

CITY OF WENDELAER
IN
COMMON COUNCIL
WEDNESDAY EVENING
JUL 21 1982
REGULAR MEETING

The Council convened at 8:04 o'clock P.M. and was called to order by Pres. Finlan.

The roll being called, the following answered to their names:

Pres. Finlan ☒

	Present	Absent
Alderman Fusco	☒	☐
Mooney	☒	☐
Conklin	☒	☐
Chambers	☒	☐

	Present	Absent
Alderman Nardacci	☒	☐
Falkouski	☒	☐
Jeffries	☒	☐
Groark	☒	☐
Frankoski	☒	☐

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

COMMUNICATIONS FROM THE MAYOR
HEADS OF THE DEPARTMENTS, AND CITY OFFICIALS

The Clerk reports that the Mayor had approved of all resolutions passed at the last meeting. except resolution #95

TREASURER'S REPORT
PRESENTATION OF ACCOUNTS

PRESENTATION OF PETITIONS AND ACCOUNTS

RESOLUTIONS

REPORT OF COMMITTEE

Alderman Groark moved to adjourn, seconded by Alderman Chambers

Received resolutions from
Common Council meeting
held July 21, 1982
from Andrew J. Pytell
on 7/22/82

Signed Randy Siegman

	AYES	NOES
EDWARD FINLAN		
MICHAEL FUSCO	☒	
JOHN MOONEY	☒	
RICHARD CONKLIN	☒	
DAVID CHAMBERS	☒	
FRED NARDACCI	☒	
MICHAEL FALKOUSKI	☒	
LESTER JEFFRIES	☒	
JAMES GROARK	☒	
RAYMOND FRANKOSKI	☒	
TOTAL		

WEDNESDAY EVENING

JUL 21 1982

Alderman moved that all bills and payrolls be referred to the Auditing Committee. The City Clerk reports that the City Bills, Water Department Bills, Water Maintenance Payroll and Highway Payroll amounted to:

City Bills	\$ 33,615.58
Water Department Bills	\$ 1,028.00
Water Maintenance Payroll	\$ 1,310.91
Highway Payroll	\$ 14,487.22

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

	AYES	NOES
EDWARD FINLAN		
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
RICHARD CONKLIN	✓	
DAVID CHAMBERS	✓	
FRED NARDACCI	✓	
MICHAEL FALKOUSKI	✓	
LESTER JEFFRIES	✓	
JAMES GROARK	✓	
RAYMOND FRANKOSKI	✓	
TOTAL		



THOMAS E. HENRY III
MAYOR

CITY OF RENSSELAER

OFFICE OF THE MAYOR

RENSSELAER, N.Y.

VETO MESSAGE Resolution 95

I herewith submit my veto of Resolution 95 for 1982, "An Ordinance banning the operation of unregistered and unlicensed motor vehicles within the City limits of the City of Rensselaer".

It is my feeling that this Ordinance should be in the form of a Local Law, rather than an Ordinance. In a rare move from tradition, the President of the Common Council allowed two persons to speak on this matter during the Regular Meeting and both of them spoke in opposition. I feel that because of this practice of not allowing the public to speak before or during the meeting, others may have been discouraged from expressing their feelings.

Furthermore, I feel that an inadequate amount of thought went into the preparation of the draft of this legislation, as evidenced by the fact that the offering Alderman made a statement that he felt a committee should be established to look into designating an area where use of "dirt bikes" would be allowed. I find it distressing that legislation of this sort would be offered without due consideration to it's impact and with the intent of possibly amending it shortly after it's implementation.

I further feel that to address only unregistered/unlicensed motorcycles is discriminatory in light of the concern expressed in the comments of one of our citizens relative to the use of unregistered/unlicensed snowmobiles as another source of trouble.

I do not oppose the concept of restriction of unregistered/unlicensed motor vehicle use, but feel that the format of a Local Law which requires a public hearing is more appropriate and that all other forms of motor vehicle causing a nuisance should be addressed.

Thomas E. Henry III
Mayor

PRODUCED BY ALDERMAN

Fusco

DATE

SECONDED BY THE REQUEST OF THE MAYOR

Conklin

SENT TO

COMMITTEE

DATE

RESOLUTION No.

95

- * AN ORDINANCE BANNING THE OPERATION OF UNREGISTERED AND UNLICENSED MOTORCYCLES WITHIN THE CITY LIMITS OF THE CITY OF RENSSELAER.

