





JAMES S. MILLEA  
CORPORATION COUNSEL

CITY OF RENSSELAER  
OFFICE OF THE CORPORATION COUNSEL

January 18th, 1952

Hon. Harvey C. Younghans  
City Clerk  
City Hall  
505-511 Broadway  
Rensselaer, New York

In Re: Gertrude La Mountain vs. City of Rensselaer

Dear Mr. Younghans:

Enclosed herewith you will please find Notice of Claim,  
a copy of which was this date served on me personally.

Very truly yours,

*James S. Millea*

JSM gtn

TO: COMMON COUNCIL, MAYOR, or CITY CLERK and CORPORATION  
COUNSEL OF THE CITY OF RENSSELAER, NEW YORK

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In the Matter of  
The Claim of Gertrude La Mountain  
-against-  
CITY OF RENSSELAER

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GENTLEMEN:

PLEASE TAKE NOTICE, that I, GERTRUDE LA MOUNTAIN, the claimant herein, residing at 1478 First Street, City and County of Rensselaer, State of New York, hereby make claim against the City of Rensselaer, New York, for the sum of Three Thousand (\$3,000.00) - - - - - Dollars; that an action will be commenced to recover the same pursuant to law and that the following is a statement made with reference to the said claim:

1. That at all times hereinafter mentioned the claimant resided at and now resides at 1478 First Street, City and County of Rensselaer, State of New York, and that her attorney is Arthur J. Harvey, whose office and post office address is 82 State Street, Albany, New York.

2. That the basis of the claim made herein is that of negligence and tort arising out of the gross carelessness and negligence of the City of Rensselaer, New York, its agents, servants and employees in carelessly and negligently creating, maintaining and permitting to exist a certain dangerous condition in and upon the public sidewalk on Fowler Avenue, and particularly on the southerly side thereof between First and Second Streets, all in the City of Rensselaer, N.Y., which dangerous condition caused sever

*Pratt refused to Cook Counsel Law Committee  
would that it be done*

personal injuries to the claimant herein.

3. That the time when, the place where, and the manner in which the claim arose are as follows:- On the 10th day of December, 1951, at approximately 4:45 P. M. thereof, the claimant was lawfully and properly walking as a pedestrian along the southerly side of said Fowler Avenue between First and Second Streets in the City of Rensselaer, New York, and proceeding thereon in an easterly direction when a pedestrian proceeding in the opposite direction stepped on the same slab of slate, or other similar material, upon which the claimant was walking and which constituted part of said public sidewalk. That such action resulted in the entire slab rocking, which caused the claimant to fall to the ground and resulted in the injuries hereinafter set forth.

4. The items of damage or injuries claimant sustained, as far as it is practicable to ascertain at this time are as follows:-

- (a) Bruises, contusions and lacerations of the left knee;
- (b) Bruises, contusions and lacerations of the calf of the left leg;
- (c) Severe physical nervous and mental shock resulting in great pain, agony and suffering.
- (d) Laceration of the left leg by broken glass and the imbedding of said glass in the said left leg;
- (e) That as a result of the above described injuries claimant was disabled, and may continue to be so disabled in the future from the said injuries.

5. That claimant has been compelled to and did incur debts and obligations in procuring medical attention in attempting to cure her said injuries, and as a result of her disability

has been unable to perform her usual occupation.

6. That as a result of the negligence of the City of Rensselaer as aforesaid, the claimant damaged the various items of clothing which she was then wearing.

7. That the said accident and resulting injuries to the claimant were caused by the negligence of the City of Rensselaer, New York, its agents, servants and employees, and through no fault of the claimant contributing thereto, That the negligence of the said City and its agents, servants and employees consisted among other things of maintaining, creating and permitting the existence of said dangerous obstruction forming a trap for passers-by, and in failing to provide any barrier, guard, or warning or other safety device for the protection of the pedestrians such as the claimant.

8. Claimant is informed and verily believes that the City of Rensselaer, New York, was given actual notice of the said defects on several occasions and further that such dangerous condition existed for so long a period of time that the same should have been discovered and remedied in the exercise of reasonable care and diligence.

9. Notice of intention to commence an action herein for the amount of damages hereinafter set forth and upon the facts hereinbefore set forth is hereby given and served upon the Corporation Counsel of the said City of Rensselaer, New York.

Your claimant therefore and hereby makes claim against the City of Rensselaer, New York, for the sum of Three Thousand (\$3000.00) Dollars.

Dated: Albany, New York, January 11 1952.

Gertrude LaMountain

Claimant.

