

CITY OF RENSSELAER
IN
COMMON COUNCIL
WEDNESDAY EVENING
REGULAR MEETING

SEP 10 1979

The Council convened at 803 o'clock P.M. and was called to order by Pres. Stewart.

The roll being called the following answered to their names:

Alderman Fusco ✓
Mooney ✓
Grimaldi
Pytell ✓

Pres. Stewart ✓

Alderman Nardacci ✓
Falkouski ✓
Jeffries
Groark ✓
Jackson ✓

Alderman *Mooney*
subject to correction.

moved that the minutes be adopted as printed

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.

TREASURER'S REPORT

PRESENTATION OF ACCOUNTS

Alderman

Mooney moved that all bills and payrolls be referred to the Auditing Committee. All bills and payrolls be allowed and ordered paid.

PRESENTATION OF PETITIONS AND ACCOUNTS

RESOLUTIONS

REPORT OF COMMITTEE

ALDERMAN

Mooney

moved to adjourn, seconded by Alderman

Nardacci

WEDNESDAY EVENING

SEP 19 1979

Alderman *Mooney* 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 \$ *12,402.33*
 Water Department Bills \$ *5,893.81*
 Water Maintenance Payroll \$ *1,550.11*
 Highway Payroll \$ *11,477.17*

Alderman *Mooney* moved seconded by Alderman *Pytell* that all bills and payrolls be allowed and ordered paid.

	AYES	NOES
IRWIN STEWART	<i>K</i>	
MICHAEL FUSCO	<i>K</i>	
JOHN MOONEY	<i>K</i>	
JOSEPH GRIMALDI	<i>K</i>	
ANDREW PYTELL	<i>K</i>	
FRED NARDACCI	<i>K</i>	
MICHAEL FALKOWSKI	<i>K</i>	
LESTER JEFFRIES	<i>K</i>	
JAMES GROARK	<i>K</i>	
PATRICIA JACKSON	<i>K</i>	
TOTAL		



CITY OF RENSSELAER

OFFICE OF THE CITY CLERK

RENSSELAER, N. Y.

HARRY H. BEAUDIN, JR.
CITY CLERK

September 17, 1979

AGENDA FOR COMMON COUNCIL MEETING TO BE HELD SEPTEMBER 19, 1979

Open Salt Bid

Claim against City by Joseph Butler

RESOLUTIONS:

Polling places for Registration Day and Election Day.

Council approve preapplication for Small Cities Program Community Development Block Grant & authorizes Mayor to submit.

Mayor authorized to execute all necessary agreements on behalf of the City with the NYS Dept. of Transportation approving project and providing for Municipality's participation in the cost of the local share of the subject project, at a total cost for design, right-of-way acquisition, & construction not to exceed \$139,500. (Project- Third Ave. Bridge)

Lower Curb- Michael Fusco, Sr.- 78 Broadway.

Renew Bond Anticipation Note- \$4,000.00 (Portion of cost of an addition to G.S. Mink & T. Claxton Fire House.

Issue Serial Bonds- \$13,493.20 (Paying portion of cost of Storm Sewer Separation on South Street)

Issue Bond Anticipation Note \$13,493.20 (Paying portion of cost of Storm Sewer Separation of South Street)

CLAIMS

Mr. Joseph Butler vs. City of Rensselaer

We the Committee appointed to tabulate bids for the furnishing of rock salt for the winter of 1979-1980 for use by the Department of Public Works of the City of Rensselaer do hereby report as follows:

<u>BIDDER</u>	<u>AMOUNT</u>
International Salt Company	\$26.28 per TON

We therefore report that the lowest responsible bidder for the materials to be supplied was the International Salt Company in the sum of \$ 26.28 per TON per ton and we therefore recommend that the bid be awarded to International Salt Company at a price per ton of \$ 26.28.

COMMITTEE: *John F. Mooney*
Fred C. Nardacci
Michael J. Fusco, Jr.

BY ALDERMAN *Mooney*

RESOLVED that the Mayor be and he hereby is authorized and directed to enter into agreement with the International Salt Company for the furnishing all requirements for rock salt for the winter of 1979-1980 at a price of \$ 26.28 per ton.

Said agreement to be approved by the office of the Corporation Counsel.

