

**COMMON COUNCIL MEETING
OCTOBER 6, 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: #15/16-57
- X. New Business:
 - (a) Resolutions
 - (b) Ordinances:
 - (c) Local Laws: 2015-I
 - (d) Introduction of Ordinances:
 - (e) Introduction of Local Laws:
 - (f) Committee Reports
 - (g) Scheduling of Committee Meetings
 - (h) Other
- XI. Executive Session
AFD Mediated Negotiations
- XII: Adjournment

6:30 p.m. COW – discussion on agenda items

RESOLUTIONS

Old Business

57. RESOLUTION APPROVING RFP – AUDITING SERVICES **RUSSO**

New Business

74. RESOLUTION ADOPTING MINUTES **BEEKMAN**
75. RESOLUTION APPROVING AUDIT **HATZENBUHLER**
76. RESOLUTION AMENDING BUDGET – POLICE **RUSSO**
77. RESOLUTION AUTHORIZING BID – WATER STREET **LEGGIERO**
78. RESOLUTION AUTHORIZING BID – GRIEME AVENUE **LEGGIERO**
79. RESOLUTION AUTHORIZING BID – DEMOLITION **LEGGIERO**
80. RESOLUTION OVERRIDING VETO #15/216-72 **BARONE**
81. RESOLUTION OVERRIDING VETO \$15/16-73 **BARONE**
82. RESOLUTION AMENDING BUDGET – RECREATION **MAYOR**
83. RESOLUTION AUTHORIZING AGREEMENT – CCA SOLAR **LEGGIERO**
84. RESOLUTION APPROVING MOA – UPSEU **RUSSO**
85. RESOLUTION AMENDING BUDGET – ENGINEERING/DPW **LEGIERO**

Ordinances

Local Laws

**2015-I LOCAL LAW ESTABLISHING CHAPTER 93 – BUILDINGS VACANT
AND AT RISK** **MAYOR**

**CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING'
SEPTEMBER 1, 2015**

RESOLUTION #15/16-57

RESOLUTION AUTHORIZING RFP – AUDITING SERVICES

BY: ALDERMAN RUSSO

RESOLVED, the City Clerk is authorized to advertise for proposals from interested parties for auditing services for the City of Amsterdam in accordance with the attached request for proposals.

MOTION TO TABLE by Alderwoman Hatzenbuhler passed with aye. (9/1/5)

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
OCTOBER 6, 2015

RESOLUTION #15/16-74

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERWOMAN BEEKMAN

RESOLVED, that the minutes of the Common Council meeting of September 15, 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
OCTOBER 6, 2015**

RESOLUTION #15/16-75

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
OCTOBER 6, 2015**

RESOLUTION #15/16-76

RESOLUTION AMENDING BUDGET - POLICE

BY: ALDERMAN RUSSO

RESOLVED, the Controller is authorized to amend the 2015-2016 budget for receipt of insurance recovery money as follows:

INCREASE REVENUE:

A-2680 Insurance Recovery \$1,454.33

INCREASE EXPENSE:

A-3120-4021 Equipment Repair \$1,454.33

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
OCTOBER 6, 2015**

RESOLUTION #15/16-77

**RESOLUTION AUTHORIZING BIDS – WATER STREET RECONSTRUCTION-
DESIGN ENGINEERING**

BY: ALDERMAN LEGGIERO

RESOLVED, the Engineer is authorized to draft a Request for Proposals (RFP) and the City Clerk is authorized to advertise for proposals for Water Street Reconstruction Design Engineering services (funds authorized from H-8320-2110..2016).

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
OCTOBER 6, 2015**

RESOLUTION #15/16-78

RESOLUTION AUTHORIZING BIDS – GRIEME AVENUE STORM WATER IMPROVEMENTS

BY: ALDERMAN LEGGIERO

RESOLVED, the Engineer is authorized to draw specifications and the City Clerk authorized to advertise for bids pursuant General Municipal Law Sec. 103 and City Code sec. 47-4 for Grieme Avenue Storm Water Improvements (funds authorized from H-8120-4183 and H-8745-2200..2016)

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
OCTOBER 6, 2015**

RESOLUTION #15/16-79

RESOLUTION AUTHORIZING BIDS – DEMOLITION

BY: ALDERMAN LEGGIERO

RESOLVED, the Engineer is authorized to draw specifications and the City Clerk authorized to advertise for bids pursuant General Municipal Law Sec. 103 and City Code sec. 47-4 for demolition of the properties on the attached list.

