

ORDINANCES INTRODUCED

- 20.41.12** AN ORDINANCE AUTHORIZING CERTAIN PROJECTS BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$90,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$90,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (REPLACEMENT VEHICLES)
- 21.41.12** AN ORDINANCE AUTHORIZING CERTAIN PROJECTS BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$200,000.00 AND AUTHORIZING THE ISSUANCE OF \$200,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (RESURFACING OF RECREATION COURTS)
- 22.41.12** AN ORDINANCE AMENDING CHAPTER 303 (SIDEWALK AND OUTDOOR CAFES) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE HOURS OF OPERATION OF SIDEWALK CAFES WITHIN THE LARK STREET AREA BUSINESS IMPROVEMENT DISTRICT AND ORDINANCE 54.42.10 AS ADOPTED BY THE COMMON COUNCIL ON JULY 8, 2010 IN RELATION THERETO
- 23.41.12** AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A PERMANENT EASEMENT TO 19 WATERVLIET AVENUE OVER, UPON AND UNDER A PORTION OF THE CITY RIGHT-OF-WAY OF WATERVLIET AVENUE IN THE CITY OF ALBANY

RESOLUTIONS INTRODUCED

- 17.41.12R RESOLUTION OF THE COMMON COUNCIL ISSUING A NEGATIVE DECLARATION IN ACCORDANCE WITH ARTICLE 8 OF THE ENVIRONMENTAL CONVERSATION LAW (SEQRA), AND ITS IMPLEMENTING REGULATIONS, IN CONNECTION WITH THE ALBANY 2030 COMPREHENSIVE PLAN**
- 18.41.12R RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE D&H RAILROAD CORPORATION FOR THE USE AND OCCUPANCY OF A PORTION OF THE CITY RIGHT-OF-WAY ADJACENT TO 47 ERIE BOULEVARD**
- 19.41.12R RESOLUTION AUTHORIZING THE CITY OF ALBANY, IN COOPERATION WITH THE COUNTY OF ALBANY, TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF STATE 2011-2012 LOCAL GOVERNMENT EFFICIENCY PROGRAM FOR GRANT FUNDS TO SUPPORT A COUNTYWIDE SHARED HIGHWAY SERVICES STUDY**
- 20.41.12R RESOLUTION DESIGNATING THE MAYOR TO ACT AS OFFICIAL REPRESENTATIVE OF THE CITY OF ALBANY TO SUBMIT ANNUALLY TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT THE “ANNUAL ACTION PLAN”, AND AMENDMENTS THERETO, UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**
- 21.41.12R RESOLUTION OF THE COMMON COUNCIL APPOINTING DANIEL HERRING A MARRIAGE OFFICER PURSUANT TO ARTICLE 3 OF THE DOMESTIC RELATIONS LAW OF THE STATE OF NEW YORK**

**22.41.12R RESOLUTION CONGRATULATING UJIMA JOURNEY ON THEIR
FOURTH ANNUAL REUNION AND AWARDS CEREMONY ON APRIL
7, 2012**

Council Member Sano introduced the following:

Ordinance Number 20.41.12

AN ORDINANCE AUTHORIZING CERTAIN PROJECTS BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$90,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$90,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (REPLACEMENT VEHICLES)

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

Section 1. The objects or purposes to be authorized and financed pursuant to this ordinance are set forth below, together with estimates of the maximum estimated costs thereof; determinations of the periods of probable usefulness thereof and the subparagraphs of Section 11.00(a) of the New York Local Finance Law pursuant to which it is determined; the maximum amount of the bonds to be issued with respect to such object or purpose and the maximum term of the obligations to be issued with respect to each project or purpose.

Object or Purpose: Passenger vehicle other than a school bus

Local Finance Law Section 11.00(a) Subparagraph 77

Period of Probable Usefulness: 3 years

Maximum Term of Obligations: 3 years

Maximum Estimated Cost: \$90,000.00

Maximum Amount of Bonds: \$90,000.00

Treasurer's Bond Authorization Numbers: T-12

Treasurer's Project Numbers: GH 71108220

Section 2. The plan of financing such objects or purposes is the lease financing of or the issuance of \$90,000.00 serial bonds hereby authorized to be issued.

