

1. Active Calendar

- 1.I. Agenda For September 9, 2021 Regular Meeting

Documents:

[21 AGENDA 0909.PDF](#)

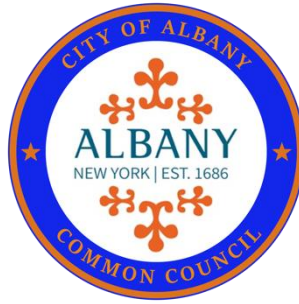
2. Supporting Legislation

3. Minutes

4. Majority Consent (MC)

5. Supporting Document

6. Public Comment



AGENDA  
FOR THE REGULAR MEETING  
OF THE ALBANY COMMON COUNCIL  
Thursday, September 9, 2021

The Common Council meets the first and third Monday of each month at 7:00 p.m. (note: when Monday falls on a legal holiday or day of special observance, the Council meeting is ordinarily moved to the following Thursday). It will be live-streamed on [Facebook](#). If we experience any technical difficulties on Facebook, the video will be streamed to [YouTube](#). For more information on how to be heard please visit our [website](#).

ORDER OF BUSINESS:

Roll Call  
Welcome  
Pledge of Allegiance  
Moment of Silence  
Public Hearings  
Public Comment Period (30 Minutes)  
Approval of Minutes from Previous Meeting  
Consideration of Local Laws  
Communications from the Mayor, Department Heads and other City Officials  
Consideration of Vetoes  
Presentation of Petitions and Communications  
Reports of Standing Committees  
Reports of Ad Hoc Committees  
Consideration of Ordinances  
Consideration of Resolutions  
Additional Public Comment (30 minutes)  
Miscellaneous or Unfinished Business  
Adjournment

## LOCAL LAWS INTRODUCED

## LOCAL LAWS HELD

1. Conti LOCAL LAW F - 2019

A LOCAL LAW REPEALING CHAPTER 54 (FINANCIAL DISCLOSURE) OF THE CODE OF THE CITY OF ALBANY AND ENACTING A NEW CHAPTER 54 ENTITLED “ETHICS LAW OF THE CITY OF ALBANY” IN RELATION TO ETHICS AND FINANCIAL DISCLOSURE \*Referred to Council Operations and Ethics
2. Conti LOCAL LAW A - 2021

A LOCAL LAW AMENDING SECTION 202 (CONTINUOUS TERMS) OF ARTICLE 2 (ELECTIVE OFFICERS) OF THE CHARTER OF THE CITY OF ALBANY TO PROVIDE FOR NONPARTISAN ELECTIONS \*Referred to Council Operations and Ethics
3. Doesschate, Conti, Farrell, Frederick, and Hoey LOCAL LAW C - 2021 *As Amended*

A LOCAL LAW AMENDING ARTICLE VIIB (ALBANY POLICE DEPARTMENT INTERACTIONS) OF PART I (DEPARTMENT OF POLICE) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF PART I (ADMINISTRATIVE LEGISLATION) OF THE ALBANY CITY CODE WITH REGARD TO THE USE OF CHEMICAL WEAPONS AND KINETIC ENERGY MUNITIONS ON CIVILIAN POPULATIONS \*TABLED\*
4. Anane LOCAL LAW D - 2021

A LOCAL LAW AMENDING THE CHARTER OF THE CITY OF ALBANY TO PROVIDE FOR ADDITIONAL PAID SICK LEAVE \* Referred to Finances, Assessment, & Taxation Committee
5. Johnson, Anane, Hoey with Support of President Ellis LOCAL LAW L – 2021

A LOCAL LAW AMENDING CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO CREATING A PUBLIC SAFETY COMMISSION  
\*Referred to Public Safety Committee\*
6. Kimbrough LOCAL LAW M-2021

A LOCAL LAW AMENDING ARTICLE VIIB (ALBANY POLICE DEPARTMENT INTERACTIONS) OF PART I (DEPARTMENT OF POLICE) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF PART I (ADMINISTRATIVE LEGISLATION) OF THE ALBANY CITY CODE WITH REGARD TO THE USE OF CHEMICAL WEAPONS AND KINETIC ENERGY MUNITIONS ON CIVILIAN POPULATIONS  
\*Referred to Public Safety Committee\*

7. Igoe LOCAL LAW Q-2021  
A LOCAL LAW AMENDING CHAPTER 255 (PEACE AND GOOD ORDER) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO UNNECESSARY AND UNUSUAL NOISES AND THE TREATMENT OF SUCH NOISES AS NUISANCES

