREAS, language to be provided by bond counsel,

RESOLVED,:

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

DATED: _____, 2014

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
NOVEMBER 5, 2014**

ORDINANCE 2014-M

AN ORDINANCE REVISING CITY CODE Chapter 228-43 STOP INTERSECTIONS

BY: ALDERMAN LEGGIERO

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

ORDAIN AND ENACT as follows:

Chapter §228-43 Schedule XI “Stop Intersections” of the code of the City of Amsterdam is hereby amended as indicated below: (items struck through are deleted, underlined items are added)

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>Location</u>
Florida	West	intersection with Broadway

This Ordinance shall take effect pursuant to Section C33 of the Charter.

COMMON COUNCIL
City of Amsterdam, NY

	<u>Aye</u>	<u>Nay</u>
<u>Alderman Russo</u>		
<u>Alderman Beekman</u>		
<u>Alderman Barone</u>		
<u>Alderman Hatzenbuhler</u>		
<u>Alderman Leggiero</u>		

ANN M. THANE, MAYOR

Dated: _____, 2014

CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
NOVEMBER 5, 2014

ORDINANCE 2014-N

AN ORDINANCE REVISING CITY CODE CHAPTER 217-9 TAXI

BY: ALDERMAN LEGGIERO

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

ORDAIN AND ENACT as follows:

Chapter §217 of the code of the City of Amsterdam is hereby amended as indicated below: (items struck through are deleted, underlined items are added)

§217-2 Application.

Taxicab permits and taxicab drivers' permits shall be issued by the City Clerk upon receipt of the permit fee as provided by this chapter, upon written application on a form approved by the ~~Common Council~~ Chief of Police. The application shall have attached to it two copies of a recent photograph of the head and shoulders and fingerprints of the applicant. Each applicant for a taxicab permit or a taxicab driver's permit shall have attached to the application a certification by the Police Chief of the City of Amsterdam that the applicant has not been convicted of one alcohol- or drug-related offense in the past five years or two alcohol- or drug-related offenses in the past ten years. The look-back period of five and ten years begins on the date of application. The Chief of Police shall review the criminal history of all applicants and determine if the applicant's criminal history indicates that they may pose a risk to the public. The Chief of Police shall notify the City Clerk of this review and the Clerk shall not issue a permit to any individual determined by the Chief of Police to pose a risk to the public.

§217-9 Revocation and suspension.

- A. Any taxicab driver's permit shall be immediately suspended for a period of 60 days if a driver has had convictions for two moving violations within a twelve-month period.
- B. If a taxicab driver is convicted of more than two moving violations within any eighteen-month period, the Chief of Police may revoke a taxicab driver's permit or impose ~~an additional~~ a suspension of up to six months.
- C. A taxicab driver's permit ~~shall~~ may be ~~permanently~~ revoked upon the conviction of the driver of a felony ~~or~~ and shall be revoked upon the conviction of driving while intoxicated or driving while ability is impaired. The Chief of Police will review all situations in which drivers have felony convictions and shall permanently revoke the permit if the conviction shows that the taxi cab driver would pose a risk to the public.
- D. The Chief of Police may revoke a taxicab permit or a taxicab driver's permit or suspend same for a period of 60 days if the person operating pursuant to the permit is guilty of violating the provisions of this chapter.
- E. No taxicab driver's permit or taxicab permit shall be suspended or revoked pursuant to Subsection ~~B~~ or ~~D~~ hereof, except upon a hearing before the ~~Common Council~~ Chief of Police at which the permit holder may be represented by counsel. The permit holder shall be given at least 10 days' notice of the hearing.

This Ordinance shall take effect pursuant to Section 33 of the Charter of the City of Amsterdam.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Beekman		
Alderman Barone		
Alderman Hatzebuhler		
Alderman Leggiero		

ANN M. THANE, MAYOR

Dated: _____, 2014