

COMMON COUNCIL MEETING

April 18, 2023

6:00PM

ORDER OF BUSINESS

- I. Call to Order
- II. Salute to the Flag
- III. Roll Call
- IV. Adoption of Agenda
- V. Proclamations
- VI. Communications and Presentations
- VII. Public Participation
- VIII. Controller's Report
- IX. Old Business:
- X. New Business:
 - (a) Resolutions
 - (b) Ordinances:
 - (c) Local Laws:
 - (d) Introduction of Ordinances:
 - (e) Introduction of Local Laws:
 - (f) Committee Reports
 - (g) Scheduling of Committee Meetings
 - (h) Other
- XI. Executive Session
- XII: Adjournment

5:30PM COW

- 1. Review of Agenda Items
- 2. Any other business to come before the Council

COMMON COUNCIL MEETING

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OLD BUSINESS

NEW BUSINESS

223. RESOLUTION APPROVING MINUTES	MARTUSCELLO
224. RESOLUTION TRANSFERRING FUNDS APD VEHICLE REPAIR	COLLINS
225. RESOLUTION APPOINTING COMMISSIONER OF DEEDS- LUBER/WALDRON	QUIST-DEMARS
226. RESOLUTION AUTHORIZING VEHICLE PURCHASE- APD	COLLINS
227. RESOLUTION TRANSFERRING FUNDS – DPW OPERATING & SUPPLY COSTS	QUIST-DEMARS
228. RESOLUTION AUTHORIZING BUDGET AMENDMENT- REC/DASNY SHUTTLEWORTH	MARTUSCELLO
229. RESOLUTION AUTHORIZING BIDS-LEAD SERVICE LINE REPLACEMENT PROJECT	D. GOMULA
230. RESOLUTION AUTHORIZING SALE OF CITY OWNED PROPERTIES	MAYOR
231. RESOLUTION APPOINTING AIDA BOARD MEMBERS- MATTHEW MOLLER	COLLINS
232. RESOLUTION APPROVING MOA – CSEA, LOCAL 1000 CSEA, AFL-CIO CITY HALL	S. GOMULA
233. RESOLUTION AWARDDING BIDS- WWTP CHEMICALS 2023	S. GOMULA
234. RESOLUTION APPROVING AUDIT	COLLINS

*INTRODUCTION OF ORDINANCE C OF 2023 (to be known as Ordinance 3 of 2023 if adopted)
AN ORDINANCE MODIFYING AMSTERDAM CITY CODE SECTION 228-47: SCHEDULE XIII: PARKING
PROHIBITED AT ALL TIMES*

*INTRODUCTION OF ORDINANCE D OF 2023 (to be known as Ordinance 4 of 2023 if adopted)
AN ORDINANCE MODIFYING AMSTERDAM CITY CODE SECTION 228-53: SCHEDULE XIX: TIME LIMIT
PARKING*

COMMON COUNCIL MEETING

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RESOLUTION #22/23-223

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERMAN MARTUSCELLO

RESOLVED, the minutes of the last Common Council Meeting of April 4, 2023 are hereby adopted.

City of Amsterdam, NY

	Aye	Nay
Alderman Quist-Demars		
Alderman D. Gomula		
Alderman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

April 18, 2023

6:00PM

RESOLUTION #22/23-224

RESOLUTION TRANSFERRING FUNDS- APD VEHICLE REPAIR

BY: ALDERWOMAN COLLINS

WHEREAS, a police vehicle was involved in an accident that requires extensive repairs,
and

WHEREAS, on March 31, 2023 the City received insurance funds in the amount of
\$12693.47 for the necessary repairs.