8. Farrell and Hoey LOCAL LAW R-2021  
A LOCAL LAW ENACTING A MINIMUM COMPENSATION FOR CITY OF ALBANY EMPLOYEES

## ORDINANCES INTRODUCED

- 25.91.21** AN ORDINANCE AMENDING CHAPTER 375 OF THE CODE OF THE CITY OF ALBANY (UNIFIED SUSTAINABLE DEVELOPMENT ORDINANCE) CHANGING THE ZONING CLASSIFICATIONS OF 77, 79, 81, 83, 83.5, AND 85 SHERMAN STREET FROM “TWO FAMILY” (R-2) TO “MIXED-USE COMMUNITY URBAN” (MU-CU) AND AMENDING THE ZONING MAP ACCORDINGLY
- 26.91.21** AN ORDINANCE AUTHORIZING THE SALE TO ROCIO VILLA OF THE CITY-OWNED PROPERTY LOCATED AT 142 LIVINGSTON AVENUE (Tax Map Parcel Number 65.74-4-13)
- 27.91.21** AN ORDINANCE AUTHORIZING THE SALE TO KIM CHAMPION OF THE CITY-OWNED PROPERTY AT 59 FIRST STREET (Tax Map Parcel Number 65.82-1-64)

## ORDINANCES HELD

1. Anane Ordinance 34.101.18

AN ORDINANCE AMENDING CHAPTER 359 (VEHICLES AND TRAFFIC OF THE CODE OF THE CITY OF ALBANY” IN RELATION TO SPECIAL EVENT PARKING \*Referred to Law, Buildings and Code Enforcement
2. Conti & Anane Ordinance 2.12.19

AN ORDINANCE AMENDING ARTICLE II (TRAFFIC REGULATIONS) OF CHAPTER 359 (VEHICLE AND TRAFFIC) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO MARKINGS FOR FIRE HYDRANTS \*Referred to Law, Buildings and Code Enforcement
3. Flynn Ordinance 12.62.19

AN ORDINANCE AMENDING ARTICLE III (TOW-TRUCK OWNERS AND OPERATORS) OF CHAPTER 353 (VEHICLES FOR HIRE) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE MAXIMUM TOWING CHARGE PERMITTED \*Referred to Law, Buildings and Code Enforcement
4. Fahey Ordinance 16.81.19 (MC)

AN ORDINANCE AMENDING CHAPTER 375-3 (USE REGULATIONS) OF THE CODE OF THE CITY OF ALBANY (UNIFIED SUSTAINABLE DEVELOPMENT ORDINANCE) IN ORDER TO CLARIFY THE APPROVAL PROCESS FOR TELECOMMUNICATIONS INSTALLATIONS \*Referred to Planning, Economic Development and Land Use
5. Fahey Ordinance 1.21.20

AN ORDINANCE REPEALING CHAPTER 303 (SIDEWALK AND OUTDOOR CAFES) OF THE CODE OF THE CITY OF ALBANY \*Referred to Planning, Economic Development and Land Use
6. Kimbrough Ordinance 11.61.20 *As Amended*

AN ORDINANCE AMENDING CHAPTER 375 (CITY OF ALBANY UNIFIED SUSTAINABLE DEVELOPMENT ORDINANCE OF THE CODE OF THE CITY OF ALBANY IN RELATION TO PARKING LOTS IN MU-CU ZONE DISTRICTS \*Referred to Planning, Economic Development and Land Use
7. Anane Ordinance 13.72.20

AN ORDINANCE AMENDING CHAPTER 345 (TREES AND VEGETATION) OF PART II OF THE CODE OF THE CITY OF ALBANY REGARDING PLANTING TREES IN THE CITY OF ALBANY \*Referred to General Service, Health and Environment

