

CITY OF RENSSELAER  
IN  
COMMON COUNCIL  
REGULAR MEETING  
MARCH 18, 1992

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: Conklin	Alderman: Fahrenkopf
Cipollari	Stocklas
Reynolds	Whitford
Falkouski	

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

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

CITY BILLS:	\$51,955.68
WATER DEPARTMENT	\$ 3,401.13
WATER DEPARTMENT ADMINISTRATION PAYROLL:	\$ 3,183.97
Water MAINTENANCE PAYROLL:	\$ 3,625.11
WATER MAINTENANCE OVERTIME PAYROLL:	\$ 1,119.16
GENERAL CITY PAYROLL:	\$ 2,505.95
HIGHWAY PAYROLL:	\$17,327.15
HIGHWAY PAYROLL OVERTIME:	\$ 1,016.45
FIRE DEPARTMENT PAYROLL:	\$16,922.59
FIRE DEPARTMENT PAYROLL OVERTIME:	\$ 1,501.32
POLICE DEPARTMENT PAYROLL:	\$27,683.73
POLICE DEPARTMENT PAYROLL OVERTIME:	\$ 1,314.04
PLANNING AND DEVELOPMENT AGENCY PAYROLL:	\$ 5,563.08
COMMUNITY DEVELOPMENT BLOCK GRANT:	\$23,053.79
RENTAL REHABILITATION ACCOUNT:	\$
COMMON COUNCIL PAYROLL:	\$ 2,106.25

Alderman Falkouski moved, seconded by Alderman Conklin that all bills and payrolls be allowed and ordered paid.

The Clerk reports that the Mayor has approved of all Resolutions passed at the last meeting.

Alderman Conklin moved to adjourn at 8:10 p.m. seconded by Alderman Reynolds.

Next Meeting: APRIL 1, 1992

136

By Alderman Falkouski

Seconded By Alderman Conklin

A RESOLUTION TO REFUND  
OVERPAID SOLID WASTE BILL

WHEREAS the Solid Waste bill for the property at 56 Second Avenue, Rensselaer in the amount of \$60.00 was overpaid on December 11, 1991.

WHEREAS an exemption has been obtained.

NOW THEREFORE BE IT RESOLVED that the City Treasurer refund Mr. Ralph A. Marotta of 56 Second Avenue, Rensselaer, NY 12144, the sum of \$60.00.

Approved as to form and sufficiency  
this day of March, 1992.

James S. Millea Jr.  
Corporation Counsel

Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski, Stocklas,  
Whitford.

Noes: None

The President declared this resolution duly adopted.

137 By Alderman Falkouski

Seconded By Alderman Conklin

A RESOLUTION TO REFUND  
OVERPAID SOLID WASTE BILL

WHEREAS the Solid Waste bill for the property at 841 Second Street, Rensselaer in the amount of \$60.00 was overpaid on December 31, 1991.

WHEREAS an exemption has been obtained.

NOW THEREFORE BE IT RESOLVED that the City Treasurer refund Ms. Dorothy Wilbur of 841 Second Street, Rensselaer, NY 12144, the sum of \$60.00.

Approved as to form and sufficiency  
this 18day of March, 1992.

James S. Millea Jr.  
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Corporation Counsel

Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski,  
Stocklas, Whitford.

Noes: None

The President declared this resolution duly adopted.

138  
 BY ALDERMAN Conklin Seconded by Alderman Reynolds

WHEREAS, the City of Rensselaer is required to have an audit for Federal Funds received over \$100,000.00 and a General Audit of the City Funds, and

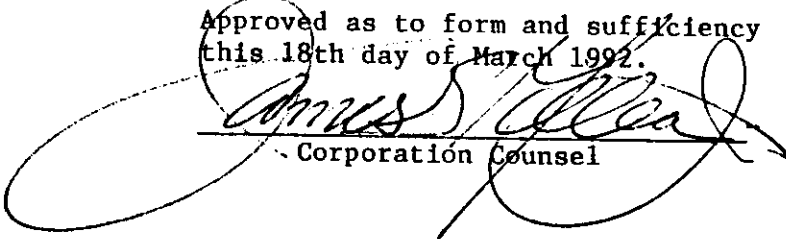
WHEREAS, the firm of Urbach, Kahn & Werlin has previously rendered services for previous audits, and

WHEREAS, Urbach, Kahn & Werlin, P.C. has submitted a proposal to complete an audit for City and Federal Funds for the period August 1, 1990 to July 31, 1991, and

WHEREAS, the proposal for the specified work to be done in said audit is the sum of \$15,375.00 to be shared by the City and CDBG Funds, NOW THEREFORE,

BE IT RESOLVED, that the Mayor enter into a contract with the Accounting Firm of Urbach, Kahn, & Werlin PC. to complete said audit.