The City of Rensselaer, in Common Council convened, does hereby ordain and enact:

Section 1. Definitions

(a) Vehicle: Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

(b) Motor Vehicle: Every vehicle which is or may be operated or driven upon a highway which is propelled by any power other than muscular power and excluding and excepting: (1) electrically-driven invalid chairs being operated or driven by an invalid; (2) vehicles which run only upon stationary rails or tracks; (3) snowmobiles as defined in Section 2221 of the Vehicle and Traffic Law of the State of New York; (4) fire and police vehicles; and; (5) farm type tractors used exclusively for agricultural purposes, or for snow plowing, other than for hire, farm equipment, including self-propelled machines used exclusively in plowing, harrowing or handling farm produce, and self-propelled caterpillar or crawler type equipment while being operated on the contract site.

(c) Motorcycle: Every motor vehicle having a seat or saddle for the use of the rider/operator and designed to travel on not more than three(3) wheels in contact with the ground.

Section 2. Prohibition from operation of motorcycles within City Limits: It shall be unlawful to operate, drive, or use any unlicensed or unregistered motorcycle within the City limits of the City of Rensselaer.

Section 3. Violations/Penalties:

Any person, firm, corporation, association or organization whether as principal or agent, violating or assisting in the violation of any of the provisions of this ordinance shall be guilty of an infraction and upon conviction thereof, be sentenced to pay the following fines:

- (a) First offense: \$25.00
 (b) Second offense: \$50.00
 (c) Third and Subsequent Offenses: \$100.00

Continued-

CLERK'S RECORD

EXECUTIVE ACTION

SENT TO MAYOR
 SENT FROM MAYOR

APPROVED _____ DATE 7/19/12
 DISAPPROVED _____ VETO MESSAGE
 ATTACHED AND RETURNED TO CLERK

CITY CLERK

MAYOR

CITY OF RENSSELAER COMMON COUNCIL

PRODUCED BY ALDERMAN _____ DATE _____

AT THE REQUEST OF THE MAYOR

SENT TO _____ COMMITTEE _____ DATE _____

RESOLUTION No. _____

Continued-

Section 4. This ordinance shall take effect immediately upon completion of publication thereof pursuant to the provisions of the City Charter.

Dated: _____

Approved as to form and sufficiency this _____ day of _____, 1982.

Corporation Counsel

	AYES	NOES
EDWARD FINIAN		
MICHAEL FURCO		
JOHN MOONEY		
HIGHLAND GUNKLIN		
DAVID CHAMBERS		
FRED NARDACCI		
MICHAEL FALKOWSKI		
LESTER JEFFRIES		
JAMES GROARK		
RAYMOND FRANKOSKI		
TOTAL		

CLERK'S RECORD

TO MAYOR _____
FROM MAYOR _____

CITY CLERK _____

EXECUTIVE ACTION

APPROVED _____ DATE _____
DISAPPROVED _____ VETO MESSAGE _____
ATTACHED AND RETURNED TO CLERK _____

MAYOR

by alderman Chambers
seconded by alderman -----
resolution no. 98-----

WHEREAS, the Common Council of the City of Rensselaer has previously approved the appointment of Marie Rhodes as Animal Control Officer and Gerald Rhodes as Assistant Animal Control Officer; and

WHEREAS, it is in the best interest of the citizens of the City of Rensselaer that the vehicle used in such work be clearly identifiable; and

WHEREAS, Gerald Rhodes has purchased two magnetic signs for his truck for such purposes;

NOW, THEREFORE, BE IT RESOLVED, that the City Treasurer be and he hereby is authorized and directed to issue a check in the amount of forty-two dollars and eighty cents (\$42.80) made payable to Gerald Rhodes, for reimbursement for said signs.

	AYES	NOES
EDWARD FINLAN		
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
RICHARD CONKLIN	✓	
DAVID CHAMBERS	✓	
FRED NARDACCI	✓	
MICHAEL FALIBUONI	✓	
LESTER JEFFRIES	✓	
JOHN S. GROARK	✓	
ANDREW FRANKSONI	✓	
TOTAL		

Approved as to form and sufficiency, this
21st day of July, 1982.

Robert D. Wilcox

Corporation Counsel

CLERK'S RECORD

SENT TO MAYOR _____
REC'D FROM MAYOR _____

CITY CLERK

EXECUTIVE ACTION

APPROVED _____ DATE _____
DISAPPROVED _____ VETO MESSAGE _____
ATTACHED AND RETURNED TO CLERK _____

MAYOR

OVER 60 YEARS IN BUSINESS

SEYMOUR SIGNS OF ALL KINDS

Neon SIGNS Plastic

SALES & SERVICE • PHONE 462-4843

PLANT:

OFFICE:

435 SECOND ST.
ALBANY, N.Y. 12208

108 QUAIL ST
ALBANY, N.Y. 12208

430-1527

TO

GERALD RHODES

TERMS:

INVOICE

DATE	11/7/80
CUSTOMER ORDER NO.	
SALESMAN	
VIA	

2 MAGNETIC

40.00

TAX 1

3.40

43.40

PAID

A 1½ per month service charge. Net 30 days from date of invoice.

