

COMMON COUNCIL MEETING

June 6, 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- **Montgomery County Office of the Aging/David Jordan**
- 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

5:55PM PUBLIC HEARING- Resolution Modifying Income Sliding Scale for Tax Exemptions for Persons 65 Years of Age or Older.

COMMON COUNCIL MEETING

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OLD BUSINESS

NEW BUSINESS

261. RESOLUTION APPROVING MINUTES	MARTUSCELLO
262. RESOLUTION MODIFYING INCOME SLIDING SCALE- TAX EXEMPTION	MAYOR
263. RESOLUTION AUTHORIZING BUDGET MODIFICATION- NYS DOT/DOVE CREEK	MARTUSCELLO
264. RESOLUTION AUTHORIZING BUDGET TRANSFER- ANNUAL AUDIT	COLLINS
265. RESOLUTION AUTHORIZING BUDGET MODIFICATION – NAT GRID REIMBURS.	MARTUSCELLO
266. RESOLUTION AUTHORIZING BUDGET TRANSFER- CED EXPENSES	S. GOMULA
267. RESOLUTION TRANSFERRING FUNDS- FIRE/ CONTRACTUAL	COLLINS
268. RESOLUTION AUTHORIZING BUDGET AMENDMENT- AFD/DONATION	COLLINS
269. RESOLUTION AUTHORIZING BUDGET TRANSFER- AFD EXPENSES	COLLINS
270. RESOLUTION AUTHORIZING BUDGET AMENDMENT- AFD/EQUIPMENT	COLLINS
271. RESOLUTION TRANSFERRING FUNDS- SANITATION/DIESEL	QUIST-DEMARS
272. RESOLUTION AUTHORIZING AGREEMENT- R. SCOTT WARREN/GOLF	MARTUSCELLO
273. RESOLUTION TRANSFERRING FUNDS- SANIATION LANDFILL EXPENSES	QUIST-DEMARS
274. RESOLUTION AUTHORIZING AGREEMENT- MARSHALL & STERLING	S. GOMULA
275. RESOLUTION TRANSFERRING FUNDS- FINANCIAL MGMT SERVICES/KIM BRUMLEY	MARTUSCELLO
276. RESOLUTION TRANSFERRING FUNDS- CITY HALL BUILDING SHARES SERVICES	S. GOMULA
277. RESOLUTION TRANSFERRING FUNDS – DPW/SNOW PLOW & PARTS	QUIST-DEMARS
278. RESOLUTION APPROVING AUDIT	COLLINS

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-261

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERMAN MARTUSCELLO

RESOLVED, the minutes of the last Common Council Meeting of May 16, 2023 & Special Council Meeting of May 30, 2023 are hereby adopted.

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

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-262

RESOLUTION MODIFYING INCOME SLIDING SCALE FOR TAX EXPEMPTIONS FOR PERSONS 65 YEARS OF AGE OR OVER PURSUANT TO REAL PROPERTY TAX LAW 467

BY: MAYOR CINQUANTI

WHEREAS, the City having previously passed a resolution pursuant to RPTL 467 providing an income-based sliding scale tax exemption for owners of real estate where the owner is 65 years or older, said resolution having been passed on May 3, 1994 via Resolution 93/94-260; and

WHEREAS, pursuant to RPTL 467, the City may adjust said income cap upon which the said exemption is applicable, with the ceiling having been set at the income level of \$15,600 back in 1994; and

WHEREAS, upon the recommendation of the City Assessor, it is recommended that the exemption income ceiling be raised to the amount of \$20,000 on the high end of the sliding scale from \$15,600 and that the income-eligibility floor on the low end of the sliding scale be modified from less than \$12,000 to \$14,300, providing for the following modified sliding scale:

TOTAL INCOME OF OWNER	% ASSESED VALUATION EXEMPT FROM TAXATION
Less than \$14,300.00	50%
More than \$14,300.00 but less than \$15,300.00	45%
More than \$15,300.00 but less than \$16,300.00	40%
More than \$16,300.00 but less than \$17,300.00	35%
More than \$17,300.00 but less than \$18,200.00	30%
More than \$18,200.00 but less than \$19,100.00	25%
More than \$19,100.00 but less than \$20,000.00	20%

; and

WHEREAS, pursuant to RPTL 467, a public hearing having been held prior to ratification of the instant resolution, said public hearing having been held on June 6, 2023; Now, therefore be it

RESOLVED, that the income eligibility sliding scale for owners eligible for tax exemptions pursuant to RPTL 467 in the City of Amsterdam is hereby modified as set forth hereinabove.

