

CITY OF DENVER  
 IN  
 COMMON COUNCIL  
 WEDNESDAY EVENING  
 REGULAR MEETING

*Oct 19, 1960*

The Council convened at *7:25* O'clock P. M. and was called to order by Pres. Hoogkamp.

The roll being called the following answered to their names:

Alderman Fedigan  
 Mooney ✓  
 Lithgow ✓  
 Buono ✓

Pres. Hoogkamp ✓

Alderman Farrell ✓  
 Stewart ✓  
 Ratcliffe  
 Leahey ✓  
 Pratt

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

COMMUNICATIONS FROM THE MAYOR  
 HEADS OF THE DEPARTMENTS AND CITY OFFICES

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

TREASURER'S REPORT

PRESENTATION OF ACCOUNTS

Alderman *Buono* moved that all bills be referred to the auditing committee.

All bills be allowed and ordered paid.

PRESENTATION OF PETITIONS AND ACCOUNTS

RESOLUTIONS

REPORT OF COMMITTEE

Alderman *Leahey* moved to adjourn, seconded by Alderman *Farrell*

	AYES	NOES
WILLIAM HOOBKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
IRWIN STEWART	✓	
EDWARD RATCLIFFE		
DONALD LEAHEY	✓	
WALTER S. PRATT		
TOTAL		

WATER DEPT.  
CLAIMS AUDITED OCTOBER 19, 1960

DESIGNED BY BUREAU MUNICIPAL ACCOUNTS—DEPT. STATE CONTROLLER

Folio No. \_\_\_\_\_  
Posted to C. B. p. \_\_\_\_\_

Claim No.	Warrant No.	CLAIMANT	DETAIL ACCOUNT CHARGEABLE				RESERVE CANCELLED		Paid by Check No.	Check Canceled
			Department	Account	Code No.	✓	Amount	Order No.		
1		Austin E. Riley	Supplies		261/62/2	✓		118.94		
2		Austin E. Riley & Son	"		261/62/2			27.50		
"		"	"		261/62/3			10.00		
3		Austin E. Riley & Son	"		261/62/2			10.00		
"		"	"		261/62/3			10.00		
4		L. Van Dyk Hardware	Supplies		261/62/3			10.00		
5		R. B. Wing & Son Corp.	Supplies		261/62/3			10.00		
6		Niagara Mohawk Power Corp	Service		261/62/4			10.00		
7		Niagara Mohawk Power Corp	"		261/62/4			10.00		
8		Niagara Mohawk Power Corp	"		261/62/4			10.00		
9		G. Harold March	Insurance		290/4b			10.00		
10		G. Harold March	"		290/4b			10.00		
11		G. Harold March	"		290/4b			10.00		
12		Louis A. Tucci	Chemist Service		261/62/4			100.00		

# CLAIMS AUDITED

DESIGNED BY BUREAU MUNICIPAL ACCOUNTS—DEPT. STATE COMPTROLLER

Folio No. \_\_\_\_\_  
Posted to C. B. p. \_\_\_\_\_

Claim No.	Warrant No.	CLAIMANT	DETAIL ACCOUNT CHARGEABLE			Code No.	RESERVE CANCELLED	Amount	Order No.	Amt. Allowed Payable from Fund	Paid by Check No.	Check Cancelled
			Department	Account								
34		Gordon Passino	Service		101.102/3	✓				-15.00		
35		Niagara Mohawk Power Corp	"		105/1					2.50		
36		Raymond V. Irish	Removing rubbish		125/1					24.75		
37		Mals Variety Store	Supplies		A200/2					23.50		
38	Void											
39		Raymond G. Delaney	Insurance		290/1b					1491.17		
40		Hickey & Connolly	Insurance		290/1b					580.93		
41		G. Harold March	"		290/1b					23.73		
42		Raymond G. Delaney	"		20-1/b					123.01		
43		New York Telephone Co	Service		74/1					9.00		
"		"	"		81/1					30.48		
"		"	"		82/1					6.00		
"		"	"		87/1					18.27		
44		Arvan Steel Co	Supplies		101/102/2					480.18		
45		Arvan Steel Co.	"		101/102/2					143.62		
46		Arvan Steel Co	"		101/102/2					440.01		
47		Mrs. M. M. Lemperle	Insurance		290/1b					120.19		
48		Jack R. Buchanan	"		290/1b					4.42		

