

ALBANY COMMON COUNCIL MINUTES OF A REGULAR MEETING

Monday, February 4, 2013

The Common Council was convened at 7:00 p.m. and was called to order by Council President McLaughlin.

The roll being called, the following answered to their names: Council Members Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O'Brien, Rosenzweig, Sano, and Smith.

Also present were the following staff: Cashawna Parker, Nala Woodard, Barbara Samel and Patrick Jordan.

Council Member Igoe led the Pledge of Allegiance.

PUBLIC COMMENT PERIOD

1. Marlon Anderson, 491 Livingston Avenue, Albany, NY 12206 (State of the City address; redistricting);
2. Merrill Greenburg, (Oppose Ordinance 36.52.11 in relation to rental unit fee increases);
3. Judd Feinman, (Oppose Ordinance 36.52.11 in relation to rental unit fee increases);
4. Tim Wells, (Oppose Ordinance 36.52.11 in relation to rental unit fee increases);
5. Tim Carney, 277 Delaware Avenue, Albany, NY 12209 (Redistricting);
6. Vincent Riguso, 13 Beach Avenue, Albany, NY 12203 (Redistricting).

There being no further speakers, the President declared the public comment period closed.

CONSIDERATION OF LOCAL LAWS

Council Member Calsolaro offered LOCAL LAW A-2013 (A LOCAL LAW AMENDING SECTION 333-126 (MAXIMUM PURCHASE PRICE) AND SECTION 333-128 (MAXIMUM HOUSEHOLD INCOME) OF ARTICLE XVI (EXEMPTION FOR FIRST-TIME HOMEBUYERS) OF CHAPTER 333 (TAXATION) OF THE CODE OF THE CITY OF ALBANY), which had been previously introduced, and asked for passage and a roll call vote thereon.

**Note: Council Member Calsolaro spoke on this local law prior to passage.*

The local law passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O'Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Local Law A-2013 was co-sponsored by Council Members Freeman, Jenkins-Cox, Konev, Sano and Smith.

Council Member Conti moved to amend Local Law D-2012 (A LOCAL LAW AMENDING ARTICLE III (WARD BOUNDARIES) OF CHAPTER 167 (ELECTIONS) OF THE CODE OF THE CITY OF ALBANY) which was held.

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Local Law No. 3 – 2003, passed by the Common Council on February 20, 2003, and enacted to amend and define the Ward boundaries of the City of Albany, is hereby amended to read as follows:

Article III. Ward Boundaries

§ 167-3. Boundary descriptions.

There shall be 15 wards in the City of Albany, bounded and described as follows:

A. FIRST WARD: Beginning at a point in the center line of Southern Boulevard where it is intersected by the South City Line; thence westerly along the South City Line to a point 1560 feet westerly as measured along the South City Line from its intersection with the prolongation of Swartson Court extended southerly; thence northerly to a point in the center line of the New York State Thruway (Interstate Route 87) which is 800 feet westerly as measured along the center line of the New York State Thruway (Interstate Route 87) from the prolongation of Swartson Court extended southerly; thence easterly and running along the center line of the New York State Thruway (Interstate Route 87) to its intersection with the southerly extension of the center line of Holmes Court; thence northerly along the southerly extension of the center line of Holmes Court and along the center line of Holmes Court to its intersection with the center line of Whitehall Road; thence easterly along the center line of Whitehall Road to its intersection with the center line of Delaware Avenue and the center line of Second Avenue; thence, easterly along the center line of Second Avenue to its intersection with the center line of Hurlbut Street; thence northerly along the center line of Hurlbut Street to its intersection with the center line of Garden Street; thence easterly along the center line of Garden Street to its intersection with the center line of Slingerland Street; thence northerly along the center line of Slingerland Street to its intersection with the center line of Alexander Street; thence easterly along the center line of Alexander Street to its intersection with the center line of South Dove Street; thence southerly along the center line of South Dove Street to its intersection with the center line of Saint George Place; thence easterly along the center line of Saint George Place to its intersection with the center line of Moore Street; thence southerly along the center line of Moore Street to its intersection with the center line of Second Avenue; thence easterly along the center line of Second Avenue to its intersection with the center line of Stephen Street; thence northerly along the center line of Stephen Street to its intersection with the center line of Third Avenue; thence easterly along the center line of Third Avenue to its intersection with the center line of South Pearl Street; thence, southerly along the center line of South Pearl Street to a point where it is intersected by the South City Line; thence westerly along the South City Line to its intersection with the center line of Southern Boulevard, the point and place of beginning.

B. SECOND WARD: Beginning at a point in the center line of main channel of the Hudson River (East City Line) where it is intersected by the South City Line; running thence westerly along the South City Line to its intersection with South Pearl Street; thence northerly along the center line of South Pearl Street to its intersection with the center line of Third Avenue; thence westerly along the center line of Third Avenue to its intersection with the center line of Stephen Street; thence southerly along the center line of Stephen Street to its intersection with the center line of Second Avenue; thence

westerly along the center line of Second Avenue to its intersection with the center line of Moore Street; thence northerly along the center line of Moore Street to its intersection with the center line of Saint George Place; thence easterly along the center line of Saint George Place to its intersection with the center line of Babcock Street; thence northerly along the northerly extension of the center line of Babcock Street and along the southerly extension of South Swan Street to its intersection with the center line of Delaware Street; thence northerly along the center line of South Swan Street to its intersection with the center line of Morton Avenue; thence northerly along the center line of Dr. Martin Luther King, Jr. Boulevard (also known as South Swan Street) to its intersection with the center line of Park Avenue; thence easterly along the center line of Park Avenue to its intersection with Museum Road; thence northerly along the center line of Museum Road to its intersection with the center line of Madison Avenue; thence westerly along the center line of Madison Avenue to its intersection with the center line of South Swan Street; thence northerly along the center line of South Swan Street to its intersection with the center line of the South Mall Arterial; thence easterly along the center line of the South Mall Arterial and the center line of the Dunn Memorial Bridge to its intersection with the center line of the main channel of the Hudson River (East City Line); thence, southerly along the center line of the main channel of the Hudson River (East City Line) to a point where it is intersected by the South City Line, the point and place of beginning.

C. THIRD WARD: Beginning at a point in the center line of the Dunn Memorial Bridge at its intersection with center line of the main channel of the Hudson River (East City Line); thence westerly along the center line of Dunn Memorial Bridge and the South Mall Arterial to the center line of South Swan Street; thence northerly along the center line of South Swan Street to its intersection with the center line of Washington Avenue; thence westerly along the center line of Washington Avenue to its intersection with the center line of Central Avenue; thence westerly along the center line of Central Avenue to its intersection with the center line of Quail Street; thence northerly along the center line of Quail Street to its intersection with the center line of Sherman Street; thence westerly along the center line of Sherman Street to its intersection with the center line of Ontario Street; thence northerly along the center line of Ontario Street to its intersection with the center line of Clinton Avenue; thence easterly along the center line of Clinton Avenue to its intersection with the center line of North Lake Avenue; thence northerly along the center line of North Lake Avenue to its intersection with the center line of First Street; thence easterly along the center line of First Street to its intersection with the center line of North Swan Street; thence northerly along the center line of North Swan Street to its intersection with the center line of Livingston Avenue; thence easterly along the center line of Livingston Avenue and the easterly extension of Livingston Avenue to its intersection with the center line of the main channel of the Hudson River (East City Line); thence southerly along the the center line of the main channel of the Hudson River (East City Line) to a point where it is intersected by the center line of the Dunn Memorial Bridge, the point and the place of beginning.

D. FOURTH WARD: Beginning at a point in the center line of the main channel of the Hudson River (East City Line) at its intersection with the the center line of Livingston Avenue extended; thence westerly along the center line of Livingston Avenue extended and along Livingston Avenue to its intersection with the center line of Henry Johnson Boulevard; thence northerly along the center line of Henry Johnson Boulevard and along Northern Boulevard to its intersection with the center line of North Manning Boulevard; thence westerly along the center line of North Manning Boulevard and through the Tivoli Park Nature Preserve to a point in the center line of North Manning Boulevard; thence westerly along the center line of North Manning Boulevard to its intersection with the center line of Terminal Street; thence northerly along the center line of Terminal Street Avenue to a point 150 feet southerly as measured along the center line of Terminal Street from its intersection with the center line of Commerce Avenue; thence westerly to the point of intersection of the center line of Industrial Park Road with the center line of Commerce Avenue; thence westerly along the center line

of Commerce Avenue to its intersection with the center line of Watervliet Avenue; thence northerly along the center line of Watervliet Avenue and the northerly extension of Watervliet Avenue to its intersection with the center line of Interstate Route 90; thence easterly along the center line of Interstate Route 90 to its intersection with the center line of West Albany Yard Road; thence westerly along the center line of West Albany Yard Road to its intersection with a jog in the North City Line; thence easterly, northerly and easterly along the North City Line as it bends and turns to its intersection with center line of the main channel of the Hudson River (East City Line); thence, southerly along center line of the main channel of the Hudson River (East City Line) to a point where it is intersected by the center line of Livingston Avenue extended, the point and place of beginning.