City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR
DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-263

**RESOLUTION BUDGET MODIFICATION- NYS DOT CHIPS REIMBURSEMENT
DOVE CREEK**

BY: ALDERMAN MARTUSCELLO

WHEREAS, a reimbursement of \$106,050 was received from NYS DOT to fund the additional scope of work that was completed on the Guy Park Avenue bridge (Dove Creek) project; and

WHEREAS, the City needs to reimburse the general fund contingency line for this expense; Now, therefore, be it

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

INCREASE REVENUE:

A.5031	Interfund Transfers	\$106,050
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INCREASE EXPENSE:

A.1990.4036	Contingency Fund	\$106,050
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City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-264

RESOLUTION AUTHORIZING BUDGET TRANSFER – ANNUAL AUDIT

BY: ALDERWOMAN COLLINS

WHEREAS, budget transfers are necessary to pay annual audit costs that were not sufficiently budgeted for 2022-23; Now, therefore, be it

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

DECREASE EXPENSE:

A.1990.4036	Contingency	\$7,840
F.1990.4036	Contingency	\$3,200
G.8110.4036	Contingency	\$2,780
CL.8160.4036	Contingency	\$ 980

INCREASE EXPENSE:

A.1010.4103	Audit	\$7,840
F.8310.4103	Audit	\$3,200
G.8110.4103	Audit	\$2,780
CL.8160.4103	Audit	\$ 980

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 #22/23-265

RESOLUTION BUDGET MODIFICATION- NATIONAL GRID REIMBURSEMENT

BY: ALDERMAN MARTUSCELLO

WHEREAS, a reimbursement of \$67,500 was received from Montgomery County, on behalf of National Grid, for Downtown Revitalization Initiative Marketing; and

WHEREAS, the City needs to reimburse the general fund contingency line for these expenses; Now, therefore, be it

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

INCREASE REVENUE:

A.2770	Insurance Recoveries	\$67,500
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INCREASE EXPENSE:

A.1990.4036	Contingency Fund	\$67,500
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City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-266

RESOLUTION AUTHORIZING BUDGET TRANSFER – CED EXPENSES

BY: ALDERMAN S. GOMULA

WHEREAS, budget transfers are necessary to pay Economic Development expenses that include grant writing fees, staff travel, and the city’s portion of a West End Nomination study that is being funded by NYS-DOS (Resolution # 22/23-11); Now, therefore, be it

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

DECREASE EXPENSE:

A.1990.4036	Contingency	\$3,100
A.8020.4000	Planning/Contractual Expense	\$8,500
F.1990.4036	Contingency	\$3,680
G.8110.4036	Contingency	\$3,130
CL.8160.4036	Contingency	\$1,300

INCREASE EXPENSE:

A.8020.4006	Grant Writer	\$9,100
A.8020.4056	Travel	\$2,500
F.8310.4000.23	Contractual Expenses	\$3,680
G.8110.4137.23	Contractual Expenses	\$3,130
CL.8160.4137.23	Contractual Expenses	\$1,300

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 #22/23-267

RESOLUTION AUTHORIZING BUDGET TRANSFER – AFD CONTRACTUAL

BY: ALDERWOMAN COLLINS

WHEREAS, a transfer of funds is necessary in order to cover contractual obligations for the Amsterdam Fire Department; Now, therefore be it

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

DECREASE EXPENSE:

3410.1400	Sick Severance	\$17,462.50
3410.1902	Vac Buyout	\$ 1,787.50

INCREASE EXPENSE:

3410.1600	EMT Compensation	\$17,462.50
3410.1800	Education Inc	\$ 1,787.50

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

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RESOLUTION #22/23-268

RESOLUTION AUTHORIZING A BUDGET AMENDMENT – AFD/DONATION

BY: ALDERWOMAN COLLINS

WHEREAS, a budget amendment is necessary to accept a donation for the Amsterdam Fire Department on behalf of SFCU in the amount of \$491.60 and a donation from the Sentinel of Amsterdam in the amount of \$100; Now, therefore, be it

