



**MAUREEN G. NARDACCI**  
*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

## MEMORANDUM

**TO:** TOM CAPUANO, D.P.W. /WATER COMMISSIONER  
JEFFRY JACKSON, ASSESSOR  
CLAIRE DALTON, CIVIL SERVICE  
DANIEL DWYER, MAYOR  
MARIANNE OGREN, MAYOR, SECRETARY  
SARAH CROWELL, PLANNING DIRECTOR  
RICK FUSCO, CHIEF OF POLICE  
JIM FRANKOSKI, DEPUTY CHIEF OF POLICE  
RICH BERHAUPT, PURCHASING  
SUSAN LUPIAN, TREASURER  
MARY CRAMER, DEPUTY WATER COMMISSIONER  
DAN DWYER, JR., YOUTH DIRECTOR  
PHIL FOUST, FIRE CHIEF  
CHARLES SEMOWICH, HISTORIAN  
JANE CHIRGWIN, LIBRARIAN

**FROM:** JANICE A. PRESTI, DEPUTY CITY CLERK

**DATE:** APRIL 21, 2011

**RE:** RESOLUTIONS FROM APRIL 20, 2011 REGULAR  
COMMON COUNCIL MEETING

**ATTACHED, PLEASE FIND SIGNED COPIES OF THE  
RESOLUTIONS PASSED AT THE COMMON COUNCIL MEETING  
HELD ON WEDNESDAY, APRIL 20, 2011.**

**IF YOU HAVE ANY QUESTIONS PLEASE FEEL FREE TO  
CONTACT ME.**

**CITY OF RENSSELAER  
COMMON COUNCIL MEETING  
WEDNESDAY EVENING  
REGULAR MEETING  
APRIL 20, 2011**

THE COUNCIL CONVENED AT 7:03 P.M. AND WAS CALLED TO ORDER BY PRESIDENT ADALIAN.

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

PRESIDENT ADALIAN

ALDERPERSON:	WEBBER	ALDERPERSON:	STALL
	VAN VORST		CASEY
	ELACQUA		MOONEY
	POOLE		VANDYKE
	TAGLIENTO		

ABSENT: NONE.

ALDERPERSON POOLE MOVED THAT THE MINUTES BE ADOPTED AS PRINTED, SUBJECT TO CORRECTIONS, SECONDED BY ALDERPERSON TAGLIENTO.

AYES: WEBBER, VAN VORST ELACQUA, POOLE, TAGLIENTO, STALL, CASEY, MOONEY, VANDYKE AND ADALIAN.

BIDS: NONE.

CLAIMS:

- Tracy Santore-Goodman vs. City of Rensselaer
- First Presbyterian Church vs. City of Rensselaer
- Angela Wells vs. City of Rensslaer

DEPUTY CITY CLERK PRESTI, REPORTS THAT THE MAYOR HAS APPROVED ALL RESOLUTIONS PASSED AT THE LAST COUNCIL MEETING.

A MOTION WAS MADE BY ALDERPERSON MOONEY TO ADJOURN AT 7:11 PM SECONDED BY ALDERPERSON POOLE.

VOTE TO ADJOURN: WEBBER, VAN VORST, ELACQUA, POOLE, TAGLIENTO, STALL, CASEY, MOONEY, VANDYKE AND ADALIAN.

NOES: NONE.

THE PRESIDENT DECLARED THIS MOTION DULY ADOPTED.

