

**ALBANY COMMON COUNCIL  
MINUTES OF A REGULAR MEETING**

**Monday, September 20, 2010**

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 was the following staff: Barbara Samel, John Marsolais, and Patrick Jordan.

Council Member Bailey led the Pledge of Allegiance.

Council Member Conti made a motion to change the order of business to allow for the introduction and passage of Resolution Number 97.92.10R, which was approved by unanimous voice vote.

**Council Member Conti asked and received majority consent to add Resolution Number 97.92.10R to the pending agenda, which was approved by unanimous voice vote.**

Council Member Smith, Council President McLaughlin, Council Members Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, Konev, O'Brien, Rosenzweig and Sano offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 97.92.10R(MC)**

**RESOLUTION HONORING THE LIFE OF CHARLES LACOURT, JR. AND HIS SELFLESS CONTRIBUTIONS TO THE CITY OF ALBANY AND THE CAPITAL DISTRICT**

**WHEREAS**, Charles LaCourt, Jr. was born on October 21, 1952, in New York City, the first child of Charles LaCourt, Sr. and Pabla Hernandez. He early demonstrated his intellectual curiosity with a love of taking things apart and putting them back together and regularly consulting the encyclopedia as a research tool. He attended Commander John J. Shea Memorial School, graduating from eighth grade with honors and then attended Rice High School; and

**WHEREAS**, Charles LaCourt, Jr. brought his skills and desire to affect positive change to a variety of positions including working with a nonprofit housing development organization, working as a video producer, a comedy writer, a circus administrator, a mediator, a peer leader and a social activist; and

**WHEREAS**, Albany, New York became Charles LaCourt's home for the last thirteen years of his life. He became known among his many friends and colleagues as an individual with keen insights, patience, intelligence, great humor, and humility. His ability to problem solve and inspire others made him a treasure in the upstate community. He could be counted upon to always go the extra mile when there was a community initiative or community issue that needed to be addressed; and

**WHEREAS**, Charles LaCourt, as a result of his personal history, was passionate about helping those who were in danger of going to prison or who were returning to the community from prison. He focused upon this mission in all aspects of his life: professionally, through community service, and as an activist for change. He served as Clinical Supervisor for the Adolescent Employability Skills Plus Program (AESPP), which provided intervention and prevention services for youth at risk. In 2000 the Center for Law and Justice hired Charles as a Community Outreach Worker. Among his responsibilities at the Center was teaching the Street Smart curriculum to Albany High School students and other youth which he continued to do as a volunteer after

leaving the Center. In 2000 Charles became the Program Manager of the Intensive Case Management Program of the AIDS Council of Northeastern New York. There he initiated a bilingual team to serve non-English speaking clients. In 2008 Charles was hired as the Community Prosecution Coordinator for the Office of the Albany County District Attorney. Among his duties was the supervision of the Community Accountability Board (CAB program) an alternative sentencing initiative in which members of the community meet with offenders in a reparative experience. In 2002 Charles was a founding member of the Community Accountability Board.

**WHEREAS**, one of Charles’s most significant contributions was co-founding ROOTS (Re-entry Opportunities and Orientations Towards Success). Under Charles’s careful leadership and direction, collaborations with the New York State Division of Parole, the Rensselaer Re-entry Taskforce, and the AIDS Council of Northeastern New York have resulted in ROOTS mentoring sessions in three counties and at Hudson Correctional Facility. In New York State the ROOTS Six-Point Program has become a respected model of orientation and mentoring for persons who have been formerly incarcerated; and

**WHEREAS**, Charles LaCourt, Jr. served on many boards and was active in many organizations including the Board of Directors of the Albany Latin Festival Association; Prison Families of New York; the New York Civil Liberties Union regional chapter; the Albany County Alternative to Incarceration Board; and the Working Families Party. Charles also worked closely with the Trinity Institution on behalf of ROOTS and other related projects, and