RESOLVED, the Controller is authorized to transfer funds to amend the 22/23 FY
budget as follows:

INCREASE REVENUE:

A.2680.12 INSURANCE RECOVERIES REVENUE \$1,2693.47

INCREASE EXPENSE:

A.3120.2003 POLICE VEHICLE EQUIPMENT \$1,2693.47

	Aye	Nay
Alderwoman Quist-Demars		
Alderman D. Gomula		
Alderwoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

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RESOLUTION #22/23-225

RESOLUTION APPOINTING COMMISSIONER OF DEEDS- LUBER/WALDRON

BY: ALDERWOMAN QUIST-DEMARS

WHEREAS, the Common Council is authorized by the New York State Executive Law §139 to appoint Commissioners of Deeds, for a term of two years from the date of their appointment; now therefore be it

RESOLVED, the following person is hereby appointed Commissioners of Deeds for the City of Amsterdam, New York for two years from this date of appointment:

Lisa Luber, 61 Church St. Amsterdam, NY 12010

Robin Waldron, 61 Church St. Amsterdam, NY 12010

City of Amsterdam, NY

	Aye	Nay
Alderswoman Quist-Demars		
Alderman D. Gomula		
Alderswoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

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RESOLUTION #22/23-226

RESOLUTION AUTHORIZING PURCHASING VEHICLE-APD

BY: ALDERWOMAN COLLINS

WHEREAS, the City of Amsterdam Police Department is purchasing a new vehicle for their fleet, and

WHEREAS, the City will be using funds from the Miscellaneous Special Revenue Fund received in prior fiscal years which will require an appropriation of fund balance to facilitate this purchase, now therefore, be it;

RESOLVED, the Controller is authorized to fund this purchase through the use of fund balance in the amount of \$41486.88 to be paid out of CM.3120.4000.

City of Amsterdam, NY

	Aye	Nay
Alderswoman Quist-Demars		
Alderman D. Gomula		
Alderswoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

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RESOLUTION #22/23-227

RESOLUTION TRANSFERRING FUNDS- DPW SNOW REMOVAL/OPERATING & SUPPLY COSTS

BY: ALDERWOMAN QUIST-DEMARS

WHEREAS, actual snow removal overtime costs were significantly less than what was budgeted for 2022-23,

WHEREAS, DPW operating and supply costs have exceeded what was budgeted for 2022-23, therefore be it;

RESOLVED, the Controller is authorized to transfer funds from the 22/23 FY budget as follows:

DECREASE EXPENSE:

A.5142.1001	Snow Removal OT	\$6,000.00
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INCREASE EXPENSE

A.5110.4000	Contractual Expenses	\$6,000.00
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City of Amsterdam, NY

	<u>Aye</u>	<u>Nay</u>
<u>Alderman Quist-Demars</u>		
<u>Alderman D. Gomula</u>		
<u>Alderman Collins</u>		
<u>Alderman S. Gomula</u>		
<u>Alderman Martuscello</u>		

MICHAEL CINQUANTI, MAYOR

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RESOLUTION #22/23-228

RESOLUTION AUTHORIZING BUDGET AMENDMENT – RECREATION/DASNY SHUTTLEWORTH PARK EXPENSES

BY: ALDERMAN MARTUSCELLO

WHEREAS, a budget amendment is necessary in order to transfer grant funds that have been approved from a DASNY grant for Shuttleworth Park to cover associated incurred expenses; now therefore be it resolved,

RESOLVED, the Controller is authorized to amend the 22/23 FY budget as follows:

INCREASE REVENUE:

A.3822 Other State Grants \$86,322.12

INCREASE EXPENSE:

A.7020.4000 Contractual \$86,322.12

City of Amsterdam, NY

	Aye	Nay
Alderwoman Quist-Demars		
Alderman D. Gomula		
Alderwoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

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RESOLUTION #22/23-229

RESOLUTION TO ADVERTISE FOR PUBLIC BIDS FOR A LEAD SERVICE LINE REPLACEMENT PROGRAM PROJECT

BY: ALDERMAN D. GOMULA

WHEREAS, the City of Amsterdam has been awarded a grant from the New York State Department of Health for a Lead Service Line Replacement Program grant in the amount \$510,630 to completely replace lead water service lines at selected locations; and,

WHEREAS, the City Engineer's office has conducted an outreach program to residents that previously participate in water testing for lead; and,

WHEREAS, the City Engineer has prepared bid documents to accomplish the replacement of approximately 50 residential lead water service by this grant; now, therefore be it

RESOLVED, that the City Clerk is hereby directed to advertise publicly for bids for said project.

