

**AGENDA
REGULAR MEETING OF THE
MECHANICVILLE CITY COUNCIL
SENIOR CITIZEN'S CENTER
178 NORTH MAIN STREET
MECHANICVILLE, NY
June 12, 2019**

1. OPEN MEETING: _____ P.M.

2. ROLL CALL:

MAYOR BAKER
COMMISSIONER DUNN
COMMISSIONER GILHEANY
COMMISSIONER GOTTI
COMMISSIONER MCGUIRE

3. PLEDGE OF ALLEGIANCE

4. ACCEPTANCE OF THE MINUTES OF THE PREVIOUS MEETING ON May 8, 2019

MOVED BY:

SECONDED BY:

AYES:

NAYS:

COMMISSIONER REPORTS:

MAYOR'S REPORT & CORRESPONDENCE
COMMISSIONER DUNN
COMMISSIONER GILHEANY
COMMISSIONER GOTTI
COMMISSIONER MCGUIRE

SUPERVISOR RICHARDSON
MPD ACTING CHIEF RABBITT
MFD CHIEF DUNN

5. Public Comment:

6. RESOLUTIONS:

RESOLUTION 52-19 Clifton Park-Halfmoon Emergency Corps

Moved by: _____

Seconded by: _____

AYES: _____

NAYS: _____

RESOLUTION 53-19 Legal Representation

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 54-19 Betterment Resolution

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 55-19 Petty Cash

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 56-19 Home Grant Extension Administrative Plan

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 57-19 Train Station

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 58-19 Grass High Weed Violation and Fees

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 59-19 Water System Improvement

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 60-19 DeVoe Road Water Storage Tanks

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 61-19 Payroll and Vouchers

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call AYES _____ NAYS: _____

RESOLUTION NO.: 52-19

WHEREAS, the City Council of the City of Mechanicville ("City") is authorized by virtue of Section 122 (B) of the General Municipal Law of the State of New York and Section 20(1) of the General City Law of the State of New York to provide emergency medical and ambulance services for the City; and

WHEREAS, the Clifton Park & Halfmoon Emergency Corp. Inc. ("CPHM") has trained and experienced personnel and is certified by the Department of Health of the State of New York to provide emergency medical and ambulance services; and

WHEREAS, the CPHM has been providing emergency medical and ambulance services to the City and is desirous of furnishing emergency medical services to the Town under the terms and conditions set forth in the new proposed Agreement to Provide Emergency Medical Services and Emergency Ambulance Services; now, therefore be it,

RESOLVED, by the City Council of the City to authorize entering into the Agreement to Provide Emergency Medical Services and Emergency Ambulance Services with CPHM for the term beginning January 1, 2019, through December 31, 2019 and will provide consideration in the amount of \$220,000.00.00. The full agreement is on file in the office of the City Clerk; and it is further

RESOLVED, that the Mayor is hereby authorized by the Council to execute the Agreement to Provide Emergency Medical Services and Emergency Ambulance Services on behalf of the City.

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call:

Mayor Baker _____

Commissioner Dunn _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

June 12, 2019

RESOLUTION NO.: 53-19

A RESOLUTION APPROVING THE PAYMENT OF LEGAL EXPENSES
FOR MAYOR OF CITY OF MECHANICVILLE

WHEREAS, the City Council voted to conduct an investigation into allegations of misconduct made by Mechanicville City Police Officers against the Mayor of the City of Mechanicville; and

WHEREAS, the City Council hired outside counsel to conduct said investigation and authorized the expenditure of up to \$10,000 (Ten Thousand Dollars) to conduct said investigation into said allegations; and

WHEREAS, the City Council declined to explain the basis for said investigation, state the legal authority to conduct said investigation; and

WHEREAS, the outside counsel/Investigator conducted an investigation, which included an interview with the Mayor and failed to find any misconduct by the Mayor; and

WHEREAS, the Mayor as the head of government, should always be represented by competent council, especially when some finding of fault or wrong doing could result in a financial liability against the City of Mechanicville; and

WHEREAS, the City Attorney, was conflicted out of representation of the Mayor, as the City Council had voted to commence said investigation, as such the City Attorney was therefore removed/conflicted by the actions of the City Council.