Approved as to form and sufficiency  
 this 18th day of March 1992.

  
 Corporation Counsel

Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski,  
 Stocklas, Whitford.

Noes: None

The President declared this resolution duly adopted.

139

By Alderman Reynolds

Seconded By Alderman Stocklas

A RESOLUTION PERMITTING  
THE USE OF THE RIVERFRONT  
PARK FOR A MEMORIAL DAY RECEPTION  
UNDER THE BRIDGE.

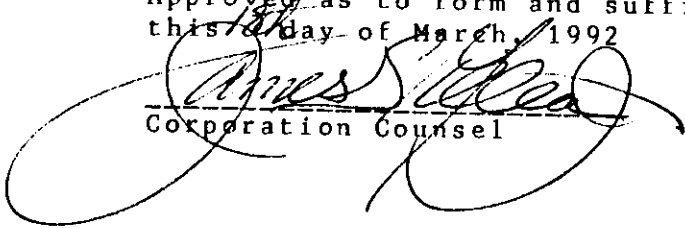
WHEREAS the Hill Hook and Ladder Fire Company are desirous of using the Riverfront Park for a reception on Memorial Day (May 24, 1992), and

WHEREAS it has been the custom of this City to permit such use for the furtherance of the aims of charitable and not-for-profit organizations of the City.

NOW THEREFORE BE IT RESOLVED that the Hill Hook and Ladder Fire Company be and they hereby are granted permission to use the Riverfront Park for the purpose of conducting a reception, on Memorial Day (May 24), after the parade, and

BE IT FURTHER RESOLVED that such permission is conditioned upon the delivery to the Corporation Counsel of the City of Rensselaer a certificate of insurance evidencing liability coverage in an amount not less than \$500,000.00 and specifically indemnifying the City on account of the activities planned.

Approved as to form and sufficiency  
this 14th day of March, 1992



Corporation Counsel

Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski,  
Stocklas, Whitford.

Noes: None

The President declared this resolution duly adopted.

140

**Motion by Alderman** Falkouski

**Seconded by Alderman** Whitford

**RESOLUTION AUTHORIZING THE MAYOR  
TO ENTER INTO A CONTRACT WITH  
A-1 DAN'S DEMOLITION OF RENSSELAER,  
NEW YORK, TO DEMOLISH THE BUILDING  
AT 1352 FIRST STREET**

**WHEREAS, the City of Rensselaer has taken title to the property at 1352 First Street; and**

**WHEREAS, the building at 1352 First Street is in a state of extreme dilapidation and has been declared by the Building and Zoning Administrator to be a danger to the public health and safety; and**

**WHEREAS, the Building and Zoning Administrator has solicited quotations from area demolition contractors and has determined that the price of \$9,100. quoted by A-1 Dan's Demolition of Rensselaer, New York is the lowest responsible quotation**

**NOW THEREFORE BE IT RESOLVED that the Common Council of the City of Rensselaer hereby authorizes the Mayor to enter into a contract with A-1 Dan's Demolition of Rensselaer, New York, to demolish the building at 1352 First Street which has been determined to be a danger to the public health and safety at a price of \$9,100.**

**Approved As To Form and Sufficiency  
this 18 Day of March 1992**

James S. Millea, Jr.  
**Corporation Counsel**

Maureen G. Nardacci  
**City Clerk**

Joseph E. Harrigan  
**Mayor**

- Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski, Stocklas, Whitford.
- Noes: None

The President declared this resolution duly adopted.