City of Amsterdam, NY

	Aye	Nay
Alderwoman Quist-Demars		
Alderman D. Gomula		
Alderwoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

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RESOLUTION #22/23-230

RESOLUTION AUTHORIZING SALE OF CITY OWNED PROPERTIES

BY: MAYOR CINQUANTI

WHEREAS, bids were advertised and received for various properties throughout the City taken by foreclosure

WHEREAS, the Property Disposition Committee met on April 5, 2023 to discuss the received bids and have submitted the below recommendations; and

WHEREAS, each bidder will provide the City with a \$50,000 performance bond; now, therefore be it

RESOLVED that the below properties are hereby authorized for sale for the following prices:

VACANT LOTS:

Address	Buyer	Offer	Lot size	SBL#
239 West Main St	Israel Edery	\$1,000	25x143	39.73-2-53

HOUSES:

Address	Buyer	Offer	Occupancy	SBL#
316 Grand Street	LOA Group, LLC (Asher Bensher)	\$10,800	4-Family	56.5-2-42
51 Vanderveer Street	P. Amsterdam Property, LLC (Tom'O'Connell)	\$5,000	4-Family	56.5-1-23

City of Amsterdam, NY

	Aye	Nay
Alderwoman Quist-Demars		
Alderman D. Gomula		
Alderwoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

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RESOLUTION #22/23-231

RESOLUTION APPOINTING AIDA BOARD MEMBER- MATTHEW MOLLER

BY: ALDERWOMAN COLLINS

WHEREAS, there is currently a vacancy on the AIDA Board, therefore be it resolved that the following individual is hereby appointed to the AIDA Board, effective immediately:

Matthew Moller, 22 Cochrane Ave. Amsterdam, NY

City of Amsterdam, NY

	Aye	Nay
Alderswoman Quist-Demars		
Alderman D. Gomula		
Alderswoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

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RESOLUTION #22/23-232

RESOLUTION APPROVING MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF AMSTERDAM AND THE CSEA, LOCAL 1000 CSEA, AFL-CIO CITY HALL UNIT

BY: ALDERMAN S. GOMULA

WHEREAS, the City of Amsterdam (hereinafter “City”) and the CSEA, LOCAL 1000 CSEA, AFL-CIO CITY HALL UNIT (hereinafter “CSEA”) are parties to a collective bargaining agreement which expired June 30, 2021 but has continued in effect by operation of law; and

WHEREAS, the City and CSEA have been engaged in negotiations for a successor collective bargaining agreement; and

WHEREAS, the parties, with the assistance of a mediator assigned by the Public Employment Relations Board, have reached a Memorandum of Agreement setting forth the terms of a successor collective bargaining agreement for the period July 1, 2021 through June 30, 2026, a copy of which Memorandum of Agreement is attached hereto; and

WHEREAS, said Memorandum of Agreement is subject to ratification by the CSEA membership and legislative approval by the Amsterdam Common Council; and

WHEREAS, the attached Memorandum of Agreement has been ratified by the CSEA membership and is being recommended by the Mayor and the City’s negotiating team to the Amsterdam Common Council for approval; Now, therefore be it

RESOLVED, that the attached Memorandum of Agreement dated March 8, 2023 by and between CSEA and the City of Amsterdam is hereby approved by the Amsterdam Common Council; and be it further

RESOLVED, that the Mayor is authorized to execute a collective bargaining agreement incorporating the terms of the Memorandum of Agreement in a form acceptable to counsel for the City.

City of Amsterdam, NY

	Aye	Nay
Alderwoman Quist-Demars		
Alderman D. Gomula		
Alderwoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR
DATED: _____, 2023

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RESOLUTION #22/23-233

RESOLUTION AWARDING BID- WWTP CHEMICALS 2023

BY: ALDERMAN S. GOMULA

WHEREAS, bids were advertised by the City Clerk and received bids were opened publicly on April 12, 2023; and

WHEREAS, the Waste Water Treatment Plant Chief Operator reviewed the received bids and recommends the below lowest and most responsible bids be awarded; now therefore be it

RESOLVED, the following bids are hereby accepted:

Surpass Chemical, for the following chemicals: Sodium Hypochlorite at \$2.074/gallon from 4/12-7/31 and \$2.324/gallon from 8/1-10/31 (4500 gallon deliveries) and Potassium Permanganate at \$3.23/lb (275.6lb deliveries.)