Thank You!

CITY OF RENSSELAER COMMON COUNCIL

INTRODUCED BY ALDERMAN JEFFRIES
 seconded by Mooney
 AT THE REQUEST OF THE MAYOR

DATE _____

SENT TO _____ COMMITTEE

DATE _____

RESOLUTION NO. 99

WHEREAS, the Department of Public Works currently owns two (2) Elgin Pelican Street Sweepers, one (1) being a 1968 model and one (1) being a 1972 model, and;

WHEREAS, Wm. H. Clark Equipment Company, the area service agency for Elgin Sweepers, has provided the City with a statement of estimated repairs needed to make these sweepers fully operational amounting to \$13,632.40 for the 1968 model and \$10,582.00 for the 1972 model, and;

WHEREAS, the non-availability of current equipment has forced the Department of Public Works to lease a sweeper to clean the City streets, and;

WHEREAS, the Commissioner of Public Works has recommended that the City trade-in the two (2) current machines on one (1) new model,

NOW THEREFORE BE IT RESOLVED, that the Common Council hereby authorizes and directs the City Clerk to cause to be advertised for bid one (1) fully equipped combination pick-up sweeper/Front End Unloader.

BE IT FURTHER RESOLVED, that bids shall be submitted in accordance with specifications attached hereto and shall further be submitted with specifications of the equipment proposed to be furnished, and;

BE IT FURTHER RESOLVED, that bids will be received at the office of the City Clerk, Rensselaer City Hall, 505 Broadway, Rensselaer, New York 12144, until 3:00 PM, August 17, 1982 and all bids received shall be opened and read aloud at the Regular Meeting to be held on August 18, 1982 by the City Clerk, who is hereby designated the City's Agent for such purposes, and all bids shall further be accompanied by a bid bond in either certified check or sufficient surety in an amount equal to five percent (5% of the total bid;

BE IT FURTHER RESOLVED, that the Common Council of the City of Rensselaer reserves the right to accept or reject any and all bids so submitted to waive and informalities discovered therein, to readvertise for new bids at it's direction and in the event two or more bidders submit identical bids as to price, to award the contract to either bidder.

Approved as to form and sufficiency
 this 21st day of July, 1982.

Robert D. Wilson

Corporation Counsel

CLERKS RECORD

EXECUTIVE ACTION

SENT TO MAYOR _____
 FROM MAYOR _____

EDWARD FINLAN
 MICHAEL FUSCO
 JOHN MOONEY
 RICHARD CONKLIN
 DAVID CHAMBERS
 FRED NARDACCI
 MICHAEL FALKOWSKI
 LESTER JEFFRIES
 JAMES GROARK
 AND FRANKSON

CITY CLERK

MAYOR

AYES	NOES
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	
TOTAL	

APPROVED _____ DATE _____
 DISAPPROVED _____ VETO MESSAGE
 ATTACHED AND RETURNED TO CLERK

CITY OF RENSSELAER COMMON COUNCIL

INTRODUCED BY ALDERMAN JEFFRIES
 seconded by Conklin
 AT THE REQUEST OF THE MAYOR

DATE _____

SENT TO _____ COMMITTEE

DATE _____

RESOLUTION NO. 100

WHEREAS, the City of Rensselaer Planning and Development Agency has been approached by a businessman interested in establishing a small textile manufacturing operation within the City of Rensselaer, and;

WHEREAS, said businessman has expressed interest in securing industrial development agency funding, and;

WHEREAS, Huyck Felt has recently laid off a large number of trained textile employees in the City and the City is desirous of finding employment opportunities for these individuals;

NOW THEREFORE, BE IT RESOLVED that the Rensselaer Industrial Development Agency is expanded to Five (5) members and that membership will be granted to the incumbants of the following positions:

Mayor (Act as Chairman
 President Planning Commission
 Chairman Zoning Board of Appeals
 Majority Leader of Common Council
 Minority Leader of Common Council

Approved as to form and sufficiency
 this 21st day of July, 1982.

