

CITY OF RENSSELAER, COMMON COUNCIL MEETING
February 3rd, 2021

Aldersperson_moved that all bills and payrolls be referred to the Auditing Committee. The City Clerk reports that the bills and payrolls amounted to:

BILLS ENCUMBERED THROUGH:	September 16, 2020	February 3rd, 2021
General Fund		
Water Fund		
Solid Waste Fund		
Sewer Fund		
Library Fund		
Capital Fund		
Community Development Fund		
Total	<u>\$0.00</u>	<u>\$0.00</u>

PAYROLL DATES:	January 8th, 2021	January 22nd, 2021	February 5th, 2021
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Departments:

Common Council Payroll	\$2,168.53	\$2,168.53	\$2,168.53
General Fund Admin. Payroll	\$48,397.44	\$48,730.16	\$46,843.38
Library Payroll	\$3,758.50	\$3,785.75	\$3,627.25
Public Works Payroll	\$27,879.22	\$28,635.56	\$27,398.64
Public Works Vacation Buy-Back	\$0.00	\$0.00	\$0.00
Public Works Overtime	\$2,930.05	\$2,346.79	\$4,582.25
Water Department Payroll	\$12,532.67	\$7,368.92	\$7,368.92
Water Department Longevity	\$0.00	\$0.00	\$0.00
Water Department Overtime	\$744.18	\$382.04	\$394.51
Water Department Vacation Buy-Back	\$0.00	\$0.00	\$0.00
Solid Waste Payroll	\$10,657.84	\$10,361.81	\$10,632.97
Solid Waste Overtime	\$27.12	\$0.00	\$0.00
Solid Waste Vacation Buy-Back	\$0.00	\$0.00	\$0.00
Sewer Payroll	\$1,832.14	\$1,832.13	\$1,832.14
Sewer Overtime	\$973.67	\$171.76	\$120.23
Fire Department Payroll	\$39,885.18	\$39,885.18	\$39,886.14
Fire Department Overtime	\$20,363.23	\$9,428.27	\$6,537.18
Fire Department Kelly Days	\$4,081.68	\$844.88	\$4,635.55
Fire Department Longevity	\$432.77	\$432.77	\$432.77
Fire Department EMT	\$1,384.56	\$1,384.56	\$1,384.56
Fire Department Vacation Buy Back	\$0.00	\$0.00	\$0.00
Fire Department Uniform Allowance	\$0.00	\$0.00	\$0.00
Fire Department Sick Incentive	\$8,741.66	\$0.00	\$0.00
Police Department Payroll	\$90,821.64	\$92,361.39	\$92,753.47
Police Department Overtime	\$17,271.80	\$10,827.61	\$7,737.79
Police Department Longevity	\$1,675.93	\$1,675.93	\$1,675.93
Police Department Sick Incentive	\$9,650.00	\$0.00	\$1,900.00
Police Department Vacation Buy Back	\$0.00	\$0.00	\$0.00
Police Department Uniform Allowance	\$0.00	\$0.00	\$0.00
Health Ins. Opt out	\$3,147.38	\$0.00	\$3,946.23
Non-Union Longevity	\$0.00	\$0.00	\$0.00
Employee SS	\$18,521.58	\$15,626.65	\$15,853.75
Employee Medicare	\$4,331.67	\$3,654.65	\$3,707.77
TOTAL	<u>\$332,210.44</u>	<u>\$281,905.34</u>	<u>\$285,419.96</u>

I hereby certify that the above claims are were duly audited and ordered paid at a meeting of the Common Council held on this date: **February 3rd, 2021**

TO THE TREASURER OF THE CITY OF RENSSELAER, NY:

Pay to the claimants named herein the amounts of the claims set opposite their respective names, and charge to the funds specified, and this shall be your warrant.



NANCY E. HARDT
City Clerk

CITY OF RENSSELAER

OFFICE OF
THE CITY CLERK
CITY HALL
62 WASHINGTON STREET
RENSSELAER, NEW YORK 12144

(518) 462-4266
Fax: (518) 462-0890

AGENDA
COMMON COUNCIL MEETING
FEBRUARY 3, 2021

1. A RESOLUTION TO OVERRIDE VETO OF MAYOR OF PRIOR RESOLUTION NUMBER 4 ADOPTED BY COMMON COUNCIL ON JANUARY 20, 2021; "A RESOLUTION TO APPROVE PROPOSED LOCAL LAW NO. 2 OF 2021"
2. A RESOLUTION TO OVERRIDE VETO OF MAYOR OF PRIOR RESOLUTION NUMBER 5 ADOPTED BY THE COMMON COUNCIL ON JANUARY 20, 2021; " A RESOLUTION TO APPROVE PROPOSED LOCAL LAW NO.3 OF 2021"
3. A RESOLUTION TO APPOINT COMMISSIONER OF DEEDS