E. FIFTH WARD: Beginning at a point in the center line of North Swan at its intersection with the center line of First Street; thence westerly along the center line of First Street to its intersection with the center line of North Lake Avenue; thence southerly along the center line of North Lake Avenue to its intersection with the center line of Clinton Avenue; running thence westerly along the center line of Clinton Avenue to its intersection with the center line of North Manning Boulevard; thence, northerly along the center line of North Manning Boulevard to its intersection with the center line Second Street; thence westerly along the westerly prolongation of the center line of Second Street to its intersection with the southerly prolongation of the center line of Rawson Street; thence northerly along southerly prolongation of the center line of Rawson Street to its intersection with the center line of Third Street; thence westerly along the center line of Third Street to its intersection with the center line of Colby Street; thence southerly along the center line of Colby Street to its intersection with the center line of Garfield Place; thence westerly along the center line of Garfield Place to its intersection with the center line of Watervliet Avenue; thence northerly along the center line of Watervliet Avenue to its intersection with the center line of Commerce Avenue; thence easterly along the center line of Commerce Avenue to the point of intersection of the center line of Industrial Park Road with the center line of Commerce Avenue; thence easterly to a point in the center line of Terminal Street which is 150 southerly as measured along the center line of Terminal Street from its with the center line of Commerce Avenue; thence southerly along the center line of Terminal Street to its intersection with the center line of North Manning Boulevard; thence easterly along the center line of North Manning Boulevard and through the Tivoli Park Nature Preserve to a point in the center line of North Manning Boulevard; thence easterly along the center line of North Manning Boulevard to its intersection with the center line of Northern Boulevard; thence southerly along the center line of Northern Boulevard and along along the center line of Henry Johnson Boulevard to the center line of Livingston Avenue; thence easterly along the center line of Livingston Avenue to the center line of North Swan Street; thence southerly along the center line of North Swan Street to its intersection with the center line of First Street, the point and place of beginning.

F. SIXTH WARD: Beginning at a point in the center line of Myrtle Avenue at its intersection with the center line of Dove Street; thence westerly along the center line of Myrtle Avenue to its intersection with the center line of Robin Street; thence northerly along the center line of Robin Street to its intersection with the center line of Madison Avenue; thence westerly along the center line of Madison Avenue to its intersection with the center line of South Lake Avenue; thence northerly along the center line of South Lake Avenue to its intersection with the center line of Washington Park Road; thence easterly along the center line of Washington Park Road to its intersection with the center line of Thurlow Terrace; thence northerly along the center line of Thurlow Terrace to its intersection with the center line of Western Avenue; thence easterly along the center line of Western Avenue to its intersection with the center line of Robin Street; thence northerly along the center line of Robin Street to its intersection with the center line of Washington Avenue; thence easterly along the center line of Washington Avenue to its intersection with the center line of Lexington Avenue; thence northerly along the center line of Lexington Avenue to its intersection with the center line of Central Avenue;

thence easterly along the center line of Central Avenue to its intersection with the center line of Washington Avenue; thence easterly along the center line of Washington Avenue to its intersection with the center line of South Swan Street; thence southerly along the center line of South Swan Street to a point where it is intersected by the center line of Elm Street; thence westerly along the center line of Elm Street to its intersection with the center line of Dove Street; thence southerly along the center line of Dove Street to the center line of Myrtle Avenue, the point and place of beginning.

G. SEVENTH WARD: Beginning at a point in the center line Hackett Boulevard at its intersection with the center line of Joanne Court; thence southerly along the center line of Joanne Court to its intersection with the center line of Whitehall Road; thence easterly along the center line of Whitehall Road to its intersection with the center line of Second Avenue; thence easterly along the center line of Second Avenue to its intersection with the center line of Hurlbut Street; thence northerly along the center line of Hurlbut Street to its intersection with the center line of Garden Street; thence easterly along the center line of Garden Street to its intersection with the center line of Slingerland Street; thence northerly along the center line of Slingerland Street to its intersection with the center line of Alexander Street; thence easterly along the center line of Alexander Street to its intersection with the center line of South Dove Street; thence southerly along the center line of South Dove Street to its intersection with the center line of Saint George Place; thence easterly along the center line of Saint George Place to its intersection with the center line of Babcock Street; thence northerly along the center line of Babcock Street extended and along the southerly extension of South Swan Street to its intersection with the center line of Delaware Street; thence northerly along the center line of South Swan Street to its intersection with the center line of Morton Avenue; thence northerly along the center line of Dr. Martin Luther King, Jr. Boulevard (also known as South Swan Street) to its intersection with the center line of Park Avenue; thence easterly along the centerline of Park Avenue to its intersection with the center line of Museum Road; thence northerly along the center line of Museum Road to its intersection with the center line of Madison Avenue; thence westerly along the center line of Madison Avenue to its intersection with the center line of South Swan Street; thence southerly along the center line of South Swan Street to its intersection with the center line of Elm Street; thence westerly along the center line of Elm Street to its intersection with the center line of Dove Street; thence southerly along the center line of Dove Street to its intersection with the center line of Myrtle Avenue, thence westerly along the center line of Myrtle Avenue to its intersection with the centerline of New Scotland Avenue; thence southerly and westerly along the center line of New Scotland Avenue to its intersection with the center line of Grove Avenue; thence southerly along the center line of Grove Avenue to its intersection with the center line of Helderberg Avenue; thence westerly along the center line of Helderberg Avenue to its intersection with the center line of Glendale Avenue; thence southerly along the center line of Glendale Avenue to its intersection with the center line of Bethlehem Avenue; thence westerly along the center line of Bethlehem Avenue to its intersection with the center line of Forest Avenue; thence southerly along the center line of Forest Avenue to its intersection with the center line of Hackett Boulevard; thence easterly along the center line of Hackett Boulevard to its intersection with the center line of Joanne Court, the point and place of beginning.

H. EIGHTH WARD: Beginning at a point in the center line Hackett Boulevard at its intersection with the center line of Joanne Court; thence southerly along the center line of Joanne Court to its intersection with the center line of Whitehall Road; thence westerly along the center line of Whitehall Road to its intersection with the center line of Holmes Court; thence southerly along the center line of Holmes Court and the southerly extension of the center line of Holmes Court to its intersection with the center line of New York State Thruway (Interstate Route 87); thence westerly along the center line of New York State Thruway (Interstate Route 87) to a point in the center line of the New York State Thruway (Interstate Route 87) which is 800 feet westerly as measured along the center line of the New York State Thruway (Interstate Route 87) from the prolongation of Swartson Court extended

southerly; thence southerly to a point in the South City Line said point being 1560 feet westerly as measured along the South City Line from its intersection with the prolongation of Swartson Court extended southerly; thence westerly, northerly and easterly along the South City Line to its intersection with the center line of Krumkill Road; thence easterly along the center line of Krumkill Road to its intersection with the center line of New Scotland Avenue; thence northerly and easterly along the center line of New Scotland Avenue to its intersection with the center line of South Manning Boulevard; thence southerly along the center line of South Manning Boulevard to its intersection with the center line of Hackett Boulevard; thence easterly along the center line of Hackett Boulevard to its intersection with the center line of Joanne Court, the point and place of beginning.

I. NINTH WARD: Beginning at a point in the center line of Hackett Boulevard at its intersection with the center line of Forest Avenue; thence westerly along the center line of Hackett Boulevard to its intersection with the center line of South Manning Boulevard; thence northerly along the center line of South Manning Boulevard to its intersection with the center line of New Scotland Avenue; thence easterly along the center line of New Scotland Avenue to its intersection with the center line of South Main Avenue; thence northerly along the center line of South Main Avenue to its intersection with the center line of Ryckman Avenue; thence easterly along the center line of Ryckman Avenue to its intersection with the center line of Woodlawn Avenue; thence easterly along the center line of Woodlawn Avenue to its intersection with the center line of Partridge Street; thence northerly along the center line of Partridge Street to its intersection with the center line of Park Avenue; thence easterly along the center line of Park Avenue to its intersection with the center line of South Lake Avenue; thence northerly along the center line of South Lake Avenue to its intersection with the center line of Madison Avenue; thence easterly along the center line of Madison Avenue to its intersection with the center line of Robin Street; thence southerly along the center line of Robin Street to its intersection with the center line of Myrtle Avenue; thence easterly along the center line of Myrtle Avenue to its intersection with the center line of New Scotland Avenue; thence southerly and westerly along the center line of New Scotland Avenue to its intersection with the center line of Forest Avenue; thence southerly along the center line of Forest Avenue to a point where it is intersected by the center line of Hackett Boulevard, the point and place of beginning.