17	James Van Vorst	Repairs	81/2						200.14
18	Paul J. Colvin	Repairs	81/2						106.00
19	Rensselaer Furniture Co	Sealey Mattress	81/2						59.00
20	RTA Distributors Inc	Monthly Rental Incl Maintenance	81A/1						17.55
21	Niagara Mohawk Power Corp	Service	81/4						316.59
22	Walter Foust	Cleaning Police Cars	82/2						24.30
23	P & B. Electric Co	Supplies	82/2						155.06
24	Austin E. Riley & Son	Supplies & Labor	82/2						10.50
"	"	"	82/3						1.50
25	Churchs Garage	Repairs	A82/2						5.00
"	"	"	A82/3						8.75
26	Churchs Garage	Labor	A82/2						4.00
27	C. L. Summer & Co.	Police Caps	A82/3						10.50
27A	B'way Snack Bar	Meals for Prisoners	82/4						9.85
28	State Equipment Co. Inc	Element	101/102/2						1.60
29	State Equipment Co. Inc	Gaskets	101/102/2						2.72
30	A. J. Martino's Taraco Garage	Repairs & Supplies	101/102/3						135.15
31	Austin E. Riley & Son	Supplies	101/102/3						13.85
32	Austin E. Riley & Son	"	101/102/3						16.85
33	John F. Lucas	Cleaning tanks & pump line	101/102/3						18.50

I hereby certify that the above claims (.....in number) were duly audited and ordered paid at a meeting of the..... held.....

City Clerk

TO THE TREASURER OF THE CITY OF RENNELAER, N. Y.:  
 Pay to the claimants named herein the amounts of the claims set opposite their respective names, and charge to the funds specified, and this shall be your warrant.

Date.....

(Mayor) .....  
 (City Clerk) .....

CITY CLAIMS AUDITED October 19, 1960

Folio No. \_\_\_\_\_  
Posted to C. B. p. \_\_\_\_\_

DESIGNED BY BUREAU MUNICIPAL ACCOUNTS—DEPT. STATE COMPTROLLER

Claim No.	Warrant No.	CLAIMANT	DETAIL ACCOUNT CHARGEABLE				RESERVE CANCELLED		Paid by Check No.	Check Canceled
			Department	Account	Code No.	✓	Amount	Order No.		
1		The Press Co. Inc	Advertising		10/1/4	✓		33.60		
2		Albany Times Union	"		10/1/4			17.36		
3		Albany Times Union	"		10/1/4			18.48		
4		Monroe Calculating Machine Co.	Maintenance Guarantee		1/1/2			40.00		
5		Greens Office Outfitters Inc.	Supplies		1/1/3			44.10		
"		"	"		1/3/3			10.79		
"		"	"		70/3			10.50		
6		John H. Malone	Conference Expenses		1/1/4			7.20		
7		U.S. Pencil Co. Inc	Ball Pencils		1/3/3			7.92		
8		Alfred J. Kaufman	Services(Sept)		58/1/4			416.66		
9		Henzel Powers Inc.	Supplies		7/4/2			297.60		
10		L. Van Dyk Hardware	Supplies		7/4/3			4.67		
"		"	"		81a/3			7.00		
"		"	"		101/102/2			57.51		
11		ALBANY Window Cleaning Co	Window Cleaning (Sept.)		7/4/4			100.00		
12		Otis Elevator Co.	Service (Oct.)		7/4/4			17.75		
13		Carl F. Rymaski	Picking Up Hose		81A/1			2.00		
14		William Scully	"		81A/2			2.00		
15		Charles Fellmuth	"		81A/2			2.00		
16		Robert Pahrenkopf	"		81A/2			2.00		

