

**MINUTES OF THE MEETING OF THE COUNCIL OF THE CITY OF WATERVLIET
THURSDAY, APRIL 18, 2019 AT 7:00 P.M.**

The meeting was called to order by Mayor Manning at 7:00 P.M.

Roll call showed that Mayor Manning, Councilman Patricelli, and Councilman McGrouty were present.

Also present from City Administration were: General Manager Jeremy Smith, Director of Finance Mike McNeff, Deputy Director of Finance Amanda Austin, City Clerk & Clerk to the Council Scott O'Reilly, Police Chief Mark Spain and Corporation Counsel Yorden Huban.

Councilman Patricelli made a motion to dispense with the reading of the Minutes from the previous meeting, which Councilman McGrouty seconded. A vote was then taken to dispense with the minutes that passed unanimously.

REPORT OF OFFICERS AND COMMITTEES

Finance Department – 2018 Results of Operations

Deputy Director of Finance Amanda Austin presented the City's 2018 Financial report. This presentation can be found on the City's website (www.watervliet.com).

Following the presentation, Councilman Patricelli noted that the presentation stated that Public Safety overtime had decreased from the previous year. He then asked if the overtime amount had decreased for both the Fire Department and Police Department. Deputy Director Austin informed him that both departments overtime numbers had decreased from 2017.

Councilman Patricelli then asked if the New York State Financial Restructuring Board (FRB) would be able to provide funding a new software system that had been referenced several times during Ms. Austin's presentation. General Manager Jeremy Smith stated it was possible the FRB could provide the City funding for an all-encompassing software system.

General Manager Smith then noted that 2018 was the first year, in many years, that the City had a surplus in the General, Water, and Sewer Funds.

OLD BUSINESS

NONE

NEW BUSINESS

ORDINANCE NO. 2000 – An Ordinance of the City of Watervliet providing that Chapter 249, Swimming Pools of the Code of the City of Watervliet be amended.

Corporation Counsel Yorden Huban explained this Ordinance changes the fee for a swimming pool to one percent of the total cost of the project or a minimum of fifty dollars.

Councilman McGrouty asked if a permit was required for repairs, such as replacing a liner, to existing swimming pools required a permit as well. General Manager Jeremy Smith explained permits are only required for the construction of new pools. Councilman McGrouty then suggested looking at requiring permits for replacing swimming pool liners because of the amount of water that is used emptying and filling swimming pools.

Upon a motion from Councilman Patricelli which was seconded by Councilman McGrouty, the Ordinance passed unanimously.

ORDINANCE NO. 2001 – An Ordinance of the City of Watervliet providing that Chapter 279. Fees of the Code of the City of Watervliet be amended.

Corporation Counsel Yorden Huban explained that this Ordinance is updating the City Code to reflect recently changed fees.

After a motion from Councilman McGrouty and a second by Councilman Patricelli the Ordinance passed with a 3-0 vote.

RESOLUTION NO. 9605 – A Resolution declaring the City of Watervliet as Lead Agency for State Environmental Quality Review Act (SEQR) purposes and determining that the Watervliet Bike Path Connection (NYSDOT PIN 1760.33) Project is an unlisted action and will not have a significant adverse impact on the environment.

General Manager Jeremy Smith explained that this project was previously approved by the City Council. He also explained that the City had to allow for public comments for thirty days. During that time the City received one comment from the Department of Energy Conservation in which they agreed with having the City of Watervliet act as lead agency for the project. Mayor Manning then read aloud the “Short Environmental Assessment Form. Part 2- Impact Assessment.”

After a motion from Councilman Patricelli which was seconded by Councilman McGrouty the Resolution passed with a 3-0 vote.

RESOLUTION NO. 9606 - The Council of the City of Watervliet hereby authorizes and directs Scott P. O’Reilly, City Clerk and Clerk to the Council, to advertise once in the official newspaper that the City of Watervliet will issue Request for Proposals (RFPs) for professional

planning consulting services for the City of Watervliet Update to the Watervliet Comprehensive Plan and that proposals must be received in the City Clerk's Office of the City of Watervliet no later than 2:00 PM on May 10, 2019.

General Manager Smith explained that the Council previously approved the update of to the Comprehensive Plan.

Councilman McGrouty made a motion to move on the Resolution which was seconded by Councilman Patricelli and the Resolution passed unanimously.

