

**CITY OF RENSSELAER  
COMMON COUNCIL MEETING  
WEDNESDAY EVENING  
REGULAR MEETING  
NOVEMBER 20, 2019**

THE COUNCIL CONVENED AT 7:01 P.M. AND WAS CALLED TO ORDER BY PRESIDENT DEFRANCESCO.

THE ROLL BEING CALLED, THE FOLLOWING ANSWERED TO THEIR NAMES:

**PRESIDENT DEFRANCESCO**

**ALDERPERSON:**

GARDNER  
LEAHEY  
CASEY  
ENDRES  
VANDYKE

**EXCUSED:** VANVORST

**CITY OFFICIALS IN ATTENDANCE:**

ALDERPERSON GARDNER MOVED THAT THE MINUTES BE ADOPTED AS PRINTED, SUBJECT TO CORRECTIONS, SECONDED BY ALDERPERSON VANDYKE. PRESIDENT DEFRANCESCO DECLARED THIS MOTION DULY ADOPTED.

**COMMUNICATIONS: NONE**

**COMMUNICATIONS FROM DEPARTMENT HEADS: NONE**

CITY CLERK, NANCY E. HARDT REPORTS THAT THE MAYOR HAS APPROVED ALL RESOLUTIONS PASSED AT THE LAST COUNCIL MEETING.

**PRESENTATION OF ACCOUNTS:**

ALDERPERSON GARDNER MADE A MOTION TO WAIVE THE READING OF THE BILLS AND PAYROLL, SECONDED BY ALDERPERSON CASEY.

VOTES TO WAIVE THE READING OF BILLS

**AYES:** GARDNER, LEAHEY, CASEY, ENDRES VANDYKE, AND DEFRANCESCO.

**NOES:**

PRESIDENT DEFRANCESCO DECLARED THIS MOTION DULY ADOPTED

ALDERPERSON CASEY MADE A MOTION TO ACCEPT THE BILLS AND PAYROLL AS PRINTED SUBJECT TO CORRECTION, SECONDED BY ALDERPERSON VANDYKE.

VOTES TO ACCEPT THE BILLS AND PAYROLL:

**AYES:** GARDNER, LEAHEY, CASEY, ENDRES, VANDYKE, AND DEFRANCESCO.

**NOES:**

PRESIDENT DEFRANCESCO DECLARED THIS MOTION DULY ADOPTED

**COMMITTEE & WARD REPORTS:**

**WARD #3** ALDERPERSON LEAHEY WANTED TO MAKE OBSERVANCE OF THE ONE YEAR ANNIVERSARY OF THE DEATH OF MAYOR DAN DWYER TODAY.

**BIDS: NONE**

**CLAIMS:** SHAMEEKA WALTERS VS. CITY OF RENSSELAER  
NATIONAL GRID VS. CITY OF RENSSELAER

**PETITIONS: NONE**

A MOTION WAS MADE BY ALDERPERSON CASEY TO ADJOURN AT 7:07 P. M. AND SECONDED BY ALDERPERSON ENDRES.

VOTES TO ADJOURN:

**AYES:** GARDNER, LEAHEY, CASEY,,ENDRES ,VAN DYKE AND DEFRANCESCO.

**NOES:**

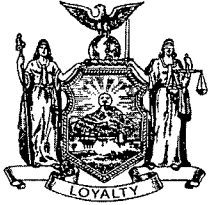
PRESIDENT DEFRANCESCO DECLARED THIS MOTION DULY ADOPTED.

NEXT MEETING: DECEMBER 4, 2019

## Totals for 11/20/19 MEETING

SOLID WASTE =	\$	23,158.68
FX FUNDS=	\$	23,126.52
GENERAL FUNDS =	\$	246,058.66
HOME GRANT=	\$	-
LIBRARY=	\$	2,917.01
SEWER=	\$	3,013.94
DOT=	\$	37,473.86
CLEAN WATER=	\$	-
BANNER=	\$	-
CD FUND=	\$	66,695.00
DW=		
TOTAL	\$	<u>402,443.67</u>