NOW, THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF MECHANICVILLE HEREBY AUTHORIZES THE PAYMENT OF UP TO \$10,000 (Ten Thousand Dollars) for Legal representation for the Mayor's Attorney, Law office of James Walsh for the representations associated with the investigation commenced by the City Council.

Introduced By: _____

Seconded By: _____

Roll Call:

Mayor Dennis Baker _____
Commissioner Kimberly Dunn _____
Commissioner Jodie Gilheany _____
Commissioner Anthony Gotti _____
Commissioner Barbara McGuire _____

Dated: June 12, 2019

RESOLUTION #: 54-19

Authorizing construction work on PIN 1089.78, Route 4 (South Central Avenue) Project-Drainage Improvements, City of Mechanicville, Saratoga County on the State Highway System, the performance and funding in the first instance 100% of the costs of construction or reconstruction thereof, to be reimbursed by the State and appropriating funds therefore.

WHEREAS, the State of New York has requested City of Mechanicville to incorporate improvements (the "State Reverse Betterment") to Route 4 (South Central Avenue) Project-Drainage Improvements;

NOW, THEREFORE, the City Council, duly convened does hereby;

RESOLVE, that the City Council hereby approves such project inclusive of the State Betterment (collectively the "Project"); and it is hereby further

RESOLVED, that the City Council hereby authorizes the City of Mechanicville pay in the first instance 100% of the costs of the Project or portions thereof; and it is further

RESOLVED, that the sum of \$180,000.00 will be appropriated and made available to cover the cost of participation in the Construction phase of the Project; and it is further

RESOLVED, that the Mayor of the City of Mechanicville be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests on behalf of City of Mechanicville with NYSDOT in connection with the implementation of the Project, and reimbursement of the approved costs associated with the State Reverse Betterment, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

STATE OF NEW YORK)

)S.S:

COUNTY OF Saratoga)

I, _____, Clerk of the _____ New York, do hereby certify that I have compared the foregoing copy of the resolution with the original resolution of file in my office and that the same is a true and correct transcript of said original resolution and of the whole thereof as duly adopted by said _____ at a meeting duly called and held at _____ on _____ by the required necessary vote of the members to approved the resolution.

WITNESS, my hand and the official seal of the _____ of _____, New York, the _____ day of _____, 2014.

Introduced By: _____

Seconded By: _____

Roll Call:

- Mayor Dennis Baker _____
- Commissioner Kimberly Dunn _____
- Commissioner Jodie Gilheany _____
- Commissioner Anthony Gotti _____
- Commissioner Barbara McGuire _____

Dated: June 12, 2019

RESOLUTION NO.: 55-19

WHEREAS, the Building/Codes Department issues permits on a daily basis; and

WHEREAS, payment is often received as cash where change needs to be made; and

NOW THEREFORE BE IT RESOLVED, that petty cash of \$100 will be provided to the Building/Code Enforcement Office so that change is available for cash payments for Building Permits/Fire Safety Invoices.

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call:

Mayor Baker _____

Commissioner Dunn _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

June 12, 2019

RESOLUTION NO.: 56-19

WHEREAS, the City was awarded an extension on the 2015 Home Grant in the amount of \$200,000 from the New York State Division of Housing and Community Renewal to assist in the rehabilitation of 8 residential units ; and

WHEREAS, an Administrative Plan has been established to govern the operation of the continuation of the 2015 HOME program; and

NOW THEREFORE BE IT RESOLVED, that the Mayor is hereby authorized by the City Council to adopt the City of Mechanicville HOME Program Administrative Plan.

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call:

Mayor Baker _____

Commissioner Dunn _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

June 12, 2019

RESOLUTION NO.: 57-19

WHEREAS, the City of Mechanicville has completed a variety of improvements associated with the local train station to date including purchase of the property and building, securing a variety of funding, completion of a master plan, Phase I design and construction of various improvements, and

WHEREAS, Phase I construction improvements are on-going and will be completed in summer 2019, and

WHEREAS, additional services were required by Barton & Loguidice for the completion of the project in the bidding and construction phases of the project, and

WHEREAS, there is available monies in the contingency of the project, and

RESOLVED, that the Mayor is authorized to sign a contract for these additional services with Barton & Loguidice.

