

**AGENDA
REGULAR MEETING OF THE
MECHANICVILLE CITY COUNCIL
SENIOR CITIZEN'S CENTER
178 NORTH MAIN STREET
MECHANICVILLE, NY
January 8, 2020**

1. OPEN MEETING: _____ P.M.

2. ROLL CALL:

MAYOR BAKER
COMMISSIONER GILHEANY
COMMISSIONER GOTTI
COMMISSIONER MCGUIRE
COMMISSIONER SEBER

3. PLEDGE OF ALLEGIANCE

4. ACCEPTANCE OF THE MINUTES OF THE PREVIOUS MEETING ON December 11, 2019

MOVED BY:

SECONDED BY:

AYES:

NAYS:

5. ACCEPTANCE OF THE MINUTES OF THE SPECIAL MEETING ON December 30, 2019

MOVED BY:

SECONDED BY:

AYES:

NAYS:

6. COMMISSIONER REPORTS:

MAYOR'S REPORT & CORRESPONDENCE

COMMISSIONER SEBER

COMMISSIONER GILHEANY

COMMISSIONER GOTTI

COMMISSIONER MCGUIRE

SUPERVISOR RICHARDSON

MPD ACTING CHIEF RABBITT

MFD CHIEF DUNN

7. Public Comment:

8. RESOLUTIONS:

RESOLUTION 01-2020 Roberts Rules of Order

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

RESOLUTION 02-2020 Code Enforcement Amendments to City Charter

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

RESOLUTION 03-2020 Commissioner of Accounts as Section 3 Coordinator

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

RESOLUTION 04-2020 NYS Firefighter Enhanced Cancer Benefit Disability Benefits Program

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

9. NEW BUSINESS:

10. OLD BUSINESS:

11. CLOSE MEETING: Time _____

Moved by: _____ Seconded by: _____

Roll Call AYES _____ NAYS: _____

12. EXECUTIVE SESSION: Time _____

Moved by: _____ Seconded by: _____

Roll Call AYES _____ NAYS: _____

13. ADJOURNMENT: Time _____

INTRODUCED BY: _____

SECONDED BY: _____

Roll Call AYES _____ NAYS: _____

Resolution No.: 01-2020

BE IT RESOLVED, that the Special Meetings of the City Council may be called by either two Council Members jointly, or by the Mayor, by giving personal written notice of the time and place of said meeting to each of the Council Members at least 24 hours before said meeting, or by giving written notice by mail to each Council Member at least two (2) business days before said meeting;
and

BE IT RESOLVED, that Robert Rules of Order be, and hereby adopted for the rules of procedure for the meetings of the City Council of the City of Mechanicville for the year 2020;
and

BE IT RESOLVED, that no ordinances or resolutions shall be introduced to the Council of the City of Mechanicville unless a copy of the resolution or ordinance shall be given to all the Council Members by the Council Member introducing the same at least two (2) business days in advance of the introduction, unless all Council Members waive the aforesaid requirements; and

BE IT RESOLVED, that the Daily Gazette and The Express be and they are hereby appointed as the official newspapers for the City of Mechanicville for the year 2020; and

BE IT RESOLVED, that TD Bank be and is hereby appointed the official bank of the City of Mechanicville for the year 2020; and

BE IT RESOLVED, that the City Attorney is to be announced after interviews and hiring; and

BE IT RESOLVED, that Dr. Stephen Sgambati Jr. be and is hereby appointed the Health Official for the City of Mechanicville, on an as needed basis; and

BE IT RESOLVED, that C. Mark Seber is appointed to the position of Registrar of Vital Statistics for the City of Mechanicville for the year 2020; Emilia Foard appointed to the position of Deputy Registrar of Statistics for the City of Mechanicville for the year 2020; and

BE IT RESOLVED, that Robert Murphy Jr. be and is hereby appointed as City Historian for the City of Mechanicville; and

BE IT RESOLVED, that Bruce Lynch is hereby appointed as the Emergency Management Coordinator.

All terms of office to expire December 31, 2020

Introduced by: _____

Seconded by: _____

Roll Call: Mayor Baker _____

Commissioner Seber _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

Dated: January 8, 2020

Resolution No.: 02-2020

WHEREAS, the City code of the City of Mechanicville was amended in 2017; and

WHEREAS, the Building/Code Enforcement Officer needs to incorporate amendments and revisions to the City Code; and

NOW THEREFORE BE IT RESOLVED that attached amendments and revisions to the City Code will be effective immediately.

Introduced by: _____

Seconded by: _____

Roll Call: Roll Call:

Mayor Baker _____

Commissioner Seber _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

Dated: January 8, 2020

1: Article IV.....**Care and upkeep of sidewalks.**

ADD: 164-14-A. SNOW REMOVAL- The owner, occupant or person in charge of an improved or unimproved lot adjoining a City street shall remove the snow from the sidewalks in front of such lot within 12 hours after each snowstorm and shall keep the sidewalks clear of snow and ice and, when slippery, keep the same safe by sanding. The portion of the sidewalk required to be kept free from snow and ice is the portion thereof which is paved, if any, and if no portion thereof is paved, a space at least four feet in width shall be kept free and clear as above stated. A storm ceasing after 7:00 p.m. shall be considered as ceasing at 7:00 a.m. the following morning.