NEXT MEETING: MAY 4, 2011

CITY OF RENSSELAER, COMMON COUNCIL MEETING		
April 20, 2011		
Aldersperson moved that all bills and payrolls be referred to the Auditing Committee. The City Clerk reports that the bills and payrolls amounted to:		
<b>BILLS ENCUMBERED THROUGH:</b>	<b>4/6/2011</b>	<b>4/20/2011</b>
General City Bills	36,087.36	34,383.38
Water Department Bills	3,109.36	1,243.24
Solid Waste Bills	263.67	16,885.64
Library	-	1,079.79
Community Development Block Grant-Home Program	450.00	-
Small Cities	-	-
Fort Crailo Façade Program	-	-
Paid prior to board audit	119,163.79	475,546.07
H Fund	-	-
Broadway Corridor	-	-
<b>TOTAL</b>	<b>159,074.18</b>	<b>529,138.12</b>
<b>PAYROLL DATES</b>	<b>4/1/2011</b>	<b>4/15/2011</b>
Library Payroll-	\$3,006.50	\$2,975.78
Common Council Payroll-	\$2,859.04	\$2,859.04
General City Payroll-	\$15,166.45	\$15,501.45
Planning & Development Payroll-	\$8,301.75	\$11,402.11
Fire Department Payroll	\$19,652.41	\$19,652.41
Fire Department Overtime	\$2,255.00	\$3,057.35
Fire Department Kelly Days	\$0.00	\$0.00
Fire Department Longevity	\$78.85	\$78.85
Fire Department EMT	\$923.04	\$923.04
Police Department Payroll-	\$46,448.43	\$46,448.43
Police Department Overtime-	\$9,569.95	\$11,357.87
Police Dispatcher	\$4,751.10	\$4,751.10
Police Clerks	\$1,602.98	\$1,602.98
Police longevity	\$390.36	\$390.36
K9Dog/Food/Training	\$149.93	\$149.93
Animal Control Officer	\$523.08	\$523.08
Traffic--AGG---	\$1,605.11	\$312.78
DWI	\$234.59	\$0.00
Commissioner Of Public Works	\$1,650.37	\$1,650.37
Public Works Senior Clerk	\$1,181.84	\$1,466.83
Public Works Clothing	\$222.96	\$350.00
Public Works Maintenance Payroll-	\$33,262.96	\$33,288.85
Public Works Overtime-	\$4,127.00	\$2,386.12
Commissioner Of Water	\$401.44	\$401.44
Water Department Clerk/Deputy	\$1,198.38	\$1,198.38
Water Department Maintenance Payroll-	\$5,317.98	\$4,942.98
Water Department Overtime-	\$2,084.32	\$1,328.77
Water Department P.T. Clerk	\$0.00	\$0.00
Commissioner Of Solid Waste	\$178.42	\$178.42
Solid Waste Maintenance Payroll-	\$7,322.30	\$6,941.14
Solid Waste Overtime-	\$0.00	\$189.13
Health Insurance Opt Out	\$500.00	\$0.00
Gen/Lib/SS/Med	\$11,650.37	\$12,252.72
Water/SS/Med	\$577.16	\$474.07
Solid Waste/SS/Med	\$555.70	\$548.67
<b>TOTAL</b>	<b>\$187,749.77</b>	<b>\$189,584.45</b>
I hereby certify that the above claims were duly audited and ordered paid at a meeting of the Common Council held on this date: <b>April 20, 2011</b>		
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.		



**MAUREEN G. NARDACCI**  
*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 FOR THE COMMON COUNCIL MEETING APRIL 20, 2011**

1. A RESOLUTION ACCEPTING AN INSURANCE REIMBURSEMENT CHECK FOR THE POLICE DEPARTMENT.
2. A RESOLUTION AUTHORIZING THE PLACEMENT OF AN ASPHALT DRIVEWAY AT 1369 THIRD STREET, RENSSELAER, NY.
3. A RESOLUTION ALLOWING THE USE OF RIVERFRONT PARK FOR THE ANNUAL WATER FESTIVAL PARTY FOR THE BURMESE COMMUNITY.
4. A RESOLUTION TRANSFERRING FUNDS FOR THE FIRE DEPARTMENT.
5. A RESOLUTION TO TRANSFER FUNDS FOR THE WATER DEPARTMENT.
6. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH M J ENGINEERING AND SURVEYING, PC, TO PROVIDE ENGINEERING SERVICES FOR THE REHABILITATION OF THE ROUTE 151 (3<sup>RD</sup> AVENUE BRIDGE) OVER THE EAST STREET AND AMTRAK BRIDGE.
7. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CLOUGH HARBOR & ASSOCIATES TO PROVIDE ENGINEERING SERVICES FOR PEDESTRIAN AND BYCYCLE IMPROVEMENTS TO ROUTE 20.