Introduced By: _____

Seconded By: _____

Roll Call:

Mayor Dennis Baker	_____
Commissioner Kimberly Dunn	_____
Commissioner Jodie Gilheany	_____
Commissioner Anthony Gotti	_____
Commissioner Barbara McGuire	_____

Dated: June 12, 2019

RESOLUTION NO.: 58-19

WHEREAS, The City of Mechanicville is under jurisdiction of the Title 19 NYCRR, Article 18 Uniform Fire Prevention and Building Code; and

WHEREAS, the International Property Maintenance Code Chapter 302 Section 4 – Weeds reads: *All immediate exterior property shall be maintained free from weeds or plant growth in excess of ten (10) inches (254 mm). All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however this term shall not include cultivated flowers and garden; and*

WHEREAS, property owners are not being code compliant;

NOW THEREFORE BE IT RESOLVED, that the following fee schedule be implemented after a notice of violation has been served and ten (10) days thereafter:

Thirty (\$30) dollars per man/ per hour;

Fifty (\$50) dollars per machine used in operation;

One Hundred Fifty (\$150) dollars per dump fee used to use the City's dumpster to rid the property of rubbish and debris.

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call:

Mayor Baker _____

Commissioner Dunn _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

June 12, 2019

RESOLUTION NO.: 59-19

WHEREAS THE CITY OF MECHANICVILLE has received funding from New York State Environmental Facilities Corporation (NYS EFC) to complete water system improvements to connect the water system to the Saratoga County Water Authority's (SCWA) network at Coons Crossing Road;

WHEREAS Barton and Loguidice, D.P.C. (B&L) has prepared the contract documents: Contract 4 SCWA Transmission Water Main Interconnect;

WHEREAS the contract documents have been completed and are ready for public bidding;

WHEREAS THE CITY approves the contract documents and authorizes the commencement of the public bidding process;

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call:

Mayor Baker _____

Commissioner Dunn _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

June 12, 2019

RESOLUTION NO.: 60-19

WHEREAS THE CITY OF MECHANICVILLE has received funding from New York State Environmental Facilities Corporation (NYS EFC) to complete water system improvements to replace the water main from the water plant to the DeVoe Road water storage tanks;

WHEREAS Barton and Loguidice, D.P.C. (B&L) has prepared the contract documents: Contract 5 Water Main Replacement Project WTP to DeVoe Road Tanks;

WHEREAS the contract documents have been completed and are ready for public bidding;

WHEREAS THE CITY approves the contract documents and authorizes the commencement of the public bidding process;

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call:

Mayor Baker _____

Commissioner Dunn _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

June 12, 2019

RESOLUTION No 61-19

Whereas: Payroll, General, Water, Sewer and Capital Project Fund Vouchers Contained Within

ABSTRACT			
PAYROLL #	20-19	5/16/19	\$ 78,288.44
PAYROLL #	22-19	5/30/19	\$ 89,205.80
			<u>\$ 167,494.24</u>

With an expenditure breakdown by fund as follows:

GENERAL A0 FUND	\$ 236,272.06
WATER FX FUND	\$ 5,250.75
SEWER G0 FUND	\$ 3,725.60
CAPITAL PROJECTS H0 FUND	\$ 38,578.32
PAYROLL TA FUND	\$ 167,494.24
TOTAL	<u>\$ 451,320.97</u>

Now, therefore be it resolved that said payroll and vouchers are hereby allowed in order to be paid.

Introduced by: _____

Seconded by: _____

Roll Call: Mayor Baker _____
Comm. Dunn _____
Comm. Gilheany _____
Comm. Gotti _____
Comm. McGuire _____

Dated: _____ June 12, 2019 _____

Resolution #: 62-19

WHEREAS there is a vacancy for Recreational Leader for the Summer Youth Program at the Park Avenue Playground in the City for the Public Safety Office;

WHEREAS this position needs to be filled with a qualified Individual;

WHEREAS Brianna Wickham has all the qualifications needed to fill this position;

THEREFORE, BE IT RESOLVED THAT Brianna Wickham is hereby appointed to the position of Recreational Leader at an hourly rate of \$11.10 per hour, 32.5 hours per week. Hours of work will be from 9:00 am until 4:00 pm with a half hour lunch Monday through Friday and 11:00 am to 3:00 pm if working on a Saturday. Her appointment will be effective July 1, 2018 until August 31, 2019.

