

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
OCTOBER 18, 2016**

RESOLUTION #16/17-71

RESOLUTION AMENDING BUDGET - CODES

BY: ALDERMAN MAJEWSKI

RESOLVED, the Controller is authorized to amend the 2016-2017 budget to cover difference in salary for code enforcement officer from grade 14 to grade 16 as follows:

DECREASE EXPENSE:

| | | |
|--------------|-------------|---------------------------|
| A-1990-4036 | Contingency | \$750 (bal. \$100,607.04) |
| G-8110-4036 | Contingency | \$750 (bal. \$86,970.00) |
| F-1990-4036 | Contingency | \$750 (bal. \$81,820.00) |
| CL-8160-4036 | Contingency | \$750 (bal. \$10,560.00) |

INCREASE EXPENSE:

| | | |
|-----------------|-----------|-------|
| A-3620-1000 | Personnel | \$750 |
| G-8130-1020.17 | Personnel | \$750 |
| F-8310-1000.17 | Personnel | \$750 |
| CL-8160-1021.17 | Personnel | \$750 |

MOTION TO TABLE by Alderman Majewski passed with Aye. Alderman Russo voted nay. (10/18/16)

RESOLUTION DIED ON THE TABLE.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-84

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

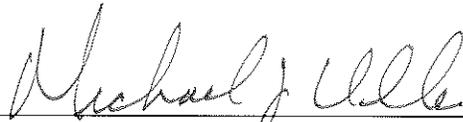
BY: ALDERMAN RUSSO

RESOLVED, the minutes of the Common Council Regular Meeting of October 18, 2016 are hereby adopted.

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |



MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.



CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: SA

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-85

RESOLUTION APPOINTING BOARD OF ASSESSMENT REVIEW MEMBERS

BY: MAYOR VILLA

RESOLVED, pursuant to Real Property Tax Law section 523, the following persons are hereby appointed as members of the Board of Assessment Review for the balance of the five year period:

Marie Gavry, 168 Locust Avenue
Doug Landon
Jackie Marciniak, 375 Guy Park Avenue

Term Expires
September 30, 2019
September 30, 2020
September 30, 2021

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |



MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.



CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: SA

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016**

RESOLUTION #16/17-86

RESOLUTION ESTABLISHING MAST TRANSPORTATION TRUST FUND

BY: MAYOR VILLA

WHEREAS, State Finance Law §89-c establishes the Dedicated Mass Transportation Trust Fund ("DMTTF") to be administered by NYSDOT, with moneys appropriated thereto to be utilized for the reconstruction, replacement, purchase, modernization, improvement, reconditioning, preservation and maintenance of mass transit facilities, vehicles and rolling stock; and

WHEREAS, pursuant to appropriation or re-appropriation to the DMTTF, the State Legislature authorized certain funding programs for the costs of mass transportation capital projects and facilities undertaken by municipalities and mass transit systems; and

WHEREAS, Grantee's Project qualifies for funding pursuant to such appropriations and re-appropriations, the programmatic criteria and guidelines therefore, and has been approved by the Commissioner of Transportation for funding in a program of mass transportation capital projects as more specifically described in Schedule(s) A annexed to or supplementing this Agreement, and

WHEREAS, pursuant to Highway Law §80(1) NYSDOT may, in accordance with State appropriations therefore, use federal aid for the purchase of buses or any other passenger equipment, the construction of exclusive or preferential bus passenger loading areas and facilities (including shelters) and for any mass transit purpose as is allowed by federal law respecting such funds; and

WHEREAS, the State has appropriated or reappropriated federal aid monies for the Project

WHEREAS, Article 22 of the Transportation Law authorizes the NYSDOT Commissioner to implement the Rebuild and Renew New York Transportation Bond Act of 2005 which funds the Transit Clean Fuel Vehicle Initiative; and