J. TENTH WARD: Beginning at a point in the center line of Park Avenue at its intersection with by the center line of South Lake Avenue; thence westerly along the center line of Park Avenue to its intersection with the center line of Partridge Street; thence southerly along the center line of Partridge Street to its intersection with the center line of Woodlawn Avenue; thence westerly along the center line of Woodlawn Avenue to its intersection with the center line of Ryckman Avenue; thence northerly and westerly along the center line of Ryckman Avenue to its intersection with the center line of Park Avenue; thence westerly along the center line of Park Avenue to its intersection with the center line of South Allen Street; thence northerly along the center line of South Allen Street to its intersection with the center line of Madison Avenue; thence easterly along the center line of Madison Avenue to its intersection with the center line of Partridge Street; thence northerly along the center line of Partridge Street to its intersection with the center line of Western Avenue; thence easterly along the center line of Western Avenue to its intersection with the center line of Thurlow Terrace; thence southerly along the center line of Thurlow Terrace to its intersection with the center line of Washington Park Road; thence westerly along the center line of Washington Park Road to its intersection with the center line of South Lake Avenue; thence southerly along the center line of South Lake Avenue to its intersection with the center line of Park Avenue, the point and place of beginning.

K. ELEVENTH WARD: Beginning at a point in the center line of Central Avenue at its intersection with the center line of Lexington Avenue; thence southerly along the center line of Lexington Avenue to its intersection with the center line of Washington Avenue; thence westerly along the center line of

Washington Avenue to its intersection with the center line of Robin Street; thence southerly along the center line of Robin Street to its intersection with the center line of Western Avenue; thence westerly along the center line of Western Avenue to its intersection with the center line of Ontario Street; thence northerly along the center line of Ontario Street to its intersection with the center line of Washington Avenue; thence westerly along the center line of Washington Avenue to its intersection with the center line of Partridge Street; thence northerly along the center line of Partridge Street to its intersection with the center line of Benson Street; thence westerly along the center line of Benson Street to its intersection with the center line of North Main Avenue; thence southerly along the center line of North Main Avenue to its intersection with the center line of Washington Avenue; thence westerly along the center line of Washington Avenue to its intersection with the center line of Manning Boulevard; thence northerly and easterly along the center line of Manning Boulevard to its intersection with the center line of McKinley Street; thence northerly along the center line of McKinley Street to its intersection with the center line of Lincoln Avenue; thence easterly along the center line of Lincoln Avenue to its intersection with the center line of Buchanan Street; thence northerly along the center line of Buchanan Street to its intersection with the center line of Bradford Street; thence easterly along the center line of Bradford Street to its intersection with the center line of North Allen Street; thence northerly along the center line of North Allen Street to its intersection with the center line of Central Avenue; thence westerly along the center line of Central Avenue to its intersection with the center line of Everett Road Extension; thence northerly along the center line of Everett Road Extension to its intersection with the North City Line; thence easterly along the North City Line to the jog in the North City Line at West Albany Yard Road; thence easterly along the center line of West Albany Yard Road to its intersection with the center line of Interstate Route 90; thence westerly along the center line of Interstate Route 90 to its intersection with the center line of the northerly extension of Watervliet Avenue; thence southerly along the northerly extension of the center line of Watervliet Avenue and of Watervliet Avenue to its intersection with the center line of Garfield Place; thence easterly along the center line of Garfield Place to its intersection with the center line of Colby Street; thence northerly along the center line of Colby Street to its intersection with the center line of Third Street; thence easterly along the center line of Third Street to its intersection with the center line of Rawson Street; thence southerly along southerly prolongation of the center line of Rawson Street to its intersection with the center line of the westerly prolongation of the center line of Second Street; thence easterly along the center line of the westerly prolongation of the center line of Second Street to its intersection with the center line of North Manning Boulevard; thence southerly along the center line of North Manning Boulevard to its intersection with the center line of Clinton Avenue; thence easterly along the center line of Clinton Avenue to its intersection with the center line of Ontario Street; thence southerly along the center line of Ontario Street to its intersection with the center line of Sherman Street; thence easterly along the center line of Sherman Street to its intersection with the center line of Quail Street; thence southerly along the center line of Quail Street to its intersection with the center line of Central Avenue; thence easterly along the center line of Central Avenue to its intersection with the center line of Lexington Avenue, the point and place of beginning.

L. TWELFTH WARD: Beginning at a point in the center line of Washington Avenue at its intersection with the center line of Manning Boulevard; thence westerly along the center line of Washington Avenue to its intersection with the center line of the University at Albany Perimeter Road opposite Exit 2 on Interstate 90; thence southerly along the center line of University at Albany Perimeter Road and the University at Albany Perimeter Road Western Branch until its intersection with the South City Line; thence westerly along the South City Line to its intersection with the West City Line; thence northerly along the West City Line to its intersection with the North City Line; thence easterly along the North City Line to its intersection with the Everett Road Extension; thence southerly along the center line of Everett Road Extension to its intersection with the center line of

Central Avenue; thence easterly along the center line of Central Avenue to its intersection with the center line of North Allen Street; thence southerly along the center line of North Allen Street to its intersection with the center line of Bradford Street; thence westerly along the center line of Bradford Street to its intersection with the center line of Buchanan Street; thence southerly along the center line of Buchanan Street to its intersection with the center line of Lincoln Avenue; thence westerly along the center line of Lincoln Avenue to its intersection with the center line of McKinley Street; thence southerly along the center line of McKinley Street to its intersection with the center line of Manning Boulevard; thence westerly and southerly along the center line of Manning Boulevard to its intersection with the center line of Washington Avenue, the point and place of beginning.

M. THIRTEENTH WARD: Beginning at a point in the center line of Washington Avenue at its intersection with the center line of Ontario Street; thence southerly along the center line of Ontario Street to its intersection with the center line of Western Avenue; thence westerly along the center line of Western Avenue to its intersection with the center line of Partridge Street; thence southerly along the center line of Partridge Street to its intersection with the center line of Madison Avenue; thence westerly along the center line of Madison Avenue to its intersection with the center line of Western Avenue; thence westerly along the center line of Western Avenue to its intersection with the center line of the Entrance Road to the New York State Office Campus opposite Hillcrest Avenue; thence northerly along the center line of the Entrance Road to the New York State Office Campus to its intersection with the center line of the eastbound lane of the New York State Office Campus Ring Road; thence easterly along the center line of the eastbound lane of the New York State Office Campus Ring Road to its intersection with the center line of the Crosstown Arterial – New York State Highway 85; thence northerly along the center line of the Crosstown Arterial – New York State Highway 85 to its intersection with the center line of Washington Avenue; thence easterly along the center line of Washington Avenue to its intersection with the center line of North Main Avenue; thence northerly along the center line of North Main Avenue to its intersection with the center line of Benson Street; thence easterly along the center line of Benson Street to its intersection with the center line of Partridge Street; thence southerly along the center line of Partridge Street to its intersection with the center line of Washington Avenue; thence easterly along the center line of Washington Avenue to its intersection with the center line of Ontario Street, the point and place of beginning.

N. FOURTEENTH WARD: Beginning at a point in the center line of Madison Avenue at its intersection with the center line of South Allen Street; thence southerly along the center line of South Allen Street to its intersection with the center line of Park Avenue; thence easterly along the center line of Park Avenue to its intersection with the center line of Ryckman Avenue; thence easterly along the center line of Ryckman Avenue to its intersection with the center line of South Main Avenue; thence southerly along the center line of South Main Avenue to its intersection with the center line of New Scotland Avenue; thence westerly along the center line of New Scotland Avenue to its intersection with the center line of Krumkill Road; thence westerly along the center line of Krumkill Road to its intersection with the South City Line; thence westerly and northerly along the South City Line to its intersection with the southerly extension of the center line of Briar Avenue; thence northerly along the southerly extension of the center line of Briar Avenue and along the center line of Briar Avenue to its intersection with the center line of Cottage Avenue; thence easterly along the center line of Cottage Avenue to its intersection with the center line of Meade Avenue; thence northerly along the center line of Meade Avenue to its intersection with the center line of Hillcrest Avenue; thence northerly along the center line of Hillcrest Avenue to its intersection with the center line of Western Avenue; thence easterly along the center line of Western Avenue to its intersection with the center line of Madison Avenue; thence easterly along the center line of Madison Avenue to its intersection with the center line of South Allen Street, the point and place of beginning.