**WHEREAS**, Charles LaCourt, Jr. was active in several local political campaigns, was actively engaged in progressive politics; and earned numerous awards for his community service; and

**WHEREAS**, Charles LaCourt, Jr. passed away on August 29, 2010, and is survived by his mother, Pabla Hernandez, his father Charles LaCourt, Sr., his daughter, Andrea LaCourt, his sister, Lisette Caraballo, his brother, Albert LaCourt, his Grandson, Justin Mercado, his niece, Camille Sanchez, his nephews, Jorge LaCourt and Noro Sanchez, as well as a host of friends and colleagues who constitute his Albany family; and

**WHEREAS**, Charles LaCourt, Jr. was committed to transformation--of his own life, the lives of those he helped and inspired; and the life of the community he loved.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Albany Common Council honors and commemorates the life of Charles LaCourt, Jr. who became a pillar of quiet determination and strength in the Albany community and in the Capital District at large. He touched the lives of so many and leaves an indelible legacy of selflessness and service. Charles LaCourt, Jr. well embodied his favorite quotation from Mahatma Gandhi, “Be the change you wish to see in the world.”

*\*Note: Council Members Smith, Calsolaro, and Council President McLaughlin spoke on this resolution prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

**PUBLIC HEARING**

**NOTICE OF PUBLIC HEARING**

**Notice is hereby given that a Public Hearing will be held in the Common Council Chambers, City Hall, Albany, New York at 7:00 p.m. on Monday, September 20, 2010 on the following matter:**

**ORDINANCE NUMBER 89.91.10**

AN ORDINANCE AUTHORIZING AND DIRECTING THE CLOSING OF PORTIONS OF WESTERN AVENUE, ROBIN STREET AND WASHINGTON AVENUE ADJACENT TO 27 WESTERN AVENUE IN THE CITY OF ALBANY.

**Anyone wishing to be heard will have an opportunity to do so at the time and place stated.**

There being no speakers, the President declared the public hearing closed.

**PUBLIC COMMENT PERIOD**

1. Lorenz Worden, 127 S. Pine Ave., Albany, NY 12208 (Resolution Number 96.92.10R)
2. Barbara Furlong, 5 Kensington Pl., Albany, NY 12209 (Neighborhood Violence)
3. Doug Bullock, 77 Benson St., Albany, NY 12206 9Madison Ave. Calming & SNUG Event on Saturday)
4. Tom Ellis, 43 N. Pine Ave., Albany, NY 12203 (St. Rose College Parking lot proposal)
5. Vincent Riguso, 13 Beach Ave., Albany, NY 12203 (Taxes)
6. Martin Daley, 564 Myrtle Ave., Albany, NY 12208 (Madison Ave. Calming)
7. Aime Jucites, 21 Lenox Ave., Albany, NY 12203 (Madison Ave. Calming)

There being no further speakers, the President declared the Public Comment Period closed.

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

DEFERRED

**CONSIDERATION OF LOCAL LAWS**

**The Local Laws on the pending agenda were held at the request of Council Member Conti.**

**REPORTS OF STANDING COMMITTEES**

**Law, Buildings, and Code Enforcement** – Council Member Igoe stated that the Committee met on Wednesday, September 15, 2010 to discuss Ordinance Number 80.81.10 in relation to dogs at Hoffman Park. The resolution was passed out of committee with a favorable recommendation.

**Parks, Recreation and Family Services** – Council Member Rosenzweig stated that the Committee would be meeting on Tuesday, September 21, 2010 to have a discussion on the Albany Gang Prevention Program.

**REPORTS OF AD HOC COMMITTEES**

**Pesticide Ordinance** – Council Member Golby stated that the Committee would be meeting on Thursday, September 23, 2010 to continue discussions on the city pesticide ordinance.

**CONSIDERATION OF ORDINANCES**

Council Member Calsolaro asked for passage of ORDINANCE NUMBER 80.81.10 (AN ORDINANCE AMENDING ARTICLE I (DOGS RUNNING AT LARGE) OF CHAPTER 115 (ANIMALS) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO HOFFMAN PARK), which had been previously introduced.