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

Engineering Department

841-4331

61 Church Street, Amsterdam, NY 12010

September 24, 2015

Inspections – (518) 841-4319
Plumbing Inspector – (518) 841-4330
Fax – (518) 841-4310

To: Mayor and City Council
From: Richard C. Miller – City Engineer *RCM*
Re: List of Buildings Scheduled for Demolition

The following list of buildings that are scheduled for demolition:

42-48 Forbes Street
5-7 Vedder Street
33 John Street
38 John Street
45 Milton Street
76 Grove Street
92 Grove Street
99 Grove Street
24 James Street
81 Mechanic Street
46 Union Street

The following list of buildings that are scheduled for demolition by the Land Reutilization Corporation:

98 Division Street
155-157 Division Street
73 Forbes Street
78 Forbes Street
230 Grand Street
36 John Street

Please contact me if you have any questions or comments.

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
OCTOBER 6, 2015**

RESOLUTION #15/16-80

RESOLUTION OVERRIDING MAYORS VETO OF RESOLUTION #15/16-72

BY: ALDERMAN BARONE

RESOLVED, the Common Council hereby overrides the Mayor's veto of Resolution \$15/16-72 as per attached.

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

DATED: _____, 2015

VETO MESSAGE

DATE: September 22, 2015
TO: City Clerk Susan Alibozek
Common Council
All Local Media
FROM: Mayor Ann M. Thane
RE: Veto of Resolution #15/16-72

This resolution states that businesses are being negatively impacted because of the partial closure of Main Street on Saturday mornings for the Farmers' Market. This is an anecdotal accounting that has no empirical evidence provided.

The resolution requests that the Police Chief not allow the closure of Main Street. Direction of staff is an executive function. I will not direct the Chief to disallow this partial closure. The practice of closing off a street to entice new pedestrian traffic is successful in Troy and Schenectady, and elsewhere around the state. The Farmers' Market is welcome to continue until its planned conclusion in October.



Ann M. Thane Mayor

CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
SEPTEMBER 15, 2015

RESOLUTION #15/16-72(consent)

RESOLUTION REQUESTING REOPENING OF MAIN STREET

BY: ALDERWOMAN HATZENBUHLER

WHEREAS, businesses are being negatively impacted by the partial closure of Main Street on Saturday mornings by the Farmer's Market,

RESOLVED, the City of Amsterdam Common Council hereby requests that the Police Chief not allow closure of Main Street on Saturday mornings for the farmers market due to the negative impact on local businesses effective September 27, 2015.

RESOLUTION ADOPTED UNANIMOUSLY.

VETO

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

DATED: _____, 2015

This is to certify that I, Susan Alibozek, City Clerk of the City of Amsterdam, County of Montgomery, State of New York, that the above is the original Resolution, passed by the City of Amsterdam Common Council on September 15, 2015 a majority of all members elected to the Council voting in favor

I have set my hand and the official seal of the City of Amsterdam this 16th day of September, 2015.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 9/23/15

Received by: 

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
OCTOBER 6, 2015**

RESOLUTION #15/16-81

RESOLUTION OVERRIDING MAYORS VETO OF RESOLUTION #15/16-73

BY: ALDERMAN BARONE

RESOLVED, the Common Council hereby overrides the Mayor's veto of Resolution \$15/16-73 as per attached.

COMMON COUNCIL
City of Amsterdam, NY

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

ANN M. THANE, MAYOR

DATED: _____, 2015

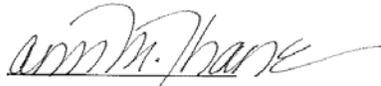
VETO MESSAGE

DATE: September 22, 2015
TO: City Clerk Susan Alibozek
Common Council
All Local Media
FROM: Mayor Ann M. Thane
RE: Veto of Resolution #15/16-73

This resolution attempts to modify the recently approved operating budget without a recommendation by the mayor as required by Charter section 122. This section reads:

The Common Council, on recommendation of the Mayor, may authorize the Controller to transfer part or all of any unencumbered appropriation balance to another appropriation budget line; the transfer may be between or within any department or agency provided that no funds may be transferred in violation of any restrictions on use contained in this charter or any other applicable law.

As I have not recommended this modification, a resolution approving a modification is not effective to modify a duly adopted budget without my recommendation. I point this out because an override of this veto will not cause this transfer to comply with the City Charter.