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In the Matter  
of the  
Claim of  
ALFRED R. WARREN  
-against-

THE CITY OF RENSSELAER, NEW YORK

\*\*\*\*\*

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE COMMON COUNCIL:  
CORPORATION COUNSEL OF THE CITY OF RENSSELAER AND THE  
MAYOR OF THE CITY OF RENSSELAER:

The claimant, Alfred R. Warren, as and for a Claim  
against said municipal corporation respectfully shows:

1. The claimant presently resides at the New Kenmore  
Hotel in the City and County of Albany, State of New York.
2. The attorney for the claimant is Daniel H. Mahoney  
and his P.O. Address is No. 218 State Street, Albany, New York.
3. The claim is founded on the negligence of the City  
of Rensselaer, New York, its officers, agents, servants and/or  
employees.
4. The claim arose on the 29th day of June, 1960, at  
approximately 4:30 p.m. of that day. That on the aforesaid date,  
the claimant, Alfred R. Warren, was arrested by two uniformed  
patrolmen, said patrolmen being employees of the City of  
Rensselaer, New York, and acting in their official capacity and  
after said arrest, the said claimant was taken to the City of  
Rensselaer jail, Broadway, in said City and while in said jail  
and while conducting himself in a peaceful and orderly manner,  
the said claimant was brutally assaulted and beaten by said  
policemen and those acting in concert and was severely bruised  
in and about the head, body, arms and legs and received a fracture  
to his shoulder, all of which caused him excruciating pain and  
necessitated hospitalization in the Veteran's Hospital in the

*Referred to City Council & Law Committee*

City of Albany, New York.

5. That due to and because of the aforesaid acts on the part of the agents, servants and/or employees of the City of Rensselaer, the said claimant was caused severe bodily injury and was caused to be hospitalized for a period of thirty-four days in the Veteran's Hospital in the City of Albany, New York and there to undergo extensive medical care and treatment in an effort to cure him of his said injuries and that during said hospitalization, the said claimant was dis-oriented in time and place and did not know of his surrounding circumstances or the reason for his hospitalization.

6. Upon information and belief, the said City of Rensselaer, acting through its agents, servants and/or employees was negligent as follows:

a] In failing to promulgate and enforce proper rules and regulations governing the conduct of its police officers in their duties as such policemen;

b] In failing to provide competent and trained policemen to carry out and enforce the law in an orderly and legal manner;

c] In failing, neglecting and/or omitting to take those precautions necessary under the circumstances to protect a citizen and more particularly the claimant herein from the vicious proclivities and propensities of the particular policemen involved in the assault upon the claimant herein;

d] In failing, neglecting and/or omitting to provide proper supervisory personnel in said police department to supervise, instruct and more particularly guard against occasions such as that herein described;

e] In failing, neglecting and/or omitting to take those precautions necessary under the circumstances to insure the safety and wellbeing of persons in the custody and control of

said police department and its officers and more particularly the claimant herein;

f] in allowing said police officers and/or personnel to strike, abuse, man-handle and otherwise violently lay hands on the said claimant herein in such a manner as to cause him grievous bodily harm and in complete violation of his rights under the Constitution of the United States and the laws of the State of New York in such cases made and provided;

g] in being otherwise careless and negligent under the circumstances.

7. That the aforesaid occurrence and the resulting injuries to the claimant were caused by the negligent acts and/or omissions of the City of Rensselaer, its officers, agents, servants and/or employees as hereinbefore enumerated and without any negligence or want of care on the part of the claimant herein contributing thereto.

