

**MINUTES OF THE MEETING OF THE COUNCIL OF THE CITY OF WATERVLIET
THURSDAY, MAY 5, 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 Conlen, Acting Police Chief Lt. 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 April 21, 2016.

REPORT OF OFFICERS AND COMMITTEES

GENERAL MANAGER REPORT

ITEM #1 – General Manager Mark Gleason announced that on May 14 (next week) the City of Watervliet will undergo a DEC stormwater audit. The DEC has audited most of our partners in the Albany County Stormwater Pool Communities, (giving us an idea as to what they are looking for). The audit will revolve around keeping any chemicals from reaching the Hudson River. The audit will review:

Labeling/proper storage of all Oil/Gas/Chemical products
Spill Kits located at all Oil/Gas/Chemical products areas
Proper maintenance of the Salt Shed
All mulch piles are contained and properly covered
Written procedures for the washing of equipment and vehicles

Mr. Gleason further explained that the audit is expected to take one day; Dave Dressel is the point person on the audit for the City, once results are released I will share them with the council and our residents.

ITEM #2 – General Manager Mark Gleason stated that the City's annual blacktopping program will begin May 16. Mr. Gleason showed a map that he had shown in the past which allowed those in attendance to see what streets were planned to be paved over the next year as well as which had been done within the last five years.

ITEM #3 – General Manager Mark Gleason announced that the Civic Center was awarded a grant and will have an Adult bike clinic.

OLD BUSINESS

PUBLIC HEARING #1 – A Public Hearing in which all persons interested may be heard in opposition to or in favor of the proposed sale of a portion of 20th street.

Paul Huban – 1500 12th Avenue – Mr. Huban began by asking why there was an Ordinance on the agenda repealing the proposed sale of 20th Street.

Paul Goldman, Legal Consultant for the City of Watervliet explained that there needed to be more well defined terms of sale and therefore the previous ordinance was being repealed.

Mr. Huban asked why only a portion of the street was for sale.

Mr. Goldman explained that the neighbors had stated that they preferred only a portion of the street be sold rather than the entire street.

Mr. Huban asked if he followed the same process would the City allow him to do the same.

Mr. Goldman stated that if Mr. Huban followed the same process the answer is yes.

Mr. Huban asked what kind of deed there would be and if there would be Title insurance.

Mr. Goldman explained that it would be a quit claim deed and the property would be sold as is.

Mr. Huban asked where the boundaries were in place at the site. He said he went there to get a better idea of what land was for sale but could not find the boundaries.

Mr. Goldman stated that the map of the area of proposed sale is available at City Hall and can be obtained by anyone who would like to see it.

Jeff Foster – 1201 8th Avenue – Mr. Foster asked what the bid process would consist of and who would be allowed to bid.

Paul Goldman, Legal Consultant for the City of Watervliet stated that the Council would set a minimum bid based on the appraised value of the land. Each bidder would have to provide a Bank Check/Cashiers check for the minimum amount and then the General Manager would stipulate how the balance over the minimum bid would be paid. Mr. Goldman stated that he is suggesting to the Council that they stipulate that the land must be developed within a certain time frame otherwise the land would be returned to the City.

With there being no further comment from the public, Mayor Manning closed the Public Hearing.

NEW BUSINESS

ORDINANCE NO. 1959 – An Ordinance of the City of Watervliet discontinuing a portion of Twentieth Street, more particularly described as a strip of land approximately 50 feet wide and 103.70 feet long. Prior to voting, City Clerk Jeremy Smith noted that this was the second reading of the Ordinance and at the Public Hearing there was no comment made in regards to the discontinuance of the street. Upon a motion by Mayor Manning, seconded by Councilman Foglia, this Ordinance was approved by a 2-0-1 vote. Councilwoman Fogarty abstained.

ORDINANCE NO. 1962 – An Ordinance of the City of Watervliet repealing Ordinance No. 1957 and cancelling the proposed sale of a portion of 20th Street. City Clerk Jeremy Smith explained that this was the first reading of the Ordinance.

ORDINANCE NO. 1963 – An Ordinance of the City of Watervliet providing that the code of the City of Watervliet Section 260 “VEHICLES AND TRAFFIC” Article IV “HANDICAPPED PARKING” Section 260.30(C) “SIGN LOCATIONS” be amended to add a signs at 324 2nd Avenue and on the west side of Broadway between 23rd and 24th Streets. Prior to voting, City Clerk Jeremy Smith read the entire ordinance to explain the exact locations of the placement of signs on Broadway. Upon a motion by Councilwoman Fogarty, seconded by Councilman Foglia, this Ordinance was unanimously approved and adopted.

RESOLUTION NO. 9270 – The Council of City of Watervliet concludes the SEQR review of the Civic Center Capital Improvement project is a Type II Action and therefore concludes that no further action is necessary. Upon a motion by Councilman Foglia, seconded by Councilwoman Fogarty, this Resolution was unanimously approved and adopted.

APPROPRIATIONS AND ACCOUNTING

City Clerk Jeremy Smith announced that first quarter sales tax was in and that it was a 1% increase over 2015 first quarter. Mr. Smith further explained that this was exactly 25% of the budgeted revenue for Sales Tax for the year.

PUBLIC COMMENT PERIOD

Jeff Foster – 1201 8th Avenue – Mr. Foster asked the Council what the procedures are for purchasing City property. Mr. Foster has specific land in mind that he would like to purchase and develop.

Corporation Counsel Yorden Huban stated that Mr. Foster must first petition the Council to discontinue the use of the property and consider sale of the property.

Chuck Marshal – Stewarts Corporation – Mr. Marshal explained to Mr. Foster that Stewarts petitioned the City of Watervliet for discontinuance and possible sale of a street. They also submitted plans for development along with their petition.

General Manager Mark Gleason requested that the Council adjourn into executive session and further requested that Corporation Counsel Yorden Huban, Acting Police Chief mark Spain, and City Clerk Jeremy Smith attend the meeting to discuss a labor issue.

With there being no further business, a motion was made and seconded to adjourn the meeting into executive session. The meeting was adjourned into executive session at 7:38pm.

Next Meeting: May 19, 2016 7:00pm

Respectfully Submitted,

Jeremy A. Smith

City Clerk and Clerk to the Council

**MINUTES OF THE MEETING OF THE EXECUTIVE SESSION
OF THE COUNCIL OF THE CITY OF WATERVLIET
THURSDAY, MAY 5, 2015**

The meeting of the Executive Session was called to Order by Mayor Michael P. Manning at 7:42 P.M.

Roll call showed that Mayor Michael P. Manning, Councilwoman Ellen R. Fogarty and Councilman Nicholas W. Foglia was present.

Also present from City Administration were: Mark Gleason, General Manager Yorden Huban, Corporation Counsel, Lieutenant/Acting Chief Spain and City Clerk Jeremy Smith.

The Council and administration discussed a labor issue. There was no Legislation voted on.

A motion was made to adjourn the executive session at 8:20pm.

Respectfully Submitted,

Jeremy A. Smith

City Clerk and Clerk to the Council