#1

By Alderperson : _____ COUNCIL AS A WHOLE _____

Seconded by Alderperson : _____

A RESOLUTION TO OVERRIDE VETO OF MAYOR OF PRIOR RESOLUTION NUMBER 4 ADOPTED BY COMMON COUNCIL ON JANUARY 20, 2021; "A RESOLUTION TO APPROVE PROPOSED LOCAL LAW NO. 2 OF 2021"

WHEREAS, The Common Council of the City of Rensselaer adopted Resolution Number 4 on January 20 2021 titled "A Resolution to Approve Proposed Local Law No. 2 of 2021, and

WHEREAS, the City Common Council having been advised that the Mayor returned a veto message to the City Clerk concerning the aforementioned Resolution, and the City Common Council having now carefully reconsidered such Resolution Number 4, a copy of which is attached hereto;

WHEREAS, the City Common Council being advised that any veto override requires a 2/3 vote of the Common Council, and

WHEREAS, the City Common Council believes Resolution Number 4 adopted on January 20, 2021 is appropriate as to form and substance, and that passage of such Resolution over the veto of the Mayor is in the best interests of the City of Rensselaer, and good cause existing therefore,

NOW, THEREFORE BE IT RESOLVED, that the attached Resolution Number 4 previously adopted by the Common Council on January 20, 2021 is hereby readopted over the veto of the Mayor, pursuant to Section 67 of the City Charter.

Approved as to form and sufficiency
this 3RD day of FEBRUARY, 2021

James Van Vorst	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent	Corporation Counsel
Dave Gardner	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent	
Bryan Leahy	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent	
James Casey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent	Mayor
Eric Endres	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent	
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" type="checkbox"/> Absent	
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent	
Vote Totals	6 Aye	0 No	0 Abstain	1 Absent	
Result	PASSED				



MICHAEL STAMMEL
MAYOR

CITY OF RENSSELAER

OFFICE OF THE MAYOR

CITY HALL
62 WASHINGTON STREET
RENSSELAER, NEW YORK 12144



(518) 462-9511
Fax: (518) 462-9895

January 28, 2021

City Clerk
City Hall
62 Washington Street
Rensselaer, New York 12144

RE: Veto Message

Dear Clerk,

Pursuant to the Rensselaer City Charter, Section 67, I hereby veto Resolution No. 4, a Resolution to Approve Proposed Local Law No. 2 of 2021, passed by the Common Council at the January 20, 2021 Meeting.

I object to such Resolution in that I believe such Resolution should require a Charter change by Mandatory Referendum pursuant to Section 23 of the New York State Municipal Home Rule Law in that the proposed Local Law, as approved, will transfer or curtail the power of an elective officer, the Mayor, all contrary to law without passage pursuant to Mandatory Referendum so as to be legally effective. I stand ready to work with the Common Council on addressing the needs of the residents of the City of Rensselaer as they relate to the subject matter of the vetoed Resolution.

Thank you for your kind attention and assistance.

Respectfully,

Michael Stammel
Mayor

#4

By Alderperson : COUNCIL AS A WHOLE

Seconded by Alderperson : _____

A RESOLUTION TO APPROVE LOCAL LAW NO. 2 OF 2021

WHEREAS, The City of Rensselaer is desirous of amending Title IV, Section 80, Paragraph 23 of the Charter of the City of Rensselaer, New York, relative to General Legislative Powers of the Common Council, so as to require cooperation and assistance by City Employees to the Common Council Members in the performance of their duties as such Common Council Members, and

WHEREAS, the Common Council has reviewed proposed Local Law No. 2 of the year 2021, and

WHEREAS, such Local Law appears appropriate as to form and substance, and a Public Hearing having been conducted so as to consider public comments on such proposed legislation,

NOW, THEREFORE BE IT RESOLVED, that Local Law No. 2 of the year 2021 is hereby approved, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to file a certified copy of such Local Law with the Office of the New York State Secretary of State.

Approved as to form and sufficiency
this ____ day of _____, 2021

Corporation Counsel

Mayor

James Van Vorst	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" type="checkbox"/> Absent
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	12 Aye	0 No	0 Abstain	1 Absent
Result	PASSED			

CITY OF RENSSELAER

LOCAL LAW NO. 2 OF THE YEAR 2021.