2nd Nardacci

- IRWIN STEWART
- MICHAEL FUSCO
- JOHN MOONEY
- JOSEPH GRIMALDI
- ANDREW PYTELL
- FRED NARDACCI
- MICHAEL FALKOWSKI
- LESTER JEFFRIES
- JAMES GROARK
- PATRICIA JACKSON
- TOTAL

	AYES	NOES
IRWIN STEWART	✓	
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
JOSEPH GRIMALDI		
ANDREW PYTELL	✓	
FRED NARDACCI	✓	
MICHAEL FALKOWSKI	✓	
LESTER JEFFRIES	✓	
JAMES GROARK	✓	
PATRICIA JACKSON	✓	
TOTAL		

Approved as to form and sufficiency this 19th day of September, 1979.

Richard Smith
CORPORATION COUNSEL



INTERNATIONAL SALT COMPANY

A PART OF *Akzo* INC.

ADMINISTRATIVE HEADQUARTERS
Clarks Summit, Pennsylvania 18411
Phone: 717/587-5131
Telex: 83-1872
Cable: ISCO, Clarks Summit, Pa.

September 12, 1979

City of Rensselaer
Purchasing Department
505 Broadway
Rensselaer, New York 12144

Attention: J. Rita Peplowski
Purchasing Agent

Gentlemen:

We are pleased to submit the following quotation for your consideration:

BULK ICE CONTROL ROCK SALT

Truck Delivery

Minimum Truckload - 21 tons

\$26.28 per ton

Attached is a signed Non-Collusive Affidavit.

Attached is a certified check in the amount of \$460.00

Our delivered price(s) quoted applies f.o.b. your storage area with all transportation charges prepaid.

Terms of payment are net 30 days from shipment.

Bulk rock salt will be treated with an anti-caking agent.

We will protect our quoted price(s) on deliveries (and/or pickups) prior to and including March 31, 1980, provided our quotation is accepted and acknowledged* within 30 days from your bid opening date of September 19, 1979.

Thank you for the opportunity to submit our quotation.

Very truly yours,

(Mrs.) Joan K. Smargiassi
Public Contracts Clerk

/jks

NON-COLLUSIVE BIDDING CERTIFICATION

(a) by submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his knowledge and belief:

(1) The prices in this bid have been arrived at independently without collusion, consultation, communication or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.

(2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and,

(3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

(b) A bid shall not be considered for award nor shall any award be made where (a) (1) (2) and (3) above have not been complied with; provided, however, that if in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefor. Where (a) (1) (2) and (3) above have not been complied with the bid shall not be considered for award not shall any award be made unless the head of the purchasing unit of the state, public department or agency to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition.

The fact that a bidder (a) has published price lists, rates or tariffs covering items being procured, (b) has informed prospective customers of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same prices being bid, does not constitute without more, a disclosure within the meaning of subparagraph one (a).

2. Any bid hereafter made to any public authority or to any official of any public authority created by the state or any political subdivision, by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation or local law, and where such bid contains the certification referred to in subdivision one of this section, shall be deemed to have been authorized by the board of directors of the bidder, and such authorization shall be deemed to include the signing and submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation.

The Vendor hereby agrees to the provisions of Section 103-a of the General Municipal Law which requires that upon the refusal of a person, when called before a grand jury to testify concerning any transaction or contract with the state, any political subdivision thereof, a public authority or with any public department, agency or official of the state or of any political subdivision thereof or of a public authority, to sign a waiver of immunity against subsequent criminal prosecution or to answer any relevant question concerning such transaction or contract,

(a) such person, and any firm, partnership or corporation of which he is a member, partner, director or officer shall be disqualified from thereafter selling to or submitting bids to or receiving awards from or entering into any contracts with any municipal corporation or any public department, agency or official thereof, for goods, work or services, for a period of five years after such refusal, and

(b) any and all contracts made with any municipal corporation or any public department, agency or official thereof, since the effective date of this law, by such person, and by any firm, partnership, or corporation of which he is a member, partner, director or officer may be cancelled or terminated by the municipal corporation without incurring any penalty or damages on account of such cancellation or termination, but any monies owing by the municipal corporation for goods delivered or work done prior to the cancellation or termination shall be paid.

NOTE: This certificate must be dated, signed and submitted by prospective vendor with bid.