COMP ANY CODE	PAID IN DEPARTMENT	REGULAR EARNINGS	OVERTIME EARNINGS	OTHER EARNINGS	STAFF/PROV DEDUCTIONS	GROSS PAY	REGULAR HOURS	OVERTIME HOURS	OTHER HOURS	VOLUNTARY DEDUCTIONS	TOTAL DEDUCTIONS	NET PAY
VBK	A.1010-Common Council	2,168.53	0.00	0.00	0.00	2,168.53	0.00	0.00	0.00	-5,734.93	-5,734.93	5,734.93
VBK	A.1210-Mayor	4,034.26	0.00	0.00	746.56	4,034.26	61.00	0.00	22.50	1,940.48	2,687.04	1,347.22
VBK	A.1315-Comptroller	5,204.89	0.00	0.00	1,197.74	5,204.89	120.50	0.00	32.75	4,007.15	5,204.89	0.00
VBK	A.1325-Treasurer	5,189.65	0.00	0.00	1,105.47	5,189.65	181.25	0.00	29.25	4,084.18	5,189.65	0.00
VBK	A.1345-Purchasing	1,283.36	0.00	0.00	141.19	1,283.36	70.00	0.00	10.75	1,142.17	1,283.36	0.00
VBK	A.1355-Assessment	1,249.23	0.00	0.00	230.74	1,249.23	0.00	0.00	0.00	1,018.49	1,249.23	0.00
VBK	A.1410-City Clerk	3,824.19	0.00	0.00	882.31	3,824.19	128.00	0.00	19.50	2,920.65	3,802.96	21.23
VBK	A.1420-Law Depart.	1,753.28	0.00	0.00	314.91	1,753.28	0.00	0.00	0.00	1,438.37	1,753.28	0.00
VBK	A.1430-Administrative Serv.	3,805.38	0.00	0.00	874.47	3,805.38	117.25	0.00	36.75	2,930.91	3,805.38	0.00
VBK	A.1440-Engineering Depart.	5,022.52	0.00	0.00	1,196.36	5,022.52	111.75	0.00	10.75	3,826.16	5,022.52	0.00
VBK	A.1490-Public Works Admin	5,757.07	0.00	0.00	1,429.59	5,757.07	210.00	0.00	52.25	4,327.48	5,757.07	0.00
VBK	A.1620-Buildings	2,270.27	106.66	925.51	616.05	3,302.44	141.50	4.50	18.50	210.30	826.35	2,476.09
VBK	A.3120-Police Department	86,361.67	9,879.15	4,233.28	24,594.49	100,474.10	2,780.00	190.50	20.00	70,747.24	95,341.73	5,132.37
VBK	A.3410-Fire Department	35,146.11	3,949.27	55,191.27	16,227.96	94,286.65	1,310.00	99.50	96.00	33,767.42	49,995.38	44,291.27
VBK	A.3620-Building Code Enforcement	6,052.06	0.00	0.00	1,109.64	6,052.06	264.00	0.00	76.25	3,654.06	4,763.70	1,288.36
VBK	A.5010-Maint. of Roads - Highway	22,194.15	496.42	9,382.86	6,112.90	32,073.43	1,196.75	17.25	159.00	16,515.13	22,628.03	9,445.40
VBK	A.7310-Youth Bureau	700.46	0.00	0.00	92.04	700.46	0.00	0.00	0.00	0.00	92.04	608.42
VBK	A.8020-Planning Depart	7,385.26	0.00	0.00	1,593.72	7,385.26	228.25	0.00	35.50	5,791.54	7,385.26	0.00
VBK	CL8160-Solid Waste	7,244.02	78.28	4,076.74	2,360.25	11,399.04	394.50	3.00	85.50	5,951.63	8,311.88	3,087.16
VBK	F.8310-Water Admin	1,637.33	0.00	0.00	327.97	1,637.33	70.00	0.00	21.00	1,309.36	1,637.33	0.00
VBK	F.8320-Cross Street	1,369.99	0.00	2,526.56	599.03	3,896.55	0.00	0.00	7.00	146.07	745.10	3,151.45
VBK	F.8340-Water Crew - St	5,629.74	356.69	636.36	1,254.21	6,622.79	295.50	10.50	33.00	5,100.53	6,354.74	268.05
VBK	G.8120-Sanitary Sewers	1,327.40	28.75	153.35	265.22	1,509.50	69.25	1.00	8.00	181.92	447.14	1,062.36
VBK	L.7410-Public Library	3,943.75	0.00	0.00	659.14	3,943.75	241.00	0.00	0.00	3,284.61	3,943.75	0.00
Report Totals:		220,554.57	14,895.22	77,125.93	64,210.52	312,575.72	7,990.50	326.25	774.25	170,450.89	234,661.41	77,914.31