141

Motion by Alderman Reynolds

Seconded by Alderman Falkouski

RESOLUTION AUTHORIZING THE MAYOR  
TO ENTER INTO A CONTRACT WITH  
L & L BUILDING WRECKERS OF TROY,  
NEW YORK, TO DEMOLISH THE BUILDINGS  
1115 AND 1119 FIRST STREET

WHEREAS, the buildings at 1115 and 1119 First Street have been damaged by fire and have been declared by the Building and Zoning Administrator to be a danger to the public health and safety; and

WHEREAS, the City Engineer has inspected said buildings and confirmed the assessment made by the Building and Zoning Administrator as to the condition of the buildings; and

WHEREAS, the Building and Zoning Administrator has solicited quotations from area demolition contractors and has determined that the price of \$9,500. quoted by L & L Building Wreckers of Troy, New York is the lowest responsible quotation; and

WHEREAS, because of recent wind damage to the roof of 1115 First Street some demolition of the building had to done on an emergency basis

NOW THEREFORE BE IT RESOLVED that the Common Council of the City of Rensselaer hereby authorizes the Mayor to enter into a contract with L & L Building Wreckers of Troy, New York, to demolish the buildings at 1115 and 1119 First Street which have been determined to be a danger to the public health and safety at a price of \$9,500.

Approved As To Form and Sufficiency  
this 18 Day of March 1992

James S. Millea, Jr.  
Corporation Counsel

Maureen G. Nardacci  
City Clerk

Joseph E. Harrigan  
Mayor

- Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski, Stocklas, Whitford.
- Noes: None

The President declared this resolution duly adopted.

143

RESOLUTION AUTHORIZING THE ISSUANCE OF  
\$250,000.00 BOND ANTICIPATION NOTE OR  
NOTES OF THE CITY OF RENSSELAER, NEW YORK  
IN ANTICIPATION OF THE ISSUANCE OF \$250,000.00  
SERIAL BONDS OF THE CITY OF RENSSELAER FOR  
THE PURPOSE OF PAYING A PORTION OF THE COST FOR  
TWO "LIBERTY SERIES" 1991 FIRE TRUCKS.

WHEREAS, The Common Council of the City of Rensselaer has heretofore at this meeting duly adopted a resolution authorizing the issuance of certain Serial Bonds in the amount of \$250,000.00 for the purpose of paying a portion of the cost for Two "Liberty Series" Fire Trucks.

WHEREAS, there are no Bond Anticipation note or notes outstanding which have been previously issued in anticipation of the sale of said bonds, and

WHEREAS, the Common Council desires to provide for the issuance of Bond Anticipation Note or Notes in anticipation of the sale of said Bonds, Now

BE IT RESOLVED, by the Common Council of the City of Rensselaer as follows:

SECTION 1. A Bond Anticipation Note or Notes in the amount of \$250,000.00 shall be issued by the City of Rensselaer for the purpose aforesaid in anticipation of the sale of Serial Bonds of the City in the amount of \$250,000.00 as heretofore authorized by Resolution adopted at this meeting entitled, " RESOLUTION AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF PAYING A PORTION OF THE COST FOR TWO "LIBERTY SERIES" 1991 FIRE TRUCKS"

Said note or notes are not issued in anticipation of bonds for an assessable improvement. No Notes have been previously issued in anticipation of the sale of said bonds, this note or notes herein authorized being an original obligation.

SECTION 2. The Note or Notes authorized shall be dated and shall mature at such time as the Treasurer of the City shall determine but its maturity shall not be more than one year after its date.

SECTION 3. The Note or Notes hereby authorized shall be executed in the name of the City by the Mayor and City Treasurer, shall be attested by the City Clerk and sealed with the seal of the City. The note or notes shall be in such form as the Treasurer shall determine.

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

SECTION 5. The faith and credit of the City are hereby pledged for the punctual payment of the principal of and interest on said Bond Anticipation note or notes. Said Bond Anticipation note or notes shall be paid from the proceeds of the sale of Bonds in anticipation of which they are issued or may be redeemed as provided by the Local Finance Law of the state of New York.

SECTION 6. The sum of \$1,638.00 appropriated from current funds in the resolution adopted at this meeting authorizing said bonds shall be provided prior to the issuance of the note or notes herein authorized.

SECTION 7. This resolution shall be dated March 18, 1992 and shall take effect immediately.

Approved as to form and sufficiency this 18th  
day of 18 March 1992  
James S. Millea, Jr. Corporation Counsel

142

RESOLUTION AUTHORIZING THE ISSUANCE OF \$250,000.00  
SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE  
PURPOSE OF PAYING A PORTION OF THE COST FOR TWO  
"LIBERTY SERIES" 1991 FIRE TRUCKS.