O. FIFTEENTH WARD: Beginning at a point in the South City Line at its intersection with the center line of the southerly extension of the center line of Briar Avenue; thence northerly along the southerly extension of the center line of Briar Avenue and along the center line of Briar Avenue to its intersection with the center line of Cottage Avenue; thence easterly along the center line of Cottage Avenue to its intersection with the center line of Meade Avenue; thence northerly along the center line of Meade Avenue to its intersection with the center line of Hillcrest Avenue; thence northerly along the center line of Hillcrest Avenue to its intersection with the center line of Western Avenue also the intersection with the center line of the Entrance Road to the New York State Office Campus; thence northerly along the center line of the Entrance Road to the New York State Office Campus to its intersection with the center line of the eastbound lane of the New York State Office Campus Ring Road; thence easterly along the center line of the eastbound lane of the New York State Office Campus Ring Road to its intersection with the center line of the Crosstown Arterial – New York State Highway 85; thence northerly along the center line of the Crosstown Arterial – New York State Highway 85 to its intersection with the center line of Washington Avenue; thence westerly along the center line of Washington Avenue to its intersection with the center line of the University at Albany Perimeter Road opposite Exit 2 on Interstate 90; thence southerly along the center line of University at Albany Perimeter Road and the University at Albany Perimeter Road Western Branch until its intersection with the South City Line; thence easterly, southerly and easterly along the South City Line to its intersection with the line of the southerly extension of the center line of Briar Avenue, the point and place of beginning.

Section 2. The Common Council finds and declares the enactment of this ordinance to be a Type II or Unlisted action under SEQRA having no significant environmental impact and requiring no further determinations.

Section 3. This local law shall take effect upon final passage, public hearing and filing with the Secretary of State.

Council Member Konev withdrew Local Law O-2010.

The remaining local laws on the agenda were held at the request of President Pro-Tempore Conti.

REPORTS OF STANDING COMMITTEES

Public Safety – Chairwoman Smith stated that she has been in communication with Albany Police Department (APD) Chief Steven Krokoff to schedule a meeting on strip searches and that she would like to schedule quarterly meeting to receive updates from the APD.

Law, Buildings and Code Enforcement – Chairman Igoe stated the Committee met on January 30, 2013 immediately following caucus to discuss Resolution Number 6.11.13R(MC) appointing Jeffrey Jamison Commission of Buildings and Regulatory Compliance and three other ordinances. The other ordinances are Ordinance Number 33.101.12 relating to the vacant building registry, Ordinance Number 34.101.12 relating to residential occupancy permits and the registration of rental dwellings and Ordinance Number 36.52.11 in relation to fees. All ordinances were reported out of Committee unanimously with a favorable recommendation.

Council Operations and Ethics – Chairman Conti stated that the Committee met on January 31, 2013. He stated that there Local Law D-2012 was amended to reflect ward boundaries.

CONSIDERATION OF ORDINANCES

Council Member Konev introduced ORDINANCE NUMBER 3.21.13 (AN ORDINANCE AMENDING ARTICLE XXVIII (GENERAL PROVISIONS) OF CHAPTER 42 (DEPARTMENTS AND COMMISSIONS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE REPORTING OF RECYCLED PAPER PURCHASES), which was held:

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Subsection G of Section 42-212 of Chapter 42 of the Code of the City of Albany is repealed as follows:

~~[G.—Reporting. The Board of Contract and Supply shall prepare and submit to the Chair of the Common Council Environmental Committee an annual report setting forth the total percentage of paper products purchased by the City of Albany during the reporting period that contained the minimum amount of postconsumer waste required by this section. Said report shall be filed by March 1 of each year.]~~

Section 2. This ordinance shall take effect immediately.

Council Member Conti offered ORDINANCE NUMBER 33.101.12 (AN ORDINANCE AMENDING CHAPTER 133 (BUILDING CONSTRUCTION) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO VACANT BUILDING REGISTRATIONS), moved to amend and as amended asked for passage and a roll call vote thereon:

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Subsections A and B of Section 133-78.3 of Chapter 133 of the Code of the City of Albany are amended to read as follows:

- A. The owner shall register with the ~~[Department of Fire, Emergency and Building Services]~~ Department of Buildings and Regulatory Compliance not later than 30 days after any building in the City becomes a vacant building or not later than 30 days after being notified by the ~~[Department of Fire, Emergency and Building Services]~~ Department of Buildings and Regulatory Compliance of the requirement to register. The Department may identify vacant buildings through its routine inspection process as well as through notification by residents, neighborhood associations and other community groups that a building may be eligible for inclusion on the registry.
- B. The registration shall be submitted on forms provided by the ~~[Department of Fire, Emergency and Building Services]~~ Department of Buildings and Regulatory Compliance and shall include the following information supplied by the owner:

Section 2. Section 133-78.3 of Chapter 133 of the Code of the City of Albany is amended with the additions of subsections K and L:

- K. The purchaser/buyer of any vacant building within the City of Albany shall, at the time of closing, file a new and complete Vacant Building Registration Form. The Purchaser shall also

pay to the City of Albany, at the time of closing, the fees associated with registering such vacant building.

L. The seller of any vacant building within the City of Albany shall, at the time of closing, pay any and all past due vacant building registration fees associated with said building that is being sold.

Section 3. This ordinance shall take effect 60 days after passage.

The ordinance passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Ordinance Number 33.101.12 was co-sponsored by Council Members Igoe and Sano

Council Member Conti offered ORDINANCE NUMBER 34.101.12 (AN ORDINANCE AMENDING CHAPTER 231 (HOUSING) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO RESIDENTIAL OCCUPANCY PERMITS AND THE REGISTRATION OF RENTAL DWELLINGS), moved to amend, and as amended asked for passage and a roll call vote thereon:

The City of Albany, in Common Council convened, does hereby ordain and enact:

Section 1. Section 231-130 of Chapter 231 of the Code of the City of Albany is amended to read as follows:

§ 231-138. Definitions

The following terms shall apply in the interpretation and enforcement of this Part 5:

ADMINISTRATOR

[The Chief of the Department of Fire and Emergency Services or his designee] The Commissioner of the Department of Buildings and Regulatory Compliance.

Section 2. Section 231-142 of Chapter 231 of the Code of the City of Albany is amended to read as follows:

§ 231-142. Change in registration information.

A. The owner of any rental dwelling already registered with the City shall reregister [~~within 30 days~~] **immediately** after any change occurs in registration information. [~~A new owner of a registered dwelling shall register the dwelling with 60 days of assuming ownership.~~]

B. Upon sale or transfer of title to a piece or parcel of land located in the City of Albany on which a rental dwelling unit is located, the purchaser shall provide a new rental dwelling property application to the Department of Buildings and Regulatory Compliance at the time of closing.

C. The new owner of a rental dwelling unit must schedule an inspection of the rental unit or units with the Department of Buildings and Regulatory Compliance.

Section 3. This ordinance shall take effect 60 days after passage.

The ordinance passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Ordinance Number 34.101.12 was co-sponsored by Council Member Igoe.

Majority Leader Herring withdrew Ordinance Number 10.12.10.

Council Member Igoe moved to amend Ordinance Number 36.52.11 (AN ORDINANCE AMENDING ARTICLE IX (GENERAL PROVISIONS) OF CHAPTER 231 (HOUSING) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO FEES), which was held.

The remaining ordinances on the agenda were held at the request of President Pro-Tempore Conti.

CONSIDERATION OF RESOLUTIONS

Council Member Smith introduced RESOLUTION NUMBER 9.21.13R (RESOLUTION CONGRATULATING JACK’S OYSTER HOUSE ON ITS 100TH ANNIVERSARY IN THE CITY OF ALBANY) at the request of Mayor Jennings, asked for passage and a roll call vote thereon:

WHEREAS, Jack Rosenstein left his job as an oyster shucker and opened Jack’s Oyster House at the corner of Beaver and Green Streets in the City of Albany on January 24, 1913; and

WHEREAS, Mr. Rosenstein relocated Jack’s to its present location on State Street in 1937, making it a short walk down the hill from the New York State Capitol, easily accessible to locals and lawmakers alike; and

WHEREAS, Jack’s dedication to service and its customers brought it through the challenges of the Great Depression and the ever-changing landscape of Albany; and

WHEREAS, Jack’s has continually been operated by three generations of the Rosenstein family for the past ten decades, as the legacy continues with Jack’s grandson Brad Rosenstein; and

WHEREAS, Jack’s has been a cornerstone of downtown Albany for 100 years.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany joins with the Mayor in publicly commemorating and congratulating Jack’s Oyster House on its 100th anniversary as a true landmark in the City of Albany.

The resolution passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Resolution Number 9.21.13R was co-sponsored by Council Members Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien Rosenzweig and Sano.