RESOLUTION NO. 9607 - The Council of the City of Watervliet hereby accepts the proposal from and awards the contract to The Chazen Companies, with an office located at 547 River Street, Troy, New York 12180, in the amount Fifty Thousand and 00/100 Dollars (\$50,000.00) for professional planning consulting services for the City of Watervliet Downtown Revitalization Initiative Study and further authorizes Mayor Michael P. Manning to execute a contract between the City of Watervliet and The Chazen Companies.

General Manager Smith explained that eight companies received the plans for the project but only one, The Chazen Companies, bid on the project. Mr. Smith recommended this Resolution for approval.

Councilman Patricelli asked what the budget for the project was and General Manager Smith stated that it was Fifty Thousand Dollars. Councilman Patricelli then asked why no other bids were submitted. General Manager Smith stated he had not spoken with the other companies who received the plans.

Upon a motion from Councilman Patricelli, which was seconded by Councilman McGrouty the Resolution passed with a 3-0 vote.

RESOLUTION NO. 9608 – The Council of the City of Watervliet hereby authorizes and directs Scott P. O'Reilly, City Clerk and Clerk to the Council, to advertise once in the official newspaper of the City that a public hearing will be held on May 30, 2019 at 7:00 PM at the J. Leo O'Brien Facility Senior Citizen Center, for the purpose of hearing those persons who wish to be heard regarding possible submission of Community Development Block Grant applications for 2019.

General Manager Jeremy Smith explained this was the annual Public Hearing that is held prior to the City applying for CDBG grants.

Councilman McGrouty made a motion to move on the Resolution, which was seconded by Councilman Patricelli and the Resolution passed unanimously.

RESOLUTION NO. 9609 – The Council of the City of Watervliet hereby authorizes and directs Scott P. O'Reilly, City Clerk and Clerk to the Council, to advertise once in the official newspaper of the City that a public hearing will be held on May 30, 2019 at 7:00 PM at the J. Leo O'Brien Facility Senior Citizen Center, for the purpose of hearing those persons who wish to be heard regarding the activities and effectiveness of active Community Development Block

Grant programs.

General Manager Jeremy Smith explained that this will be the second Public Hearing for the previous round of CDBG Grants that the City received.

Upon a motion from Councilman Patricelli which was seconded by Councilman McGrouty, the Resolution passed with a 3-0 vote.

RESOLUTION NO. 9610 - The Council of the City of Watervliet hereby establishes the City of Watervliet Climate Smart Community Task Force and further appoints the following individuals to the City of Watervliet Climate Smart Community Task Force: Christine Chartrand (CSC Task Force Coordinator and Chairperson), Dave Wheatley (Member), Michael VanPatten (Member), Damien Pinto-Martin (Member), Mike McGlynn (Member), Tatianna Moragne (Member), Danielle Gagner (Member), and Kelly Vadney (Member).

General Manager Smith explained that the City was one of the first “Climate Smart Communities” and creating a task force is one of the steps to recertifying as a “Climate Smart Community.”

Councilman McGrouty then made a motion to move on the Resolution which Councilman Patricelli seconded, and the Resolution passed unanimously.

APPROPRIATIONS AND ACCOUNTING

NONE

Prior to the opening of the Public Comment General Manager Smith announced that Bulk Garbage Week will be held from May 6th to May 10th. He also announced that “Breakfast with the Easter Bunny” will be April 20th at the Senior Center and that the Department of Environmental Conservation will be holding a public information meeting for the remediation of Admiral Cleaners on Nineteenth Street on April 29th from 3:00PM to 5:00PM and 6:00PM to 8:00PM.

General Manager Smith then gave a preview of upcoming legislation that could be seen at the next meeting including a contract with the Firefighters Union, who the City had just signed a Memorandum of Agreement with as well as the awarding of bids for various upcoming projects. Lastly, Mr. Smith announced that the second City Council meeting in the month of May will take place on May 30th.

Councilman Patricelli asked if there was a date the City could expect the report from the Fiscal Restructuring Board. General Manager Smith stated that there is no time table for the finished report as of yet.

Councilman Patricelli then asked if all the City's solar panels were functioning properly and if they were monitored. General Manager Smith explained that they are reviewed regularly. He stated that the panels on the Senior Center were down but being addressed.

Councilman Patricelli then mentioned multiple issues with dogs in the area of Seventh Avenue and asked if the City had a plan moving forward since there is currently not an Animal Control Officer. General Manager Jeremy Smith stated that he and Police Chief Mark Spain were currently working on a solution to the Animal Control Officer issue. Chief Spain stated that he has been in contact with the PBA in an attempt to add Animal Control Officer duties to a few of the current Patrolmen. He also stated that there could potentially be a trial program in place in May of this year.