WHEREAS, pursuant to appropriation or reappropriation from the Rebuild and Renew New York Transportation Bond Act of 2005, the legislature authorized certain funding programs for the costs of mass transportation capital projects and facilities undertaken by municipalities and mass transit systems; and

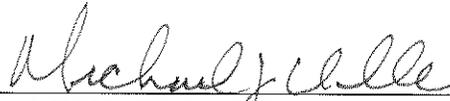
WHEREAS, the Sponsor attests that the Project has a useful service life of 10 years;

RESOLVED, in consideration of the mutual covenants herein set forth, the parties hereto agree as follows: Schedule A of the aforementioned Mass Transportation Capital Project Grant Agreement is hereby amended to include, in addition: the funding and those projects contained in Schedule "A" attached to and made part of this supplemental Grant Agreement; and Appendix 2-S – Iran Divestment Act attached to and made part of this supplemental Grant Agreement; Except as amended herein the Mass Transit Capital Project Grant Agreement, Contract No. C003826 between the parties hereto shall remain in full force and effect.

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

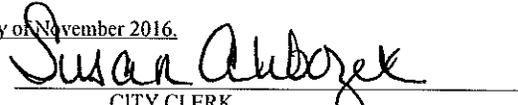
| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |


MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: 

PROJECT AGREEMENT SCHEDULE A Dated

PROJECT DESCRIPTION, FUNDING AND DEVELOPMENT SCHEDULE

Contractor/Grantee:

City of Amsterdam

Comptroller's Contract #: **C003826** Contract period: **10/22/2008 to 10/21/2018**

AGREEMENT PURPOSE: Main Agreement Supplemental Schedule **3** Administrative Correction

GENERAL PROJECT DESCRIPTION

Section 5311 Capital - 2008

PROJECT LOCATION/JURISDICTION or SERVICE AREA

City of Amsterdam, Montgomery County

| PIN | Project | Award ID: | Rev: | Estimated Project Cost | Federal Share | Admin/ Direct - ** | *State Share | Local Share | Source State Approp | Project End Date | Useful Life |
|------------------|--|---------------|------|------------------------|---------------|--------------------|--------------|--------------|---------------------|------------------|-------------|
| 2794.30.305 | 2013-14 Purchase Surveillance/Security equipment | NY-18-X033-00 | 2 | \$35,000 | \$28,000 | Admin 80 % | \$3,500 10 % | \$3,500 10 % | Omnibus | | |
| Agreement Total: | | | | \$35,000 | \$28,000 | | \$3,500 | \$3,500 | | | |

* With NYS DOT concurrence, the state shares may be interchanged among PINs within the Schedule and total State share

** If DOT-PAY is listed under the Admin/Direct column, then the Federal Dollars for that row is not included in the Federal Share of the Agreement.

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-87

RESOLUTION AMENDING BUDGET - TRANSPORTATION

BY: ALDERMAN RUSSO

WHEREAS, the City of Amsterdam has been approved for a capital project for security/surveillance equipment installed on city buses, to be paid for 80% with Federal funds, 10% with New York State Funds and 10% to be paid by the City of Amsterdam,

RESOLVED, the Controller is authorized to amend the 2016-2017 budget as follows:

INCREASE REVENUE:

CT-3589 NYS AID Bus Reimb. \$31,500

DECREASE EXPENSE:

CT-5630-4036 Contingency \$2,932 (bal. \$22,660.00)

INCREASE EXPENSE:

CT-5630-4000 Contractual \$34,432.00

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

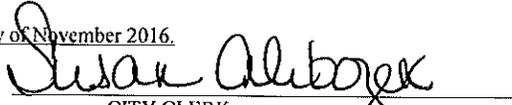
| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |


MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: 

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-89

RESOLUTION AWARDING BID – OVERHEAD DOORS AT PUBLIC SAFETY BLDG.