8. A RESOLUTION PAYMENT FOR RIGHT-OF-WAY ACQUISITIONS FOR THE RECONSTRUCTION OF BROADWAY, CITY OF RENSSELAER, NEW YORK.
9. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A SUPPLEMENTAL AGREEMENT WITH BERGMANN ASSOCIATES FOR ADDITIONAL ENGINEERING AND DESIGN WORK FOR THE REHABILITATION OF THE VIADUCT BRIDGE PIN # 1756.42.
- 10.A RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT BETWEEN CITY OF RENSSELAER AND FRASER, P.E. (A.K.A. WESTON SAMPSON).
- 11.A RESOLUTION ESTABLISHING A BUDGET LINE AND TO TRANSFER FUNDS FOR THE PLANNING DEPARTMENT.

By Alderperson : Stall

Seconded by Alderperson : \_\_\_\_\_

**#1**  
**A RESOLUTION ACCEPTING AN INSURANCE REIMBURSEMENT CHECK FOR THE POLICE DEPARTMENT**

The Council has deemed it necessary to accept an insurance check for the Police Department as reimbursement for the accident on February 25, 2011 involving Unit 26.

The Council hereby authorizes the Treasurer to make the following transfer in the 2010-2011 budget.

<b>REVENUE:</b>		
A0000-2680-0000	Insurance Recovery	\$3,645.10
	<b>TOTAL</b>	<b>\$3645.10</b>

<b>EXPENDITURE:</b>		
A3120-0203-0000	Vehicle Maintenance	\$3,645.10
	<b>TOTAL</b>	<b>\$3645.10</b>

Approved as to form and sufficiency  
this 20<sup>th</sup> day of April 2011

*John A. Dickson*  
Corporation Counsel

*David J. Dwyer*  
Mayor

- MARION WEBBER
- JAMES VAN VORST
- PHIL ELACQUA
- GRETCHEN POOLE
- DOMINICK TAGLIENITO
- BRIAN STALL
- JAMES CASEY
- RICHARD MOONEY
- MARGARET VANDYKE
- HARRY ADALIAN

	AYES	NOES
✓		
✓		
✓		
✓		
✓		
✓		
✓		
✓		
✓		
✓		
Total	10	0





By Alderperson : Mooney

Seconded by Alderperson : \_\_\_\_\_

# #4 A RESOLUTION TRANSFERRING FUNDS FOR THE FIRE DEPARTMENT

The Council has deemed it necessary to transfer funds within the Fire Department to cover overtime expenses.

The Council hereby authorizes the Treasurer to make the following transfer in the 2010-2011 budget.

**FROM:**

A3410-01-03	Fire Drivers	\$30,000.00
A3410-01-13	Vacation Buy Back	1,000.00
A3410-01-11	E.M.T. Payments	1,500.00
A3410-04-01	Training New Firefighter	3,100.00
	<b>TOTAL</b>	<b>\$35,600.00</b>

**TO:**

A3410-01-08	Overtime	\$35,600.00
	<b>TOTAL</b>	<b>\$35,600.00</b>

Approved as to form and sufficiency  
this 20<sup>th</sup> day of April 2011

*John P. Hickory*  
Corporation Counsel

*David J. Stryker*  
Mayor

- MARION WEBBER
- JAMES VAN VORST
- PHIL ELACQUA
- GRETCHEN POOLE
- DOMINICK TAGLIENTO
- BRIAN STALL
- JAMES CASEY
- RICHARD MOONEY
- MARGARET VANDYKE
- HARRY ADALIAN