BE IT RESOLVED, by the Common Council of the City of Rensselaser as follows:

SECTION 1. There shall be borrowed on the Credit of the City of Rensselaer the sum of \$250,000.00 and Serial Bonds shall be issued in the aggregate amount of \$250,000.00 or such lesser amount as may be required for the prupose of providing funds to pay a portion of the cost of for Two "Liberty Series" 1991 Fire Trucks.

SECTION 2. The maximum cost of the object or purpose described in Section 1 of this resolution is hereby estimated to be the sum of \$251,638.00.

SECTION 3. The plan for financing of the object or purpose described in Section 1 of this resolution is as follows: \$250,000.00 shall be provided by the issuance of Serial Bonds as herein authorized and the balance of the cost, to wit, \$1,638.00 shall be paid from budgetary appropriations and/or current funds of the City in Code No. A3410-4 . The said sum of \$1,638.00 shall be provided for said purpose prior to the issuance of the bonds herein authorized.

SECTION 4. It is hereby determined and declared that the period of probable usefulness of the object or purpose, or class thereof, for which the bonds herein authorized are to be issued is Ten years ( 10 ) and that Section 11:00 subdivision 27 of the Local Finance Law applies to such object or purpose or class thereof.

SECTION 5. The Treasurer is hereby authorized to proceed with the sale of said Bonds in the manner provided by law at such time as he shall determine and he is further authorized to determine, consistently with this resolution and with the provisions of the Local Finance Law, the date, maturities, forms, interest rate and all other matters relating to said bond.

SECTION 6. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the *Key Bank, N.A.* and said bonds shall be in coupon form and shall be signed by the Mayor and City Treasurer of the City of Rensselaer and shall be attested by the City Clerk and sealed with the Corporate seal of the City, and the coupons shall be authenticated by the facsimile signature of the Treasurer. Said bonds shall be of the denomination of \$500.00 and/or \$1,000.00 and shall be registerable as to principal and interest.

SECTION 7. The faith and credit of the City of Rensselaer shall be and are hereby pledged for the punctual payment of the principal and interest on said bonds and a tax shall be levied annually on all the taxable property in said City in an amount sufficient to pay the principal and interest on said bonds as the same shall become due.

SECTION 8. The validity of the bonds herein authorized may be contested only if: 1. such obligations are authorized for an object or purpose for which the City of Rensselaer is not authorized to expend money, and 2. the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after date of such publication, or 3. such obligations are authorized in violation of the Constitution.

SECTION 9. This resolution shall be dated March 18, 1992 and shall take effect immediately.

Approved as to form and sufficiency this  
18th day of March 1992  
James S. Millea, Jr.

144

Motion by Alderman Conklin

Seconded by Alderman Whitford

**RESOLUTION REFUNDING THE VARIANCE  
APPLICATION FEE PAID TO THE CITY OF  
RENSSELAER BY GERALD DUBOIS**

WHEREAS, on 28 January 1992 Gerald DuBois of Box 303, RD 1, Delmar New York, paid \$40.00 to the City for a Zoning Board of Appeals Variance Application for the purpose of constructing a two-family house on vacant land at 12 and 13 Riverside Avenue; and

WHEREAS, this fee was deposited with the City Treasurer that same day; and

WHEREAS, Mr. DuBois has subsequently withdrawn his variance application from consideration and his case will not be heard by the Zoning Board of Appeals

NOW THEREFORE BE IT RESOLVED THAT the Common Council of the City of Rensselaer hereby authorizes the City Treasurer to refund \$40.00 to Gerald DuBois which he paid to the City of Rensselaer for a variance application that he has since withdrawn.

Approved as to Form and Sufficiency  
this 18 Day of March 1992

James S. Millea, Jr.  
Corporation Counsel

Joseph E. Harrigan                      3/18/92  
Mayor    Date

Maureen G. Nardacci                      3/18/92  
City Clerk    Date

Ayes: Finlan, Conklin, Cipollari, Reynolds, Falkouski,  
Stocklas, Whitford  
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 March 18, 1992.

Maureen G. Nardacci  
City Clerk  
City of Rensselaer