

CITY OF RENSSELAER
IN
COMMON COUNCIL
REGULAR MEETING

NOVEMBER 6, 1991

The Council convened at 8:00 p.m. and was called to order by President Finlan. The Roll being called the following answered to their names:

President Finlan

Alderman: Sill
Conklin
Reynolds

Alderman: Falkouski
Stocklas

Alderman Falkouski moved that the minutes be adopted as printed subject to correction.

The Clerk reports that the Mayor had approved of all resolutions passed at the last meeting.

Alderman Falkouski moved that all bills and payrolls be referred to the Auditing Committee. The City Clerk reports that the City Bill, Water Department Bill, Water Maintenance, Highway Payroll and Planning & Development Agency amounted to:

CITY BILLS:	\$29,088.18
WATER DEPARTMENT BILLS:	\$ 7,143.45
WATER MAINTENANCE PAYROLL:	\$ 4,310.73
HIGHWAY PAYROLL:	\$18,792.51
PLANNING & DEVELOPMENT AGENCY:	\$27,802.30-CDBG \$7,546.00-Rental Rehab

Alderman Falkouski moved, seconded by Alderman Sill that all bills and payroll be allowed and ordered paid.

Claims: Louis Tolliver VS: The City of Rensselaer. Lori Toffolo vs: City of Rensselaer.

Andrew De Francesco was sworn in as Alderman of the Second Ward.

Next Meeting: November 20, 1991.

Alderman Conklin moved to adjourn at 8:20 p.m. seconded by Alderman Sill.

#195 BY ALDERMAN Falkouski

SECONDED BY ALDERMAN Sill

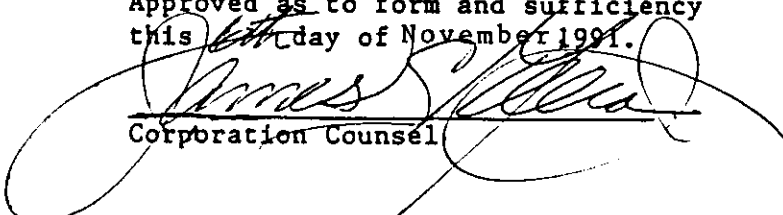
A RESOLUTION APPOINTING
ANDREW DE FRANCESCO AS ALDERMAN
OF THE SECOND WARD.

WHEREAS a vacancy in the office of Alderman of the Second Ward of the City of Rensselaer is vacant by reason of the resignation of John M. Mooney as the Alderman of said Ward, and

WHEREAS pursuant to Section 23 of the Rensselaer City Charter, the Common Council is authorized and empowered to appoint persons to fill any vacancies in elective offices of the City.

NOW THEREFORE BE IT RESOLVED that Andrew De Francesco of 78 Third Avenue, Rensselaer, New York is appointed as Alderman of the Second Ward effective November 6, 1991.

Approved as to form and sufficiency
this 6th day of November 1991.


Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

196 By Alderman Stocklas
 Seconded By Alderman Sill

RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,000.00 BOND ANTICIPATION NOTE OR NOTES OF THE CITY OF RENSSELAER, NEW YORK IN ANTICIPATION OF THE ISSUANCE OF \$6,000.00 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF PAYING FOR ESTIMATE NUMBER TWO CONTRACT EIGHT IN CONNECTION WITH THE JOINT WATER METERING BY JOHN DIGIULIO, CONTRACTOR.

WHEREAS, the City of Rensselaer has heretofore authorized and issued a Bond Anticipation Note in the amount of \$12,000.00 on November 14, 1990 to mature November 14, 1991 for the purpose of paying for Estimate Number Two Contract Eight in connection with the Joint Water metering by John J. DiGiGuilio, Contractor, and

WHEREAS, a portion of said \$12,000.00 note will be paid on November 14, 1991, to wit, the sum of \$6,000.00 and a new note issued in the amount of \$6,000.00 on November 14, 1991 to mature November 14, 1992, NOW THEREFORE,

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF RENSSELAER AS FOLLOWS:

SECTION 1. There shall be issued one Bond Anticipation note in the amount of \$6,000.00 by the City of Rensselaer in anticipation of the issuance of Serial Bonds by the City of Rensselaer, authorized by the Common Council by resolution dated November 7, 1990, adopted by the Common Council. Said note shall be issued for the purpose of renewing the Bond Anticipation note hereinbefore described. Neither was the note heretofore issued nor is this note issued in anticipation of an assessable improvement.

SECTION 2. The note herein authorized shall be issued in the name of the City by the Mayor and City Treasurer and attested by the City Clerk and sealed with the seal of the City.