BY: ALDERMAN MAJEWSKI

RESOLVED, Overhead Door Co. is hereby awarded bid for replacement of doors and operators at the Public Safety Building in the amount of \$70,103 to be paid from H-3197.2500..201608 and H-3497.2100..2016.11

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |


MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: 

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-90

RESOLUTION APPROVING AUDIT

BY: ALDERMAN RUSSO

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.

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |


MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: SA

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-91(consent)

RESOLUTION AUTHORIZING ASSESSOR TO CLASSIFY PROPERTIES WHOLLY
TAX EXEMPT

BY: MAYOR VILLA

RESOLVED, the Assessor is hereby directed to assess the following as wholly tax
exempt for the tax years 2015-2016; 2016-2017; and 2017-201, and

FURTHER RESOLVED, authorization will dispose of litigation 2015-269 Guang Huan
Mi Zong Inc. against Calvin Cline, etal.

248 E Main Street (SBL # 56.45-4-16)
6-8 Kline Street (SBL # 56.53-2-29)
31 Storrie Street (SBL # 39.83-3-14
228 E Main Street (SBL # 56.45-4-66)

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |


MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.


CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: 

CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016

RESOLUTION #16/17-92(consent)

RESOLUTION AUTHORIZING SALE OF AUCTION PROPERTIES

BY: MAYOR VILLA

WHEREAS, properties were taken by the City of Amsterdam in foreclosure, and

WHEREAS, auction of said properties was held on October 20, 2016,

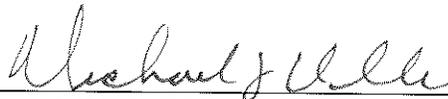
RESOLVED, properties are awarded for sale of said properties per the attached report by Absolute Auctions & Realty Inc.

MOTION TO AMEND by Alderman Ochal, to remove the following properties from sale: 6A, 53, 124, 125, 158, 180, 9, 11, 27, 37, 45, 61, 68, 86, 87, 95, 105, 108, 131, 176, 200, 230, 252, 256, 257, 77, 90, 243, 233, 232, passed with Aye. Alderman Russo was absent.

RESOLUTION ADOPTED. Alderman Russo was absent.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |



MICHAEL J. VILLA, MAYOR

DATED: 11/3, 2016

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 November 1, 2016 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 2nd day of November 2016.



CITY CLERK

CITY SEAL

Received & Filed in the Office of the City Clerk: 11/3/16

Received by: SA

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
NOVEMBER 1, 2016**

ORDINANCE 2016-K (for introduction)

ORDINANCE AMENDING CHAPTER 228-17 PARKING PROHIBITED AT ALL TIMES

BY: ALDERMAN MAJEWSKI

WHEREAS, it has recommended that non-commercial vehicles as well as commercial vehicles weighing over 10,000 be prohibited from parking on City Streets, Chapter 228-17 of the Code of the City of Amsterdam, is hereby amended as indicated below: (items struck through are hereby deleted),

In Common Council convened, does hereby:

ORDAIN AND ENACT as follows:

§228-17_Parking prohibited at all times.

- A. No person shall park a vehicle at any time upon any of the streets or parts thereof described in Schedule XIII (§228-47), attached to and made a part of this chapter.
- B. No person shall park a trailer, including a boat trailer, utility trailer and truck trailer, without it being attached to an operable vehicle, on any City street.
- C. No person shall park a commercial or non-commercial vehicle weighing over 10,000 pounds curb weight on any City street in a residential area except to make deliveries or to actively perform work.
- D. No person shall park a mobile home or trailer (including a boat trailer, utility trailer and truck trailer), in any public parking lot owned by the City of Amsterdam or in any private parking lot In the City of Amsterdam if said lot is located in a residential zone.

Common Council
City of Amsterdam, NY

| | Aye | Nay |
|----------------------|-----|-----|
| Alderman Russo | | |
| Alderman Ochal | | |
| Alderman Majewski | | |
| Alderman Wojnar | | |
| Alderman Martuscello | | |

MICHAEL J. VILLA, MAYOR

DATED: _____, 2016