

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

Monday, November 29, 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, Golby, Herring, Igoe, Jenkins-Cox, Konev, O'Brien, Rosenzweig, Sano and Smith.

Also present was the following staff: Barbara Samel, John Marsolais, Patrick Jordan and Cashawna Parker.

Council Member Sano led the Pledge of Allegiance.

PUBLIC COMMENT PERIOD

1. Tom Ellis, 43 N. Pine Ave., Albany, NY 12208
2. Lynn Jackson, 223 S. Swan St., Albany, NY 12202
3. Christian Mesley & Michael Basile (APOU), 63 Colvin Ave., Albany, NY 12205
4. Bessie Thompson, 3 Lincoln Sq., Albany, NY 12202
5. David B. Williams, 2849 W. Lydius St., Schenectady, NY
6. Jacqui C. Williams, 8 Grandview Terr., Albany, NY 12202
7. Ann McDonough, 57 McCarty Ave., Albany, NY 12202

Council Member Conti made a motion to waive the Council Rules of Procedure regarding Public Comment Period to allow for two additional speakers, which was approved by unanimous voice vote.

8. Pat Fox, 8 Gaslight Dr., Albany, NY 12205
9. Laura Wells, 431 Delaware Ave., Albany, NY 12209

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

CONSIDERATION OF ORDINANCES

Council Member Sano moved for consideration of ORDINANCE NUMBER 91.101.10 (AN ORDINANCE ADOPTING THE BUDGET AS PRESENTED BY THE MAYOR ON OCTOBER 1, 2010, WITH AMENDMENTS FOR FISCAL YEAR 2011) which had previously been introduced. .

Council Member Conti moved to amend Ordinance No. 91.101.10, as follows, and asked for a roll call vote thereon:

AMENDMENT A

ADDITIONS TO EXPENDITURES

	Account #	Amount
Common Council Contracted Services	A1010.7440	\$ 20,050.00
Changes to Health Insurance Line Items	A1010.7804	\$ 19,592.00

Subtotal Additional Expenditures		\$ 39,642.00

<u>REDUCTIONS TO EXPENDITURES</u>	Account #	Amount
Common Council Temporary Help	A1010.7170	\$ 8,895.00
Common Council Office Equipment	A1010.7220	\$ 1,500.00
Common Council Supplies and Materials	A1010.7410	\$ 1,800.00
Common Council Legal Notices	A1010.7435	\$ 11,000.00
Common Council Printing and Binding	A1010.7441	\$ 4,000.00
Common Council Fees and Services	A1010.7450	\$ 475.00
Common Council Miscellaneous	A1010.7460	\$ 190.00
Common Council Training & Conferences	A1010.7463	\$ 3,500.00
Correct technical error Treasurer's Office		
Accountant Salary	A1325.7120	\$ 90.00
Changes to Social Security Line Items	A1325.7801	\$ 7.00
Contingency Account	A1900.7448	\$ 8,185.00

Subtotal Reductions to Expenditures		\$ 39,642.00
Net Budgetary Effect		-0-

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

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

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

Negative – Commisso

Affirmative 13 Negative 1 Abstain 0

Council Member Conti moved to amend Ordinance No. 91.101.10, as follows, and asked for a roll call vote thereon:

AMENDMENT B

<u>ADDITIONS TO EXPENDITURES</u>	Account #	Amount
Restore City Arts Commission 2010 Grant		
Funding Levels For Arts Organizations		
That Received Under \$20,000	A7550.11.7560	\$ 65,000.00

Subtotal Additions to Expenditures		\$ 65,000.00

<u>ADDITIONS TO REVENUES</u>	Account #	Amount
Increase Parking Fine Violation Revenue	A0000.2610	\$ 65,000.00

Subtotal Reductions to Expenditures **\$ 65,000.00**

Net budgetary Effect **-0-**

**Note: Council Members Conti, Igoe, Konev, Commisso, Golby, and Calsolaro spoke on this amendment prior to passage.*

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

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

Negative – Commisso

Affirmative 13 Negative 1 Abstain 0

Council Member Commisso moved to amend Ordinance No. 91.101.10, as follows and asked for a roll call vote thereon:

AMENDMENT C

<u>REDUCTIONS TO EXPENDITURES</u>	Account #	Amount
Department of General Services (Central Garage)		
Reduce Overtime by 10%	A1640.7199	\$ 3,000.00
Department of General Services (Maintenance of Streets)		
Reduce Overtime by 10%	A5010.7199	\$ 15,000.00
Department of General Services (Waste Collection & Recycling)		
Reduce Overtime by 10%	A8160.7199	\$ 23,000.00
Department of General Services (Streets Cleaning)		
Reduce Overtime by 10%	A8170.7199	\$ 17,000.00
Department of General Services (Central Maintenance)		
Reduce Overtime by 10%	A1620.7199	\$ 10,000.00
Department of General Services (Parks Maintenance)		
Reduce Overtime by 10%	A1490.36.7199	\$ 19,000.00
Department of General Services (Capital Hills at Albany)		
Reduce Overtime by 10%	A1490.38.7199	\$ 2,000.00
Department of General Services (Office of Special Events)		
Reduce Overtime by 10%	A7560.7199	\$ 2,500.00
Police Department Reduce Overtime By 15%		
	A3120.7199	\$ 605,550.00
Police Department (Public Safety Com. System)		
Reduce Overtime by 10%	A3020.7199	\$ 15,000.00

Police Department (Traffic Engineering)		
Reduce Overtime by 10%	A3310.7199	\$ 2,500.00
Police Department (Animal Control)		
Reduce Overtime by 10%	A3510.7199	\$ 1,000.00
Fire Department Reduce Overtime		
By 10%	A3410.7199	\$ 180,000.00
Fire Department (Buildings) Reduce		
Overtime by 10%	A3620.7199	\$ 1,000.00
Department of Recreation Reduce		
Overtime by 10%	A7110.7199	\$ 3,200.00
Department of Recreation (Bleeker		
Stadium) Reduce Overtime by 10%	A7180.42.7199	\$ 450.00

Subtotal Reductions to Expenditures		\$ 900,200.00

Net budgetary Effect to be added to cash reserves \$ 900,200.00

**Note: Council Members Calsolaro, Konev, O'Brien, Conti, Commisso, Rosenzweig, and Jenkins-Cox spoke on this amendment prior to the roll call vote.*

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

Affirmative – Calsolaro, Commisso, Konev, and Smith

Negative – Bailey, Conti, Fahey, Golby, Herring, Igoe, Jenkins-Cox, O'Brien, Rosenzweig, and Sano

Affirmative 4 Negative 10 Abstain 0

The amendment failed.

Council Member Sano moved to amend Ordinance No. 91.101.10, as follows and asked for a roll call vote thereon:

AMENDMENT D

<u>ADDITIONS TO EXPENDITURES</u>	Account #	Amount
Restore 1 Custodial Worker for Public Bath 2	A7180.10.7130	\$ 12,392.00
Restore 3 Lifeguards for Public Bath 2	A7180.10.7130	\$ 80,370.00
Restore Supplies and Materials for Public Bath 2	A7180.10.7410	\$ 8,000.00
Restore Utilities for Public Bath 2	A7180.10.7420	\$ 70,000.00
Restore Contracted Services for Public		
Bath 2	A7180.10.7440	\$ 2,000.00
Restore Social Security Line Items Public		
Bath 2	A7180.10.7801	\$ 7,539.00

Restore Health Insurance Line Items Public

Bath 2 A7180.10.7804 \$ 36,435.00

Subtotal Additions to Expenditures \$ 216,736.00

REDUCTIONS TO EXPENDITURES Account # Amount

Contingency Account A1900.7448 \$ 216,736.00

Subtotal Reductions to Expenditures \$ 216,736.00

AMENDMENT TO CAPITAL BUDGET

Repair/Renovations to Public Bath 2 to Be funded through

Borrowing (Recreation Department) \$ 90,000.00

Delete Capital Expense for Message Boards (Police Department) \$ 60,000.00

Net budgetary Effect -0-

**Note: Council Members Sano, Fahey, Conti, O’Brien, Smith, Golby, Calsolaro, Konev and Igoe spoke on this amendment prior to passage.*