INTERNATIONAL SALT COMPANY



(Mrs.) Joan K. Smargiassi
Public Contracts Clerk

September 12, 1979

RESOLUTION AUTHORIZING THE RENEWAL OF A
 BOND ANTICIPATION NOTE OR NOTES OF THE
 CITY OF RENSSELAER IN THE AMOUNT OF \$4,000.00
 IN ANTICIPATION OF THE ISSUANCE OF \$4,000.00
 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE
 PURPOSE OF PAYING A PORTION OF THE COST OF AN
 ADDITION TO G.S. MINK AND T. CLAXTON FIRE HOUSE.

WHEREAS, the City of Rensselaer has heretofore authorized and issued one Bond Anticipation Note in the amount of \$9,907.00 on the 25th day of September 1978 to mature on September 25, 1979 for the purpose of paying a portion of the Cost of an addition to G.S. Mink and T. Claxton Fire House, and

WHEREAS, a portion of said \$9,907.00 will be paid on September 25, 1979, to wit, the sum of \$5,907.00 and a new note issued in the amount of \$4,000.00 on September 25, 1979 to mature September 25, 1980, 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 Four Thousand Dollars (\$4,000.00) by the City of Rensselaer in anticipation of the issuance of Serial Bonds of the City of Rensselaer authorized by the Common Council by Resolution dated November 16, 1977. 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 the sale of bonds for an assessable improvement.

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

SECTION 3. The note herein authorized shall be dated September 25, 1979 and mature September 25, 1980.

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 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 Section 60:00 of the Local Finance Law. 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 are 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 of the State of New York.

SECTION 6. This resolution shall be dated September 19, 1979 and shall take effect immediately.

Approved as to form and sufficiency
 this 19th day of September 1979

Richard Smith
 Corporation Counsel

And Nardacci

	AYES	NOES
IRWIN STEWART	✓	
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
JOSEPH GRIMALDI		
ANDREW PYTELL	✓	
FRED NARDACCI	✓	
MICHAEL FALKOWSKI	✓	
LESTER JEFFRIES		
JAMES GROARK	✓	
PATRICIA JACKSON	✓	

RESOLUTION

OF THE COMMON COUNCIL OF RENSSELAER, NEW YORK APPROVING A FEDERAL-AID PRIMARY, SECONDARY AND/OR URBAN SYSTEM PROJECT AND/OR FEDERAL-AID HIGHWAY SAFETY PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE MUNICIPALITY TO CONTRIBUTE THE LOCAL SHARE IN THE COST OF PRELIMINARY ENGINEERING AND RIGHT-OF-WAY INCIDENTAL WORK FOR SUCH PROJECT AND ANTICIPATING A FURTHER RESOLUTION WHICH WOULD AUTHORIZE THE MUNICIPALITY TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION OF SUCH PROJECT AND AUTHORIZING THE MAYOR OF THE CITY TO EXECUTE AN AGREEMENT ON BEHALF OF THE MUNICIPALITY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF THE WORK OF SUCH PROJECT AND FOR THE PARTICIPATION BY THE MUNICIPALITY IN THE NON-FEDERAL SHARE OF THE COSTS OF THE PROJECT.

WHEREAS, a Project for the replacement of the bridge carrying Third Avenue over East Street and the ConRail and Amtrak railroad tracks in Rensselaer, New York funded under the Federal-Aid Primary, Secondary and/or Urban System Program and/or Federal-Aid Highway Safety Program as provided for by Sections 103, 105, 106, 109, 117 and 120 and/or Sections 130, 135, 144, 151, 152, 153 and 219 of Title 23 U.S. Code calls for the apportionment of costs for the program to be borne at the ratio of 80% Federal funds and 20% State or local funds; and

WHEREAS, the City of Rensselaer desires to advance the project which is not or portions of which are not on the State Highway System by authorizing the Municipality to participate in a share of the cost of preliminary engineering and/or right-of-way incidental work, including final design of the project or portions of the project not on the State Highway System.