Section 3. It is hereby ordered and directed that the projects specified above be undertaken and the amounts set forth as the maximum estimated costs are hereby appropriated therefor. The Board of Contract and Supply is hereby authorized to take such necessary and further steps to carry out the provisions of this section.

Section 4. Pending the sale of the bonds herein authorized, the temporary use of funds from the City's general fund, pursuant to the provisions of section 165.10 of the New York Local Finance Law, is hereby authorized. The City reasonably expects to reimburse such temporary expenditures with the proceeds of the bonds or bond anticipation notes authorized by section 1 of this ordinance. This ordinance shall constitute the City's "official intent" to reimburse such temporary expenditures in accordance with United States Treasury Regulation section 1.150-2.

Section 5. The faith and credit of the City of Albany, New York are hereby irrevocably pledged for the payment of the principal of and interest on such leases or bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such leases or bonds becoming due and payable in such year and such debt service payments may be made in substantially level or declining amounts as may be authorized by law. There shall annually be levied on all taxable real property of said City, a tax sufficient to pay the principal of and interest on such leases or bonds as the same become due and payable.

Section 6. Subject to the provisions of the New York Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated in the City Treasurer, as chief fiscal officer of the City of Albany. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of Local Finance Law.

Section 7. The City Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the leases or bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 8. The City Treasurer is further authorized to enter into a continuing disclosure agreement with the initial issuer of the leases or the purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c12-12, promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934.

Section 9. The validity of such leases or bonds and bond anticipation notes may be contested only if:

(a) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of publication of this ordinance pursuant to Section 8 hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publications, or

(c) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. Upon this ordinance taking effect, the Clerk of the Common Council is hereby authorized and directed to publish the same together with a notice in substantially the form set forth in section 81.00 of the New York Local Finance Law.

Section 11. It is hereby determined that except as hereinafter specified, the authority and funding of the projects aforesaid constitute either unlisted of Type II actions under the New York State Environmental Quality Review Act and the regulations promulgated thereunder having no adverse effect upon the environment.

Section 12. This ordinance shall be dated April 2, 2012 and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**APPROVED AS TO FORM
March 23, 2012**

Deputy Corporation Counsel

Council Member Sano introduced the following:

Ordinance Number 21.41.12

AN ORDINANCE AUTHORIZING CERTAIN PROJECTS BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$200,000.00 AND AUTHORIZING THE ISSUANCE OF \$200,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (RESURFACING OF RECREATION COURTS)

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

Section 1. The objects or purposes to be authorized and financed pursuant to this ordinance are set forth below, together with estimates of the maximum estimated costs thereof; determinations of the periods of probable usefulness thereof and the subparagraphs of Section 11.00(a) of the New York Local Finance Law pursuant to which it is determined; the maximum amount of the bonds to be issued with respect to such object or purpose and the maximum term of the obligations to be issued with respect to each project or purpose.

Object or Purpose: Parks, playgrounds and recreational areas.

Local Finance Law Section 11.00(a) Subparagraph 19(c)

Period of Probable Usefulness: 15 years

Maximum Term of Obligations: 15 years

Maximum Estimated Cost: \$200,000.00

Maximum Amount of Bonds: \$200,000.00

Treasurer's Bond Authorization Numbers: U-12

Treasurer's Project Numbers: GH 71108221

Section 2. The plan of financing such objects or purposes is the issuance of \$200,000.00 serial bonds hereby authorized to be issued.

Section 3. It is hereby ordered and directed that the projects specified above be undertaken and the amounts set forth as the maximum estimated costs are hereby appropriated therefore. The Board of Contract and Supply is hereby authorized to take such necessary and further steps to carry out the provisions of this section.

Section 4. Pending the sale of the bonds herein authorized, the temporary use of funds from the City's general fund, pursuant to the provisions of section 165.10 of the New York Local Finance Law, is hereby authorized. The City reasonably expects to reimburse such temporary expenditures with the proceeds of the bonds or bond anticipation notes authorized by section 1 of this ordinance. This ordinance shall constitute the City's "official intent" to reimburse such temporary expenditures in accordance with United States Treasury Regulation section 1.150-2.

Section 5. The faith and credit of the City of Albany, New York are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year and such debt service payments may be made in substantially level or declining amounts as may be authorized by law. There shall annually be levied on all taxable real property of said City, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of the New York Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated in the City Treasurer, as chief fiscal officer of the City of Albany. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of Local Finance Law.