**NANCY E. HARDT**  
*City Clerk*

# **CITY OF RENSSELAER**

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OFFICE OF  
**THE CITY CLERK**

CITY HALL  
62 WASHINGTON STREET  
RENSSELAER, NEW YORK 12144

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

## **AGENDA FOR THE COMMON COUNCIL MEETING NOVEMBER 20, 2019**

1. A RESOLUTION APPROVING EASEMENT
2. A RESOLUTION AUTHORIZING REFUND
3. A RESOLUTION AUTHORIZING USE OF POLICE OFFICER AND CRUISER
4. A RESOLUTION AUTHORIZING TRANSFER OF FUNDS
5. A RESOLUTION AUTHORIZING TRANSFER OF FUNDS

By Alderperson:

Council As A Whole

Seconded By Alderperson:

\_\_\_\_\_

### A RESOLUTION APPROVING EASEMENT/ENCROACHMENT AGREEMENT

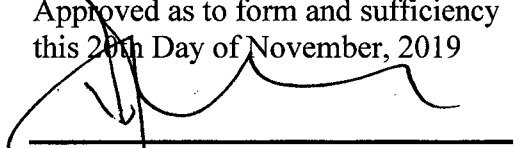
**WHEREAS**, the City of Rensselaer Planning Commission on May 13, 2019 approved plans submitted by St. Paul's Center for construction of a 6 unit apartment building at 214 Washington Avenue, and

**WHEREAS**, the Planning Commission approved the plans which called for an Easement and Encroachment Agreement, herein attached.

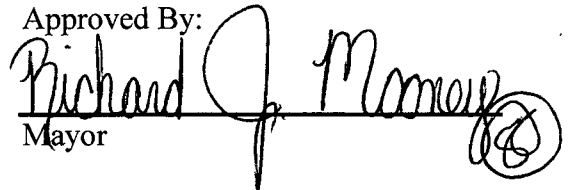
**NOW THEREFORE BE IT RESOLVED**, that the Mayor of the City of Rensselaer be authorized to execute the attached agreement as well as Form TP-584.

James Van Vorst	<input 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 checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input 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	Absent
Result	Adopted			

Approved as to form and sufficiency  
this 20th Day of November, 2019

  
\_\_\_\_\_  
Corporation Counsel

Approved By:

  
\_\_\_\_\_  
Mayor

## EASEMENT/ENCROACHMENT AGREEMENT

This Agreement made as of the \_\_\_\_\_ day of October, 2019, between the CITY OF RENSSELAER, a municipal incorporation with offices located at City Hall, 62 Washington Avenue, Rensselaer, New York 12144 ("Grantor") and ST. PAUL'S CENTER, INC., a New York Not-for-Profit Corporation, with offices located at 947 Third Street, Rensselaer, New York 12144 ("Grantee").

### WITNESSETH:

WHEREAS, Grantee is the owner of properties located at 212 and 214 Washington Avenue in the City and County of Rensselaer (the "Premises"); and

WHEREAS, Grantee currently has an improvement on 212 Washington Avenue in the City and County of Rensselaer, in which there currently exists an encroachment of the building onto lands of the Grantor, which improvement is to be reconstructed; and

WHEREAS, Grantee has made application for the construction of a six-unit apartment building with the Rensselaer City Planning Commission on 214 Washington Avenue; and

WHEREAS, as part of the application process Grantee has designed a structural element of the building to be constructed on 214 Washington Avenue, which would encroach onto lands of the Grantor. That such structural element was designed to allow the building to conform with the general architectural scheme of other buildings along Washington Avenue, which buildings presently appear to encroach onto lands of Grantor; and

WHEREAS, the Rensselaer City Planning Commission at its meeting duly called for May 13, 2019 approved the plans as submitted by the Grantee, including the construction of the structural element on lands of the Grantor; and

WHEREAS, Grantor has approved the herein easement pursuant to Resolution Number 1 (one), passed by the City of Rensselaer Common Council on 11-20-2019.