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

INCREASE REVENUE:

A2705	Donations	\$591.60
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INCREASE EXPENDITURE:

A.3410.4000	Contractual Expense	\$591.60
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City of Amsterdam, NY

	Aye	Nay

Aldерwoman Quist-Demars		

Alderman D. Gomula		

Aldерwoman Collins		

Alderman S. Gomula		

Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

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RESOLUTION #22/23-269

RESOLUTION AUTHORIZING A BUDGET TRANSFER- AFD EXPENSES

BY: ALDERWOMAN COLLINS

WHEREAS, a transfer is necessary to cover expenses for overtime, vehicle repairs and gasoline for the Amsterdam Fire Department; Now, therefore, be it

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

DECREASE EXPENSE:

3410.1000	Personnel	\$19,000
3410.1204	Battalion Chiefs	\$ 4,000
3410.4032	OSHA Reg. Physicals	\$ 1,000
3410.4064	Fire Safety	\$ 1,000

INCREASE EXPENSE:

3410.1001	Overtime	\$19,000
3410.4070	Vehicle Repairs	\$ 4,000
3410.4049	Gasoline	\$ 2,000

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

DATED: _____, 2023

COMMON COUNCIL MEETING

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RESOLUTION #22/23-270

RESOLUTION AUTHORIZING A BUDGET AMENDMENT AFD/EQUIPMENT

BY: ALDERWOMAN COLLINS

WHEREAS, a budget amendment is necessary to transfer money in the Fire Department budget in order to purchase equipment; Now, therefore, it be

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

INCREASE REVENUE:

A2262	Fire Protection	\$11,000
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INCREASE EXPENDITURE:

A.3410.4000	CONTRACTUAL EXP.	\$11,000
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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 #22/23-271

RESOLUTION TRANSFERRING FUNDS- SANITATION FUND/ DIESEL

BY: ALDERWOMAN QUIST-DEMARS

WHEREAS, recycling costs are significantly less than what was budgeted for 2022-23,

WHEREAS, diesel prices have increased, and 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.8160.4134	Snow Removal OT	\$3,000
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INCREASE EXPENSE:

CL.8160.4139	Diesel Fuel	\$3,000
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City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

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RESOLUTION #22/23-272

RESOLUTION AUTHORIZING MAYOR TO EXTEND CONTRACT WITH R. SCOTT WARREN FOR CONSULTANT SERVICES RELATING TO THE AMSTERDAM MUNICIPAL GOLF COURSE

BY ALDERMAN MARTUSCELLO

WHEREAS, the City of Amsterdam approved a contract with R. Scott Warren on September 8, 2022 for consultant services relating to Amsterdam Municipal Contract (consent resolution #22/23-46); and

WHEREAS, the contract expired on November 13, 2022; and

WHEREAS, the City of Amsterdam is desirous to extend the contract to December 31, 2023 with the following changes to the payment terms:

- From November 14, 2022 to April 29, 2023, weekly payment remains at \$1,000
- From April 30, 2023 to October 31, 2023, weekly payment is increased to \$1,200.
- After November 1, 2023, pay is \$30 per hour as needed until which time a new contract is executed. Any work performed by consultant after November 1, 2023 requires prior approval from the Mayor.

Now, therefore be it **RESOLVED**, that Mayor Cinquanti is hereby authorized to extend aforementioned contract accordingly.