*\*Note: Council Members Calsolaro, Freeman, Konev, Conti, and Golby spoke on this ordinance prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Negative – Bailey and Conti

Affirmative 13 Negative 2 Abstain 0

Council Member Fahey asked for passage of ORDINANCE NUMBER 84.82.10 (AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A PERMANENT AIR EASEMENT TO ALBANY MEDICAL CENTER OVER A PORTION OF THE CITY RIGHT-OF-WAY OF NEW SCOTLAND AVENUE IN THE CITY OF ALBANY FOR THE CONSTRUCTION OF A PEDESTRIAN BRIDGE), which had been previously introduced.

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Member Konev asked for passage of ORDINANCE NUMBER 89.91.10 (AN ORDINANCE AUTHORIZING AND DIRECTING THE CLOSING OF PORTIONS OF WESTERN AVENUE, ROBIN STREET AND WASHINGTON AVENUE ADJACENT TO 27 WESTERN AVENUE IN THE CITY OF ALBANY), which had been previously introduced.

*\*Note: Council Member Konev spoke on this ordinance prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Member Konev asked for passage of ORDINANCE NUMBER 90.91.10 (AN ORDINANCE AUTHORIZING AND DIRECTING THE CONVEYANCE OF ALL THE RIGHT, TITLE AND INTEREST OF THE CITY OF ALBANY IN AND TO CERTAIN ABANDONED PORTIONS OF THE RIGHT-OF-WAYS OF WESTERN AVENUE, ROBIN STREET AND WASHINGTON AVENUE ADJACENT TO 27 WESTERN AVENUE IN THE CITY OF ALBANY, NEW YORK AT PRIVATE SALE TO THE CITY SCHOOL DISTRICT OF ALBANY), which had been previously introduced.

*\*Note: Council Member Golby spoke on this ordinance prior to passage.*

*Ordinance Number 90.91.10 was Co-Sponsored by Council Members Freeman, Golby and Jenkins-Cox.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

**The remaining Ordinances on the pending agenda were held at the request of Council Member Conti.**

**CONSIDERATION OF RESOLUTIONS**

Council Member Konev, Bailey, Calsolaro, Commisso, Conti, Fahey, Freeman, Golby, Herring, Igoe, Jenkins-Cox, O’Brien, Rosenzweig, Sano and Smith offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 94.92.10R**

**RESOLUTION OF RECOMMITMENT TO FULL IMPLEMENTATION OF THE AMERICANS WITH DISABILITIES ACT**

**WHEREAS**, on July 26, 1990, President George H. Bush signed into law the Americans with Disabilities Act (ADA) to ensure the civil rights of people with disabilities. This legislation established a clear and comprehensive national mandate for the elimination of discrimination against individuals with disabilities; and

**WHEREAS**, the ADA has expanded opportunities for Americans with disabilities by reducing barriers and changing perceptions, increasing full participation in community life. However, the full promise of the ADA will only be reached if public entities remain committed in their efforts to fully implement the ADA; and

**WHEREAS**, on the 20th anniversary of the Americans with Disabilities Act, the Common Council of the City of Albany celebrates and recognizes the progress that has been made by reaffirming the principals of equality and inclusion and recommitting our efforts to reach full ADA compliance.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany does hereby reaffirm our commitment to work toward full ADA compliance in the City of Albany.