Council Member Jenkins-Cox introduced RESOLUTION NUMBER 10.21.13R (RESOLUTION COMMEMORATING BLACK HISTORY MONTH 2013 AND HONORING THE EXTRAORDINARY CONTRIBUTIONS OF AFRICAN-AMERICANS TO THE NATION AND THE CITY OF ALBANY) at the request of Council President McLaughlin, asked for passage and a roll call vote thereon:

WHEREAS, African-Americans have provided much labor, intellect, creativity, strength and leadership that has made the United States of America a great place to live and a leader in the attainment of freedom and justice in the modern world, and

WHEREAS, African-Americans have also supplied much of the labor, intellect, creativity, strength and leadership that built the City of Albany and its many neighborhoods and communities since colonial times and played a major role in the justice and freedom seeking activities of the Underground Railroad, and

WHEREAS, the extraordinary role of African-Americans in the nation as a whole and Albany in particular has too often been overlooked by both well-meaning individuals and those blinded by the legacy of racism left in the wake of our nation’s history of slavery and bondage, and

WHEREAS, despite the many obstacles placed in the way of generations of African-Americans, they have proven their ability to keep the dream of freedom and racial justice alive by constantly striving to overcome those who would limit their educational and economic opportunities by restricting their choices and limiting their options through the use of Jim Crow laws, poll taxes and other restrictions, and

WHEREAS, the sacrifices and successes of those many generations of African-Americans led to the establishment of churches known for their religious leadership, the founding of historically black colleges and universities responsible for educating millions throughout the nation, entrepreneurs who have created thousands of jobs, and the flourishing of a rich cultural and artistic heritage that has contributed greatly to our nation and beyond, and

WHEREAS, efforts to restrict the rights of African-Americans have continued to this day and the struggle against racism remains a crucial battle throughout our nation generally and the City of Albany specifically that is directly relevant to our communities, and

WHEREAS, the intellect, creativity and leadership of African-Americans throughout the City of Albany’s history remains a largely untold story and it is important for all residents of our City to become familiar with it, and

WHEREAS, Black History Month celebrations raise awareness and have proven to be valuable tools in drawing attention to contributions made by African-Americans to the United States, and

WHEREAS, it is important for the Common Council, as the legislative body that represents all residents of the City of Albany to commemorate the valuable contributions of African-Americans to the city and the nation, and

WHEREAS, the President of the Common Council nominates and honors Jack Kent. Jack Kent is a proud, retired Albany firefighter, who retired after serving the city of Albany for twenty years from 1987-2007. Mr. Kent grew up in Albany after moving here from New York City with his parents at an early age. He attended the Albany Catholic schools, graduating from Cardinal McCloskey High School in 1976. He attended Boston College on a football scholarship. After returning to Albany he worked for Homes Savings bank and other held other positions in the city. Nelson Givens, an Albany police officer, suggested he take the police officer exam, but was later encouraged to apply to the fire department by Charles Baskerville, who had joined the fire department in 1985. This was at a time when the City of Albany was being encouraged to increase the number of African American firefighters in the city. In an affirmative action effort eight (8) African American men were hired in 1987 as provisional firefighters; Jack Kent, John Johnson, Bill Perry, Jack Kent, Elston Mackey, Dennis Horne, Al Lanier, and Jahad El-Amin. Mr. Kent later took and passed the exam and spent most of his career serving the Arbor Hill area working out of the Arbor Hill Firehouse, lower Clinton Ave firehouse and the Ontario St. Firehouse. He is married to his high school sweetheart and is the proud father of 2 children and 4 grandchildren. It always gave him pride to represent the African American community in the Albany Fire Department. We thank him today for being a part of the history of the City of Albany, and

WHEREAS, the President of the Common Council is pleased to have the opportunity to honor Elston Mackey, a retired Albany firefighter. Elston Mackey was born in Albany, attended Albany Public schools and graduated from Albany High School. In an affirmative action effort eight (8) African American men were hired in 1987 as provisional firefighters; Elston Mackey, John Johnson, Bill Perry, Jack Kent, Dennis Horne, Al Lanier, and Jahad El-Amin. Elston later took and passed the firefighter exam and served with the Albany Fire Department for twenty-six years from 1987 – 2012. During that time he was a member of the Rescue Squad, and for twenty years was the only African American member of this elite company. Elston had the distinction of receiving certification in various levels of training including as a Hazmat Specialist, and cold water and high rise rescue. In 2002 he was one of seven Albany firefighters who took part in Homeland Security COBRA Training – Weapons of Mass Destruction. Elston was a tireless advocate for increasing diversity on the Albany fire department during his career and continues to support this effort in retirement. We are proud to honor him and thank him for being a part of the history of the City of Albany, and

WHEREAS, the 1st Ward is proud to recognize Elaine Frazier as it's honoree for the 2013 Black History Month celebration. Elaine Frazier is the only child born to Florence and William Frazier. Ms. Frazier's parents moved to Albany from Suffolk County, looking for work after World War II and the Korea War. Her father found work at Tobin Packing Company, while her mother and her mother's brothers and cousins found work with the State of New York. She attended Schools 5, 7, and 20 and graduated from Albany High School in 1968. Following her graduation from Albany High, Ms. Frazier attended SUNY College at Old Westbury, because it offered students a chance to be partners in the building of an institution. It was a transformational experience; one that gave her a deeper appreciation for the political sophistication of her hometown. Ms. Frazier took her family's community involvement to heart, and she volunteered with the Urban League, and is presently leading the charge to revive the Capital Area Urban League. In addition to this community effort, Ms. Frazier participated in District Attorney Soares' juvenile community accountability board program and, most recently, served as a member of the City's Redistricting Commission. In 1998 Elaine Frazier returned to SUNY College at Old Westbury on a mission to transition the school to a new President. As Vice President for Student Affairs, Ms. Frazier participated in the development and implementation of a new strategic plan and the selection of a new President, Reverend Dr. Calvin O. Butts. Ms. Frazier has also held positions with the NYS Legislature, working in the offices of the Honorable Roger Green; the Assembly Ways and Means Committee; and as Counselor to Speaker Sheldon Silver. In addition,

Ms. Frazier has worked for the NYS Division of Budget and served on the transition team of the Honorable Carl McCall when he was appointed as NYS Comptroller. She also worked in the office of the Albany County District Attorney. In 1973, Ms. Frazier had her son, Onaje Sanyika Harper (Albany High Class of 1991 – Senior Class President), and Ms. Frazier is now a grandmother. Ms. Frazier's life experiences led her to realize that those institutions and organizations that made her journey possible seemed to be lacking in our modern City and drove her to look around and find areas that would benefit from some strategic volunteering, such as bringing an Urban League back to the city of Albany and the need for restorative opportunities. Ms. Frazier's community engagement has contributed to the creation of an activist, compassionate and civil community in the city of Albany, and

WHEREAS, the 2nd Ward applauds the commitment and service of Wilmer (Decky) Lawson. Decky Lawson was born in Albany, New York to Regina and the late Alex Lawson. He was brought up in a loving family and taught to respect others and to treat people the way you would want to be treated. He recognized at a young age that he wanted to be a coach to follow in his father's footsteps, as he coached numerous community softball, bowling and basketball teams through out his life. Decky currently leads the Albany Lady Falcons, after serving in various other coaching capacities, and brings out the best in this team of young women. As a coach, father, and employee of the Albany City School District, he shows each of the girls that they are special in their own unique way. His motto is "Less me and more we," and

WHEREAS, the 3rd Ward nominates and honors Robert Brown. Robert Brown came to Albany initially to spend time at a St. Peter's Rehab facility and afterwards lived in the Lawanja House Shelter. He started working at a temp agency and eventually worked his way to become a chemical dependency counselor. He started his own business called the Manhattan Hat Store and then the All My Children Barber Shop. Robert has four children, Tyquan (33), Sahih (4), Syenovia (3), and Barack (11 months). His children are his life and he works hard to provide a future for them. He works seven days a week in the barber shop and 5 days a week at the St. Peter's Halfway House and Outpatient Program, trying to help recovering addicts. He is a businessman, neighbor, friend, father and volunteer for his community, and

WHEREAS, the 4th Ward nominates and honors Ronnie J. Nicholson. Mr. Nicholson does a lot of things behind the scenes, being more interested in helping people and getting the task done than in being praised. Tonight, however, the Fourth Ward is pleased to recognize publicly Mr. Nicholson's great generosity and to let others know how much he has contributed to our community. Ronnie Nicholson's parents, George Nicholson, Sr. and Minnie Lee Nicholson, moved from Rockingham, North Carolina to Albany in the 1940's. Ronnie Nicholson is the sixth of eight children. He grew up in the South End in the home that his parents purchased on Morton Avenue across from Lincoln Park. Mr. and Mrs. Nicholson stressed education and their son Ronnie attended Albany Public Schools, graduated from Milne High School, and attended Sullivan County Community College. Mr. Nicholson also learned from his parents the values of religious faith, hard work, and helping others. Mr. Nicholson is an active member of Metropolitan New Testament Mission Baptist Church in Arbor Hill pastored by Reverend Dr. Damone Paul Johnson. He also served as the official escort for Iley Wallace, President of the Empire Baptist Missionary Convention Women's Auxiliary, at its annual meeting in Niagara Falls, New York in 2012. Mr. Nicholson has been an employee of the Albany City School District for the last twelve years and is a member of the maintenance staff at Giffen Memorial Elementary School. Previously he worked at the Allegheny Ludlum Steel Corporation in Watervliet where his father was also employed. Mr. Nicholson organizes an annual Christmas party for children and families at Capital Woods Apartments. Each year he arranges for refreshments, gifts, activities, and a visit from Santa Claus. He also helps the Arbor Hill Neighborhood Association gather gifts for their holiday celebration. For the last twelve years Mr. Nicholson has volunteered with the "Be the