8. Frederick Ordinance 15.81.20  
AN ORDINANCE AMENDING PART II OF THE CODE OF THE CITY OF ALBANY (GENERAL LEGISLATION) BY ENACTING A NEW CHAPTER 325 TITLED SURVEILLANCE TECHNOLOGY \*Referred to Public Safety
9. Conti Ordinance 43.112.20 (MC)  
AN ORDINANCE AMENDNING ARTICLE XLVI (GENERAL PROVISIONS) OF PART 35 (BOARD OF ZONING APPEALS) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO CONFORMING THE SIZE OF THE SIZE OF THE BOARD OF ZONING APPEALS WITH THE NYS GENERAL CITY LAW)  
\*Referred to Planning, Economic Development and Land Use Committee
10. O'Brien Ordinance 3.12.21  
AN ORDINANCE AMENDING CHAPTER 375 (UNIFIED SUSTAINABLE DEVELOPMENT ORDINANCE) OF THE CODE OF THE CITY OF ALBANY CLARIFYING VEGETATIVE COVERAGE IN RELATION TO NON-APPLICABILITY TO GREEN ROOFS  
\*Referred to Planning, Economic Development and Land Use Committee
11. Planning Ordinance 5.32.21  
AN ORDINANCE AMENDING ARTICLE I (GENERAL PROVISIONS) OF CHAPTER 375 (USDO) OF PART II OF THE CODE OF THE CITY OF ALBANY IN RELATION TO NECESSARY AMENDMENTS  
\*Referred to Planning, Economic Development and Land-use Committee\*
12. Planning Ordinance 6.31.21  
AN ORDINANCE AMENDING ARTICLE II (ZONING DISTRICTS) OF CHAPTER 375 (USDO) OF PART II OF THE CODE OF THE CITY OF ALBANY IN RELATION TO NECESSARY AMENDMENTS  
\*Referred to Planning, Economic Development and Land-use Committee\*
13. Planning Ordinance 7.32.21  
AN ORDINANCE AMENDING ARTICLE III (USE REGULATIONS) OF CHAPTER 375 (USDO) OF PART II OF THE CODE OF THE CITY OF ALBANY IN RELATION TO NECESSARY AMENDMENTS  
\*Referred to Planning, Economic Development and Land-use Committee\*



14. Planning Ordinance 8.32.21  
AN ORDINANCE AMENDING ARTICLE IV (DEVELOPMENT STANDARDS) OF CHAPTER 375 (USDO) OF PART II OF THE CODE OF THE CITY OF ALBANY IN RELATION TO NECESSARY AMENDMENTS  
\*Referred to Planning, Economic Development and Land-use Committee\*
15. Planning Ordinance 9.32.21  
AN ORDINANCE AMENDING ARTICLE V (ADMINISTRATION AND ENFORCEMENT) OF CHAPTER 375 (USDO) OF PART II OF THE CODE OF THE CITY OF ALBANY IN RELATION TO NECESSARY AMENDMENTS  
\*Referred to Planning, Economic Development and Land-use Committee\*
16. Planning Ordinance 10.32.21  
AN ORDINANCE AMENDING ARTICLE VI (RULES OF CONSTRUCTION; DEFINITION) AND ARTICLE VII (APPLICATION FEES) OF CHAPTER 375 (USDO) OF PART II OF THE CODE OF THE CITY OF ALBANY IN RELATION TO NECESSARY AMENDMENTS  
\*Referred to Planning, Economic Development and Land-use Committee\*
17. Fahey Ordinance 13.51.21 *As Amended*  
AN ORDINANCE AMENDING CHAPTER 323 (STREETS AND SIDEWALKS) OF THE CODE OF THE CITY OF ALBANY BY ADDING A NEW ARTICLE VII, ENTITLED "SMALL CELL WIRELESS FACILITIES IN CITY RIGHTS OF WAY"  
\*Referred to Planning, Economic Development, and Land Use Committee\*
18. Love Ordinance 21.72.21  
AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT TO NATIONAL GRID OF AN EASEMENT IN THE CITY OF ALBANY, OVER A PORTION OF CITY-OWNED PROPERTY AT CORNING RIVERFRONT PARK, FOR THE INSTALLATION OF AN ELECTRICAL SERVICE HOOKUP  
\* Referred to Finance, Taxation, and Assessment Committee\*
19. Hoey Ordinance 22.72.21  
AN ORDINANCE AMENDING CHAPTER 375 (UNIFIED SUSTAINABLE DEVELOPMENT) IN RELATION TO RECREATION VEHICLES AND CAMPERS AND ALLOW THEM ON DRIVEWAYS  
\*Referred to Planning, Economic Development, and Land Use Committee\*

20. Igoe Ordinance 23.82.21

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT TO ALECIA SEARS AND BRETT SEARS OF AN EASEMENT IN THE CITY OF ALBANY OVER A PORTION OF THE CITY RIGHT-OF-WAY OF MYRTLE AVENUE FOR THE CONSTRUCTION AND MAINTENANCE OF A FENCE ADJACENT TO THEIR PROPERTY AT 40 SOUTH MANNING BOULEVARD