*\*Note: Council Members Konev, Calsolaro, and Sano spoke on this resolution prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Members Freeman, Bailey, Calsolaro, Commisso, Conti, Fahey, Golby, Herring, Igoe, Jenkins-Cox, Konev, O’Brien, Rosenzweig, Sano and Smith offered the following resolution, asked for passage and a roll call vote thereon:

**RESOLUTION NUMBER 95.92.10R**

**RESOLUTION URGING GOVERNOR PATERSON AND THE NEW YORK STATE LEGISLATURE TO DEVELOP AND IMPLEMENT INNOVATIVE PROGRAMS TO REDUCE SCHOOL TAXES ON HOMEOWNERS IN THE CITY OF ALBANY**

**WHEREAS**, recently the federal government implemented the “Race to the Top” educational competition

funding in order to implement sweeping education reforms in the state's fortunate enough to win the competition; and

**WHEREAS**, New York State was awarded \$700 million dollars in four years under this program which aims to adopt standards and assessments that prepare students to succeed in college and the workplace and to compete in the global economy; to build data systems that measure student growth and success, and inform teachers and principals about how they can improve instruction; to recruit, develop, reward, and retain effective teachers and principals, especially where they are needed most; and to increase the number of corporate model charter schools to replace the existing public school model; and

**WHEREAS**, while this program strives to meet its worthy goals of providing quality education to each student in New York, residents of the State continue to suffer with the escalating school tax burden in the State. New York State needs to find creative ways to decrease school taxes on homeowners.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany urges Governor Paterson and the New York State Legislature to develop and implement programs to reduce school taxes on homeowners in the City of Albany.

**BE IT FURTHER RESOLVED**, that the Common Council of the City of Albany requests that the Clerk of this Council forward copies of this resolution to Governor David Paterson, Assembly Majority Leader Ronald Canestrari, Majority Conference Leader John Sampson, Senator Neil Breslin, Assemblyman John McEneny, United States Senators Kirsten Gillibrand and Charles Schumer and United States Representative Paul Tonko.

*\*Note: Council Members O'Brien and Freeman spoke on this resolution prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Members Golby, Conti, Konev, Bailey, Calsolaro, Commisso, Fahey, Freeman, Herring, Igoe, Jenkins-Cox, O'Brien, Rosenzweig, Sano and Smith offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 96.92.10R**

**RESOLUTION OF THE COMMON COUNCIL SUPPORTING TRAFFIC CALMING ON MADISON AVENUE**

**WHEREAS**, Madison Avenue is an important gateway to our city and many of our varied and vibrant neighborhoods and historic districts; and

**WHEREAS**, a consortium of 17 neighborhood associations, churches, schools, businesses and the region's largest hospital concerned about public safety, health and the economy support traffic calming on Madison Avenue commonly known as the Madison Avenue Traffic Calming Proposal (the "Proposal"); and

**WHEREAS**, supporters of the Proposal made a presentation before a joint committee meeting of the Common Council's General Services and Public Safety Committees on September 1, 2010; and

**WHEREAS**, the Proposal seeks to reduce the number of lanes on Madison Avenue between S. Allen Street and Lark Street from two westbound lanes and two eastbound lanes to one westbound lane and one eastbound lane, with a center turn lane; and

**WHEREAS**, the Albany Bicycle Master plan notes that about 14,000 vehicles per day traverse Madison Avenue and about 19,000 vehicles per day traverse the same length of Western Avenue; and

**WHEREAS**, data from Albany Police Department show that between 2000 and 2009 there were a total of 2,252 traffic accidents on four-lane Madison Avenue contrasted with 900 traffic accidents on the same length of two-lane Western Avenue – 2 ½ times as many accidents on Madison Avenue than Western Avenue even though less vehicles travel on Madison Avenue; and

**WHEREAS**, benefits of traffic calming include key safety features such as improved access for emergency vehicles, space for vehicles to pull to the side of the road so emergency vehicles can pass, reduced conflict points, improved visibility for drivers and improved pedestrian and bicycle safety; and

**WHEREAS**, the 2008 Sustainable Design Assessment Team Report for Albany states, “As the city of Albany has grown, many people are less connected to its open spaces, not only because of the greater distances created by sprawl but also due to the growing reconfiguration of the region around automobile travel over the years.... Major streets need more bicycle lanes, and other streets need traffic-calming measures;” and