Match Foundation” which raises awareness about the importance of bone marrow donation and he plays a key role in the success of the foundation’s annual Bowl-a-thon. Mr. Nicholson’s sister, Mary Christine Nicholson, accurately describes him as “a big blessing to a lot of the youth.” He has taken many young people under his wing, especially those who do not have a father. He is an excellent basketball player and used to donate his time at the CYO to teach them the game. Mr. Nicholson is the proud father of a daughter and the grandfather of five grandchildren. Many people in his extended family look to him as the family patriarch and rely upon him for guidance and support. Although Mr. Nicholson is most comfortable doing things behind the scenes, last year his habit of always taking time out for others was recognized by none other than President Barack Obama. Mr. Nicholson received the Martin Luther King Drum Major for Service Award from the Corporation for National Community Service. To quote President Obama’s words in his citation: “Your volunteer service demonstrates the kind of commitment that moves America a step closer to its great promise. . . . Thank you for your devotion to service and for doing all you can to shape a better tomorrow for our great Nation.” The City of Albany likewise expresses its gratitude to Fourth Ward resident Mr. Ronnie J. Nicholson, and

WHEREAS, the 5th Ward proudly nominates Yusuf Burgess as it’s 2013 Black History Month Honoree. Brother Yusuf, as most folks call him, is an Environmental Educator and collaborator with the New York State Department of Environmental Conservation and is responsible for an urban outreach to increase the diversity of their Summer Youth Environmental Education Camps. He serves on the Board of Directors for the National Children & Nature Network and as Chairperson of the Youth Ed-Venture & Nature Network. Brother Yusuf believes in using the power of nature to transform urban youth. He is a former Family Intervention Coordinator for the Green Tech High Charter School and serves as a coordinator of Green Initiatives and Urban Agriculture with the Albany Chapter of the One Hundred Black Men. Yusuf is a member of the Black Child Development Institute, the Albany Family Education Alliance and a founding member of the New York State Outdoor Education Association’s Diversity Committee. He is member of the FRIENDS of the Albany Pine Bush Preserve, an active member of Albany’s Community Advisory Committee on Sustainability and a friend and mentor to many of Albany’s youth, from elementary school to college. As a concerned and dedicated youth professional, he exposes young people to the world of nature with engaging outdoor activities and “Green Initiatives.” Part of his approach is to take urban youth on camping, boating, hunting, fishing, hiking, and skiing excursions. Getting them involved in community gardening, summer camps, summer youth employment, college tours and any other pursuits that take them outside the often-constricting worlds they live in. Creating positive adult interaction and partnerships for underserved youth with professional environmentalist and outdoor organizations, Yusuf has collaborated in the development and implementation of pipelines to educational opportunities and career launches for youth interested in the environment. He is the recipient of the 2011 Andrew Goodman Foundation’s “Hidden Heroes” Award and has been honored by the City of Albany’s Commission on Human Rights. He is a graduate of the Leadership Training Institute of Hofstra College and is currently pursuing a course of instruction in Environmental Education and Urban Planning. Brother Yusuf lives in Albany’s Historic Ten Broeck Mansion Community. Living in walking distance from the Hudson River, you can often find Yusuf paddling his bright yellow kayak on the river or riding the bicycle path in partnership with his wife, of 43 years, Cherrie Burgess, and

WHEREAS, the 6th Ward recognizes Dale Davidson during Black History Month. Dale Davidson grew up in the family and consumer industry. As the daughter of an agriculture economist and a home economics teacher, she learned at an early age the art of balancing practicality with creativity, to respect the environment and its products and to have a strong commitment to people and community. Some of Dale’s fondest memories are in her mother’s kitchen waiting with excited anticipation for the meal, fully enticed by the aroma of the spices, and amazed by her mother’s ability to utilize any available ingredient. It is not surprising that when Dale immigrated to the United States

from Guyana, South America, she decided to major in Economics and Marketing at St. John's University. She spent her initial professional years working in Equity Research in Manhattan's Financial District. Dale's desire to connect more intimately with her community, both locally and globally, was the catalyst for her extensive travels within the US and throughout South America, the Caribbean and Eastern and Southern Africa, ultimately leading to her decision to pursue an entrepreneurial path. Dale's first foray into community development was with affordable housing. She began in her community in Jamaica, New York and extended to Albany's Arbor Hill upon her relocation here eight years ago. Her latest venture, the creation of the Umana Restaurant and Wine Bar in Albany's Townsend Park is a culmination of Dale's journeys, drawing on the connections made with the people and cultures around the world through the common appreciation for good food and good service. Umana Restaurant and Wine Bar will be a meeting place for the people, embracing the concept that self-origination, plus people and participation equals infinite possibilities. Umana will reflect the unique tastes of street food from around the world. Dale is committed to extending the traditional restaurant model to include sustainable business practices and to support developing communities—from using local growers and sourcing organic and naturally-raised ingredients, showcasing artisan creations from around the world, to using recycled/ renewable materials and strengthening her already deeply rooted community involvement. Guided by her vision and strong partnerships, Umana promises to be more than just another restaurant, but a lasting experience, and

WHEREAS, residents of the 7th Ward are proud to nominate and honor Dr. Kitonyi during Black History Month for his many years of exemplary community service. Dr. Kitonyi's remarkable story begins with his childhood in the 1950's and early 1960's in Kenya, Africa. During this period, Kenya was a British colony that practiced racial discrimination. Many Africans worked on coffee and sisal plantations in deplorable conditions. A civil war, the Mau Mau Rebellion, was underway in the 1950's and according to Dr. Kitonyi, many innocent people were unjustly incarcerated or killed. He and his family lived in fear for their safety. Dr. Kitonyi's grandmother took him to a school run by missionaries at the age of 9 and it was then that Dr. Kitonyi began to view education as key to his future. Child labor was the norm in Kenya, however, and Dr. Kitonyi was working full time by the time he was a young teen. He would stop at a U.S. Information Service Library in Nairobi on his lunch break from work and it was then, browsing American publications, that he learned about life in America. Dr. Kitonyi's native language is Swahili and, though his English was limited, he began corresponding with individuals from Binghamton, N.Y. over a period of two years about his interest in coming to America to continue his education. Dr. Kitonyi eventually travelled to Binghamton at age 17 to pursue his education with little more than the clothes on his back, through the sponsorship of the Rotary Club and the American Civic Association. Though Dr. Kitonyi only had the equivalent of a fifth grade education and spoke limited English, he persevered, graduating from high school in Binghamton and then, college, at the State University of N.Y. at Delhi. Dr. Kitonyi studied agriculture while in college and after completing his associate's degree went back to Kenya for five years to assist people in his homeland by teaching basic, subsistence farming skills in rural areas. Dr. Kitonyi returned to the United States, to work and go back to school. He received a bachelor's degree from the State University of New York at Oneonta and pursued both master's and doctorate degrees at the State University of New York at Albany. Dr. Kitonyi's long career in public service in New York State included years at the Division for Youth, the Department of Education, and the Department of Corrections, retiring in 2012. During his years of public service, Dr. Kitonyi taught vocational skills to incarcerated youth and adults, and administered numerous educational programs. Dr. Kitonyi wrote a biography about his life in 2001 entitled *From Where the Lion Roars: The Hunt for an American Education in Binghamton*. Dr. Kitonyi continues to assist people in his homeland through programs such as Eyes for East Africa, a program that helps destitute individuals with various medical afflictions to their eyes, and programs that improve access to water in impoverished and drought stricken areas of Africa. Dr. Kitonyi and his wife Yolanda are proud parents of four adult children. Their two sons are

police officers in the Albany Police Department. Residents of the 7th Ward are grateful for Dr. Peter Kitonyi's many years of service to our community and believe he is most deserving of this honor, and