Section 7. The City Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 8. The City Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c12-12, promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

(a) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of publication of this ordinance pursuant to Section 8 hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publications, or

(c) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. Upon this ordinance taking effect, the Clerk of the Common Council is hereby authorized and directed to publish the same together with a notice in substantially the form set forth in section 81.00 of the New York Local Finance Law.

Section 11. It is hereby determined that except as hereinafter specified, the authority and funding of the projects aforesaid constitute either unlisted of Type II actions under the New York State Environmental Quality Review Act and the regulations promulgated thereunder having no adverse effect upon the environment.

Section 12. This ordinance shall be dated April 2, 2012 and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**APPROVED AS TO FORM
March 23, 2012**

Deputy Corporation Counsel

Council Member Conti introduced the following:

Ordinance 22.41.12

AN ORDINANCE AMENDING CHAPTER 303 (SIDEWALK AND OUTDOOR CAFES) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE HOURS OF OPERATION OF SIDEWALK CAFES WITHIN THE LARK STREET AREA BUSINESS IMPROVEMENT DISTRICT AND ORDINANCE 54.42.10 AS ADOPTED BY THE COMMON COUNCIL ON JULY 8, 2010 IN RELATION THERETO

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

Section 1. Subsection C of section 303-16 of the Code of the City of Albany is amended to read as follows:

C. Notwithstanding subsection A of this section, for the period ending [~~April 30, 2012~~] April 28, 2013, sidewalk cafes located within the boundaries of the Lark Street Area Business Improvement District, as established in accordance with Article II of Chapter 142 of this Code, shall close by 12:00 midnight on Friday and Saturday, provided that the additional hour authorized by this subsection shall be limited to those sidewalk cafes, or parts thereof, which are in compliance with the provisions of this chapter; for which an application submitted with a site plan has been approved by the City Clerk in accordance with this chapter; and whose location is consistent with such approved application.

Section 2. This ordinance shall take effect immediately and shall expire and be deemed repealed on April 28, 2013.

**APPROVED AS TO FORM
March 22, 2012**

Deputy Corporation Counsel

MEMORANDUM IN SUPPORT OF LEGISLATION
ORDINANCE NUMBER
Introduced April 4, 2011 meeting

TITLE:

AN ORDINANCE AMENDING CHAPTER 303 (SIDEWALK AND OUTDOOR CAFES) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE HOURS OF OPERATION OF SIDEWALK CAFES WITHIN THE LARK STREET AREA BUSINESS IMPROVEMENT DISTRICT AND ORDINANCE 54.42.10 AS ADOPTED BY THE COMMON COUNCIL ON JULY 8, 2010 IN RELATION THERETO

PROPONENT(S): Council Member Conti

SUMMARY OF PROVISIONS:

Extends authorization for sidewalk cafes within the boundaries of the Lark Street Area Business Improvement District to remain open an additional hour Friday and Saturday evenings from 11 PM to 12 midnight on a trial basis.

STATEMENT IN SUPPORT:

In 2010 the Common Council authorized a pilot extension of hours for sidewalk cafes within the Lark Street BID boundaries. That pilot was extended for an additional year in 2011. The proposal initially grew out of discussions within the Lark Street Area Public Safety Committee as a public safety initiative but also provides an additional economic benefit to small businesses. To date there have been no expressed concerns and this additional one year extension would allow the City to gain further information and experience before considering a more permanent extension.

FISCAL IMPLICATION: None.

EFFECTIVE DATE: Immediate, expires and is deemed repealed April 28, 2013.

Council Member O'Brien offered the following:

Ordinance Number 23.41.12

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A PERMANENT EASEMENT TO 19 WATERVLIET AVENUE OVER, UPON AND UNDER A PORTION OF THE CITY RIGHT-OF-WAY OF WATERVLIET AVENUE IN THE CITY OF ALBANY

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

Section 1. It is hereby authorized that the City of Albany grant a permanent easement to the owner of 19 Watervliet Avenue over, upon and under a portion of the City right-of-way of Watervliet Avenue, adjacent to 19 Watervliet Avenue (Tax Map #65.21-3-39), in the City of Albany.

Section 2. The form, content, terms and conditions of such easements shall be approved by the Corporation Counsel.

