

**CITY OF AMSTERDAM, NEW YORK  
COMMON COUNCIL MEETING  
OCTOBER 4, 2011  
7:30 p.m.**

**ORDER OF BUSINESS**

- I. Call to Order
- II. Salute to the Flag
- III. Roll Call
- IV. Moment of Silence
- V. Adoption of Agenda
- VI. Proclamations
- VII. Public Participation
- VIII. Communications
  - Department Head Presentation:**
    - Richard Miller, Engineering
    - Jim Derrick, Golf Course
- IX. Old Business: Tabled Resolutions Nos. 49
- X. New Business:
  - (a) Resolutions
  - (b) Ordinances:
  - (c) Local Laws:
  - (d) Introduction of Ordinances
  - (e) Introduction of Local Laws:
  - (f) Committee Reports
  - (g) Other:
- XI. Adjournment

**6:30 PM Committee of the Whole**

## RESOLUTIONS

- |  |                     |
|--|---------------------|
| <b>. 55. RESOLUTION ADOPTING MINUTES</b>                     | <b>WILLS</b>        |
| <b>56. RESOLUTION APPROVING AUDIT</b>                        | <b>WILLS</b>        |
| <b>57 RESOLUTION AMENDING BUDGET – ENGINEERING</b>           | <b>LEGGIERO</b>     |
| <b>58. RESOLUTION AUTHORIZING CONTRACT – DATA PROCESSING</b> | <b>PIERCE</b>       |
| <b>59. RESOLUTION APPROVING CONTRACT WITH PBA</b>            | <b>ISABEL/WILLS</b> |
| <b>60. RESOLUTION TRANSFERRING FUNDS – LEGISLATIVE</b>       | <b>WILLS</b>        |
| <b>61. RESOLUTION AMENDING BUDGET – ENGINEERING</b>          | <b>LEGGIERO</b>     |
| <b>62. RESOLUTION APPROVING RIVERLINK CONTRACT</b>           | <b>MAYOR THANE</b>  |

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
SEPTEMBER 20, 2011**

**RESOLUTION #11/12-49**

**RESOLUTION AUTHORIZING SNOW AND ICE CONTROL – STATE OF NY**

**BY: MAYOR THANE**

**WHEREAS**, the New York State Department of Transportation proposes the Rte 5 & 30 Traffic Reconfiguration and Signal Improvement Project in the City of Amsterdam (PIN#2805.02) within Montgomery County, and

**WHEREAS**, the State will be unable to do snow and ice control on the above mentioned section of highway with their equipment and the City of Amsterdam agrees to clear State Highway 30 southbound lane only from Route 5 west to East Main Street from snow and ice, and

**WHEREAS**, the City shall sand and salt where dangerous driving conditions exists with abrasives and chemicals furnished by the City of Amsterdam and shall be on hand at all times to the extent necessary for immediate protection against any ice conditions that may occur, and

**WHEREAS**, this agreement shall be for a period of five (5) years and any modification shall be made upon mutual consent of both parties reduced to writing and signed by both parties,

**RESOLVED**, the Mayor is hereby authorized to sign any and all documents that may be become necessary to implement the agreement set forth above.

**MOTION TO TABLE** by Alderman Wills passed with Aye. (9/20/11)

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
Alderman Isabel		
Alderwoman Pierce		
Alderwoman DeRossi		
Alderman Wills		
Alderman Leggiero		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-55**

**RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING**

**BY: ALDERMAN WILLS**

**RESOLVED**, that the minutes of the Common Council meeting of September 20, 2011, prepared by the Amsterdam City Clerk, are hereby adopted and,

**FURTHER RESOLVED**, that any changes made by a Council Member to their own remarks, and submitted within two (2) weeks of the passage of this Resolution, shall be incorporated in the minutes of the meeting.

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
_____		
Alderman Isabel		
_____		
Alderwoman Pierce		
_____		
Alderwoman DeRossi		
_____		
Alderman Wills		
_____		
Alderman Leggiero		

\_\_\_\_\_  
ANN M. THANE, MAYOR

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-56**

**RESOLUTION APPROVING AUDIT**

**BY: ALDERMAN WILLS**

**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 Pierce		
Alderwoman DeRossi		
Alderman Wills		
Alderman Leggiero		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-57**

**RESOLUTION AMENDING BUDGET – ENGINEERING**

**BY: ALDERMAN LEGGIERO**

**WHEREAS**, insurance monies have been received for a motor vehicle accident resulting in damage to a fire hydrant,

**RESOLVED**, the Controller is authorized to amend the budget as follows:

**INCREASE REVENUE**

A-2680	Insurance Recoveries	\$759.93
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**INCREASE EXPENSES**

A-22-5110-1001	Overtime	\$380.45
A-22-5110-4042	Replacement Parts	\$198.00
A-22-5110-4070	Vehicle Repair	\$181.48

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
_____		
_____ Alderman Isabel		
_____ Alderwoman Pierce		
_____ Alderwoman DeRossi		
_____ Alderman Wills		
_____ Alderman Leggiero		
_____ Controller		
_____ Mayor Thane		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-58**

**RESOLUTION AUTHORIZING CONTRACT WITH MONTGOMERY COUNTY DATA PROCESSING DEPARTMENT**

**BY: ALDERWOMAN PIERCE**

**WHEREAS**, the Controller recommends that the City of Amsterdam contract with the Montgomery County for certain data processing services,