**WHEREAS**, in communities across the country, a movement is growing to “complete the streets.” States, cities and towns are asking their planners and engineers to build road networks that are safer, more livable, and welcoming to everyone; and

**WHEREAS**, the Proposal is a good example of “complete streets” design, where the entire roadway would be safer for all users including bicyclists, public transportation vehicles and riders, and pedestrians of all ages and abilities; and

**WHEREAS**, creating infrastructure for non-motorized transportation and lowering automobile speeds by changing road conditions can improve economic conditions for both business owners and residents. When Valencia Street in San Francisco’s Mission District slimmed its traffic lanes to slow down cars and accommodate other users, merchants reported the street changes enhanced the area. Nearly 40 percent of merchants reported increased sales, and 60 percent reported more area residents shopping locally due to reduced travel time and convenience. Overall, two-thirds of respondents described the increased levels of pedestrian and bicycling activity and other street changes improved business and sales. A network of complete streets is more safe and appealing to residents and visitors, which is also good for retail and commercial development; and

**WHEREAS**, at the National Bike Summit in March 2010, the U.S. Secretary of Transportation, Ray LaHood stated, “Today, I want to announce a sea change. People across America who value bicycling should have a voice when it comes to transportation planning. This is the end of favoring motorized transportation at the expense of non-motorized.”

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Albany Common Council supports the concept of traffic calming by lane reduction on Madison Avenue and urges that data already collected in recent studies along with future data and modeling be used to improve the safety of Madison Avenue.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be sent to Albany Mayor Gerald D. Jennings, Albany Department of Development and Planning Commissioner, Michael Yevoli, Albany Department of General Services Commissioner, Nicholas D’Antonio and Albany Police Chief, Steven Krokoff, U.S. Senators Kirsten Gillibrand and Charles Schumer, U.S. Representative Paul Tonko, New York State Senator Neil Breslin and New York State Assembly Members Ron Canestrari and John J. McEneny.

*\*Note: Council Members Golby, O'Brien, Konev, Fahey, Conti, Igoe, and Calsolaro spoke on this resolution prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

**Council Member Conti asked and received majority consent to add Resolution Number 98.92.10R to the pending agenda, which was approved by unanimous voice vote.**

At the request of Council President McLaughlin and Council Members Freeman, Calsolaro, Bailey, Commisso, Conti, Fahey, Golby, Herring, Igoe, Jenkins-Cox, Konev, O'Brien, Rosenzweig, Sano and Smith offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 98.92.10R(MC)**

**RESOLUTION HONORING REVEREND JOHN U. MILLER FOR HIS CONTRIBUTIONS TO THE CITY OF ALBANY**

**WHEREAS**, the Reverend John U. Miller was pastor of the Evangelical Protestant United Church of Christ on Clinton Street in Albany for over twenty years and spent a quarter of a century helping residents living in the church's South End neighborhood and assisting hundreds of people charged with crimes in the city through his Incarceration Prevention program. He also led the Capital Area Council of Churches, serving as executive director from 2001 until this June; and

**WHEREAS**, after graduating from Boston Latin High School in Boston, John attended Brown University, received a Bachelor of Arts in American Civics with minors in English and the Classics, and received his Masters in Divinity from Colgate Rochester Divinity School. He was ordained in the United Church of Christ in 1976 and came to Evangelical Protestant in 1985; and

**WHEREAS**, Reverend Miller came to Albany in 1986, and in March of 2001, he became the Executive Director of the Capital Area Council of Churches; and

**WHEREAS**, during his 20 plus years at the Evangelical Protestant United Church of Christ, "Father John" was an important leader in the neighborhood, making a positive impact in the community through his commitment to social justice, and his abiding concern for the "least, the lost, and the last", and inspiring those around him to do the same; and

**WHEREAS**, Reverend Miller also maintained an active jail and court ministry and was involved in everything from getting inmates their own soap and shampoo in jail to praying with them and assuring them that God was with them. Prosecutors and judges would work with Reverend Miller to get defendants into addiction treatment or other rehabilitation programs; and

**WHEREAS**, in tribute to his ministry a community policing center will be dedicated in his name in Arbor Hill, Albany and the dedication will take place at the Palace Theater on September 24, 2010.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany pauses in its deliberations to recognize the contributions of John U. Miller for his many years of service to the "least, the lost, and the last" of Albany's residents and mourns the passing of this energetic leader.