WHEREAS, the 8th Ward recognizes Nala Woodard. Mr. Woodard was born and raised in the Great City of Albany, New York. He was raised by his grandparents Dorothy E. Woodard and Alfred Woodard Jr. Mr. Woodard grew up in Albany's West Hill / Arbor Hill neighborhood. Mr. Woodard attended Albany Public Schools: Philip Schuyler Elementary School, William S. Hackett Middle School and graduated from Albany High School in 1997. Mr. Woodard went on to become an elementary teacher, teaching across the state in Rochester, Albany and New York City. At the young age of 26 Mr. Woodard was one of the youngest principals in New York State. He dedicated countless hours to educating youth and working as an Educational Advocate for parents and families in the City of Albany. Mr. Woodard relocated to New York City where he worked as an education consultant, providing training to principals, teacher, and school staff. After close to ten years in the field of education Mr. Woodard wanted to pursue a 2nd career in the field of Public Administration and was hired as the Deputy Director for New York City Department of Corrections at Riker's Island overseeing and ensuring Federal Compliance. After marrying his wife Gianna and being blessed with two wonderful children; Eli Woodard (4) and Mia Woodard (3), he and his wife decided to relocate to Albany. Shortly after relocating in 2011, Mr. Woodard was appointed by the Common Council to serve as the City of Albany's 1st African-American City Clerk. Mr. Woodard has made clear his reasoning for moving back home, he loves hometown and wants to add value as a resident/employee and provide a better life for his children. Mr. Woodard is truly honored to be this year's recipient for the eight ward and would like to thank all who have investing in him, and

WHEREAS, the 9th Ward is proud to recognize and honor Felicia Green in 2013. Felicia Green is a passionate advocate for children who lives in Albany, New York. She was born as Felicia "Lisa" Robinson in Monticello, New York, a small town her parents migrated to from the south to make a life for themselves and their children. Although her parents only had a ninth grade education, they instilled in Felicia and her 3 brothers and 3 sisters that an education and hard work would open doors for them that were not open to their parents in the South. The Robinsons often worked two or three jobs to provide for their children and may not have been home every waking hour, but they set high expectations for their children and "inspected what they expected". The Robinsons, as the Robinson children so proudly call themselves, were expected to work hard, do their best, be respectful, and most of all go to college. They were taught that they could be or do anything if they put their minds to it. They were told the hard truth that many black children in the sixties learned: "Black children would need to work twice as hard to get half the credit, but hard work and an education would pay off." They were taught to respect and carry themselves with respect as well as to respect others. Felicia's father often said "Even a dog deserves a hello." Felicia's parents' values had a strong impact on her life, but her teachers also heavily influenced her development. Monticello had excellent teachers who taught children from the town, from the surrounding wealthy areas, and from the local housing project. Students weren't grouped by their income, their neighborhood, or their parents. They taught all children and expected everyone to behave and to learn. Thank goodness Felicia's teachers did not take into consideration that her parents were migrants from the south who took menial jobs cleaning homes or cutting up chicken in the butcher shop. They recognized that she was bright and told her parents. Felicia was encouraged to try new things and she excelled as an actively involved honor student. The students were encouraged to volunteer, join clubs, and participate in community events. Much of the work that is now done by PTA's was done by the students and students developed a sense of confidence, independence, and a desire to help others. Felicia volunteered in the community, joined clubs and committees, and held student government offices. She also encouraged her friends from all walks of life to join her. In her 11th grade year, she was elected Class President. Felicia often tells children "You are capable. You can do it." She emphasizes the importance of education, not because

it makes you smarter than others so you can brag, but because it opens doors that no one can shut. She also tells them that “If you can read, you can learn anything. Math, English, Science, are all written in a book.” Her teachers taught her to ask questions, but also to find information in the dictionary, encyclopedias, magazines, and books. Now Felicia tells children, if you don’t understand the math or English that is being taught, go to the Internet or a book store. Today Felicia is the mother of a 12 year old daughter. She is also an active member of the Albany City School District Board of Education, a past PTA President for the Albany City-wide PTA, a past PTA President for the Montessori Magnet Common Council, a past Board President and Treasurer for the Capital District Community Loan Fund, and a past Board Secretary for Community Works. She has helped children as a girl scout leader and as a Project Business Consultant for Junior Achievement. She has served on numerous committees to improve the education system in Albany. Professionally she has worked as a banker, a comptroller, and a financial manager, and

WHEREAS, the 10th Ward is proud to recognize and honor Dorothea Scott, a resident of Albany since 1977. Dorothea Scott recently retired from the Albany City School District where she served as administrative support for the Adult Learning Center, Arbor Hill Elementary School, and Giffen Memorial Elementary School. She has resided in the Pine Hills Neighborhood for the past 14 years with her husband Gazell Scott, and sons James Jackson and John Scott. Dorothea is a New York City native. A graduate of Morris High School, in Bronx, New York, she was the recipient of the James K. Hackett medal for oratory. Dorothea also received a secretarial scholarship to New York University. Upon completion she worked for Esso International, a subsidiary of Standard Oil of New Jersey. Before coming to the Albany City School District, Dorothea worked for various area law firms, an administrative health organization, and for the community-based program Honor Court. During her tenure with the Albany City School District, she was among the honorees at their annual PTA recognition dinner. Dorothea has been a board member for Albany Family and Children Services, a parent volunteer for Albany County Head Start and has received a certificate of appreciation for volunteering in area prisons, and

WHEREAS, the 11th Ward is privileged to have the opportunity to honor Corey Ellis. A son of Albany for 42 years, Corey Ellis’ life has been a testament to hard work, community, and getting results. Corey grew up in Albany’s South End and Arbor Hill neighborhoods. His parents worked at St. Peter’s Hospital, his mother as a housekeeper and his father as a maintenance man. They didn’t have much financially to give Corey, but his mother instilled in him a belief that education would open doors and make just about anything possible. With the help of dedicated teachers, ministers and librarians, Corey excelled in the classroom and in sports, starring in football, basketball, and baseball. He went to Cathedral Academy, graduated from Bishop Maginn High School and became the first member of his family to graduate from college, earning his Bachelor of Arts degree in Political Science from Fordham University. Corey returned to Albany, as a union community organizer, campaigning to improve the lives of hospital employees. He also served as Commissioner of the Arbor Hill Men’s Softball League, the same league he watched his father and uncles play in when he was younger. In 2004, Corey entered local politics, working as Political Director for David Soares, helping Soares overcome the odds and win the race for Albany County District Attorney. The next year, Corey ran his own grassroots campaign for a seat on the Albany Common Council, on the Working Families Party line, defeating a 12-year incumbent. On the Council, Corey was a consistent voice for reform, speaking out for investing in our neighborhoods, fighting crime and blight, and creating a more responsive, transparent city government. Corey has always believed real change starts in the community. He served on the Community Accountability Board of the District Attorney’s office, helped organize the “Bring it to the Courts” youth basketball program in partnership with the DA’s office, and worked as a volunteer coach in the program. He also sits on the Board of Directors of Albany Community Action Partnership (ACAP) and has participated in Catholic Charities’ mentoring

program for young people. The community has recognized Corey's contributions with numerous awards, including the Metroland Local Hero (2006), Hudson Valley Community College Humanitarian Service Award (2007), Metroland's Best Public Servant (2008), NAACP Public Service Award (2008) and the Founders Day Award from the Albany City Council PTA (2008). Corey directed the Trinity Institution's Family and Neighborhood Resource Center, where he created and managed programs that provide support to the local community. Corey was an early and enthusiastic supporter of Barack Obama's first bid for the presidency. As Chair of AlbanyforObama, he pounded the pavement here in Albany, as well as in Pennsylvania and Ohio, and was elected as an Obama Delegate to the 2008 Democratic National Convention, and celebrated Obama's historic victory at the Inauguration in Washington. In 2009, Corey ran for Mayor of Albany. Since that time, Corey launched a community campaign to save the Washington Avenue Albany YMCA, continued to advocate for the creation of Albany's first public television station, which has since been established, and continued to support and participate in community initiatives to reduce gun violence, address the increasing number of vacant and abandoned buildings, and to improve housing conditions in Albany's poorest neighborhood. He currently serves as Vice President of the Capital District Black Chamber of Commerce, which he co-founded to address the socio-economic void that exists for black business owners in the Capital Region. This past election cycle, Corey was elected as a member of the New York State Democratic Committee representing the 108th Assembly District, and the first African-American to do so. Soon after, he was elected Ward leader of Albany's 11th ward. Again, he is the first African-American to hold that title for any ward above the 5th ward. Corey has persevered over many obstacles and defied countless odds, always continuing his steadfast commitment to the residents of Albany to improve this city, particularly Albany's most impoverished and disenfranchised, and