SECTION 3. The note herein authorized shall be dated November 14, 1991 and mature November 14, 1992.

SECTION 4. The Treasurer of the City is hereby authorized and directed to proceed with the sale of said note at private sale for not less than par and accrued interest in accordance with the Local Finance Law of the State of New York at such time as the Treasurer shall determine. The Treasurer is hereby authorized to determine all matters in relation to said note not specifically determined by said resolution.

SECTION 5. The faith and credit of the City of Rensselaer is hereby pledged for the punctual payment of the principal and interest on said note. Said Bond anticipation note shall be paid from the proceeds of the sale of bonds in anticipation of which the note was issued or may be redeemed as provided by the Local Finance Law.

SECTION 6. This note shall be designated by the issuer as a "Qualified Tax Exempt Obligation" pursuant to the provisions of Section 265 of the Internal Revenue Code of 1986, as amended.

SECTION 7. This resolution shall be dated November 6, 1991 and shall take effect immediately.

Approved as to form and sufficiency
 this 6th day of November 1991.

James S. Millea, Jr.

Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

197

By Alderman Sill

Seconded By Alderman Conklin

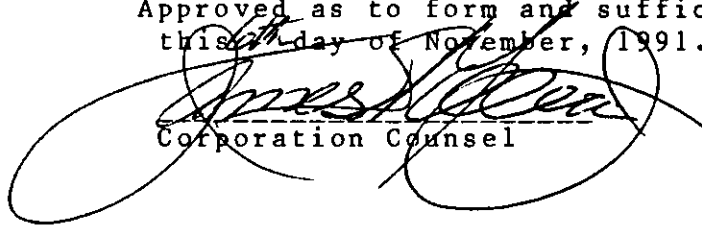
A RESOLUTION AUTHORIZING
THE ISSUANCE OF A PERMIT
TO CONSTRUCT A BUS SHELTER.

WHEREAS C.D.T.A. has requested that the City issue to it a permit to construct a bus shelter and bus stop sign on City property in the vicinity of the Rensselaer Community Center, and

WHEREAS the issuance of such a permit is in the best interests of the City and its residents.

NOW THEREFORE BE IT RESOLVED that the Mayor be and he hereby is authorized to issue a permit in substantially the same form as that appended hereto to the C.D.T.A. for the construction of a bus shelter and bus stop sign in the vicinity of the Community Center.

Approved as to form and sufficiency
this 7th day of November, 1991.

A large, stylized handwritten signature in black ink, written over a horizontal line. The signature is cursive and appears to be "James J. Conklin".

Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.
Noes: None. The President declared this resolution duly adopted.

198

By Alderman Sill

Seconded By Alderman Conklin

RESOLUTION TO REFUND
OVERPAID WATER BILL.

WHEREAS the water bill for the past 24 months on property at 3 Adams Street, Rensselaer was overpaid because the meter was estimated, and

WHEREAS the meter has now been reread and a correct reading obtained, and

NOW THEREFORE BE IT RESOLVED that the City Treasurer refund Ted Shippey, 3 Adams Street, Rensselaer, NY 12144 the sum of \$408.73.

Approved as to form and sufficiency
this ~~11th~~ day of November, 1991.



Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.
Noes: None. The President declared this resolution duly adopted.

199

By Alderman Sill

Seconded By Alderman Reynolds

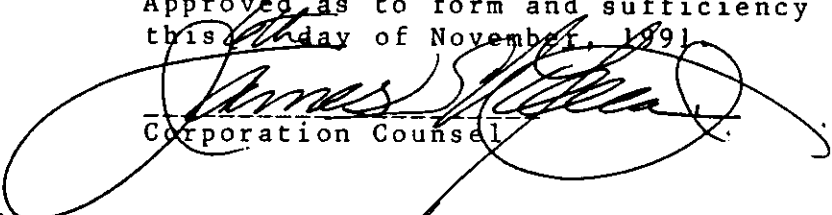
RESOLUTION TO REFUND
OVERPAID WATER BILL.

WHEREAS the water bill for the past 36 months on property at 1702 Sixth Street, Rensselaer was overpaid because the meter was estimated, and

WHEREAS the meter has now been reread and a correct reading obtained, and

NOW THEREFORE BE IT RESOLVED that the City Treasurer refund R. & W. Brayton, 1584 First Street, Rensselaer, NY 12144 the sum of \$37.72.

Approved as to form and sufficiency
this 10th day of November, 1991



Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.
Noes: None. The President declared this resolution duly adopted.