**WHEREAS**, the annual cost of this contract is estimated at \$23,667.20,

**RESOLVED**, the Mayor is authorized to sign the attached Agreement for Services with Montgomery County.

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
Alderman Isabel		
Alderwoman Pierce		
Alderwoman DeRossi		
Alderman Wills		
Alderman Leggiero		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011



Data Processing  
CONTRACT city-amst

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-59**

**RESOLUTION AUTHORIZING COLLECTIVE BARGAINING AGREEMENT  
BETWEEN CITY OF AMSTERDAM AND AMSTERDAM PBA**

**BY: ALDERMEN ISABEL AND WILLS**

**WHEREAS**, a memorandum of agreement has been negotiated between the City of Amsterdam and the Amsterdam Police Benevolent Association subject to approval by both the legislative body and the members of the PBA,

**RESOLVED**, the Mayor is authorized to sign a contract between the City of Amsterdam and the Amsterdam Police Benevolent Association containing the provisions of the previous collective bargaining agreement as modified by the memorandum of agreement dated August 18, 2011.

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
_____		
Alderman Isabel		
_____		
Alderwoman Pierce		
_____		
Alderwoman DeRossi		
_____		
Alderman Wills		
_____		
Alderman Leggiero		
_____		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-60**

**RESOLUTION TRANSFERRING FUNDS – LEGISLATIVE**

**BY: ALDERMAN WILLS**

**WHEREAS**, funds were designated in the 2011-2012 budget for codification of the City's Code books, and

**WHEREAS**, expenses for codification exceed what has been budgeted,

**RESOLVED**, the Controller is authorized to transfer funds as follows:

**FROM:**

**Heather to provide this information**

**TO:**

A-1010-4104	Codification	\$1,507.01
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COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
_____ Alderman Isabel		
_____ Alderwoman Pierce		
_____ Alderwoman DeRossi		
_____ Alderman Wills		
_____ Alderman Leggiero		
_____ Controller		
_____ Mayor Thane		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-61**

**RESOLUTION AMENDING BUDGET - ENGINEERING**

**BY: ALDERMAN LEGGIERO**

**WHEREAS**, funds were received from Beechnut for Sewer improvements on the City's southside

**RESOLVED**, the Controller is authorized to amend the budget as follows:

**INCREASE REVENUE:**

G-599	Fund Balance	\$9,600.00
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**INCREASE EXPENSES:**

G-43-8130-4000	Contractual	\$9,600.00
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COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
_____		
Alderman Isabel		
_____		
Alderman Pierce		
_____		
Alderman DeRossi		
_____		
Alderman Wills		
_____		
Alderman Leggiero		
_____		
Controller		
_____		
Mayor Thane		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011

**CITY OF AMSTERDAM, NY  
COMMON COUNCIL  
OCTOBER 4, 2011**

**RESOLUTION #11/12-62**

**RESOLUTION AUTHORIZING RIVERLINK PARK CONCESSIONAIRE CONTRACT**

**BY: MAYOR THANE**

**WHEREAS**, the operation of the Riverlink Park Concession has met or exceeded expectations and it is desirable to continue this business relationship,

**RESOLVED**, the Mayor is authorized to sign the attached concessionaire contract between the City of Amsterdam and Bob Kirkham and Rena Gallup.

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
Alderman Isabel		
Alderwoman Pierce		
Alderwoman DeRossi		
Alderman Wills		
Alderman Leggiero		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011



Amsterdam River  
Link Concession Lease

**CITY OF AMSTERDAM, NY  
CITY OF AMSTERDAM, NEW YORK  
COMMON COUNCIL MEETING  
SEPTEMBER 20, 2011**

**LOCAL LAW NO. 6 OF 2011 (for introductory purposes)**

**A LOCAL LAW ESTABLISHING WAIVER OF USER FEES FOR CERTAIN FLOOD DAMAGED PROPERTIES**

**BY: FULL COUNCIL**

**BE IT ENACTED**, by the Common Council of the City of Amsterdam, New York, as follows:

**SECTION 1. PURPOSE.** The general purpose of this Local law is to waive user fees for the balance of the 2011-2012 tax period for properties damaged by flooding caused by Hurricane Irene and related flood events.

**SECTION 2. JUSTIFICATION:** This local law is intended to ease the economic impact of flooding on residents and business and thereby facilitate rehabilitation of structures.

**SECTION 3. CODIFICATION:** *This law shall be not be codified in the city code book as it has a limited time of applicability.*

**SECTION 4. WAIVER OF USER FEES**

- A. Applicability – this local law is applicable to all improved commercial and residential properties located in areas of the City of Amsterdam that were flooded by the overflow of the Mohawk River and its tributaries associated with Hurricane Irene during August of 2011, and where the level of such flooding was higher than the first floor, at or above grade level, of the associated structure.
- B. Waiver – all water, sewer and garbage user fees associated with a flood damaged structure, as defined above, are hereby waived for the second, third and fourth quarters of the 2011-2012 fiscal year.

**SECTION 5. SAVING CLAUSE:**

If any court of competent jurisdiction shall adjudge any clause, sentence or paragraph of this local law to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder of the local law, which shall as to such remainder remain in effect.

**SECTION 6. EFFECTIVE DATE:**

This local law is effective when filed with the Secretary of State.

COMMON COUNCIL  
City of Amsterdam, NY

	Aye	Nay
Alderman Isabel		
Alderwoman Pierce		
Alderwoman DeRossi		
Alderman Wills		
Alderman Leggiero		

\_\_\_\_\_  
ANN M. THANE, MAYOR

Dated: \_\_\_\_\_, 2011