Lastly, Councilman Patricelli recognized Nick Rotello, who was in attendance from Scout Troop 78.

PUBLIC COMMENT PERIOD

Paul Huban – 1500 12th Avenue – Mr. Huban thanked Police Chief Spain and the Police Department for checking on his property while he was away on vacation.

Mr. Huban then asked if the local asphalt plants have opened yet so that the City can fill pot holes. General Manager Smith stated that a plant in West Sand Lake has opened but that by the time the City gets the black top back from the plant it has cooled. He stated that the closer plants have not opened and until they do the City will continue to use Cold Patch to fill pot holes.

Paul Hughes – 108 15th Street – Mr. Hughes asked if there are studies done to determine which roads will be paved. He stated that Twenty-Fifth Street in the area of Gus's Hotdogs could use some attention because of the frequent use by tractor trailers. He also asked if there was a way to do a study in an attempt to change the route tractor trailers use because that section of Twenty-Fifth Street is so narrow when cars are parked on the side of the road.

General Manager Smith explained that the tractor trailer route has been looked at in the past.

Councilman Patricelli then pointed out that Eighth Avenue in Port Schuyler is in need of repair in some areas. Because the City limit is in the middle of Eighth Avenue he asked how the

Page Six

City Council Meeting Minutes

April 18, 2019

paving of the road is handled between the City of Watervliet and Town of Colonie. General Manager Smith stated that has to be worked out with the Town of Colonie. Councilman McGrouty stated that he has seen the Town of Colonie patching pot holes on Eighth Avenue. Mayor Manning then asked if the maintenance of the street could be included in a shared services agreement between the City and Town of Colonie. Mr. Smith stated he would speak with the Town of Colonie about the issue.

Mayor Manning requested adjourning into Executive Session to discuss pending legal and personnel matters.

Councilman Patricelli made a motion to adjourn into Executive Session which was seconded by Councilman McGrouty. After a 3-0 vote the Council adjourned into Executive Session at 8:04 PM.

**MINUTES OF THE MEETING OF THE EXECUTIVE SESSION
OF THE COUNCIL OF THE CITY OF WATERVLIET
THURSDAY, APRIL 18, 2019**

The meeting of the Executive Session was called to Order by Mayor Michael P. Manning at 8:11pm.

Roll call showed that Mayor Michael P. Manning, Councilman Charles Patricelli and Councilman Frank McGrouty were present.

Also present from City Administration were: Jeremy Smith, General Manager, Corporation Counsel Yorden Huban, Police Chief Mark Spain, Director of Finance Mike McNeff and City Clerk & Clerk to the Council Scott O'Reilly. Also present for the pending legal issue was Attorney William Ryan of Tabner, Ryan, Keniry LLP.

The Council and administration discussed a potential legal matter as well as a personnel issue. There was no legislation voted on during the executive session.

A motion was made by Councilman Patricelli to adjourn the executive session and re-enter the regular City Council Meeting, which Councilman McGrouty seconded and after a 3-0 vote Executive Session was adjourned at 8:54pm.

Respectfully Submitted,



Scott P. O'Reilly

City Clerk & Clerk to the Council

At 8:54 the regular meeting of the City Council was resumed. At this time Corporation Counsel Yorden Huban proposed a Resolution number 9611.

RESOLUTION NO. 9611 - he Council of the City of Watervliet hereby approves an agreement for legal services with Goldman Attorneys, PLLC, with an office located at 255 Washington Avenue Extension, Suite 108, Albany, New York 12205, to perform legal services on behalf of the City of Watervliet in connection with the New York Real Property Tax Law Article 7 tax certiorari petitions for administrative or judicial review of the assessment against City real property for the 2019 tax year in the Town of Guilderland, and further authorizes and directs Mayor Michael P. Manning to execute same.

Upon a motion from Councilman Patricelli which was seconded by Councilman McGrouty, the Resolution passed with a 3-0 vote.

Councilman Patricelli then made a motion to adjourn the meeting which was seconded by Councilman McGrouty. The regular meeting of the City Council was adjourned at 8:56pm.

***Next Meeting: May 2, 2019 7:00pm**

Respectfully Submitted,



Scott P. O'Reilly

City Clerk & Clerk to the Council