#200 Motion by Alderman Falkouski

Seconded by Alderman Conklin

RESOLUTION SCHEDULING A PUBLIC HEARING ON
THE PROPOSAL TO INCREASE THE MEMBERSHIP
OF THE RENSSELAER ZONING BOARD OF APPEALS

WHEREAS, under New York State General City Law it is possible by ordinance to increase the membership of the City of Rensselaer Zoning Board of Appeals to seven members; and

WHEREAS, with the present five-member Board it is difficult at times to obtain a quorum; and

WHEREAS, it is deemed to be in the best interest of the residents of the City of Rensselaer to expand the Zoning Board to seven members

NOW THEREFORE BE IT RESOLVED that a public hearing concerning the proposal to expand the City of Rensselaer Zoning Board of Appeals from five to seven members will be conducted by the Common Council on 20 November 1991 at 7:50 P.M. in the Common Council Chambers, City Hall; and

BE IT FURTHER RESOLVED that copies of said proposed ordinance shall be made available to the public in the City Clerk's Office at least one week preceding the public hearing; and

BE IT FURTHER RESOLVED that notice of such public hearing shall be posted and published in accordance with applicable statutory requirements.

Approved as to form and sufficiency
this 14th day of November 1991


Corporation Counsel

Maureen G. Nardacci
City Clerk

Joseph E. Harrigan
Mayor

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

#201

By Alderman J. Falkouski

Seconded By Alderman Stocklas

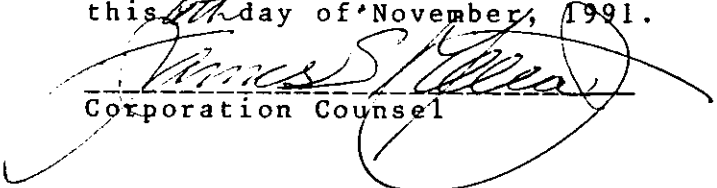
A RESOLUTION SCHEDULING
A PUBLIC HEARING FOR THE
PURPOSE OF CONSIDERING
ADOPTION OF AN ORDINANCE
ESTABLISHING A NO PARKING
ZONE ON BOTH SIDES OF GEORGE STREET
AT ITS INTERSECTION
OF WASHINGTON AVENUE.

WHEREAS application has been made for NO PARKING ZONES on the east and west side of George Street at its intersection with Washington Avenue for a distance of 30' from its intersection with Washington Avenue.

NOW THEREFORE BE IT RESOLVED that a public hearing concerning the adoption of an ordinance establishing NO PARKING ZONES be conducted by the Common Council on November 20, 1991 at 7:55 P.M. in the Common Council Chambers, City Hall, City and County of Rensselaer, New York, and

BE IT FURTHER RESOLVED that notice of such public hearing be posted in accordance with the statutory requirements in such cases made and provided.

Approved as to form and sufficiency
this 14th day of November, 1991.


Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

#202

By Alderman Sill

Seconded By Alderman Conklin

RESOLVED that upon recommendation of the Corporation Counsel the claim of Helen Damopoulos in the sum of \$80.25 for sewer damage in the cellar at 120 Third Avenue, City of Rensselaer be and the same is hereby approved, and

BE IT FURTHER RESOLVED that the Treasurer be and he hereby is authorized and directed to pay the sum of \$80.25 to Helen Damopoulos upon execution of a general release to the City of Rensselaer.

Approved as to form and sufficiency
this 17 day of November, 1991.


Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

203
By Alderman Falkouski

Seconded By Alderman Reynolds

HEALTH BENEFITS
TO RETIREES.

WHEREAS the City of Rensselaer has experienced a reduction in revenues due in part to the national recession, and

WHEREAS municipal employees are being encouraged through incentive, to separate from government service long before their expected retirement, and

WHEREAS City employees are eligible for early retirement under New York State retirement law, and

WHEREAS City employees are eligible for health benefits under City law based on length of service, and

WHEREAS the additional costs of incentives must be offset by over all cost reductions.

NOW THEREFORE BE IT RESOLVED that employees John Bauer and Joseph Forcinella be offered retiree health benefits to retire by December 30, 1991, and

BE IT FURTHER RESOLVED that the two resulting vacant positions in the Public Works Department may not be filled except by qualified City employees already employed.

Approved as to form and sufficiency
this 9th day of November, 1991.


Corporation Counsel

Ayes; Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

204 By Alderman Falkouski

Seconded By Alderman Sill

AN ORDINANCE PROVIDING FOR THE
POSTING OF STOP SIGNS AT THE
INTERSECTION OF SECOND STREET
AND CATHERINE STREET.