**A Local Law to Amend Title IV,
Section 80, Paragraph 23 of the
Charter of the City of Rensselaer, New
York, Relative to General Legislative
Powers of the Common Council**

Be it enacted by the Common Council of the City of Rensselaer as follows:

ARTICLE I. INTENT

This Local Law shall be known as Local Law No. 2 of 2021, and shall amend Title IV, Section 80, Paragraph 23 of the Charter of the City of Rensselaer, New York, relating to General Legislative Powers of the Common Council. This Local Law amends and supersedes all previously adopted Local Laws concerning such Paragraph of such Section of the Charter of the City of Rensselaer. The purpose of this Local Law is to specify that all employees of the City of Rensselaer are required to cooperate with and assist the Members of the City of Rensselaer Common Council in the performance of their duties as Common Council Members.

ARTICLE II. LEGISLATIVE ACTION

The Common Council of the City of Rensselaer, New York, hereby amends Title IV, Section 80, Paragraph 23 of the Charter of the City of Rensselaer, New York, so as to read as follows:

1. To manage and regulate the finances; to regulate, dispose and preserve the property, real and personal, of the city, except as otherwise provided in this Act; to perform such other and further duties and to confer such other and further powers and authority upon the several officers, boards and commissions of the city, as they deem proper to perform and execute all the powers, duties and authority conferred upon the Common Council by any of the provisions of this Act and provided for the carrying into effect thereof. It is specifically required that all Employees of the City of Rensselaer cooperate with and assist the Members of the City of Rensselaer Common Council in the performance of their duties as Common Council Members.

By Alderperson : _____ COUNCIL AS A WHOLE _____

#2

Seconded by Alderperson : _____

A RESOLUTION TO OVERRIDE VETO OF MAYOR OF PRIOR RESOLUTION NUMBER 5 ADOPTED BY COMMON COUNCIL ON JANUARY 20, 2021; "A RESOLUTION TO APPROVE PROPOSED LOCAL LAW NO. 3 OF 2021"

WHEREAS, The Common Council of the City of Rensselaer adopted Resolution Number 5 on January 20 2021 titled "A Resolution to Approve Proposed Local Law No. 3 of 2021, and

WHEREAS, the City Common Council having been advised that the Mayor returned a veto message to the City Clerk concerning the aforementioned Resolution, and the City Common Council having now carefully reconsidered such Resolution Number 5, a copy of which is attached hereto;

WHEREAS, the City Common Council being advised that any veto override requires a 2/3 vote of the Common Council, and

WHEREAS, the City Common Council believes Resolution Number 5 adopted on January 20, 2021 is appropriate as to form and substance, and that passage of such Resolution over the veto of the Mayor is in the best interests of the City of Rensselaer, and good cause existing therefore,

NOW, THEREFORE BE IT RESOLVED, that the attached Resolution Number 5 previously adopted by the Common Council on January 20, 2021 is hereby readopted over the veto of the Mayor, pursuant to Section 67 of the City Charter.

Approved as to form and sufficiency
this 3rd day of February, 2021

Corporation Counsel

James Van Vorst	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" type="checkbox"/> Absent
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	6 Aye	0 No	Abstain	1 Absent
Result	PASSED			

Mayor



MICHAEL STAMMEL
MAYOR

CITY OF RENSSELAER

OFFICE OF THE MAYOR

CITY HALL
62 WASHINGTON STREET
RENSSELAER, NEW YORK 12144



(518) 462-9511
Fax: (518) 462-9895

January 28, 2021

City Clerk
City Hall
62 Washington Street
Rensselaer, New York 12144

RE: Veto Message

Dear Clerk,

Pursuant to the Rensselaer City Charter, Section 67, I hereby veto Resolution No. 5, a Resolution to Approve Proposed Local Law No. 3 of 2021, passed by the Common Council at the January 20, 2021 Meeting.

I object to such Resolution in that I believe such Resolution should require a Charter change by Mandatory Referendum pursuant to Section 23 of the New York State Municipal Home Rule Law in that the proposed Local Law, as approved, will transfer or curtail the power of an elective officer, the Mayor, all contrary to law without passage pursuant to Mandatory Referendum so as to be legally effective. I stand ready to work with the Common Council on addressing the needs of the residents of the City of Rensselaer as they relate to the subject matter of the vetoed Resolution.

Thank you for your kind attention and assistance.