#10

BY ALDERMAN PRATT:

WHEREAS, the RENSSELAER HOUSING AUTHORITY, of the City of Rensselaer, New York, is applying to the Public Housing Administration in accordance with the provisions of the United States Housing Act of 1937 as amended, for a preliminary loan in the amount of Seventy Thousand (\$70,000.00) DOLLARS to cover the costs of surveys and planning in connection with the development of not to exceed approximately one hundred fifty dwelling units of low-rent public houses; and

WHEREAS, there exists in the City of Rensselaer a need for such low-rent public housing at rents within the means of low-income families, especially families of living or deceased veterans and servicemen, which need is not being met by private enterprise; and

WHEREAS, such a condition constitutes a menace to the health, safety, morals and welfare of the inhabitants of the City of Rensselaer;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Rensselaer:

That the Common Council of the City of Rensselaer do, and it hereby does approve the application of the Rensselaer Housing Authority to the Public Housing Administration for a preliminary loan in an amount not to exceed Seventy Thousand (\$70,000.00) DOLLARS, to cover the costs of surveys and planning in connection with the development of not to exceed approximately one hundred fifty dwelling units of low-rent public houses in the City of Rensselaer, New York, and does hereby declare its intention to enter hereafter into an agreement with said Rensselaer Housing Authority for the local cooperation by the City of Rensselaer in the provision of said low-rent public housing which may be required by The Public Housing Administration pur-

By Alderman Pratt

- 2 -

2/6/52

suant to the United States Housing Act of 1937, as amended.

Approved as to form and sufficiency  
this 6th day of February, 1952.

*James S. Millea*  
CORPORATION COUNSEL

	AYES	NOES
W. HARDT	✓	
L. FEDIGAN	✓	
W. HOOGKAMP	✓	
J. DISTELL	✓	
S. BUONO	✓	
J. MC GOWAN	✓	
D. BOYD	✓	
J. R. HIGGINS	✓	
W. REIMANN	✓	
W. PRATT	✓	
TOTAL		

BILLS TO BE PRESENTED

788	Hale -Klahr	Fuel Oil	183.12
789	Socory Vacuum Oil Co	Mobilgas	81.24
790	"	Mobilgas	92.47
791	The Thomas Company	Powerfilm	50.96
792	Colonial Refining & Chemical Co	Kleen Sweep	20.00
793	Contractors Sales Co. Inc	Fan Belt	1.74
794	Abalene Pest Control Service, Inc	Exterminating Service	10.00
795	Premier Steel Co	Supplies	222.04
796	Kidde-Lux Products Co	Supplies	5.50
797	Mack Motor Truck Corp	Supplies	61.48
798	Ben Smith Machinery Co. Inc	Supplies	2.00
799	Al's Taxi, Inc	Service	5.00
800	W. L. Coughtry Co	Service	3.66
801	Mott-Manbeck Machinery Co., Inc	Supplies	4.50
<del>802</del>	<del>Louis Van Dyk</del>	<del>Supplies</del>	<del>118.81</del>
803	Rensselaer Builders Supply	Supplies	101.65
804	Shapiro's	Supplies	18.72
805	Boel's Oil Co.	Fuel Oil	180.00
806	Matthew Maloney	Gas	461.59
807	Austin Riley	Supplies	31.95
808	Heller's Food Market	Supplies	22.32
809	Bernard & Blanchard	Rock Salt	1.25
810	L. & M. Lurch	Supplies	1.95
811	P. & B. Electric Co	Repairs	9.75
812	Halumen's Service Station	Supplies & Service	18.90
813	Rensselaer Water Co	Service	1065.85
814	Patrick Kennedy	Meals	7.95
815	Leonard Slauson	Rubbish removed	32.75
816	New York Telephone Co	Service	23.96
817	Mike Best	Picking Up Hose	2.00
818	David O'Hanlon	"	4.00
819	James B. Van Dyk	"	4.00
820	Philip Moust	"	2.00
821	Herbert Ganance	"	2.00
822	Garry Wilmot	"	2.00
823	Fred Hutchison	"	2.00
824	John Prusky	"	2.00
825	Jack Faoust	"	2.00
826	Robert Graimaldi	"	2.00
827	New York Telephone Co	Service	195.45
828	Frank J. Polsinello	Dues	5.00
829	Edward J. Kroll	Repairs	174.51
830	Thomas Gleason	Services	416.70
831	William A. Carpenello	Ice	5.00
832	Raymond G. Delanry	Insurance	376.71
833	Charles Tracey	Service	71.38
834	Dwyer & Buchanan	Insurance	98.79
835	Niagara Mohawk	Service	245.41
836	George Morrissey Florist	Supplies	20.00
837	Gar Wood Industries, Inc	Supplies	36.47
838	George H. Mollenkopf	Supplies	207.49
839	Elbert Phillips	Expense	11.50
840	Al's Taxi	Service	5.00
841	Salvatore Zappala	Sand	893.80