8. That by reason of the aforesaid negligence of the City of Rensselaer, its officers, agents, servants and/or employees, the claimant was caused severe and crippling bodily injuries which caused him to be rendered sick, sore, lame and disabled and to suffer severe and excruciating pain and which further caused him to lose the emoluments of his labor and he is informed and verily believes that as a result of said injuries he will be caused to expend and/or incur large sums of money in the future in an attempt to cure himself of his said injuries and further he is informed and verily believes that he will be caused to lose large sums of money which would have been the emoluments of his labor had this occurrence hereinbefore described not taken place and that claimant is further informed and verily believes that due to and because of the severity of the beating and the injuries, that an underlying pathology of mental illness was caused to be exacerbated and aggravated, all to his damage in the

sum of One Hundred Thousand (\$100,000.00) Dollars, for which amount claim is herewith made.

WHEREFORE, the claimant herein demands that you pay his claim within the time provided by law and if you default therein, an action will be commenced by said claimant to recover the sum claimed herein.

*Alfred R. Warren*

STATE OF NEW YORK :  
COUNTY OF ALBANY :  
CITY OF ALBANY :

ALFRED R. WARREN, being duly sworn, deposes and says that he is the claimant herein and resides at the above post-office address; that he has read the foregoing Claim by him subscribed and knows the contents thereof and that the same is true to his knowledge except as to those matters alleged upon information and belief and that as to those matters he believes it to be true.

*Alfred R. Warren*

Sworn to before me this  
4th day of October, 1960.

*Thelma M. Murphy*  
Notary Public - Albany Co.

THELMA M. MURPHY  
Notary Public, State of New York  
Qualified in Albany County  
My Commission Expires March 30, 1961.

Alderman *Burn* moved that all payrolls and bills be referred to the auditing committee.

The City Clerk reports that the Water Dept. Payrolls and Street Payroll audited by the Committee and also City and Water Bills amounted to Water Dept. Payroll \$799.01, Street Payroll \$6,381.65, City Bills \$5,759.61 and Water Dept. Bills \$1,322.88.

Alderman *Burn* moved seconded by Alderman *Farrell* that all payrolls and bills be allowed and ordered paid.

	AYES	NOES
WILLIAM HOOKKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
IRWIN STEWART	✓	
EDWARD RATCLIFFE		
DONALD LEAHEY	✓	
WALTER S. PRATT		
TOTAL		

#117

By Alderman Lehey Farrell

Resolved, that the claim of John H. Kircher, Jr. ~~is~~ against the City of Bensenville for the sum of Three Hundred Eighteen and 25/100 (\$318.25) Dollars be and the same hereby is allowed and approved, and,

Be it further Resolved, that the City Treasurer be and he hereby is authorized and directed to the said sum of Three Hundred Eighteen and 25/100 (\$318.25) to the said John H. Kircher, Jr. upon presentation to him of a duly executed general release of all claims against the City after approval of the Corporation Counsel.

Dated Oct 19, 1960

Approved as to form this  
19th day of October, 1960  
James S. Milla  
Corp. Counsel.

	AYES	NOES
WILLIAM HOOKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
IRWIN STEWART	✓	
EDWARD RATCLIFFE		
DONALD LEAHEY	✓	
WALTER S. PRATT		
TOTAL		

#118

By Alderman Burr-Stewart

Resolved that the claim of Louise Thibe against the City for the sum of One Thousand (\$1,000.00) Dollars for damage sustained to her property at No. 20 Washington Street as a result of a breaking water main be and the same hereby is compromised and settled for the sum of Five Hundred (\$500.00) Dollars, and.

Be it further Resolved, that the City Treasurer be and he hereby is authorized and directed to pay the said sum of Five Hundred Dollars to the said Louise Thibe upon presentation to him of a duly executed general release of all claims against the City after approval of the Corporation Counsel.

Oct. 19th, 1960.

Approved as to form  
this 19th day of October, 1960

James S. Miller  
Corporation Counsel.