ADD: 164-14-B. PLACEMENT OF SNOW AND ICE IN STREETS- No person shall, in removing snow or ice from the sidewalk or property adjoining a public street, cause the same to be placed in or upon such public street.

On January 9th, the city council approved a fee change for Vacant Building Fees, but needs to be changed in the City Charter from \$200.00 to \$350.00

ELIMINATE: 84-14-F. Heavy undergrowth and accumulations of plant growth which are noxious or detrimental to health or safety shall be eliminated.

In its place:

84-14-F. WEEDS: All immediate exterior property shall be maintained free from weeds or plant growth in excess of 10 (ten) inches. 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 gardens.

80-2. Issuance; when required.

E. Length of building permits issued, are to be set forth by the Building Inspector not to exceed one (1) year; and not less than six (6) months.

ADD: 80-6. **Stop Work Orders.**

Authority to issue. Any Code Enforcement Officer is authorized to issue stop-work orders pursuant to this section. A Code Enforcement Officer shall issue a stop-work order to halt:

(A) Authority to issue. The Code Enforcement Officer is authorized to issue stop-work orders pursuant to this section. A Code Enforcement Officer shall issue a stop-work order to halt:

(1)

Any work that is determined by a Code Enforcement Officer to be contrary to any applicable provision of the Uniform Code or Energy Code, without regard to whether such work is or is not work for which a building permit is required, and without regard to whether a building permit has or has not been issued for such work; or

(2)

Any work that is being conducted in a dangerous or unsafe manner in the opinion of a Code Enforcement Officer, without regard to whether such work is or is not work for which a building permit is required, and without regard to whether a building permit has or has not been issued for such work; or

(3)

Any work for which a building permit is required which is being performed without the required building permit, or under a building permit that has become invalid, has expired, or has been suspended or revoked.

B.

Content of stop-work orders. Stop-work orders shall be in writing, be dated and signed by a Code Enforcement Officer, state the reason or reasons for issuance, and, if applicable, state the conditions which must be satisfied before work will be permitted to resume.

C.

Service of stop-work orders. A Code Enforcement Officer shall cause the stop-work order, or a copy thereof, to be served on the owner of the affected property (and, if the owner is not the permit holder, on the permit holder) personally or by registered mail/certified mail. A Code Enforcement Officer shall be permitted, but not required, to cause the stop-work order, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other person taking part or assisting in work affected by the stop-work order, personally or by registered mail/certified mail; provided, however, that failure to serve any person mentioned in this sentence shall not affect the efficacy of the stop-work order.

D.

Effect of stop-work order. Upon the issuance of a stop-work order, the owner of the affected property, the permit holder and any other person performing, taking part in or assisting in the work shall immediately cease all work which is the subject of the stop-work order.

CHANGE: 80-6. PENALTIES FOR OFFENSES.....To: 80-7.
PENALTIES FOR OFFENSES.

RESOLUTION NO.: 03-2020

RESOLUTION ESTABLISHING THE COMMISSIONER OF ACCOUNTS AS SECTION 3 COORDINATOR AND FAIR HOUSING OFFICER, PERSUANT TO REQUIREMENTS OF THE NEW YORK STATE OFFICE OF COMMUNITY RENEWAL AND COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

WHEREAS, the City of Mechanicville has recently been awarded grant funds from the Community Development Block Grant (CDBG) Program through the New York State Office of Community Renewal for the purpose of improving drainage on South Central Ave (Route 4/32) beneath the train trestle (#718PR63-17) and water main replacement and water replacement on several city streets (#718PW133-18); and

WHEREAS requirements under the CDBG program call for the establishment of a Section 3 Coordinator and Fair Housing Officer to ensure that the use of federal funds benefit lower income residents of the area awarded funding; and

WHEREAS as designation of the Section 3 Coordinator and Fair Housing Officer must be authorized by the governing municipal board;

NOW, THEREFORE be it resolved that the governing board of the City of Mechanicville hereby authorizes the establishment of the Commissioner of Accounts as Section 3 Coordinator and Fair Housing Officer.

Introduced by: _____

Seconded by: _____

Roll Call:

Mayor Baker _____

Commissioner Seber _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

Dated: January 8, 2020

RESOLUTION NO.: 04-2020

WHEREAS effective January 1, 2019, Title 9 of New York State Codes, Rules & Regulations has added a new part 210 for all NYS Volunteer Fire Departments called the NYS Firefighter Enhanced Cancer Disability Benefits Program; and

WHEREAS it is mandated by New York State that any municipality that a volunteer Fire Department must provide this coverage for those volunteer firefighters that meet the criteria; and

WHEREAS the City must comply with this regulation to provide this coverage for the qualifying volunteer firefighters of the Mechanicville Fire Department with a premium of \$2,329.00 in 2020;

NOW THEREFORE BE IT RESOLVED that the Mechanicville City Council authorizes and directs the Mayor to enter into a contract with Glatfelter Insurance Group of York, Penn. To provide third coverage and sign any and all documents required to implement this coverage.

Introduced by: _____

Seconded by: _____

Roll Call:

Mayor Baker _____

Commissioner Seber _____

Commissioner Gilheany _____

Commissioner Gotti _____

Commissioner McGuire _____

Dated: January 8, 2020