BILLS TO BE AUDITED February 6, 1952

736	Niagara Mohawk Power Corp	Service	2834.25
737	Thomas J. Delaney	Acting City Judge	20.00
738	Hickey & Connolly	Insurance	181.45
739	Morgan Linens	Service	65.65
740	Alfred Kaufman	Supplies & Expense	8.15
741	Superior American Fire Alarm Co.	Repairs	25.00
742	Puro Filter Corp of America	Service	210.75
743	Rensselaer Water Co	Moving Hydrant	298.35
744	Rensselaer Water Co	Moving Hydrant	186.56
745	Rensselaer Water Co.	Service	1050.35
746	Leonard Slauson	Removing Rubbish	26.50
747	Western Union Telegraph Co	Service	4.80
748	Henry Reilly	Removing Snow	66.50
749	Matthew Bender & Co, Inc	Service	12.50
750	Rensselaer Window Cleaning Co	Washing Windows	50.00
751	The Callanan Rd Improvement Co	Supplies	295.80
752	Underwood Corp.	Repairs	46.25
753	Henry Meurs	Supplies	5.60
754	Custon Floors	Supplies	10.65
755	Socony Vacuum	Mobilgas	77.94
756	Socony Vacuum	Mobilgas	67.37
757	J. W. Wickens	Supplies	33.75
758	Abalene Pest Control Service Inc	Services	62.50
759	Abalene Pest Control	Services	10.00
760	Louis F. Dombrosch	Log Books	3.60
761	Seeley Polsinello	Supplies	34.45
762	Albany Rensselaer-Paint & Glass Co	Supplies	7.38
763	G. L. Sann	Fuel Oil	122.00
764	Ben Roth Typewriter Sales & Service	Adding Machine	235.00
765	W. Yates Lansing, Inc.	Stove Coal	116.83
766	W. Yates Lansing, Inc.	Flywood	5.76
767	Greens	Supplies	65.50
768	Greens	Supplies	13.50
769	Greens	Supplies	38.58
770	Green's	Supplies	10.40
771	Green's	Supplies	13.95
772	Green's	Supplies	8.95
773	Green's	Supplies	18.30
774	Green's	Supplies	25.90
775	Monroe Calculating Machine Co Inc	Machine Ribbon	1.00
776	Thomas Storey	Hauling snow	31.50
777	John Siligato	Hauling snow	14.00
778	Angelo Micheli	Hauling snow	35.00
779	Burns Pharmacy	Supplies	2.45
780	Elbert Phillips	Expenses	9.50
781	Hudson Valley Asbestos Corp	Service	40.00
782	Frank Alberti	Removing snow	24.50
783	Edward Ferguson	Removing snow	14.00
784	H.C. Younghans	Postage & Service	14.00
785	Richason Oil Co	Fuel Oil	390.40
786	Rensselaer Builders Supply	Supplies	274.55
787	New York Telephone Co	Service	101.48
787A	James S. Millea	Service	97.97
787B	Louis Van Dyk	Supplies	118.84

#7

By Ald Pratt 2nd by Higgins that the  
city clerk - - - - - to contact  
Raymond Delaney and have him place  
Liability Insurance on the city streets and  
sidewalks.

Dated Feb 6 -

Vote

Pres declared the motion duly adopted

#8 Ald Pratt moved 2nd by Dribell that the  
city treasurer - - - - - is  
to pay Henry Pistrin the sum of 5691.72 for  
work done on the Milk Fair house

Dated Feb 6 1952

Vote

Pres

There being only 1 bid received on  
Front End Road the same was  
received & not opened & the  
Council decided not to readvertise  
on the same but would consider  
the same at a later date

February 7, 1952

John F. Finch  
Rensselaer County Clerk  
Troy, N. Y.

Dear Mr. Finch:

At a regular meeting of the Common Council held February 6, 1952 at Rensselaer, N. Y. the following resolution was passed that

"RESOLVED, that Lodeamia T. Aldrich, residing at 1483 Third St. Rensselaer, N. Y. be and she hereby is appointed a Commissioner of Deeds, term commencing forthwith and expiring December 31, 1953."

Yours truly

City Clerk

# 9

BY ALDERMAN REIMANN:

Resolved, that Lodeamia T. Aldrich , residing at 1483 Third St Rensselaer N. Y. be and she hereby is appointed a Commissioner of Deeds, term commencing forthwith and expiring December 31, 1953.