NOW, THEREFORE, the Rensselaer Common Council, duly convened does hereby

RESOLVE, that it be understood that this statement in no way diminished the City of Rensselaer's rights under present procedures to review and comment on specific stages of the project; and it is further

RESOLVED, that it is understood that the City of Rensselaer shall provide 25% of the non-Federal share of the cost of construction of the subject project or portions of the subject project that are not on the State Highway System, estimated to be \$125,000, before such construction can be authorized; and it is further

RESOLVED, that the Rensselaer Common Council hereby authorizes the City of Rensselaer to participate in the cost of preliminary engineering, including final design of the subject project or portions of the subject project that are not on the State Highway System, and/or in the costs of right-of-way incidental work by providing the local share of the cost; and it is further

RESOLVED, that this Authorization shall commit the City of Rensselaer to an amount not to exceed \$12,500 for the local share of the preliminary engineering including final design of the project and/or for the right-of-way incidental work; and it is further

RENSSELAER COMMON COUNCIL
19 September 1979

Resolution by Mooney

Second by _____

WHEREAS, the City has prepared the attached preapplication for a Small Cities Program Community Development Block Grant under the Housing and Community Development Act of 1977;

WHEREAS, the City has made information available to the public concerning the intent and provisions of said Act;

WHEREAS, the City did conduct two duly-advertised public hearings concerning this preapplication on 6 and 11 September 1979;

WHEREAS, citizen input received at these hearings has been incorporated in developing the attached preapplication; and

WHEREAS, the Common Council considers it beneficial to all residents of the City to seek and receive funds under the Housing and Community Development Act of 1977;

NOW, THEREFORE, BE IT RESOLVED that the Common Council hereby approves the attached preapplication and authorizes Mayor Joseph P. Mink, as Chief Executive Officer of the City, to submit said preapplication to the United States Department of Housing and Urban Development Buffalo Area Office in accordance with the requirements of 24 CFR, Part 570, Subpart F.

Approved as to form and sufficiency
this 12 day of September 1979

Richard F. Reilly

Richard F. Reilly
Corporation Counsel

Fred Nardacci

IRWIN STEWART
MICHAEL FUSCO
JOHN MOONEY
JOSEPH GRIMALDI
ANDREW PYTELL
FRED NARDACCI
MICHAEL FALKOWSKI
LESTER JEFFRIES
JAMES GROARK
PATRICIA JACKSON
TOTAL

	AYES	NOES
IRWIN STEWART	✓	
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
JOSEPH GRIMALDI		
ANDREW PYTELL	✓	
FRED NARDACCI	✓	
MICHAEL FALKOWSKI	✓	
LESTER JEFFRIES		
JAMES GROARK	✓	✓
PATRICIA JACKSON	✓	
TOTAL		

RENSSELAER COMMON COUNCIL
19 September 1979

Resolution by _____

Second by _____

WHEREAS, the City has prepared the attached preapplication for a Small Cities Program Community Development Block Grant under the Housing and Community Development Act of 1977;

WHEREAS, the City has made information available to the public concerning the intent and provisions of said Act;

WHEREAS, the City did conduct two duly-advertised public hearings concerning this preapplication on 6 and 11 September 1979;

WHEREAS, citizen input received at these hearings has been incorporated in developing the attached preapplication; and

WHEREAS, the Common Council considers it beneficial to all residents of the City to seek and receive funds under the Housing and Community Development Act of 1977;

NOW, THEREFORE, BE IT RESOLVED that the Common Council hereby approves the attached preapplication and authorizes Mayor Joseph P. Mink, as Chief Executive Officer of the City, to submit said preapplication to the United States Department of Housing and Urban Development Buffalo Area Office in accordance with the requirements of 24 CFR, Part 570, Subpart F.

Approved as to form and sufficiency
this _____ day of September 1979

Richard F. Reilly
Corporation Counsel

BY ALDERMAN: Mooney

RESOLVED, that the following places have been designated as Polling Places for Registration Day Saturday, September 29, 1979 from 1:00 P.M. to 9:00 P.M. also for Election Day, Tuesday, November 6, 1979 from 6:00 A.M. to 9:00 P.M.

- First Ward Ring Fire Company
Second Ave. Renss. N.Y.
- Second Ward Fort Crailo School
Corner of 3rd Ave. & Washington Street.
Renss. N.Y.
- Third Ward Hart Hose Pumper #3
Herrick & East Streets
Renss. N.Y.
- Fourth Ward Hill Hooks Truck #1
Partition St. Renss. N.Y.
- Fifth Ward Mink's Fire Company
Broadway, Renss. N.Y.
- Sixth Ward Church of the Redeemer
Third & Catherine Streets
Renss. N.Y.
- Seventh Ward St. Joseph's Church
Third Street, Renss. N.Y.
- Eighth Ward Chemical #4 Fire Company
Fifth Street, Renss. N.Y.
- Ninth Ward First Baptist Church
Washington Ave. & Quay Street
Renss. N.Y.