NOW, THEREFORE, SUBJECT to and upon receipt of One and 00/100 Dollar (\$1.00) and such other terms and conditions hereinafter in this Indenture set forth, Grantor does hereby grant and release to Grantee, its successors and assigns, without covenant or warranty of any kind, express or implied, an easement to construct, reconstruct and maintain as part of the buildings constructed or to be constructed on the Premises a structural element not to exceed five foot in width and six foot in depth onto lands of Grantor along the front of the Premises.

SUBJECT to all rights, easements, covenants and restrictions.

Grantee shall not hinder, interfere with, prevent, delay, obstruct or adversely affect the Grantor in the reasonable exercise of its governmental operations or function.

The rights granted herein are subject to the following provisions:

**GRANT SUBORDINAT TO PRIOR RIGHTS**

1. The rights described above are given and accepted subject to any and all outstanding leases, tenancies, easements, licenses or other tenures, and/or claims of title affecting Grantor's said property or any portions thereof, and subject also to any and all encumbrances, liens, conditions, restrictions and/or reservations under which Grantor holds the same.

**COMPLIANCE WITH APPLICABLE LAWS**

2. Grantee shall, at its own cost, comply with applicable laws, ordinances, orders, rules and regulations of the United States, State of New York, or any department, bureau, authority or commissions created under the laws of either government, and of the municipalities in which said lands are situated as the same relates to the exercise of the rights, privileges and easements granted hereunder.

**GRANTOR'S PARAMOUNT RIGHTS**

3. All rights granted hereunder shall be subject and subordinate to rights as follows:

- a. The paramount rights of Grantor now and hereafter to occupy and use all or any portion or portions of said property in its operations, provided, however, that any such occupancies or uses shall not prevent the exercise by Grantee of the rights conferred by this agreement.

**WORK**

4. Any and all work to be performed or undertaken by Grantee hereunder shall be subject to and in accordance with plans and specifications approved by the City Building Department and/or City Engineer.

**INDEMNIFICATION**

5. Grantee shall indemnify, defend and hold Grantor harmless from any and all claims that may be made for damages, loss, injury or death resulting in and to the Grantor, its property or employees, or to other persons or other property for the use to be made by Grantee of said property.

**IN WITNESS WHEREOF**, the parties hereto have hereunto subscribed their names as of the date first hereinbefore recited.

**[SIGNATURES APPEAR ON FOLLOWING PAGES]**

**CITY OF RENSSELAER**

By: \_\_\_\_\_  
Richard J. Mooney  
Mayor

**STATE OF NEW YORK** )  
**COUNTY OF RENSSELAER** ) ss.:

On the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2019 before me, the undersigned, personally appeared RICHARD J. MOONEY, personally known to me or proved to be on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

\_\_\_\_\_  
NOTARY PUBLIC

TP-584 (7/19)



Department of Taxation and Finance

# Combined Real Estate Transfer Tax Return, Credit Line Mortgage Certificate, and Certification of Exemption from the Payment of Estimated Personal Income Tax

Recording office time stamp

See Form TP-584-1, Instructions for Form TP-584, before completing this form. Print or type.

## Schedule A - Information relating to conveyance

- Grantor/Transferor**
- Individual
  - Corporation
  - Partnership
  - Estate/Trust
  - Single member LLC
  - Other

Name (if individual, last, first, middle initial)  mark an X if more than one grantor  
 City of Rensselaer  
 Mailing address  
 62 Washington Avenue  
 City State ZIP code  
 Rensselaer NY 12144  
 Single member's name if grantor is a single member LLC (see instructions)

Social Security number  
 Social Security number  
 EIN  
 Single member EIN or SSN

- Grantee/Transferee**
- Individual
  - Corporation
  - Partnership
  - Estate/Trust
  - Single member LLC
  - Other

Name (if individual, last, first, middle initial)  mark an X if more than one grantee  
 St. Paul's Center, Inc.  
 Mailing address  
 947 Third Street  
 City State ZIP code  
 Rensselaer NY 12144  
 Single member's name if grantee is a single member LLC (see instructions)