Dated February 6, 1952

Approved as to form and sufficiency

James. S. Millea, Corp. Counsel

*Letter to county clerk*

	AYES	NOES
W. HARTD	✓	
L. FIDIGAN		
W. HOOGKAMP		
J. DISTELL	✓	
S. BUONO	✓	
J. MC GOWAN	✓	
D. BOYD	✓	
J. R. HIGGINS	✓	
W. REIMANN	✓	
W. PRATT	✓	
TOTAL		

# 11

BY ALDERMAN PRATT:

RESOLVED, that this Council do and it hereby does record its unqualified opposition to Senate-Intro 19, Print 19, by SENATOR WILLIAMSON, now before the Senate Judiciary Committee and its companion bill in the Assembly, Assembly Intro 84, Print 84, now before the Assembly Judiciary Committee for the reason that said bill among other things violates Home Rule, would make the City and Insurer of Person using its sidewalks and is in conflict with provisions of the City Charter relating to notice in sidewalk cases, and,

BE IT FURTHER RESOLVED, that the City Clerk be and he hereby is authorized and directed to forthwith mail certified copies of this resolution to SENATOR GILBERT T. SEELYE, ASSEMBLYMAN THOMAS BROWN, SENATOR PERRY W. WILLIAMSON, Chairman of Senate Judiciary Committee and ASSEMBLYMAN JUSTIN C. MORGAN, Chairman of Assembly Judiciary Committee together with letter requesting them to oppose said bill and vote against same when and if it comes up for passage.

Dated February 6, 1952

W. HART  
L. FEDIGAN  
W. HOOKKAMP  
J. DISTELL  
S. BUONO  
J. MC GOWAN  
D. BOYD  
J. R. HIGGINS  
W. REIMANN  
W. PRATT  
TOTAL

	AYES	NOES
W. HART	✓	
L. FEDIGAN		
W. HOOKKAMP	✓	
J. DISTELL	✓	
S. BUONO	✓	
J. MC GOWAN	✓	
D. BOYD	✓	
J. R. HIGGINS	✓	
W. REIMANN	✓	
W. PRATT	✓	
TOTAL		

Approved as to form and sufficiency

Corporation Counsel

#14

BY ALDERMAN FEDIGAN; *Pratt*

RESOLVED, that the City Clerk be and he hereby is authorized and directed to request the Mohawk Power Co to install the same style of Street light on Ring St. as proposed on Second Ave.

Dated February 6, 1952

Approved as to form and sufficiency

	AYES	NOES
W. MARBT	✓	
L. FEDIGAN		✓
W. HOOGKAMP		✓
J. DISTELL	✓	
S. BUONO	✓	
J. MC GOWAN		✓
D. BOYD	✓	
J. R. HIGGINS	✓	
W. REIMANN	✓	
W. PRATT	✓	
TOTAL		

# 13

BY ALDERMAN REIMANN:

RESOLVED, that the City Clerk be and he hereby is authorized and directed to notify the Niagara Mohawk Power Corporation to install two light fixtures on existing poles on Hazel Terrace South from Washington Avenue to City Line.

Approved as to form and sufficiency  
this 6th day of February, 1952.

*James J. Muller*  
CORPORATION COUNSEL

	AYES	NOES
W. HARTD	✓	
L. FEDIGAN		
W. HOOBKAMP		
J. DISTELL	✓	
S. BUONO	✓	
J. MC GOWAN	✓	
D. BOYD	✓	
J. L. HIGGINS	✓	
W. REIMANN	✓	
W. PRATT	✓	
TOTAL		

#12

BY ALDERMAN DISTELL

RESOLVED, that GEORGE EARON, owner of property at 362 East St. Rensselaer N. Y., be and he hereby be allowed the sum of Eight Hundred and fifty Dollars (\$850.00) for damage to his property caused by the over flow of the sewer, as recommended by the Corporation Counsel

January 2, 1952

Approved as to form and sufficiency

*James S. Millea* Corp Counsel  
James S. Millea  
Corp Counsel.  
*Law Corp with city Eng  
Pratt investigate the above  
and report back at next meeting*

	AYES	NOES
W. HARTDT		
L. FEIGMAN		
W. HOGGKAMP		
J. DISTELL		
S. BUONO		
J. MC GOWAN		
D. BOYD		
J. R. HIGGINS		
W. REIMANN		
W. PRATT		
TOTAL		

*next meeting*

*all Pratt moved 2nd by Distell that the Law  
Committee with the Corp Counsel and City Eng<sup>rs</sup>  
directed to make an investigation of the above and  
report back at the next meeting  
Vol*