

**MINUTES OF THE MEETING OF THE COUNCIL OF THE CITY OF WATERVLIET
THURSDAY, JANUARY 7, 2016 AT 7:00 P.M.**

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

Roll call showed that Mayor Michael P. Manning, Councilwoman Fogarty and Councilman Foglia were present.

Also present from City Administration were: Mark Gleason General Manager, Corporation Counsel Yorden Huban, Fire Chief Robert Conlen, Police Lieutenant Spain and Jeremy Smith City Clerk/Clerk to the Council.

A motion was made and seconded to dispense with the reading of the minutes and accept the City Council minutes as written for December 17, 2015.

REPORT OF OFFICERS AND COMMITTEES

GENERAL MANAGER REPORT

NONE

OLD BUSINESS

PUBLIC HEARING – A Public Hearing for the purpose of hearing those persons who wish to be heard regarding the progress and effectiveness of NYS OCR Housing Rehabilitation Grant.

Mayor Manning opened the Public Hearing and introduced David Wheatley who presented a report on the history and future of the Housing rehabilitation Grant.

With there being no comment in regards to the Public Hearing, Mayor Manning closed the Public Hearing.

Mayor Manning Introduced Paul Murphy who made two presentations.

Mr. Murphy stated that his presentations were in regards to Fair Housing and the Section 3 HUD Act.

Upon completing both presentations Mr. Murphy asked if there were any questions. With there being no questions the presentation period ended.

NEW BUSINESS

RESOLUTION NO. 9218 – The Council of the City of Watervliet hereby authorizes that the regular meetings of the Council during the year 2016 be held at the J. Leo O'Brien Facility, 1501 Broadway, Watervliet, New York or the Watervliet City Court, #2 – 15th Street, Watervliet, NY 12189 at 7:00 P.M. on the first and third Thursday of each month. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9219 – The Council of the City of Watervliet hereby designates the Order of Business for the Council for the year 2016. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this resolution was unanimously approved and adopted.

RESOLUTION NO. 9220 – The Council of the City of Watervliet hereby authorizes that the Bank of America, Watervliet Branch, Pioneer Commercial Bank, and First Niagara Bank be and they are hereby designated official depositories for City funds during the year 2016. Upon a motion by Councilman Foglia, second by Mayor Manning, this Resolution was approved and adopted by a 2-0 vote. Councilwoman Fogarty abstained.

RESOLUTION NO. 9221 – The Council of the City of Watervliet hereby authorizes that the Troy Record be and hereby designated as the official newspaper of the City of Watervliet for the year 2016. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9222 – The Council of the City of Watervliet hereby authorizes and permits City Officials to attend meetings and conferences held during the year 2016. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this resolution was unanimously approved and adopted.

RESOLUTION NO. 9223 – The Council of the City of Watervliet hereby adopts the City of Watervliet Procurement Policy for the year 2016 pursuant to General Municipal Law Section 104. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9224 – The Council of the City of Watervliet hereby authorizes Mayor Michael P. Manning to execute the Animal Shelter Agreement with Mohawk and Hudson River Humane Society, 3 Oakland Avenue, Menands, New York 12204 for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this resolution was unanimously approved and adopted.

RESOLUTION NO. 9225 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Capital Region IT, Inc., for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9226 – That the Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Capital Region IT, Inc., for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016 for IT at the WPD. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this resolution was unanimously approved and adopted.

RESOLUTION NO. 9227 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Weston & Sampson, PE, LS, LA, PC, 22 High Street, Rensselaer, New York 12144 for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9228 – The Council of the City of Watervliet hereby approves a Municipal Consulting Agreement between the City of Watervliet and CHA for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilman Foglia, second by Mayor Manning, this Resolution was approved and adopted by a 2-0 vote. Councilwoman Fogarty abstained.

RESOLUTION NO. 9229 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Stockton, Barker & Mead, LLP, 433 River Street, Suite 6002, Troy, New York 12180 for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9230 – The Council of the City of Watervliet hereby approves an agreement for legal services with Goldberger & Kremer, 39 North Pearl Street, Suite 201, Albany, New York 12207 for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this resolution was unanimously approved and adopted.