AYES	NOES
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
Total	10





By Alderperson : Mooney

Seconded by Alderperson : \_\_\_\_\_

#7 **A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CLOUGH HARBOR & ASSOCIATES TO PROVIDE ENGINEERING SERVICES FOR PEDESTRIAN AND BICYCLE IMPROVEMENTS TO ROUTE 20**

**WHEREAS**, the City of Rensselaer solicited a Request for Qualifications from qualified engineering firms for Project Scoping, Preliminary & Final Design Services, for the Pedestrian and Bicycle Improvements to Route 20 (PIN # 1757.35), and

**WHEREAS**, a selection committee was established to evaluate the proposals received, and

**WHEREAS**, the selection committee determined that Clough Harbor & Associates, Albany, New York was the most qualified firm of those submitting, and

**WHEREAS**, the City appropriated the funds for this project by resolution on September 16, 2009.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Rensselaer hereby authorize the Mayor to enter into an agreement with Clough Harbor & Associates to provide Project Scoping, Preliminary & Final Design Services for the Route 20 Pedestrian and Bicycle Improvements (PIN # 1757.35) for a fee of One Hundred Eighty Eight Thousand Dollars (\$188,000.00) of which Eighty (80%) percent, One Hundred Fifty Thousand Four Hundred Dollars (\$150,400.00) will be reimbursed by the New York State Department of Transportation. The City of Rensselaer will be responsible for Twenty (20%) percent, Thirty Seven Thousand Six Hundred Dollars (\$37,600.00), and

**BE IT FURTHER RESOLVED**, that said agreement shall be of form and sufficiency acceptable to the office of the Corporation Counsel.

Approved as to form and sufficiency  
this 20<sup>th</sup> day of April 2011

*James P. Stucky*  
Corporation Counsel

Approved by:

*Daniel J. Dwyer*  
Mayor

Resolution 2011-042011

- MARION WEBBER
- JAMES VAN VORST
- PHIL ELACQUA
- GRETCHEN POOLE
- DOMINICK TAGLIENTO
- BRIAN STALL
- JAMES CASEY
- RICHARD MOONEY
- MARGARET VANDYKE
- HARRY ADALIAN

AYES	NOES
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
Total	10 0

By Alderperson : Mooney

Seconded by Alderperson : \_\_\_\_\_

**#8 A RESOLUTION PAYMENT FOR RIGHT-OF-WAY ACQUISITIONS FOR THE RECONSTRUCTION OF BROADWAY, CITY OF RENSSELAER, NEW YORK**

WHEREAS, on December 12<sup>th</sup>, 2010, the Common Council of the City of Rensselaer authorized the Mayor to take all necessary steps to acquire property required as Right-Of-Way for the Reconstruction of Broadway from Route 20 to the Viaduct Bridge, and

WHEREAS, the Mayor, on behalf of the City, has entered into purchase agreements for the required acquisitions, and

WHEREAS, the agreed upon purchase price for all properties is fair market value as determined by a licensed appraiser, and

WHEREAS, the purchase of the properties is required for and included in the eligible expenses for the Reconstruction of Broadway.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Rensselaer hereby authorizes the Mayor to purchase the properties and easements described below:

Tax Parcel ID	Property Owner	Just Compensation
Part of 143.67-1-7.2	223 Broadway, Inc.	\$5,100.00
Part of 143.60-2-18	Capital District Transportation Authority	\$3,100.00
Part of 143.60-2-8	Capital View Office Park	\$9,400.00
Part of 143.60-2-35	Capital District Transportation Authority	\$1,500.00
Part of 143-44-1-1.1 (temp. construction easement)	AMTRAK	\$8,200.00

Approved as to form and sufficiency  
 this 20<sup>th</sup> day of April 2011

*John P. Dickson*  
 Corporation Counsel

Approved by:

*Daniel J. Dwyer*  
 Mayor

Resolution 2 Broadway 04/2011

- MARION WEBBER
- JAMES VAN VORST
- PHIL ELACQUA
- GRETCHEN POOLE
- DOMINICK TAGLIENTO
- BRIAN STALL
- JAMES CASEY
- RICHARD MOONEY
- MARGARET VANDYKE
- HARRY ADALIAN

	AYES	NOES
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
Total	10	0

By Alderperson : Mooney

Seconded by Alderperson : \_\_\_\_\_

**#9 A RESOLUTION AUTHORIZING THE MAYOR TO  
ENTER INTO A SUPPLEMENTAL AGREEMENT WITH  
BERGMANN ASSOCIATES FOR ADDITIONAL  
ENGINEERING AND DESIGN WORK FOR THE  
REHABILITATION OF THE VIADUCT BRIDGE PIN #  
1756.42**

WHEREAS, the City of Rensselaer has undertaken the rehabilitation of the Broadway from Route 20 to the Broadway Viaduct Bridge (PIN# 1756.42) utilizing Federal Highway Bridge Replacement and Repair (HBRR) funding, and

WHEREAS, the engineering firm of Bergmann Associates was retained by the City for engineering and design services and they have submitted a Consultant Supplemental Agreement for items not included in the original engineering agreement including additional design tasks, construction support and construction inspection services.

NOW, THEREFORE BE IT RESOLVED, that the Mayor of the City of Rensselaer is hereby authorized to enter into a supplemental agreement with Bergmann Associates for a total of Four Hundred Forty Thousand Dollars (\$440,000.00). Federal and State funds will reimburse Four Hundred Eighteen Thousand Dollars (\$418,000.00), ninety-five percent (95%) of these increased costs and the City will assume Twenty Two Thousand Dollars (\$22,000.00) the cost of five percent (5%) of the services.

Approved as to form and sufficiency  
this 20<sup>th</sup> day of April 2011

*John P. Hickox*  
Corporation Counsel  
*David Pulay*  
Mayor

	AYES	NOES
MARION WEBBER	✓	
JAMES VAN VORST	✓	
PHIL ELACQUA	✓	
GRETCHEN POOLE	✓	
DOMINICK TAGUENTO	✓	
BRIAN STALL	✓	
JAMES CASEY	✓	
RICHARD MOONEY	✓	
MARGARET VANDYKE	✓	
HARRY ADALIAN	✓	
Total	10	0

Resolution re: rehab viaduct 04042011

By Alderperson : Moonev

Secoeded by Alderperson : \_\_\_\_\_

**#10 A RESOLUTION AUTHORIZING AMENDMENT TO  
AGREEMENT BETWEEN CITY OF RENSSELAER AND  
FRASER, P.E. (A.K.A. WESTON SAMPSON)**

**WHEREAS**, the City of Rensselaer is desirous of amending its agreement with Fraser, P.E. (a.k.a. Weston Sampson) for engineering services in connection with the North Broadway Corridor Improvements Phase II, and

**WHEREAS**, the new tasks include but are not limited to developing mapping, an engineer's report and regulatory services, and

**WHEREAS**, these additional services shall cost the City Eight Thousand Five Hundred Dollars (\$8,500.00), and

**WHEREAS**, said amendment is annexed hereto.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the Mayor of the City of Rensselaer be authorized to execute Task Order No. 10-07.

Approved as to form and sufficiency  
this 20<sup>th</sup> day of April 2011

*John A. Nickerson*  
Corporation Counsel

*David J. Mooney*  
Mayor

Resolution/Task Order 7\_942011

- MARION WEBBER
- JAMES VAN VORST
- PHIL ELACQUA
- GRETCHEN POOLE
- DOMINICK TAGLIENTO
- BRIAN STALL
- JAMES CASEY
- RICHARD MOONEY
- MARGARET VANDYKE
- HARRY ADALIAN

	AYES	NOES
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
	✓	
Total	10	0