Respectfully,

Michael Stammel
Mayor

By Alderperson

: COUNCIL AS A WHOLE

5

Seconded by Alderperson

:

A RESOLUTION TO APPROVE LOCAL LAW NO. 3 OF 2021

WHEREAS, the City of Rensselaer is desirous of establishing a Local Law to Amend Title II, Section 11 of the City Charter to include an additional qualification for eligibility to hold an elective office in the City of Rensselaer; and

WHEREAS, the Common Council has reviewed proposed Local Law No.3 of the year 2021, attached hereto; and

WHEREAS, such Local Law appears appropriate as to form and substance, and a Public Hearing having been conducted to consider public comments on such proposed Local Law.

NOW, THEREFORE BE IS RESOLVED, that proposed Local Law No. 3 of the year 2021 is hereby approved; and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to file a certified copy of Such Local Law with the Office of the New York State Secretary of State.

Approved as to form and sufficiency
this _____ day of _____, 2021

Corporation Counsel

Mayor

James Van Vorst	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahy	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" type="checkbox"/> Absent
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	(0) Aye	(0) No	Abstain	1 Absent
Result	PASSED			

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Rensselaer

Local Law No. 3 of the year 2021

A local law To Amend Article II, Section 11 of the City Charter to Include an Additional Qualification
(Insert Title)
for Eligibility to Hold an Elective Office.

Be it enacted by the Common Council of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Rensselaer as follows:

1. No person shall be eligible to hold an elective office in the City of Rensselaer while at the same time holding any elective office of the County of Rensselaer or the State of New York.
2. This qualification shall be in addition to, but not in substitution of any other qualification to hold a City of Rensselaer elective office required by any State or Local law.
3. This local law shall become effective immediately upon filing the same with the Secretary of State of New York.

By Alderperson : Council As A Whole

Seconded by Alderperson : _____

A RESOLUTION TO APPOINT COMMISSIONER OF DEEDS

WHEREAS, the Rensselaer Common Council has the power to reappoint Commissioners of Deeds for a term of two (2) years from the date of their appointment; and

WHEREAS, it is beneficial to the citizens of Rensselaer, NY to have certain persons appointed Commissioner of Deeds.

NOW, THEREFORE, BE IT RESOLVED, that the following persons be and they are hereby reappointed Commissioner of Deeds, with a term commencing forthwith and ending February 28, 2023.

Detective Scott Earing
201 Broadway
Rensselaer, NY 12144

Rosemarie Kelly
85 Aiken Ave
Rensselaer, NY 12144

Officer Sean Knowles
201 Broadway
Rensselaer, NY 12144

Joshua McCoy
85 Aiken Ave.
Rensselaer, NY 12144

Officer Gregory Leone
201 Broadway
Rensselaer, NY 12144

Marianne Camponeschi
85 Aiken Ave
Rensselaer, NY 12144

Officer Peter Olson
201 Broadway
Rensselaer, NY 12144

Cynthia Ryan
85 Aiken Ave
Rensselaer, NY 12144

Officer Joseph Terry, Jr,
201 Broadway
Rensselaer, NY 12144

Officer Robert Theilemann
201 Broadway
Rensselaer, NY 12144

Officer Jesse Frankoski
201 Broadway
Rensselaer, NY 12144

Officer Michael Hughes
201 Broadway
Rensselaer, NY 12144

Michael Mizener
62 Washington Street
Rensselaer, NY 12144

Eric Endres
62 Washington St.
Rensselaer, NY 12144

Erica Jackson
62 Washington St.
Rensselaer, NY 12144

Andrea Sousa
62 Washington St.
Rensselaer, NY 12144

Bryan Leahey
62 Washington St.
Rensselaer, NY 12144

Margaret Van Dyke
62 Washington St.
Rensselaer, NY 12144

Officer Peter Zownir
201 Broadway
Rensselaer, NY 12144

James Van Vorst
62 Washington St.
Rensselaer, NY 12144

David Gardner
62 Washington St.
Rensselaer, NY 12144

John DeFrancesco
62 Washington St.
Rensselaer, NY 12144

James Casey
62 Washington St.
Rensselaer, NY 12144

Todd Rutecki
2008 Tenth Street .
Rensselaer, NY 12144

Ketura Vics
62 Washington Street
Rensselaer, NY 12144

Trevor Bender
10 Washington Street
Rensselaer, NY 12144

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to file a Certificate of Appointment for the aforesaid persons with the Rensselaer County Clerk and said Certificate shall specify the terms for which said Commissioner of Deeds shall have been appointed.

Approved as to form and sufficiency
this 3rd day of February 2021.

Corporation Counsel

Approved by:

Mayor

James Van Vorst	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" type="checkbox"/> Absent
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	6 Aye	0 No	Abstain	1 Absent
Result	passed			