City of Amsterdam, NY

	Aye	Nay
Alderman Quist-Demars		
Alderman D. Gomula		
Alderman Collins		
Alderman S. Gomula		
Alderman Martuscello		

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RESOLUTION #22/23-234

RESOLUTION APPROVING AUDIT

BY: ALDERWOMAN COLLINS

RESOLVED, the bills and documentation of same presented in “Pre-Check Writing Report Parameter” dated April 18, 2023, to the Common Council and affirmed by the Controller as correct and to be paid, the City Clerk is authorized and empowered to issue warrants in payment of same.

City of Amsterdam, NY

	Aye	Nay
Aldерwoman Quist-Demars		
Alderman D. Gomula		
Aldерwoman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

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INTRODUCTION OF ORDINANCE C OF 2023 (to be known as Ordinance 3 of 2023 if adopted)

AN ORDINANCE MODIFYING AMSTERDAM CITY CODE SECTION 228-47: SCHEDULE XIII: PARKING PROHIBITED AT ALL TIMES

BY: ALDERMAN MARTUSCELLO

Part 1: Legislative Intent: The Common Council having received a recommendation from Amsterdam Police Department Chief John Thomas to update the city code at Section 228-47 Schedule XIII: Parking Prohibited At All Times so as to add No Parking at All Times on both sides of Queen Anne Road from Sandy Drive to Broadway, the intent of the instant ordinance is to modify Schedule XIII of Section 228-47 to add No Parking Anytime on both sides of Queen Anne Road from Sandy Drive to Broadway.

Part 2: Enactment –

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF AMSTERDAM that the following be added and or modified to XIII of Section 228-47 as set forth below:

ADD:

No Parking at All Times: Queen Anne Road – Both Sides – From Sandy Drive to Broadway.

Part 3: Effectiveness: Following a public hearing and upon ratification by the Common Council, the instant Ordinance shall take effect pursuant to Section C-33 of the Charter.

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INTRODUCTION OF ORDINANCE D OF 2023 (to be known as Ordinance 4 of 2023 if adopted)

**AN ORDINANCE MODIFYING AMSTERDAM CITY CODE SECTION 228-53:
SCHEDULE XIX: TIME LIMIT PARKING**

BY: ALDERWOMAN COLLINS

Part 1: Legislative Intent: The Common Council having received a recommendation from Amsterdam Police Department Chief John Thomas to update the city code at Section 228-53 Schedule XIX: Time Limit Parking so as to remove 15 minute parking from 9:00 a.m. to 4:00 p.m./Wednesday through Saturday in front of 270 ½ Division Street. And also remove 2 hour parking 9:00 a.m. to 5:00 p.m./Tuesday through Saturday in front of 312 Division Street, the intent of the instant ordinance is to modify Schedule XIX of Section 228-53 to remove 15 minute parking from 9:00 a.m. to 4:00 p.m./Wednesday through Saturday in front of 270 ½ Division Street. And also remove 2 hour parking 9:00 a.m. to 5:00 p.m./Tuesday through Saturday in front of 312 Division Street.

Part 2: Enactment –

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF AMSTERDAM that the following be removed and or modified to XIX o Section 228-53 as set forth below:

Remove:

15 minute; 9:00 a.m. to 4:00 p.m. / Wednesday through Saturday –In Front of 270 ½ Division Street.

2 hours; 9:00 a.m. to 5:00 p.m. / Tuesday through Saturday – In Front of 312 Division Street.

Part 3: Effectiveness: Following a public hearing and upon ratification by the Common Council, the instant Ordinance shall take effect pursuant to Section C-33 of the Charter.