2nd Nardacci

- IRWIN STEWART
- MICHAEL FUSCO
- JOHN MOONEY
- JOSEPH GRIMALDI
- ANDREW PYTELL
- FRED NARDACCI
- MICHAEL FALKOWSKI
- LESTER JEFFRIES
- JAMES GROARK
- PATRICIA JACKSON
- TOTAL

AYES	NOES
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	

Approved as to form and sufficiency this 19th day of September, 1979.

Richard F. Reilly
Richard F. Reilly
Corporation Counsel

By Alderman Mooney

Whereas, the City of Rensselaer is the owner of the following vehicles.

1. 1976 Chevrolet Malibu formerly used by the Police Department and Water Department.
2. 1973 Chevrolet formerly used by the Police Department and Public Works Department.
3. 1971 Dodge Dump Truck, Model D500 3/4 yard , and

Whereas, the above vehicles have been determined to be junk vehicles by the mechanical department and the Public Works Commission and

Whereas, this council determines that the above vehicles are of no further use to the City of Rensselaer and are deemed surplus property.

NOW THEREFORE BE IT RESOLVED that the Purchasing Agent be and she hereby is authorized and directed to sell at public auction the above described vehicles under the best terms and conditions as to the advantage of the City of Rensselaer may be possible.

Fred Nardacci

IRWIN STEWART
 MICHAEL FUSCO
 JOHN MOONEY
 JOSEPH GRIMALDI
 ANDREW PYTELL
 FRED NARDACCI
 MICHAEL FALKOWSKI
 LESTER JEFFRIES
 JAMES GROARK
 PATRICIA JACKSON
 TOTAL

AYES	NOES
✓	
✓	
✓	
✓	
✓	
✓	
✓	
✓	

Approved as to form and efficiency this 19th day of September, 1979.

Richard F. Reilly

 RICHARD F. REILLY
 CORPORATION COUNSEL

R E S O L U T I O N

By Alderman Pytell

RESOLVED, that Richard Whitford be and he here-
by is authorized under the direction and supervision of the Department of
Public Works to lower so much of the curb at 1224 Third Street, Rensselaer, N.Y.
as may be necessary for driveway purposes.

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

Dated: September 19, 1979

Approved as to form and sufficiency

Richard Michael
Corporation Counsel

Fred Nardacci

IRWIN STEWART
MICHAEL FUSCO
JOHN MOONEY
JOSEPH GRIMALDI
ANDREW PYTELL
FRED NARDACCI
MICHAEL FALKOWSKI
LESTER JEFFRIES
JAMES GROARK
PATRICIA JACKSON
TOTAL

AYES	NOES
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>

R E S O L U T I O N

By Alderman Fusco

RESOLVED, that Michael Fusco Sr. be and he here-
by is authorized under the direction and supervision of the Department of
Public Works to lower so much of the curb at 78 Broadway
as may be necessary for driveway purposes.

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

Dated: September 19, 19 79

Approved as to form and sufficiency

Richard Smith

Corporation Counsel

Anthony Pestell
2nd by J. Falkowski

	AYES	NOES
IRWIN STEWART	✓	
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
JOSEPH GRIMALDI		
ANDREW PYTELL	✓	
FRED NARDACCI	✓	
MICHAEL FALKOWSKI	✓	
LESTER JEFFRIES	✓	
JAMES GROARK	✓	
PATRICIA JACKSON	✓	
TOTAL		

By Alderman Mooney

Resolved that the Mayor be and he hereby is authorized and directed to accept on behalf of the City of Rensselaer a conveyance from Renwyck Housing Association to the City of Rensselaer a grant of easement for drainage purposes in accordance with attached proposed deed and description.

Approved as to form and efficiency this 19th day of September, 1979.