Robert D. Wilcox

Corporation Counsel

	AYES	NOES
AND FINLAN		
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
RICHARD CONKLIN	✓	
DAVID CHAMBERS	✓	
FRED NARDACCI	✓	
MICHAEL FALCONE	✓	
LESTER JEFFRIES	✓	
JOHN GROARK	✓	
AND FRANKOSKI	✓	
TOTAL		

CLERKS RECORD

SENT TO MAYOR _____
 FROM MAYOR _____

CITY CLERK

EXECUTIVE ACTION

APPROVED _____ DATE _____
 DISAPPROVED _____ VETO MESSAGE _____
 ATTACHED AND RETURNED TO CLERK

MAYOR

Seconded by Alderman Nardacci

TAX ANTICIPATION NOTE RESOLUTION AUTHORIZING
THE RENEWAL OF A TAX ANTICIPATION NOTE IN THE
AMOUNT OF \$50,000.00 IN ANTICIPATION OF THE
COLLECTION OF TAXES FOR THE FISCAL YEAR 1979-80.

WHEREAS, the City of Rensselaer has heretofore authorized and issued a Tax Anticipation note in the sum of \$70,000.00 on July 30, 1980 to mature July 30, 1981 in anticipation of the collection of taxes for the fiscal years 1979-80, and,

WHEREAS, said note was renewed in the sum of \$70,000.00 on July 30, 1981 to Mature July 30, 1982, and

WHEREAS, a portion of said \$70,000.00 note will be paid on July 30, 1982, to wit, the sum of \$20,000.00 and a new note issued in the sum of \$50,000.00 on July 30, 1982 to mature July 30, 1983, and

WHEREAS, the Common Council desires to renew said note in the sum of \$50,000.00 on July 30, 1982 to mature July 30, 1983, NOW THEREFORE,

Be It Resolved By The Common Council Of The City Of Rensselaer As Follows:

SECTION 1. The City of Rensselaer, New York, in anticipation of the collection of real estate taxes levied for the fiscal year commencing August 1, 1979 and ending July 31, 1980, pursuant to Section 24:00 Subsection A1 Subdivision (e) of the Local Finance Law shall issue and sell a tax anticipation note in the sum of \$50,000.00 to Mature July 30, 1983. The date of maturity of such note shall not and does not extend beyond the applicable period of Section 24:00 of said Local Finance Law, to wit, beyond one year from the date of issuance.

SECTION 2. The amount of City Taxes levied for the Fiscal Year commencing August 1, 1979 and ending July 31, 1980 remaining unpaid or uncollected against the note to be authorized and to be issued is \$70,000.00.

SECTION 3. That except as herein specifically prescribed, said note shall be of the date, form, content and place of payment at a rate of interest not exceeding the rate as may be determined by the City Treasurer, consistent however, with the provisions of the Local Finance Law of the State of New York. Said note shall be executed in the name of the City of Rensselaer by the Mayor and City Treasurer and shall bear the Corporate Seal of the City Attached hereto.

SECTION 4. That such note shall be sold at private sale by the City Treasurer at a price of not less than par value and accrued interest, if any, and upon the execution and sale of said note the same shall be delivered to the purchaser upon payment by him of the purchase price in cash to the City Treasurer. The receipt of such Treasurer shall be of full acquittance of such purchaser who shall not be obliged to see the application of the purchase money.

SECTION 5. The faith and credit of the City of Rensselaer, New York are pledged to the punctual payment of the principal of and interest on said note.

SECTION 6. The proceeds of such tax anticipation note need not be deposited in a special account but may be deposited and commingled with other funds of the issuer in a bank or Trust Company located and authorized to do business in this State. The proceeds of such note may be deposited to the General Fund of the City of Rensselaer, New York in the Fed Bank, Rensselaer, New York.

SECTION 7. This Resolution shall take effect immediately.

Approved as to form and sufficiency
this 21st day of July 1982.

Robert D. Wilcox
Corporation Counsel

	AYES	NOES
EDWARD FINLAN		
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
RICHARD CONKLIN	✓	
DAVID CHAMBERS	✓	
FRED NARDACCI	✓	
MICHAEL FALGOUT	✓	
LESTER JEFFRIES	✓	
JAMES GROARK	✓	
RAYMOND FRANKS	✓	
TOTAL		

BY ALDERMAN Council

RESOLUTION NO. mooney

seconded by 102

BE IT HEREBY RESOLVED, that the Common Council of the City of Rensselaer, New York hereby authorizes and approves the designation of a handicapped parking area on the east side of Broadway in front of 530 Broadway, City of Rensselaer for a length of (20) feet said premises being owned by John J. Keenan and this resolution being intended for the purpose of providing unobstructed parking for William H. Blowers; and

BE IT FURTHER RESOLVED, that the Commissioner of Public Works be and he hereby is authorized and directed to erect the necessary sign(s) for the purpose of effectuating this resolution; and

BE IT FURTHER RESOLVED, that this resolution shall have no force or effect unless and until the Clerk of the City of Rensselaer shall receive and approve an application for a handicapped parking permit to be submitted by William H. Blowers and communicate such approval to the Commissioner of Public Works.