Social Security number  
 Social Security number  
 EIN  
 56-2429960  
 Single member EIN or SSN

### Location and description of property conveyed

Tax map designation - Section, block & lot (include dots and dashes)	SWIS code (six digits)	Street address	City, town, or village	County
133.71-4-6 & 7	381400	212 & 214 Washington Avenue	Rensselaer	Rensselaer

### Type of property conveyed (mark an X in applicable box)

- 1  One- to three-family house
- 2  Residential cooperative
- 3  Residential condominium
- 4  Vacant land
- 5  Commercial/Industrial
- 6  Apartment building
- 7  Office building
- 8  Other

Date of conveyance  
 10 / 2019  
 month day year

Percentage of real property conveyed which is residential real property 100%  
 (see instructions)

### Condition of conveyance (mark all that apply)

- a.  Conveyance of fee interest
- b.  Acquisition of a controlling interest (state percentage acquired \_\_\_\_\_%)
- c.  Transfer of a controlling interest (state percentage transferred \_\_\_\_\_%)
- d.  Conveyance to cooperative housing corporation
- e.  Conveyance pursuant to or in lieu of foreclosure or enforcement of security interest (attach Form TP-584.1, Schedule E)
- f.  Conveyance which consists of a mere change of identity or form of ownership or organization (attach Form TP-584.1, Schedule F)
- g.  Conveyance for which credit for tax previously paid will be claimed (attach Form TP-584.1, Schedule G)
- h.  Conveyance of cooperative apartment(s)
- i.  Syndication
- j.  Conveyance of air rights or development rights
- k.  Contract assignment
- l.  Option assignment or surrender
- m.  Leasehold assignment or surrender
- n.  Leasehold grant
- o.  Conveyance of an easement
- p.  Conveyance for which exemption from transfer tax claimed (complete Schedule B, Part 3)
- q.  Conveyance of property partly within and partly outside the state
- r.  Conveyance pursuant to divorce or separation
- s.  Other (describe) \_\_\_\_\_

For recording officer's use	Amount received	Date received	Transaction number
	Schedule B, Part 1 \$ _____ Schedule B, Part 2 \$ _____		

**Schedule B – Real estate transfer tax return (Tax Law, Article 31)**

**Part 1 – Computation of tax due**

- 1 Enter amount of consideration for the conveyance (if you are claiming a total exemption from tax, mark the exemption claimed box, enter consideration and proceed to Part 3)  **Exemption claimed**
- 2 Continuing lien deduction (see instructions if property is taken subject to mortgage or lien)
- 3 Taxable consideration (subtract line 2 from line 1)
- 4 Tax: \$2 for each \$500, or fractional part thereof, of consideration on line 3
- 5 Amount of credit claimed for tax previously paid (see instructions and attach Form TP-584.1, Schedule G)
- 6 Total tax due\* (subtract line 5 from line 4)

1.	0
2.	0
3.	0
4.	0
5.	0
6.	0

**Part 2 – Computation of additional tax due on the conveyance of residential real property for \$1 million or more**

- 1 Enter amount of consideration for conveyance (from Part 1, line 1)
- 2 Taxable consideration (multiply line 1 by the percentage of the premises which is residential real property, as shown in Schedule A)
- 3 Total additional transfer tax due\* (multiply line 2 by 1% (.01))

1.	0
2.	0
3.	0

**Part 3 – Explanation of exemption claimed on Part 1, line 1 (mark any boxes that apply)**

The conveyance of real property is exempt from the real estate transfer tax for the following reason:

- a. Conveyance is to the United Nations, the United States of America, New York State, or any of their instrumentalities, agencies, or political subdivisions (or any public corporation, including a public corporation created pursuant to agreement or compact with another state or Canada)
- b. Conveyance is to secure a debt or other obligation
- c. Conveyance is without additional consideration to confirm, correct, modify, or supplement a prior conveyance
- d. Conveyance of real property is without consideration and not in connection with a sale, including conveyances conveying realty as bona fide gifts
- e. Conveyance is given in connection with a tax sale
- f. Conveyance is a mere change of identity or form of ownership or organization where there is no change in beneficial ownership. (This exemption cannot be claimed for a conveyance to a cooperative housing corporation of real property comprising the cooperative dwelling or dwellings.) Attach Form TP-584.1, Schedule F
- g. Conveyance consists of deed of partition
- h. Conveyance is given pursuant to the federal Bankruptcy Act
- i. Conveyance consists of the execution of a contract to sell real property, without the use or occupancy of such property, or the granting of an option to purchase real property, without the use or occupancy of such property
- j. Conveyance of an option or contract to purchase real property with the use or occupancy of such property where the consideration is less than \$200,000 and such property was used solely by the grantor as the grantor's personal residence and consists of a one-, two-, or three-family house, an individual residential condominium unit, or the sale of stock in a cooperative housing corporation in connection with the grant or transfer of a proprietary leasehold covering an individual residential cooperative apartment
- k. Conveyance is not a conveyance within the meaning of Tax Law, Article 31, § 1401(a) (attach documents supporting such claim)

\* The total tax (from Part 1, line 6 and Part 2, line 3 above) is due within 15 days from the date of conveyance. Make check(s) payable to the county clerk where the recording is to take place. For conveyances of real property within New York City, use Form TP-584-NYC. If a recording is not required, send this return and your check(s) made payable to the **NYS Department of Taxation and Finance**, directly to the NYS Tax Department, RETT Return Processing, PO Box 5045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 65, Designated Private Delivery Services.

**Schedule C - Credit Line Mortgage Certificate (Tax Law, Article 11)**

Complete the following only if the interest being transferred is a fee simple interest.  
I (we) certify that: (mark an X in the appropriate box)

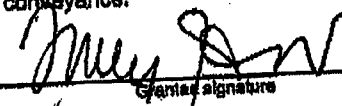
- 1.  The real property being sold or transferred is not subject to an outstanding credit line mortgage.
- 2.  The real property being sold or transferred is subject to an outstanding credit line mortgage. However, an exemption from the tax is claimed for the following reason:
  - a.  The transfer of real property is a transfer of a fee simple interest to a person or persons who held a fee simple interest in the real property (whether as a joint tenant, a tenant in common or otherwise) immediately before the transfer.
  - b.  The transfer of real property is (A) to a person or persons related by blood, marriage or adoption to the original obligor or to one or more of the original obligors or (B) to a person or entity where 50% or more of the beneficial interest in such real property after the transfer is held by the transferor or such related person or persons (as in the case of a transfer to a trustee for the benefit of a minor or the transfer to a trust for the benefit of the transferor).
  - c.  The transfer of real property is a transfer to a trustee in bankruptcy, a receiver, assignee, or other officer of a court.
  - d.  The maximum principal amount secured by the credit line mortgage is \$3,000,000 or more, and the real property being sold or transferred is not principally improved nor will it be improved by a one- to six-family owner-occupied residence or dwelling.

Note: for purposes of determining whether the maximum principal amount secured is \$3,000,000 or more as described above, the amounts secured by two or more credit line mortgages may be aggregated under certain circumstances. See TSB-M-86(6)-R for more information regarding these aggregation requirements.

- e.  Other (attach detailed explanation).
- 3.  The real property being transferred is presently subject to an outstanding credit line mortgage. However, no tax is due for the following reason:
  - a.  A certificate of discharge of the credit line mortgage is being offered at the time of recording the deed.
  - b.  A check has been drawn payable for transmission to the credit line mortgagee or his agent for the balance due, and a satisfaction of such mortgage will be recorded as soon as it is available.
- 4.  The real property being transferred is subject to an outstanding credit line mortgage recorded in \_\_\_\_\_ (insert liber and page or reel or other identification of the mortgage). The maximum principal amount of debt or obligation secured by the mortgage is \_\_\_\_\_. No exemption from tax is claimed and the tax of \_\_\_\_\_ is being paid herewith. (Make check payable to county clerk where deed will be recorded.)

**Signature (both the grantor(s) and grantee(s) must sign)**

The undersigned certify that the above information contained in schedules A, B, and C, including any return, certification, schedule, or attachment, is to the best of his/her knowledge, true and complete, and authorize the person(s) submitting such form on their behalf to receive a copy for purposes of recording the deed or other instrument effecting the conveyance.