	AYES	NOES
WILLIAM HOOGKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELE	✓	
IRWIN STEWART	✓	
EDWARD RATCLIFFE		
DONALD LEAHEY	✓	
WALTER S. PRATT		
TOTAL		

#119

RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,800.00 SERIAL BONDS OF THE CITY OF RENSSELAER, NEW YORK FOR THE PURPOSE OF PAYING A PORTION OF THE COST TO CONSTRUCT A CONCRETE WALL AND IMPROVEMENT OF DRAINAGE FACILITIES OF A PORTION OF SECOND STREET AT A POINT SOUTH OF CENTRAL AVENUE.

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 \$6,800.00 and serial bonds shall be issued in the aggregate amount of \$6,800.00 or such lesser amount as may be required for the purpose of providing funds for the purpose of paying a portion of the cost to construct a concrete wall and improvements of drainage facilities of a portion of Second Street at a point south of central Avenue.

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 \$7,167.00.

SECTION 3. The plan for the financing of the object or purpose described in Section 1 of this Resolution is as follows: \$6,800.00 shall be provided by the issuance of serial bonds as herein authorized and the balance of the cost, to wit, \$367.00 shall be paid from budgetary appropriations and/or current funds of the City in Code No. A290-650. The said sum of \$367.00 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 5 years (5) and that Section 11.00 Subdivision 35 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 form, interest rate 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 and trust Company of Albany, Rensselaer Branch, Rensselaer, New York, and said bonds shall be in coupon form and shall be signed by the Mayor & Treasurer City of Rensselaer and shall be attested by the City Clerk and sealed with

the corporate seal of said 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, New York, 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 the date of such publications, or (3) such obligations are authorized in violation of the provisions of the Constitution.

SECTION 9. This resolution shall be dated October 19, 1960 and shall take effect immediately.

Approved as to form and sufficiency  
this 19th day of October 1960

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CORPORATION COUNSEL

Dated October 19, 1960

	AYES	NOES
WILLIAM HOOKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
IRWIN STEWART	✓	
EDWARD RATCLIFFE		
DONALD LEAHEY	✓	
WALTER S. PRATT		
TOTAL		

#120

RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,800.00 BOND ANTICIPATION NOTE OR NOTES OF THE CITY OF RENSSELAER IN ANTICIPATION OF THE ISSUANCE OF \$6,800.00 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF CONSTRUCTION OF A CONCRETE WALL AND IMPROVEMENT OF DRAINAGE FACILITIES OF A PORTION OF SECOND STREET AT A POINT SOUTH OF CENTRAL AVENUE.

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 \$6,800.00 for the purpose of construction of a concrete wall and improvement of drainage facilities of a portion of Second Street at a point south of Central Avenue.

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 \$6,800.00 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 \$6,800.00 as heretofore authorized by resolution adopted at this meeting entitled, "RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,800.00 BOND ANTICIPATION NOTE OR NOTES OF THE CITY OF RENSSELAER IN ANTICIPATION OF THE ISSUANCE OF \$6,800.00 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF CONSTRUCTION OF A CONCRETE WALL AND IMPROVEMENT OF DRAINAGE FACILITIES OF A PORTION OF SECOND STREET AT A POINT SOUTH OF CENTRAL AVENUE". 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 hereby 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 Treasurer, shall be attested by the City Clerk and shall be 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 for not less than par at accrued interest at a rate not exceeding five per centum (5%) per annum, 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 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 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 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 \$367.00 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 October 19, 1960 and shall take effect immediately.

Approved as to form and sufficiency  
this 19th day of October 1960

\_\_\_\_\_  
CORPORATION COUNSEL

Dated October 19, 1960

	AYES	NOES
WILLIAM HOOBKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
IRWIN STEWART	✓	
EDWARD RATCLIFFE		
DONALD LEAHEY	✓	
WALTER S. PRATT		
1977#		

# 121

RESOLUTION AUTHORIZING THE ISSUANCE OF \$19,000.00 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF PURCHASING A NEW HEAVY DUTY TRUCK WITH ATTACHMENTS FOR SNOWPLOWING AND SANDING STREETS.