	AYES	NOES
EDWARD FINLAN		
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
RICHARD CONKLIN	✓	
DAVID CHAMBERS	✓	
FRED NARBACCI	✓	
MICHAEL FALLOON	✓	
LESTER JEFFRIES	✓	
JAMES GROARK	✓	
RAYMOND FRANKS	✓	
TOTAL		

Approved as to form and sufficiency
this 21st day of July, 1982

Robert D. Wilcox
Corporation Counsel

CLERK'S RECORD

SENT TO MAYOR _____
REC'D FROM MAYOR _____

CITY CLERK

EXECUTIVE ACTION

APPROVED _____ DATE _____
DISAPPROVED _____ VETO MESSAGE _____
ATTACHED AND RETURNED TO CLERK _____

MAYOR

R E S O L U T I O N

By Alderman Jeffries

Seconded by Alderman Groark

RESOLVED, that JoAnn Kosinski be and she here-
by is authorized under the direction and supervision of the Department of
Public Works to lower so much of the curb at 25 Forbes Ave.
as may be necessary for driveway purposes.

This is a permit only revocable at the will of the Common Council.

Dated: July 21, 1982

Approved as to form and sufficiency

Robert D. Hilary
Corporation Counsel

	AYES	NOES
WARD-FINLAN		
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
RICHARD CONNOLLY	✓	
DAVID CHAMBERS	✓	
FRED NARDONE	✓	
MICHAEL PALMER	✓	
LESTER JEFFRIES	✓	
JAMES GROARK	✓	
RAYMOND FRANKLIN	✓	
TOTAL		

CITY OF RENSSELAER COMMON COUNCIL

INTRODUCED BY ALDERMAN JEFFRIES DATE _____
Second Reading Groark
 AT THE REQUEST OF THE MAYOR

SENT TO _____ COMMITTEE DATE _____

RESOLUTION NO. 104

WHEREAS, Employees of the City of Rensselaer Department of Public Works performed certain work on property owned by one Dominick Casullo, residing at 2A Farley Drive, Rensselaer, New York, and;

WHEREAS, during the course of performing said work on April 29, 1982, said employees caused to be broken a water closet owned by the said Dominick Casullo, and;

WHEREAS, the cost of removal of said broken water closet and the installation of a new replacement for same was \$98.00;

NOW THEREFORE, BE IT RESOLVED that the City Treasurer be and he hereby is authorized and directed to issue a check in the City's name, made payable to the order of Dominick Casullo in the amount of \$98.00. Said check shall be tendered to Mr. Casullo upon receipt by the Corporation Counsel of an appropriate release of claims.

Approved as to form and sufficiency
 this 21st day of July, 1982.

Robert D. Wilcox

Corporation Counsel

~~THO FINLAN~~
 MICHAEL FUSCO
 JOHN MOONEY
 RICHARD CONKLIN
 DAVID CHAMBERS
 FRED NARBACH
 MICHAEL PALMISTO
 LESTER JEFFRIES
 JAMES GROARK
 RAYMOND FRANKLIN

AYES	NOES
☒	☐
☒	☐
☒	☐
☐	☒
☒	☐
☐	☒
☒	☐
☒	☐
☐	☒
TOTAL	

CLERKS RECORD

SENT TO MAYOR _____
 FROM MAYOR _____

CITY CLERK

EXECUTIVE ACTION

APPROVED _____ DATE _____
 DISAPPROVED _____ VETO MESSAGE _____
 ATTACHED AND RETURNED TO CLERK

MAYOR

A resolution authorizing the Mayor to sign a contract with Local 2643 of the International Association of Fire Fighters covering terms and conditions of employment for the period August 1, 1981 to July 31, 1983 was tabled until copies of the contract could be studied.

Moved to be tabled by Alderman Jeffries.

Seconded by Alderman Frankoski.

AYES: Fusco, Mooney, Conklin, Chambers, Nardacci, Falkouski, Jeffries, Groark, Frankoski.

NOES: None.

Alderman Groark moved to adjourn, seconded by Alderman Chambers.

AYES: Fusco, Mooney, Conklin, Chambers, Nardacci, Falkouski, Jeffries, Groark, Frankoski.

NOES: None.

I hereby certify that the foregoing is a true and correct copy of the meeting of the Board of Aldermen of the City of Rensselaer held on July 21, 1982.

Andrew J. Pytell -sm
Andrew J. Pytell
Rensselaer City Clerk