Richard F. Reilly
RICHARD F. REILLY
CORPORATION COUNSEL

Ind by Nardacci

	YES	NO
IRWIN STEWART	✓	
MICHAEL FUSCO	✓	
JOHN MOONEY	✓	
JOSEPH GRIMALDI		
ANDREW PYTELL	✓	
FRED NARDACCI	✓	
MICHAEL FALKOWSKI	✓	
LESTER JEFFRIES		
JAMES GROARK	✓	
PATRICIA JACKSON	✓	
TOTAL		

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT - THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY

THIS INDENTURE, made the _____ day of September, nineteen hundred and seventy-nine **BETWEEN** RENWYCK HOUSING ASSOCIATES, a New York limited partnership with offices at 20 Hallwood Road, Delmar, New York,

party of the first part, and the City of Rensselaer, a municipal corporation having its principal place of business at 505 Broadway in the City of Rensselaer, County of Rensselaer, New York

party of the second part,

WITNESSETH, that the party of the first part, in consideration of One (\$1)

dollars,

lawful money of the United States, and other good and valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land ~~with the buildings and improvements thereon~~ ~~located~~ ~~and~~ ~~more~~ ~~particularly~~ ~~bounded~~ ~~and~~ ~~described~~ ~~as~~ ~~described~~ ~~in~~ ~~Schedule~~ ~~"A"~~ ~~attached~~ ~~hereto~~ ~~and~~ ~~made~~ ~~a~~ ~~part~~ ~~hereof~~ ~~for~~ ~~all~~ ~~purposes.~~ ~~lying~~ ~~and~~ ~~being~~ ~~in~~ ~~the~~ ~~City~~ ~~of~~ ~~Rensselaer,~~ ~~County~~ ~~of~~ ~~Rensselaer,~~ ~~State~~ ~~of~~ ~~New~~ ~~York,~~ ~~and~~ ~~as~~ ~~more~~ ~~particularly~~ ~~bounded~~ ~~and~~ ~~described~~ ~~as~~ ~~described~~ ~~in~~ ~~Schedule~~ ~~"A"~~ ~~attached~~ ~~hereto~~ ~~and~~ ~~made~~ ~~a~~ ~~part~~ ~~hereof~~ ~~for~~ ~~all~~ ~~purposes.~~ situate,

It is the purpose of this conveyance to grant to the party of the second part an easement in, on, and to the property herein described and to permit the party of the second part to take whatever steps it deems necessary or advisable to insure proper and adequate surface and subsurface drainage, but the acceptance by the party of the second part of this easement shall not be construed to impose any obligation on the part of said party of the second part, but is permissive only.

with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof,

with the appurtenances and all the estate and rights of the party of the first part in and to

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been incumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires. **IN WITNESS WHEREOF**, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

RENWYCK HOUSING ASSOCIATES

DESCRIPTION OF PERMANENT DRAINAGE EASEMENT FROM
RENWYCK HOUSING ASSOCIATES
TO THE
CITY OF RENSSELAER
CITY OF RENSSELAER, COUNTY OF RENSSELAER
STATE OF NEW YORK

All that tract, piece or parcel of land situate, lying and being in the City of Rensselaer, County of Rensselaer, State of New York, and more particularly bounded and described as follows:

Beginning at a point on the Westerly line of a parcel of land known as "Housing For the Elderly", said point being 81.0 Ft. more or less on a bearing of S 23°-05'-00"W from the Northwesterly corner of said above parcel; thence on a bearing of S 47°-55'E and through the lands of said parcel for a distance of 201.0 Ft. more or less to a point, thence on a bearing of S 56°-25'E and continuing through the lands of said parcel for a distance of 224.0 Ft. more or less to a point on the Easterly line of said parcel; thence on a bearing of S 23°-05'-00" W and along said Easterly line for a distance 26.0 Ft. more or less to a point; thence on a bearing of N 56°-25' W and through the lands of said parcel for a distance of 228.0 Ft. more or less to a point; thence on a bearing of N 47°-55'W and continuing through the lands of said parcel for a distance of 197.0 Ft. more or less to a point on the Westerly line of said parcel of land; thence on a bearing of N 23°-05'-00" E and along said Westerly line for a

Description of Permanent Drainage Easement
From Renwyck Housing Associates

Page Two

distance of 26.0 Ft. more or less to the point or place of beginning, containing an area of 0.248 Acres or (10,787.38 Sq. Ft.) of land more or less.

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By Alderman

Mooney

Whereas, Rensselaer County Cablevision has requested a change of rate for cablevision service in the City of Rensselaer and

Whereas, the Cable Commission of the City of Rensselaer received the proposal of Rensselaer County Cablevision on April 6, 1979 and thereafter held a public hearing, pursuant to notice, on May 17, 1979 and

Whereas, after conducting the public hearing and after due consideration the Cable Commission of the City of Rensselaer recommends that a rate increase be granted under certain conditions and that the monthly rate to subscribers be increased from \$6.00 per month to \$8.50 per month.