Ann M. Thane Mayor

CITY OF AMSTERDAM, NEW YORK
COMMON COUNCIL MEETING
SEPTEMBER 15, 2015

RESOLUTION #15/16-73(consent)

RESOLUTION AMENDING BUDGET - CODES

BY: ALDERWOMAN HATZENBUHLER

WHEREAS, funds were appropriated in the 2015-2016 budget for hiring of an additional code enforcement officer, and

WHEREAS, it has been recommended that filling of this position postponed until January 2016,

RESOLVED, the Controller is authorized to amend the 2015-2016 budget as follows:

DECREASE EXPENSE:

A-3620-1000	Personnel	\$11,141
F-8310-1000.17	Personnel	\$11,141
G-8310-1020.17	Personnel	\$11,141
CL8160-1021.17	Personnel	\$11,141

INCREASE EXPENSE:

A-3620-4036	Contingency	\$11,141
F-8310-4036	Contingency	\$11,141
G-8310-4036	Contingency	\$11,141
CL8160-4036	Contingency	\$11,141

RESOLUTION ADOPTED UNANIMOUSLY.

COMMON COUNCIL
City of Amsterdam, NY

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

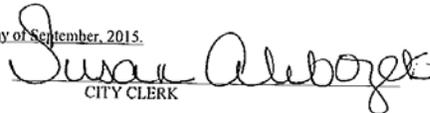
VETO

ANN M. THANE, MAYOR

DATED: _____, 2015

This is to certify that I, Susan Alibozek, City Clerk of the City of Amsterdam, County of Montgomery, State of New York, that the above is the original Resolution, passed by the City of Amsterdam Common Council on September 15, 2015 a majority of all members elected to the Council voting in favor

I have set my hand and the official seal of the City of Amsterdam this 16th day of September, 2015.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 9/23/15

Received by: 

**CITY OF AMSTERDAM
COMMON COUNCIL
OCTOBER 6, 2015**

RESOLUTION 15/16-82

RESOLUTION AMENDING BUDGET - RECREATION

BY: MAYOR THANE

RESOLVED, the Controller is authorized to amend the 2015-2016 budget for receipt of monies from the Farmers Market to pay advertising expenses as follows:

INCREASE REVENUE:

A-2770	Unclass. Revenue	\$472
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INCREASE EXPENSE

A-8020-4000	Contractual	\$472
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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 Hatzenbuehler</u>		
<u>Alderman Leggiero</u>		

ANN M. THANE, MAYOR

DATED: _____, 2015

**CITY OF AMSTERDAM
COMMON COUNCIL
OCTOBER 6, 2015**

RESOLUTION #15/16-83

RESOLUTION AUTHORIZING SUB LEASE AGREEMENT CCA SOLAR, LLC

BY: ALDERMAN LEGGIERO

RESOLVED, the Mayor is authorized to sign a commercial ground sub lease with CCA Solar, LLC for construction of solar projects on two projects located off route 67 in the Town of Amsterdam.

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
COMMON COUNCIL
OCTOBER 6, 2015**

RESOLUTION #15/16-84

RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT – UPSEU

BY: ALDERMAN RUSSO

RESOLVED, the Memorandum of Agreement dated July 9, 2015 for the United Public Service Employees Union (UPSEU) is hereby approved.

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
COMMON COUNCIL
OCTOBER 6, 2015**

RESOLUTION #15/16-85

RESOLUTION AMENDING BUDGET – ENGINEERING/DPW

BY: ALDERMAN LEGGIERO

RESOLVED, the Controller is authorized to amend the 23015-2016 budget for receipt of insurance monies for pole damaged in the MVA as follows:

INCREASE REVENUE:

A-2680.21	Ins. Recovery	\$ 56.13
F-2680	Ins. Recovery	\$219.06
G-2680	Ins. Recovery	\$229.25

INCREASE EXPENSE:

A-5110-1001	Overtime	\$ 56.13
F-8340-1001	Overtime	\$158.36
F-8340-4070	Vehicle Repair	\$ 35.40
F-8340-2012	Equip/Supplies	\$ 25.00
F-8340-4000	Contractual	\$.30
G-8130-1001	Overtime	\$180.91
G-8130-4070	Vehicle Repair	\$ 23.04
G-8130-2012	Equip/Supplies	\$ 25.00
G-8130-4000	Contractual	\$.30

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 Hatzenbuehler</u>		
<u>Alderman Leggiero</u>		

ANN M. THANE, MAYOR

DATED: _____, 2015