Section 3. The Grantees shall not hinder, interfere with, prevent, delay, obstruct or adversely affect the Grantor in the reasonable exercise of its governmental operations or function.

Section 4. This ordinance shall take effect immediately.

APPROVED AS TO FORM

March 23, 2012

Deputy Corporation Counsel

To: Nala Woodard, City Clerk
From: Patrick K. Jordan, Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 22, 2012

ORDINANCE NUMBER 23.41.12

TITLE

AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF PERMANENT EASEMENTS TO 19 WATERVLIE T AVENUE OVER, UPON AND UNDER A PORTION OF THE CITY RIGHT-OF-WAY OF CHURCH STREET IN THE CITY OF ALBANY

GENERAL PURPOSE OF LEGISLATION

The current owner is constructing a coffee shop at 19 Watervliet Avenue and is required by ADA regulations to install a handicap ramp.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

Easements over municipal property require legislative authorization.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

N/A

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A.

FISCAL IMPACT(S)

N/A

Common Council Member Herring offered the following:

Resolution Number 17.41.12R

RESOLUTION OF THE COMMON COUNCIL ISSUING A NEGATIVE DECLARATION IN ACCORDANCE WITH ARTICLE 8 OF THE ENVIRONMENTAL CONVERSATION LAW (SEQRA), AND ITS IMPLEMENTING REGULATIONS, IN CONNECTION WITH THE ALBANY 2030 COMPREHENSIVE PLAN

WHEREAS, the Albany 2030 Comprehensive Plan Board approved the proposed plan on December 13, 2011 recommended that the proposed plan be forwarded to the City of Albany Common Council for review and adoption; and

WHEREAS, the Common Council received a Full Environmental Assessment Form (EAF) and Generic Environmental Impact Statement (GEIS), in conjunction with the proposed adoption of the Albany 2030 Comprehensive Plan (“Comprehensive Plan”); and

WHEREAS, the Common Council declared itself Lead Agency for coordinated review at a public meeting held on February 7, 2012 in connection with the proposed Comprehensive Plan; and

WHEREAS, the proposed Comprehensive Plan was the subject of a Public Hearing held by the Common Council on March 19, 2012, where public comment was received; and

WHEREAS, the action is subject to the provisions of the State Environmental Quality Review Act (“SEQRA”), as set forth in Environmental Conservation law Article 8, and its implementing regulations; and

WHEREAS, the Comprehensive Plan is determined to be a Type I action pursuant to SEQRA; and

WHEREAS, the record demonstrates that the Comprehensive Plan will not have a significant adverse environmental impact, and that a Negative Declaration of Environmental Significance should be issued.

NOW, THEREFORE, BE IT RESOLVED, that based upon the review and consideration of the Full Environmental Assessment Form, including the completed Parts I and II thereof, the Generic Environmental Impact Statement and public comments, the Common Council finds and declares the action to be Type I pursuant to the New York State Environmental Conservation Law, and its implementing regulations, and having duly considered the entire record before it, declares that the Albany 2030 Comprehensive Plan has no potentially significant adverse impacts upon the environment, as that term is defined in SEQRA, will not require the preparation of a full Environmental Impact Statement and therefore issues a Negative Determination of Environmental Significance.

BE IT FURTHER RESOLVED, that the City of Albany Common Council hereby adopts the Albany 2030 Comprehensive Plan.

RESOLVED, that this resolution shall take effect immediately.

To: Nala Woodard, City Clerk
From: Patrick K. Jordan, Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 23, 2012

RESOLUTION NUMBER 17.41.12R

TITLE

RESOLUTION OF THE COMMON COUNCIL ISSUING A NEGATIVE DECLARATION IN ACCORDANCE WITH ARTICLE 8 OF THE ENVIRONMENTAL CONVERSATION LAW (SEQRA), AND ITS IMPLEMENTING REGULATIONS, IN CONNECTION WITH THE ALBANY 2030 COMPREHENSIVE PLAN

GENERAL PURPOSE OF LEGISLATION

Acting as Lead Agency and pursuant to SEQRA regulations the Council reviewed the full EAF and GEIS, in addition to the presentations of the Department of Development and Planning at public meetings and the public at large at the Public Hearing. Not finding any adverse environmental impacts related to the Plan itself the Council may issue a Negative Determination of Environmental Significance.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

These actions are required under SEQRA.