*\*Note: Council Members Calsolaro, Freeman, and Council President McLaughlin spoke on this resolution prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Members Conti and Fahey asked for passage of RESOLUTION NUMBER 87.82.10R (RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE EXECUTION OF A TEMPORARY LICENSE AGREEMENT WITH ALBANY MEDICAL CENTER FOR THE TEMPORARY USE AND OCCUPANCY OF A PORTION OF THE CITY RIGHT-OF-WAY OF MYRTLE AVENUE) which had been previously introduced.

*\*Note: Council Members Golby, Calsolaro, and Conti spoke on this resolution prior to passage.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Member Conti asked for passage RESOLUTION NUMBER 93.91.10R(As Amended) (RESOLUTION OF THE COMMON COUNCIL AMENDING THE RULES OF PROCEDURE IN RELATION TO PUBLIC COMMENT AT COMMON COUNCIL MEETINGS), which had been previously amended and introduced.

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

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

Council Member Konev asked for passage RESOLUTION NUMBER 91.91.10R (RESOLUTION OF THE ALBANY COMMON COUNCIL CALLING ON CONGRESS TO PASS THE FIGHT WASHINGTON CORRUPTION AGENDA), which had been previously introduced

*\*Note: Council Members Freeman and Konev spoke on this resolution prior to passage.*

**NOT Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative – Commisso, Fahey, Freeman, Golby, Konev, O'Brien, and Sano

Negative – Bailey

Present – Calsolaro, Conti, Herring, Igoe, Jenkins-Cox, Rosenzweig and Smith

Affirmative 7 Negative 1 Abstain 0 Present 7

Council Member Rosenzweig asked for passage of RESOLUTION NUMBER 68.62.10R (RESOLUTION OF THE COMMON COUNCIL DIRECTING THE CITY CLERK TO TRANSMIT ALL ADOPTED LEGISLATION TO ALL CITY DEPARTMENTS AFFECTED BY SUCH LEGISLATION), which had been previously introduced.

*\*Note: Council Members Konev and Sano spoke on this resolution prior to passage.*

*Resolution Number 68.62.10R was Co-Sponsored by Council Members Bailey, Freeman, Golby, Igoe Jenkins-Cox, Konev, Sano and Smith.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

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

**The remaining Resolutions on the pending agenda were held at the request of Council Member Conti.**

**MISCELLANEOUS AND UNFINISHED BUSINESS**

Council Member O’Brien discussed the General Services, Health and Environment Committee would be meeting to discuss the Draft SWMP on September 22, 2010 at 5:30pm.

Council Member Sano discussed litigation between Troy and Amsterdam vs. the Roman Catholic diocese over shuttered churches because the vacant churches were put back on the tax roll. He discussed vacant buildings owned by churches around the City of Albany. He discussed being in support of those municipalities and hope that Albany could do the same.

Council Member Fahey reminded Council Members about a series of forums on the Comprehensive plan. The dates are Thursday, September 30, 2010 through Saturday, October 2, 2010.

**ADJOURNMENT**

Council President Pro Tempore Conti moved for adjournment with a moment of silence in honor of Rev. Miller.

Council President McLaughlin stated, hearing no objections, that the Council was adjourned.

A true record of the Common Council Minutes of September 20<sup>th</sup>, 2010

CASHAWNA PARKER  
SENIOR LEGISLATIVE AIDE TO THE  
ALBANY COMMON COUNCIL