Introduced by: _____

Seconded by: _____

ROLL CALL:

Mayor Dennis Baker _____

Commissioner Kimberly Dunn _____

Commissioner Jodie Gilheany _____

Commissioner Anthony Gotti _____

Commissioner Barbara McGuire _____

June 12, 2019

Resolution #: 63-19

WHEREAS there is a vacancy for Recreational Leader for the Summer Youth Program at the Park Avenue Playground in the City for the Public Safety Office;

WHEREAS this position needs to be filled with a qualified Individual;

WHEREAS Chloe Newman has all the qualifications needed to fill this position;

THEREFORE, BE IT RESOLVED THAT Chloe Newman is hereby appointed to the position of Recreational Leader at an hourly rate of \$11.10 per hour, 32.5 hours per week. Hours of work will be from 9:00 am until 4:00 pm with a half hour lunch Monday through Friday and 11:00 am to 3:00 pm if working on a Saturday. Her appointment will be effective July 1, 2018 until August 31, 2019.

Introduced by: _____

Seconded by: _____

ROLL CALL:

Mayor Dennis Baker _____

Commissioner Kimberly Dunn _____

Commissioner Jodie Gilheany _____

Commissioner Anthony Gotti _____

Commissioner Barbara McGuire _____

Resolution #: 64-19

WHEREAS there is a vacancy for Recreational Leader for the Summer Youth Program at the Park Avenue Playground in the City for the Public Safety Office;

WHEREAS this position needs to be filled with a qualified Individual;

WHEREAS Cassandra McMullin has all the qualifications needed to fill this position;

THEREFORE, BE IT RESOLVED THAT Cassandra McMullin is hereby appointed to the position of Recreational Leader at an hourly rate of \$11.10 per hour, 32.5 hours per week. Hours of work will be from 9:00 am until 4:00 pm with a half hour lunch Monday through Friday and 11:00 am to 3:00 pm if working on a Saturday. Her appointment will be effective July 1, 2018 until August 31, 2019.

Introduced by: _____

Seconded by: _____

ROLL CALL:

Mayor Dennis Baker _____

Commissioner Kimberly Dunn _____

Commissioner Jodie Gilheany _____

Commissioner Anthony Gotti _____

Commissioner Barbara McGuire _____

June 12, 2019

Resolution #: 65-19

WHEREAS there is a vacancy for Recreational Leader for the Summer Youth Program at the Park Avenue Playground in the City for the Public Safety Office;

WHEREAS this position needs to be filled with a qualified Individual;

WHEREAS Hannah LaBrozzi has all the qualifications needed to fill this position;

THEREFORE, BE IT RESOLVED THAT Hannah LaBrozzi is hereby appointed to the position of Supervising Recreational Leader at an hourly rate of \$12.10 per hour, 32.5 hours per week. Hours of work will be from 9:00 am until 4:00 pm with a half hour lunch Monday through Friday and 11:00 am to 3:00 pm if working on a Saturday. Her appointment will be effective July 1, 2018 until August 31, 2019.

Introduced by: _____

Seconded by: _____

ROLL CALL:

Mayor Dennis Baker _____

Commissioner Kimberly Dunn _____

Commissioner Jodie Gilheany _____

Commissioner Anthony Gotti _____

Commissioner Barbara McGuire _____

June 12, 2019

RESOLUTION NO.: 66-19

WHEREAS THE CITY OF MECHANICVILLE AND Momentive Performance Materials, Inc. enter into an annual agreement extension for monitoring and maintenance activities at the former Champlain Canal near Momentive Performance Materials, Waterford NY;

NOW THEREFORE BE IT RESOLVED THE Mechanicville City Council authorizes and directs the Mayor to enter into the attached extension agreement with Momentive Performance Materials, Inc. until June 10, 2020.

Introduced By: _____

Seconded By: _____

Mayor Baker	_____
Commissioner Dunn	_____
Commissioner Gilheany	_____
Commissioner Gotti	_____
Commissioner McGuire	_____

June 12, 2019