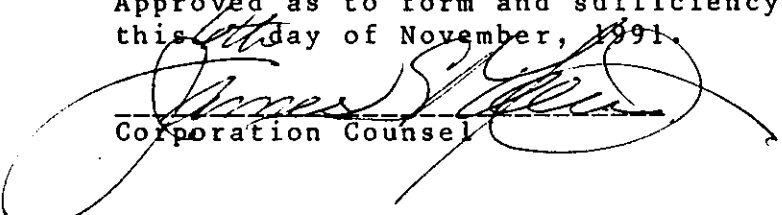
The city of Rensselaer, in Common council convened, does hereby ordain and enact:

1. It is hereby established that all motor vehicles shall come to a complete stop before entering the intersection of Second Street and Catherine Street in the City of Rensselaer from any direction.

2. The intersection of Second Street and Catherine Street shall be adequately marked by the posting of STOP signs therein and thereupon.

3. Any person violating the provisions of this ordinance shall be subject to a fine of not more than \$10.00 for each violation.

Approved as to form and sufficiency
this 6th day of November, 1991.



James S. Sill
Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes; None. The President declared this resolution duly adopted.

205

By Alderman Falkouski

Seconded By Alderman Conklin

A RESOLUTION AUTHORIZING
THE MAYOR TO ENTER INTO
A CONTRACT WITH
THE MOHAWK AND HUDSON
RIVER HUMANE SOCIETY.

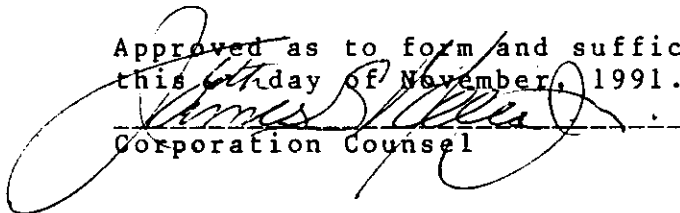
WHEREAS the Mohawk and Hudson River Humane Society has submitted a proposed contract that allows for the providing of their services to the City of Rensselaer; and

WHEREAS it appears to be in the best interest of the City of Rensselaer to avail itself of the services of the said society in that it provides and maintains a pound for seized dogs and cats and otherwise renders services pursuant to the rules and regulations of the Commissioner of Agriculture and Markets of the State of New York, and

WHEREAS said proposed contract provides for a term of one year commencing January 1, 1992 for the sum of \$6,000.00,

NOW THEREFORE BE IT RESOLVED, that the Mayor of the City of Rensselaer be and he is hereby authorized to do all things necessary to enter into and execute the aforesaid contract with the Mohawk and Hudson River Humane Society for the calendar year 1992.

Approved as to form and sufficiency
this 14th day of November, 1991.



Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.
Noes; None. The President declared this resolution duly adopted.

206 By Alderman Falkouski

Seconded By Alderman Conklin

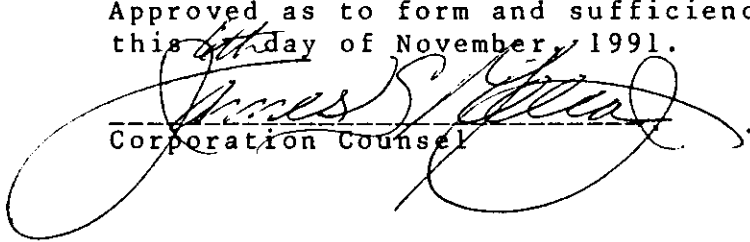
A RESOLUTION REAPPOINTING
DAVID WHITFORD AS ALDERMAN
OF THE NINTH WARD.

WHEREAS a vacancy in the office of Alderman of the Ninth Ward of the City of Rensselaer is vacant by reason of the resignation of David Whitford as the Alderman of said ward, and

WHEREAS pursuant to Section 23 of the Rensselaer City Charter, the Common Council is authorized and empowered to appoint persons to fill any vacancies in elective offices of the City.

NOW THEREFORE BE IT RESOLVED that David Whitford, 16 Woodland Avenue, Rensselaer, New York, is reappointed as Alderman of the Ninth Ward effective November 6, 1991.

Approved as to form and sufficiency
this 6th day of November, 1991.



Corporation Counsel

Ayes: Finlan, Sill, Conklin, Reynolds, Falkouski, Stocklas.

Noes: None. The President declared this resolution duly adopted.

I hereby certify that the foregoing is a true and correct copy of the meeting of the Board of Alderman held November 6, 1991.

Maureen G. Nardacci
City Clerk
City of Rensselaer