RESOLUTION NO. 9231 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Gramercy Communications, LLC, 225 River Street, Troy, New York 12180 for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilman Foglia, second by Mayor Manning, this Resolution was approved and adopted by a 2-0 vote. Councilwoman Fogarty abstained.

RESOLUTION NO. 9232 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Paul J. Goldman, Esq. of Goldman Attorneys PLLC, 210 Washington Avenue Extension, Albany, New York 12203 to perform legal services on behalf of the City of Watervliet in connection with the Article 78 entitled Level 3 Communications, LLC v. Patricia C. McVee et. al. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9233 – the Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Paul J. Goldman, Esq. of Goldman Attorneys PLLC, 210 Washington Avenue Extension, Albany, New York 12203 to perform legal services on behalf of the City of Watervliet and the City of Watervliet Planning Board in connection with the Planning Board application for site plan review filed by Stewart’s Shops Corp., P.O. Box 435, Saratoga Springs, New York 12866 and other legal matters relative to the proposed project. Prior to voting, Corporation Counsel, Yorden Huban stated that some of the contracts on the agenda deal with procure the services of different specialized law Firms. Mr. Huban further stated that this is necessary due to the fact that these areas are specialized areas of expertise and not his area of expertise. Mr. Huban also further stated that in some instances other Lawyers are needed in cases where a conflict between Mr. Huban and the other parties arises. Upon a motion by Councilman Foglia, second by Mayor Manning, this Resolution was approved and adopted by a 2-0 vote. Councilwoman Fogarty abstained.

RESOLUTION NO. 9234 – The Council of the City of Watervliet hereby approves the Agreement for the Payment of Municipal Engineering, Real Estate Valuation and Consulting, and Legal Expenses between the City of Watervliet and Stewart’s Shops Corp. Upon a motion by Councilman Foglia, second by Mayor Manning, this Resolution was approved and adopted by a 2-0 vote. Councilwoman Fogarty abstained.

RESOLUTION NO. 9235 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Empire State Appraisal Consultants, Inc., 16 Hudson Street, Kinderhook, New York 12106 for real estate valuation and consulting services regarding the proposed acquisition of 20th Street in the City of Watervliet as it relates to the City of Watervliet Planning Board application for site plan review filed by Stewart’s Shops Corp. Upon a motion by Councilman Foglia, second by Mayor Manning, this Resolution was approved and adopted by a 2-0 vote. Councilwoman Fogarty abstained.

RESOLUTION NO. 9236 – The Council of the City of Watervliet hereby approves and authorizes Mayor Michael P. Manning to execute a Settlement Agreement relative to the Rosemary Nichols litigation, the Council of the City of Watervliet further authorizes the payment of \$7,500.00 to HCC Public Risk Claim Service, Inc., the City’s insurance company, for its deductible due to the insurance company paying the amount to satisfy the settlement. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

RESOLUTION NO. 9237 – The Council of the City of Watervliet hereby approves an agreement between the City of Watervliet and Barclay Damon, LLP, M. Cornelia Cahill, Esq., 80 State Street, Albany, New York 12207 for a period of one (1) year commencing on January 1, 2016 and ending on December 31, 2016. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this resolution was unanimously approved and adopted.

RESOLUTION NO. 9238 – The Council of the City of Watervliet hereby Amends Resolution No. 9126 appointing the Commissioner of Deeds in the City of Watervliet for the period January 1, 2016 and ending December 31 2016. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Resolution was unanimously approved and adopted.

APPROPRIATIONS AND ACCOUNTING

NONE

PUBLIC COMMENT PERIOD

NONE

With there being no further business, a motion was made and seconded to adjourn the meeting. The meeting was adjourned at 7:43pm.

Next Meeting: January 21, 2016 7:00pm

Respectfully Submitted,

Jeremy A. Smith

City Clerk and Clerk to the Council