Grantor signature	Title	 Grantor signature	Exec. Dir.	Title
Grantor signature	Title	Grantor signature	Title	

Reminder: Did you complete all of the required information in Schedules A, B, and C? Are you required to complete Schedule D? If you marked e, f, or g in Schedule A, did you complete Form TP-884.1? Have you attached your check(s) made payable to the county clerk where recording will take place? If no recording is required, send this return and your check(s), made payable to the NYS Department of Taxation and Finance, directly to the NYS Tax Department, RETT Return Processing, PO Box 6045, Albany NY 12205-0045. If not using U.S. Mail, see Publication 55, Designated Private Delivery Services.

**Schedule D - Certification of exemption from the payment of estimated personal income tax (Tax Law, Article 22, § 663)**

Complete the following only if a fee simple interest or a cooperative unit is being transferred by an individual or estate or trust.

If the property is being conveyed by a referee pursuant to a foreclosure proceeding, proceed to Part 2, mark the second box under Exemptions for nonresident transferor(s)/seller(s), and sign at bottom.

**Part 1 - New York State residents**

If you are a New York State resident transferor(s)/seller(s) listed in Form TP-584, Schedule A (or an attachment to Form TP-584), you must sign the certification below. If one or more transferors/sellers of the real property or cooperative unit is a resident of New York State, each resident transferor/seller must sign in the space provided. If more space is needed, photocopy this Schedule D and submit as many schedules as necessary to accommodate all resident transferors/sellers.

**Certification of resident transferor(s)/seller(s)**

This is to certify that at the time of the sale or transfer of the real property or cooperative unit, the transferor(s)/seller(s) as signed below was a resident of New York State, and therefore is not required to pay estimated personal income tax under Tax Law, § 663(a) upon the sale or transfer of this real property or cooperative unit.

Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date

Note: A resident of New York State may still be required to pay estimated tax under Tax Law, § 685(c), but not as a condition of recording a deed.

**Part 2 - Nonresidents of New York State**

If you are a nonresident of New York State listed as a transferor/seller in Form TP-584, Schedule A (or an attachment to Form TP-584) but are not required to pay estimated personal income tax because one of the exemptions below applies under Tax Law, § 663(c), mark the box of the appropriate exemption below. If any one of the exemptions below applies to the transferor(s)/seller(s), that transferor(s)/seller(s) is not required to pay estimated personal income tax to New York State under Tax Law, § 663. Each nonresident transferor/seller who qualifies under one of the exemptions below must sign in the space provided. If more space is needed, photocopy this Schedule D and submit as many schedules as necessary to accommodate all nonresident transferors/sellers.

If none of these exemption statements apply, you must complete Form IT-2663, *Nonresident Real Property Estimated Income Tax Payment Form*, or Form IT-2664, *Nonresident Cooperative Unit Estimated Income Tax Payment Form*. For more information, see *Payment of estimated personal income tax*, on Form TP-584-I, page 1.

**Exemption for nonresident transferor(s)/seller(s)**

This is to certify that at the time of the sale or transfer of the real property or cooperative unit, the transferor(s)/seller(s) (grantor) of this real property or cooperative unit was a nonresident of New York State, but is not required to pay estimated personal income tax under Tax Law, § 663 due to one of the following exemptions:

- The real property or cooperative unit being sold or transferred qualifies in total as the transferor's/seller's principal residence (within the meaning of Internal Revenue Code, section 121) from \_\_\_\_\_ Date \_\_\_\_\_ to \_\_\_\_\_ Date \_\_\_\_\_ (see instructions).
- The transferor/seller is a mortgagor conveying the mortgaged property to a mortgagee in foreclosure, or in lieu of foreclosure with no additional consideration.
- The transferor or transferee is an agency or authority of the United States of America, an agency or authority of the state of New York, the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Government National Mortgage Association, or a private mortgage insurance company.

Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date
Signature	Print full name	Date

By Alderperson:

Council As A Whole

Seconded By Alderperson:

\_\_\_\_\_

**A RESOLUTION AUTHORIZING REFUND**

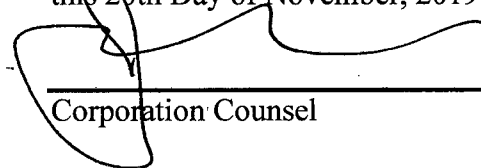
**WHEREAS**, a number of thoughtful Citizens and Business contributed to Christmas in the City, and

**WHEREAS**, due to a lack of Volunteers, Christmas in the City is cancelled.

**NOW THEREFORE BE IT RESOLVED**, that the Treasurer of the City of Rensselaer is hereby authorized and directed to return the contributions to said appropriate donors.

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" 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 checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input 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	Absent
Result	<i>Adopted</i>			

Approved as to form and sufficiency  
this 20th Day of November, 2019

  
\_\_\_\_\_  
Corporation Counsel

Approved By:

\_\_\_\_\_  
Mayor

By Alderperson:

Council As A Whole

Seconded By Alderperson: \_\_\_\_\_

**A RESOLUTION AUTHORIZING USE OF POLICE OFFICER AND CRUISER**

**WHEREAS**, Progressive Pipeline Management(PPM) has requested the use of a Rensselaer Police Officer and Cruiser for traffic safety concerns commencing Thursday, November 21 at 9AM and ending Friday, November 22 at 5AM..

**NOW THEREFORE BE IT RESOLVED**, that the Rensselaer Police Department allow the use of an Officer and Cruiser for that time period; and

**BE IT FURTHER RESOLVED**, that PPM be charged between \$53.00 and \$60.00 per hour depending on the Officer who is chosen for duty.

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" 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 checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	11 Aye	0 No	Abstain	Absent
Result	adopted			

Approved as to form and sufficiency  
this 20th Day of November, 2019

\_\_\_\_\_  
Corporation Counsel

Approved By:  
Richard J. Manore  
Mayor

#4

By Alderperson:

Council As A Whole

Seconded By Alderperson: \_\_\_\_\_

### A RESOLUTION TRANSFERRING FUNDS

**WHEREAS**, the City of Rensselaer is desirous of making a budget transfer from Special Contingency fund to Common Council Contractual Services.

**NOW THEREFORE BE IT RESOLVED**, that the following budget transfer be authorized.

**FROM:**

A.1900.7448 Special Contingency Fund **\$50,000.00**

**TO:**

A.1010.7440 Common Council Contractual Services **\$50,000.00**

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" 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 checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input 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	Absent
Result	<b>ADOPTED</b>			

Approved as to form and sufficiency  
this 20th Day of November, 2019

\_\_\_\_\_  
Corporation Counsel

Approved By:

Richard J. Monoy  
Mayor

By Alderperson:

Council As A Whole

Seconded By Alderperson:

\_\_\_\_\_

A RESOLUTION TRANSFER OF FUNDS

WHEREAS, the City of Rensselaer is desirous of transferring funds from Special Contingency fund to Memorial Day Parade fund.

NOW THEREFORE BE IT RESOLVED, that the following budget transfer be authorized.

FROM:

A.1900.7448 Special Contingency Fund

\$4,310.60

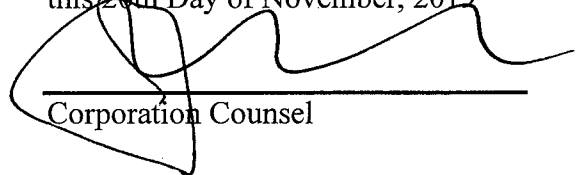
TO:

A.7550.7401 Memorial Day Parade

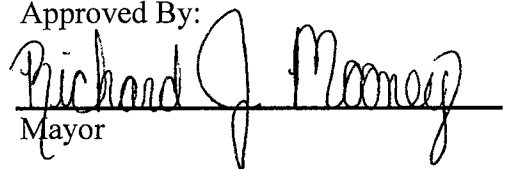
\$4310.60

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input checked="" 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 checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input checked="" type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	10 Aye	0 No	Abstain	Absent
Result	Adopted			

Approved as to form and sufficiency  
this 20th Day of November, 2019

  
\_\_\_\_\_  
Corporation Counsel

Approved By:

  
\_\_\_\_\_  
Mayor