City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-273

RESOLUTION TRANSFERRING FUNDS- SANITATION EXPENSES

BY: ALDERWOMAN QUIST-DEMARS

WHEREAS, certain sanitation expenses for the year are higher than the amounts that were budgeted for 2022-23, and

WHEREAS, landfill expenses are expected to be less than the amount 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:

CL.8160.4098	Landfill Expense	\$13,400
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INCREASE EXPENSE

CL.8160.4070	Vehicle Repairs	\$10,000
CL.8160.4029.10	Building Repairs-Shared Services	\$700
CL.8160.4137.10	Admin Contractual Expenses	\$300
CL.8160.4137.23	Admin Contractual Expenses-CED	\$1,000
CL.8160.4103	Audit	\$1,000
CL.8160.8854	Disability Insurance	\$400

City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

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RESOLUTION #22/23-274

RESOLUTION AUTHORIZING THE MAYOR TO SIGN UPDATED BUSINESS ASSOCIATE AGREEMENT WITH MARSHALL & STERLING

BY ALDERMAN S. GOMULA

WHEREAS, the City of Amsterdam has renewed its agreement with Marshall & Sterling to serve as broker, agent, and consulting service for city employee health insurance benefits; and

WHEREAS, the Health Insurance Portability and Accountability Act (HIPAA) requires that a signed business associate agreement must exist between the city and any entity who has direct access to protected employee health information; and

WHEREAS, Marshall & Sterling recently updated the format of their business associate agreement, so our current agreement needs to be replaced by an updated agreement; now, therefore be it

RESOLVED, the Mayor of the City of Amsterdam is authorized to sign the attached business associate agreement with Marshall & Sterling

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

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

6:00PM

RESOLUTION #22/23-275

RESOLUTION TRANSFERRING FUNDS- FINANCIAL MANAGEMENT SERVICES

BY: ALDERMAN MARTUSCELLO

WHEREAS, a transfer is necessary in order to pay the final consultant invoice as of April 21, 2023 for Kim Brumley for financial management services and fund the last week in June 2023 for Louise Biron's consulting services; Now, therefore, be it,

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

DECREASE EXPENSE:

A.1325.4000	Contractual expenses	\$484.25
CL.8160.4137.04	Contractual expenses	\$484.25
F.8310.4000.04	Contractual expenses	\$484.25
G.8110.4137.04	Contractual expenses	\$484.25

INCREASE EXPENSE:

A.1325.4132	Consultant services	\$484.25
CL.1325.4132	Consultant services	\$484.25
F.1325.4132	Consultant services	\$484.25
G.1325.4132	Consultant services	\$484.25

City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

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6:00PM

RESOLUTION #22/23-276

RESOLUTION TRANSFERRING FUNDS- CITY HALL BUILDING SHARED SERVICES

BY: ALDERMAN S. GOMULA

WHEREAS, budget transfers are necessary to cover the remaining fiscal year costs of maintenance and repair of City Hall.

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

DECREASE EXPENSE:

A.1620.4127	Electrical repairs	\$2,372
G.8110.4025	Sewer Telephone	\$1,000
CL.8160.4098	Landfill	\$ 500

INCREASE EXPENSE:

A.1620.4029	Building Repairs	\$ 976
A.1620.4022	Natural Gas-City Hall	\$ 346
A.1620.4021	Equipment Repair	\$ 50
A.1620.4000	Contractual Expenses	\$1,000
G.8110.4137.10	Sewer Admin Cont. Expenses	\$1,000
CL.8160.4029.10	Sanitation Shared Admin	\$ 400
CL.8160.4137.10	Sanitation Garbage Admin	\$ 100

City of Amsterdam, NY

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

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023

COMMON COUNCIL MEETING

June 6, 2023

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RESOLUTION #22/23-277

RESOLUTION TRANSFERRING FUNDS- DPW SNOW PLOW & PARTS

BY: ALDERWOMAN QUIST-DEMARS

WHEREAS, budget transfers are necessary to cover the cost of a new snow plow for a DPW pickup truck and various snow parts/supplies; Now, therefore be it

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

DECREASE EXPENSE:

A.5142.4080 Salt \$10,927.04/

INCREASE EXPENSE:

A.5142.4042 Replacement Parts \$10,927.04

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

June 6, 2023

6:00PM

RESOLUTION #22/23-278

RESOLUTION APPROVING AUDIT

BY: ALDERWOMAN COLLINS

RESOLVED, the bills and documentation of same presented in "Pre-Check Writing Report Parameter" dated June 6, 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
Alderman Quist-Demars		
Alderman D. Gomula		
Alderman Collins		
Alderman S. Gomula		
Alderman Martuscello		

MICHAEL CINQUANTI, MAYOR

DATED: _____, 2023