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 \$19,000.00 and serial bonds shall be issued in the aggregate amount of \$19,000.00 or such lesser amount as may be required for the purpose of providing funds to pay a portion of the cost of purchasing a new heavy duty truck with attachments for snow plowing and sanding streets, by Resolution adopted October 19, 1960.

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 \$20,200.00.

SECTION 3. The plan for the financing of the object or purpose described in Section 1 of this Resolution is as follows: \$19,000.00 shall be provided by the issuance of serial bonds as herein authorized and the balance of the cost, to wit, \$1,200.00 shall be paid from budgetary appropriations, and/or current funds of the City in Code No. A290-650. The said sum of \$1,200.00 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 5 years (5) and that Section 11, subdivision 28 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 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 and Trust Company of Albany, Rensselaer Brancy, Rensselaer New York and said bonds shall be in coupon form and shall be signed by the Mayor and Treasurer of the City of Rensselaer and shall be attested by the City Clerk and sealed with the corporate seal of said City, and the coupons shall be authenticated by the facsimile signature of the Treasurer. Said bonds shall be of the denomina-

tion 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 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 the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publications, or (3) such obligations are authorized in violation of the provisions of the Constitution.

SECTION 9. This resolution shall be dated October 19, 1960 and shall take effect immediately.

Approved as to form and sufficiency  
this 19th day of October 1960

\_\_\_\_\_  
CORPORATION COUNSEL

DATED OCTOBER 19, 1960

	AYES	NOES
WILLIAM HOOKRAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
OWEN STEWART	✓	
EDWARD FROZEE, JR.		
DONALD LEAHY	✓	
WALTERS PRATT		
TOTAL		

#122  
RESOLUTION AUTHORIZING THE ISSUANCE OF \$19,000.00 BOND ANTICIPATION NOTE OR NOTES OF THE CITY OF RENSSELAER IN ANTICIPATION OF THE ISSUANCE OF \$19,000.00 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF PURCHASING A NEW HEAVY DUTY TRUCK WITH ATTACHMENTS FOR SNOWPLOWING AND SANDING STREETS.

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 \$19,000.00 for the purpose of paying a portion of the cost of purchasing a new heavy duty truck with attachments for snow plowing and sanding streets.

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 \$19,000.00 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 \$19,000.00 as heretofore authorized by resolution adopted at this meeting entitled, "RESOLUTION AUTHORIZING THE ISSUANCE OF \$19,000.00 BOND ANTICIPATION NOTE OR NOTES OF THE CITY OF RENSSELAER, NEW YORK, IN ANTICIPATION OF THE ISSUANCE OF \$19,000.00 SERIAL BONDS OF THE CITY OF RENSSELAER FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF PURCHASING A NEW HEAVY DUTY TRUCK WITH ATTACHMENTS FOR SNOWPLOWING AND SANDING STREETS". 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 hereby 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 Treasurer, shall be attested by the City Clerk and shall be 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 for not less than par at accrued interest at a rate not exceeding five per centum (5%) per annum, 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 or notes not specifically determined by said resolution.

SECTION 5. The fiath and credit of said 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 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 \$1,200.00 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 October 19, 1960 and shall take effect immediately.

Approved as to form and sufficiency  
this 19th day of October 1960

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CORPORATION COUNSEL

Dated October 19, 1960

	AYES	NOES
WILLIAM HOOKKAMP	✓	
LAWRENCE FEDIGAN		
JOHN MOONEY	✓	
WILLIAM LITHGOW	✓	
STEPHEN BUONO	✓	
BERNARD FARRELL	✓	
IRWIN STEWART	✓	
EDWARD HATCHLIVE		
EDWARD LEAHEY	✓	
WALTER S. PRATT		
TOTAL		