21. Love Ordinance 24.82.21

AN ORDINANCE OF THE COMMON COUNCIL AUTHORIZING THE SALE TO HABITAT FOR HUMANITY CAPITAL DISTRICT OF 188 ORANGE STREET (Tax Map Parcel Number 65.81-6-41)

RESOLUTIONS INTRODUCED

**73.91.21R**

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF  
ALBANY SUPPORTING THE CLEAN SLATE ACT**

## RESOLUTIONS HELD

1. Anane Resolution Number 46.62.18R (MC)

A RESOLUTION OF THE ALBANY COMMON COUNCIL IN SUPPORT OF THE CITY OF ALBANY WAIVING FEES AGAINST THE NEW YORK STATE POOR PEOPLE'S CAMPAIGN \*Referred to Public Safety Committee
2. Anane Resolution Number 25.52.19R

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ALBANY RECOGNIZING THE IMPORTANCE OF WALKABILITY THROUGHOUT THE CITY AND CALLING ON THE ALBANY POLICE DEPARTMENT'S TRAFFIC SAFETY DIVISION TO ADOPT A POLICY ENSURING THAT PEDESTRIAN SIGNALS ARE AUTOMATICALLY INCLUDED WHENEVER TRAFFIC SIGNALS ARE CHANGED, UPGRADED OR INSTALLED”  
\*Referred to Planning, Economic Development and Land Use Committee
3. Love Resolution Number 42.62.19R

RESOLUTION OF THE COMMON COUNCIL RECOGNIZING THE NEED FOR A GREATER EMPHASIS ON SENIOR SERVICES THROUGHOUT THE CITY OF ALBANY
4. Anane Resolution Number 95.102.20R

RESOLUTION IN SUPPORT OF THE CITY OF ALBANY MAKING ELECTION DAY A PAID HOLIDAY \*Referred to Finance, Assessment and Taxation Committee
5. Finance Resolution Number 25.31.21R

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE ELIMINATION OF ONE FULL TIME POSITION AND THE CREATION OF ANOTHER, WHICH WILL AFFECT A SALARY TOTAL FOR THE 2021 BUDGET (DEPARTMENT OF RECREATION)  
\*Referred to Finance, Assessment, & Taxation Committee
6. Anane Resolution Number 37.42.21R

A RESOLUTION AUTHORIZING A RIGHT-OF-WAY FRANCHISE AGREEMENT WITH CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR INSTALLATION OF TELECOMMUNICATIONS EQUIPMENT ON CITY-OWNED RIGHTS-OF-WAY  
\*Referred to Planning, Economic Development, and Land Use Committee

7. Fahey Resolution Number 38.42.21R

A RESOLUTION AUTHORIZING A RIGHT-OF-WAY FRANCHISE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC FOR INSTALLATION OF TELECOMMUNICATIONS EQUIPMENT ON CITY-OWNED RIGHTS-OF-WAY

\*Referred to Planning, Economic Development, Land Use Committee\*
8. Finance Resolution Number 41.51.21R

RESOLUTION OF THE COMMON COUNCIL CONSENTING TO ADJUSTMENT OF SALARIES FOR CERTAIN POSITIONS IN THE 2021 BUDGET (DEPARTMENT OF LAW)

\*Referred to Finance, Assessment, & Taxation Committee\*
9. Finance Resolution Number 42.51.21R

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO THE CREATION OF A POSITION, WHICH WILL AFFECT A SALARY TOTAL FOR THE 2021 BUDGET (ALBANY COMMUNITY DEVELOPMENT AGENCY)

\*Referred to Finance, Assessment, & Taxation Committee\*
10. Fahey Resolution Number 47.52.21R

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ALBANY REQUESTING IMMEDIATE ACTION BY OUT STATE AND FEDERAL OFFICIALS TO UNDERTAKE A THOROUGH AND COMPLETE EVALUATION OF THE USE OF CHEMICAL GAS ON INDIVIDUALS BY LAW ENFORCEMENT AND DETERMINE WHETHER TO BAN ITS USE

\*Referred to Public Safety Committee\*
11. Kimbrough Resolution Number 56.62.21R

RESOLUTION HONORING THE LIFE AND LEGACY OF CHARLES E. TRAYNHAM AND RENAMING A PORTION OF MOHAWK STREET IN HIS HONOR

\*Referred to General Services, Health, and Environment Committee
12. Johnson Resolution Number 66.81.21R

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE MAYOR TO ENTER INTO AND EXECUTE A LICENSE AGREEMENT WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE SOUTH-END CONNECTOR PROJECT

\*Referred to Finance, Assessment, & Taxation Committee\*