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

Affirmative – Calsolaro, Conti, Fahey, Golby, Konev, O’Brien, Rosenzweig, Sano, and Smith

Negative – Bailey, Commisso, Herring, Igoe and Jenkins-Cox

Affirmative 9 Negative 5 Abstain 0

Council Member Conti moved to amend Ordinance No. 91.101.10, as follows and asked for a roll call vote thereon:

AMENDMENT E

ADDITIONS TO EXPENDITURES Account # Amount

Increase Principal on Debt to Reflect Use of

Debt Reserve A9700.7601 \$5,000,000.00

REVENUE AMENDMENT TO BUDGET SUMMARY (Page 3)

Add “Debt Reserve” Line to Reflect Use of Debt Service \$5,000,000.00

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

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

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

Affirmative 14 Negative 0 Abstain 0

Council Member Commisso moved to withdraw Amendment F prior to introduction.

Council Member Konev moved to amend Ordinance No. 91.101.10, as follows and asked for a roll call vote thereon:

AMENDMENT G

<u>REDUCTIONS TO EXPENDITURES</u>	Account #	Amount
Department of General Services (Central Garage)		
Reduce Overtime by 10%	A1640.7199	\$ 3,000.00
Department of General Services (Maintenance of Streets)		
Reduce Overtime by 10%	A5010.7199	\$ 15,000.00
Department of General Services (Waste Collection & Recycling)		
Reduce Overtime by 10%	A8160.7199	\$ 23,000.00
Department of General Services (Streets Cleaning)		
Reduce Overtime by 10%	A8170.7199	\$ 17,000.00
Department of General Services (Central Maintenance)		
Reduce Overtime by 10%	A1620.7199	\$ 10,000.00
Department of General Services (Parks Maintenance)		
Reduce Overtime by 10%	A1490.36.7199	\$ 19,000.00
Department of General Services (Capital Hills at Albany)		
Reduce Overtime by 10%	A1490.38.7199	\$ 2,000.00
Department of General Services (Office of Special Events)		
Reduce Overtime by 10%	A7560.7199	\$ 2,500.00
Department of Recreation		
Reduce Overtime by 10%	A7110.7199	\$ 3,200.00
Department of Recreation (Bleeker Stadium)		
Reduce Overtime by 10%	A7180.42.7199	\$ 450.00

Subtotal Reductions to Expenditures

\$ 95,150.00

Net budgetary Effect to be added to cash reserves \$ 95,150.00

**Note: Council Members Konev, O'Brien, Igoe and Commisso spoke on this amendment prior to passage.*

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

Affirmative – Calsolaro, Commisso, Conti, Golby, Jenkins-Cox, Konev, Sano, and Smith

Negative – Bailey, Fahey, Herring, Igoe, O'Brien and Rosenzweig

Affirmative 8 Negative 6 Abstain 0

Council Member Sano asked for passage of ORDINANCE NUMBER 91.101.10 (As Amended) (AN ORDINANCE ADOPTING THE BUDGET AS PRESENTED BY THE MAYOR ON OCTOBER 1, 2010, WITH AMENDMENTS FOR FISCAL YEAR 2011.)

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

Affirmative – Bailey, Conti, Fahey, Golby, Herring, Jenkins-Cox, O'Brien, Rosenzweig and Sano

Negative – Calsolaro, Commisso, Igoe, Konev and Smith

Affirmative 9 Negative 5 Abstain 0

MISCELLANEOUS AND UNFINISHED BUSINESS

None

ADJOURNMENT

Council President Pro Tempore Conti moved for adjournment.

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

A true record of the Common Council Minutes of November 29th, 2010.

CASHAWNA PARKER
SENIOR LEGISLATIVE AIDE TO THE
ALBANY COMMON COUNCIL