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EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

N/A

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A

FISCAL IMPACT(S)

N/A

Council Member Smith introduced the following:

Resolution Number 18.41.12R

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE D&H RAILROAD CORPORATION FOR THE USE AND OCCUPANCY OF A PORTION OF THE CITY RIGHT-OF-WAY ADJACENT TO 47 ERIE BOULEVARD

BE IT RESOLVED, that the Mayor be and is hereby authorized and empowered to execute and enter into a license agreement with the D&H Railroad Corporation for the use and occupancy of a portion of the City right-of-way adjacent to 47 Erie Boulevard for the erection of a fence upon such terms and conditions as approved by the Corporation Counsel and the involved City agencies together with such other forms, documents and agreements necessary to amend, supplement and/or effectuate the same.

To: Nala Woodard, City Clerk
From: Patrick K. Jordan, Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 23, 2012

RESOLUTION NUMBER 18.4112R

TITLE

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH D&H RAILROAD CORPORATION FOR THE USE AND OCCUPANCY OF A PORTION OF THE CITY RIGHT-OF-WAY ADJACENT TO 47 ERIE BOULEVARD

GENERAL PURPOSE OF LEGISLATION

To allow for the construction of a new fence surrounding 47 Erie Boulevard, a portion of which would be within the City's right-of-way. Global Properties is the lessee of the land owned by D&H Railroad which has been approved by the DEC to construct a petroleum storage and distribution facility at the site.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

Use of public right-of-way requires Council approval.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

N/A

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A

FISCAL IMPACT(S)

N/A

Council Member introduced the following:

Resolution Number 19.41.12R

RESOLUTION AUTHORIZING THE CITY OF ALBANY, IN COOPERATION WITH THE COUNTY OF ALBANY, TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF STATE 2011-2012 LOCAL GOVERNMENT EFFICIENCY PROGRAM FOR GRANT FUNDS TO SUPPORT A COUNTYWIDE SHARED HIGHWAY SERVICES STUDY

WHEREAS, the City of Albany, after due consideration, has determined that it is desirable and in the public interest to act as a Co-Applicant with the County of Albany Lead Applicant, and submit an application under the 2011-2012 Local Government Efficiency (LGE) Program to be titled the Albany County Countywide Shared Highway Services Study. The Study will evaluate the efficiencies and costs savings to be gained by the functional consolidation, and where appropriate, the sharing, of certain highway services between the County and its municipalities; and

WHEREAS, it is the intention of the City of Albany to enter into a memorandum of understanding (MOU) with Albany County prior to undertaking the study; and

WHEREAS, the maximum amount of funds being applied for from the LGE Program shall not exceed \$67,500. The project will require a 10% share of project costs equal to \$7,500 which Albany County has committed to contributing on behalf of all applicants.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor, or his designee, is authorized and directed to submit an application for financial assistance under the LGE Program and is authorized to execute all other documents necessary for the implementation of this work, and is also authorized to execute all financial and/or administrative processes relating to the grant program.

To: Nala R. Woodard, City Clerk
From: Patrick K. Jordan, Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 23, 2012

RESOLUTION 19.41.12R

TITLE

RESOLUTION AUTHORIZING THE CITY OF ALBANY, IN COOPERATION WITH THE COUNTY OF ALBANY, TO SUBMIT AN APPLICATION TO THE DEPARTMENT OF STATE 2011-2012 LOCAL GOVERNMENT EFFICIENCY PROGRAM FOR GRANT FUNDS TO SUPPORT A COUNTYWIDE SHARED HIGHWAY SERVICES STUDY

GENERAL PURPOSE OF LEGISLATION

The County is applying for a grant to study shared highway services. The County has requested that the City be a co-applicant to show support in order to be successful in its application.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

The Council's authorization is required for the City to act.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

Action is requested at the April 2nd meeting.

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A

FISCAL IMPACT(S)

County has committed to paying any costs.