NOW THEREFORE BE IT RESOLVED that the rate that Rensselaer County Cablevision may charge its subscribers be increased from \$6.00 per month to \$8.50 per month, to be effective at the time that all services and programing as authorized in the proposal of April 6, 1979 are instituted but in no event said rate shall be effective until December 1, 1979; that said rate shall continue for at least ^{TEN MONTHS} ~~one (1) year~~ and

BE IT FURTHER RESOLVED that any rate charged Senior Citizens shall bear the same percentage of the standard monthly rate as now charged.

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IRWIN STEWART
MICHAEL FUSCO
JOHN MOONEY
JOSEPH GRIMALDI
ANDREW PYTELL
FRED NARDACCI
MICHAEL FALKOWSKI
LESTER JEFFRIES
JAMES GROARK
PATRICIA JACKSON
TOTAL

AYES	NOES
✓	
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Approved as to form and efficiency this 19th day of September, 1979.

Richard F. Reilly

RICHARD F. REILLY
CORPORATION COUNSEL

**RESOLUTION AUTHORIZING THE ISSUANCE OF \$13,493.20
SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE
PURPOSE OF PAYING A PORTION OF THE COST OF STORM SEWER
SEPARATION ON SOUTH STREET.**

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

SECTION 1. There shall be borrowed on the credit of the City of Rensselaer the sum of \$13,493.20 and serial bonds shall be issued in the aggregate amount of \$13,493.20 or such lesser amount as may be required for the purpose of providing funds to pay for a portion of the cost of Storm Sewer Separation on South Street.

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 \$13,393.20.

SECTION 3. The plan for financing the object or purpose described in Section 1 of this resolution is as follows: \$13,493.20 shall be provided by the issuance of serial bonds herein authorized and the balance of the cost, to wit, shall be paid from budgetary appropriations, and/or current funds of the City in Code No. . The said sum of 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 Thirty years (30) and that Section 11:00 subdivision 4 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 rates and all other matters relating to said bonds.

SECTION 6. The principal of and interest on said bonds shall be payable in lawful money of the United States of America at the National Commercial Bank

SECTION 7. The faith and credit of the City of Rensselaer shall be and are hereby pledged for the punctual payment of the principal of 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 of 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, or (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 provisions of the Constitution.

SECTION 9. This resolution shall be dated September 19, 1979 and shall take effect immediately.

Approved as to form and sufficiency
this 19th day of September 1979.

Richard J. Reilly
Corporation Counsel

Dated at Rensselaer, New York
September 19, 1979

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IRWIN STEWART
MICHAEL FUSCO
JOHN MOONEY
JOSEPH CRIMALDI

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RESOLUTION AUTHORIZING THE ISSUANCE OF
\$13,493.20 BOND ANTICIPATION NOTE OR
NOTES OF THE CITY OF RENSSELAER IN
ANTICIPATION OF THE ISSUANCE OF \$13,493.20
SERIAL BONDS OF THE CITY OF RENSSELAER
FOR THE PURPOSE OF PAYING A PORTION OF THE
COST OF STORM SEWER SEPARATION ON SOUTH STREET.

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 \$13,493.20 for the purpose of paying a portion of the Cost of Storm Sewer Separation on South Street.

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,

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 \$13,493.20 shall be issued by the City of Rensselaer for the purpose aforesaid in anticipation of the sale of serial bonds of this city in the amount of \$13,493.20 as heretofore authorized by resolution adopted at this meeting entitled, " RESOLUTION AUTHORIZING THE ISSUANCE OF \$13,493.20 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF STORM SEWER SEPARATION ON SOUTH STREET"

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, the 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

(2)

all matters in relation to said note or notes not specifically determined by said resolution.

SECTION 5. The faith and credit of said City are hereby pledged for the punctual payment of the principal 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 the 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 -- 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 September 19, 1979 and shall take effect immediately.

Approved as to form and sufficiency

this 19th day of September 1979.

Richard Reich

Corporation Counsel

Dated at Rensselaer, New York
September 19, 1979

Andrew Pytell

IRWIN STEWART
MICHAEL FUSCO
JOHN MOONEY
JOSEPH GRIMALDI
ANDREW PYTELL
FRED NARDACCI
MICHAEL FALKOWSKI
LESTER JEFFRIES

AYES	NOES
✓	
✓	
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