WHEREAS, the 12th Ward recognizes and honors Sam Coleman as the Ward's Honoree for 2013 African-American History Month. Sam Coleman was born and raised in Albany. He grew up in the Arbor Hill section of the city, the son of Cleveland Thomas and Ruth Coleman Nelson. He attended Albany Public Schools and graduated from Albany High School in 1988. He attended Johnson C. Smith University in Charlotte, NC, and then served in the United States Army (1990-1991). For the past several years, Sam Coleman has been actively involved with numerous community efforts in the West End portion of the 12th Ward as well as throughout the City of Albany. He has worked actively with the residents of the West End area and is currently the president of the West End Neighborhood Association. Through the neighborhood association, Sam has organized, coordinated, and provided hours of hands on work to hold successful community events every summer in Colby Street Park as part of National Night Out. These events serve to bring neighbors and businesses together to build a better community. As president of the West End Neighborhood Association, Sam also started a Neighborhood Walk and Watch which operates regularly during the non winter months. The Walk and Watch Program makes regular weekly walks and gives reports of its observations to the community police officers who work closely with neighborhood association. Since 2010, Sam has been the 12th Ward representative to the Albany Community Policing Advisory Board. He regularly attends and contributes to meetings of that board held throughout the city. In January 2013 Sam hosted a meeting of that board at the West End City Harvest Church. Sam also serves on the board at Arbor Hill Development Corp. That agency is currently developing The Barn at the site of the former St. Joseph's School and the agency recently issued an Urban Initiative Report working with the University at Albany. Sam also has been active in promoting the establishment of an Albany County Land Bank. Sam is a parent of four children and he is the grandfather of two grandchildren, and

WHEREAS, the 13th Ward is proud and honored to recognize Stanley F. Williams. Stanley F. Williams always had a heart for helping people and in 1974 he enlisted in the U.S. Air Force where he was a Crew Chief, Driver Firefighter and a Fire Communications Dispatcher. He also worked in Extinguisher Maintenance and Fire Prevention with pre fire planning. His firefighting duties included

structural and crash firefighting operations. While in the U.S. Air Force Stanley studied and passed the General Educational Development Test (GED) and received his High School Diploma. Once he returned home, Stanley enrolled in Schenectady Community College to continue his education. He made the Dean's list as a result of his concentration on his goal and graduated with an A.A.S. in Fire Protection Technology Degree. He also obtained his EMT certificate and rode with the Rotterdam Volunteer Ambulance Squad for 10 years. Stanley began his career with the Albany Fire Department in 1989 as a Firefighter. He then furthered his career by attending and graduating from Hudson Valley Community College with a Paramedic Degree. He then became a Firefighter/Paramedic on the Albany Fire Department and he also worked as a Building Code Inspector in the City of Albany. In 1996, he took a part time job as a Paramedic for the Albany County Sheriff's Department where he served the community for 15 years. In 2012, Stanley retired from the Albany Fire Department after 23 ½ years of service. Stanley has received several certificates from Fire Protection courses that he has taken. Over the course of his career, Stanley has received several commendations and awards including: Certificate of Recognition from the Albany County Sheriff's Department & Outstanding Pre Hospital Care from Albany Medical Center, Outstanding Contributions for Emergency Medical Needs of the Community from Regional Emergency Medical Organization, Certificate of Commendation for Outstanding Contribution to the Fire Services to the City of Albany from the Albany Fire Department and an Individual Commendation for Emergency Medical Services from the Albany Fire Department. He was also credited with reviving a young asthma patient and delivering a baby boy, both of whose parents have thanked him personally. Stanley has had an exciting, sometimes emotional but rewarding career and he wouldn't change his experiences for anything, and

WHEREAS, the 14th Ward is privileged to have the opportunity to honor Ron Pope. Mr. Pope moved to Albany from Detroit in 1968 after what was referred to as " the troubles," an intense six day period of political violence and rioting which left 43 people dead, thousands arrested, 5,000 people homeless, and 2,700 buildings looted or burned. In Albany, he learned to be a respiratory therapist at Albany Medical Center through on the job training. He then transferred to St Peter's Hospital where he became the Manager, Director, and finally, the Chief of Respiratory Therapy. Before he retired after 25 years of service with St. Peter's, he became the head of three of its Departments and also managed Central Supply, and Transportation. At the urging of many doctors he started up a Janitorial Company providing services to medical buildings. Upon giving that business up and giving retirement another try, he realized he had to stay busy and for years now he has been doing another job he loves, driving a bus transporting children to the Center for the Disabled.

WHEREAS, the 15th Ward applauds the commitment and service of Wardell Dale. Wardell Dale was born in 1936 in Greenwood, Mississippi to the late Arthur and Ular Mae Dale. Wardell has two siblings, an older brother John Dale (who became the first black Chief of Police for the City of Albany) and a younger brother Ular Dale, now deceased. In 1946, along with his family, Wardell moved to the Albany area. Wardell was educated in the Albany school district. After graduating from Albany High School in 1954, he joined the Army, where he was as Airborne Medical Technician. Wardell was also part of the Korean Conflict during his enlisted years. Later in life he attended Schenectady Community College. Wardell returned to the Albany area in 1957, where he met and married Rosa Beverly. In 1966, he became one of three of the first ever black firefighters in the City of Albany, stationed at Engine #5, in the South End of Albany. In 1971, Wardell moved to Engine #1, where he stayed for 15 years. After going back to college and getting a degree in Fire Science, he became the first black fire investigator in the City of Albany. After working for the City of Albany Fire Department for 23 years, missing only two days of work, Wardell was chronically injured while on duty and forced to retire in 1989. Wardell currently spends time with his four children, 22 grandchildren, and 30 great grandchildren, taking frequent trips to the casino, and hanging out with friends.

NOW, THEREFORE, BE IT RESOLVED, that the Albany Common Council, acting on behalf of all the people of the City of Albany, hereby commemorates February 2013 as Black History Month, and pauses in its deliberation to honor the sacrifices and contributions made by African-Americans.

BE, IT FURTHER, RESOLVED, that the Common Council honors all of the nominees in recognition of their leadership, service, and contributions to civic life throughout the City of Albany.

**Note: Council President McLaughlin spoke on this resolution prior to passage*

The resolution passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Resolution Number 10.21.13R was co-sponsored by Council Members Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien Rosenzweig and Sano

Council Member Igoe offered RESOLUTION NUMBER 6.11.13R (RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT OF JEFFERY V. JAMISON AS THE COMMISSIONER OF THE DIVISION OF BUILDINGS AND REGULATORY COMPLIANCE), which had been previously introduced, and asked for passage and a roll call vote thereon.

**Note: Council Member Igoe, Council President McLaughlin, Council Members Konev, Sano and Bailey spoke on this resolution prior to passage.*

The resolution passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Resolution Number 6.11.13R was co-sponsored by Council Members Konev, Rosenzweig and Sano.

President Pro Tempore Conti made a motion to waive the rules to allow for Commissioner Jeffrey Jamison to make comments of thanks, which was approved by unanimous voice vote.

Council Member Smith offered RESOLUTION NUMBER 8.12.13R (RESOLUTION OF THE COMMON COUNCIL RE-APPOINTING MARITZA MARTINEZ AS A MEMBER OF THE CITIZENS’ POLICE REVIEW BOARD), which had been previously introduced, and asked for passage and a roll call vote thereon.

**Note: Council Member Smith spoke on this resolution prior to passage.*

The resolution passed by the majority vote of the following Council Members:

Affirmative – Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano, and Smith

Affirmative 15 Negative 0 Abstain 0

Resolution Number 8.12.13R was co-sponsored by Council Members Freeman and Konev.

The remaining resolutions on the pending agenda were held at the request of Council President Pro-Tempore Conti.

MISCELLANEOUS AND UNFINISHED BUSINESS

Majority Leader Herring offered the following, which was approved by unanimous voice vote:

COMMISSIONERS OF DEEDS

RESOLVED THAT THE FOLLOWING PERSONS BE AND HEREBY ARE APPOINTED COMMISSIONERS OF DEEDS FOR THE CITY OF ALBANY, NEW YORK FOR THE TERM ENDING DECEMBER 31, 2012, AND WAIVE THE READING OF THE NAMES:

1. Jasmine A. Whitbeck
2. Clifton M. Dixon

Council Member Calsolaro thanked Commissioner Jeffrey Jamison for his work as Commissioner of the Department of Buildings and Regulatory Compliance. He discussed a report from four years ago and the audit report, which recommended the separation of code enforcement and the Albany Fire Department. He acknowledged the assistance of neighborhood associations with bringing out the issues. He discussed some major house fires recently in the City of Albany and the possibly of developing a list of people who use medical equipment, such as oxygen, so in the event of a fire and power is shut off to a neighborhood, the fire department would be aware and could get them the assistance they need.

Council Member Sano discussed that he was working on amendments to the redistricting map. He discussed that the Reapportionment Commission did a great job and that none of the changes would be greater than 2.3% deviation. He asked Council Members to submit any changes that they have by Friday.

Council Member Konev discussed his support of Council Member Sano's discussion on changes to the redistricting map. He discussed using the Commission's map as a guide for making changes requested by the people. He felt that keeping neighborhoods together should have taken priority over other considerations and that the Commission Members may not have been familiar with all the neighborhoods in the City of Albany.

ADJOURNMENT

President Pro-Tempore Conti made a motion to adjourn. President McLaughlin, hearing no objections, stated that the meeting was adjourned.

A true record of the Common Council Minutes of February 4th, 2013.

CASHAWNA PARKER
SENIOR LEGISLATIVE AIDE TO THE
ALBANY COMMON COUNCIL