Council Member Calsolaro introduced the following:

Resolution Number 20.41.12R

RESOLUTION DESIGNATING THE MAYOR TO ACT AS OFFICIAL REPRESENTATIVE OF THE CITY OF ALBANY TO SUBMIT ANNUALLY TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT THE “ANNUAL ACTION PLAN”, AND AMENDMENTS THERETO, UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the Congress of the United States established the Community Development Block Grant Program; and

WHEREAS, the Albany Community Development Agency has prepared the Annual Action Plan for the Community Development Block Grant Program Year 38 in accord with a public hearing held on March 20, 2012; and

WHEREAS, pursuant to Sec. 570.303 of the Code of Federal Regulations, a grantee of a Community Development Block Grant must certify that its governing body has duly adopted a resolution authorizing a person to act as its official representative to submit the Action Plan, amendments thereto, and all understandings and assurances thereto, and directing authorizing the persons identified as the official representative of the grantee to act in connection with the submission of the Action Plan and to provide such additional information as may be required.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council hereby authorized the Mayor to act as the City of Albany’s official representative for the purpose of submitting the said Action Plan and all necessary understandings, assurances and amendments thereto.

BE IT FURTHER RESOLVED, that the Common Council hereby adopts the Action Plan for the Community Development Block Grant Program Year 38 as prepared by the Albany Community Development Agency, together with and including all understandings and assurances required thereby.

To: Nala Woodard, City Clerk
From: Patrick K. Jordan, Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 23, 2012

RESOLUTION NUMBER 20.41.12R

TITLE

RESOLUTION DESIGNATING THE MAYOR TO ACT AS OFFICIAL REPRESENTATIVE OF THE CITY OF ALBANY TO SUBMIT ANNUALLY TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT THE "ANNUAL ACTION PLAN", AND AMENDMENTS THERETO, UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

GENERAL PURPOSE OF LEGISLATION

ALLOWS THE CITY TO SUBMIT REQUESTS FOR THE RELEASE OF FUNDS TO THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW

THIS IS A U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT REQUIREMENT.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE
TIME FRAME SET FORTH BY COMMON COUNCIL.

SPECIFICS OF BIDDING OR OTHER PROCUREMENT PROCESS (if applicable)

N/A

SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION (if applicable)

N/A

FISCAL IMPACT(S)

RELEASE OF FUNDING FOR UPCOMING PROGRAM YEAR.

Council Member introduced the following:

Resolution Number 21.41.12R

RESOLUTION OF THE COMMON COUNCIL APPOINTING DANIEL HERRING A MARRIAGE OFFICER PURSUANT TO ARTICLE 3 OF THE DOMESTIC RELATIONS LAW OF THE STATE OF NEW YORK

WHEREAS, Article 3 of the Domestic Relations Law authorizes the governing body of a City to appoint marriage officers who shall have the authority to solemnize a marriage in accordance with other applicable provisions of law and within the municipal boundaries of the City.

NOW, THEREFORE, BE IT RESOLVED, that Daniel Herring is hereby appointed a marriage officer in the City of Albany for a term of one (1) day; to wit: June 3, 2012.

RESOLVED, that this resolution shall be effective immediately.

To: Nala Woodard, City Clerk
From: Patrick K. Jordan, Assistant Corporation Counsel
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 23, 2012

RESOLUTION NUMBER 21.41.12R

TITLE: RESOLUTION OF THE COMMON COUNCIL APPOINTING DANIEL HERRING A MARRIAGE OFFICER PURSUANT TO ARTICLE 3 OF THE DOMESTIC RELATIONS LAW OF THE STATE OF NEW YORK

GENERAL PURPOSE OF LEGISLATION: To appoint Council Member Herring a marriage officer for the purpose of solemnizing a marriage on June 3, 2012.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW: Article 3, Section 11-c of the Domestic Relations Law authorizes the council to appoint marriage officers for terms not to exceed 4 years. Council Member Herring has requested appointment for one day.

FISCAL IMPACT: None.

Council Member introduced the following at the request of **Common Council President McLaughlin:**

Resolution Number 22.41.12R

RESOLUTION CONGRATULATING UJIMA JOURNEY ON THEIR FOURTH ANNUAL REUNION AND AWARDS CEREMONY ON APRIL 7, 2012

WHEREAS, Ujima Journey is a collaboration of people from the Capital District and primarily people from the African diaspora who come together to make their community a better place to live. They connect the youth of the community with their past by showing them how they fit into American history and where that history has led them; and

WHEREAS, Ujima is named for the Kwanzaa principle of collective work and responsibility, and it is in that spirit we involve the community. Ujima is the third of the seven principals behind the annual seven-day holiday celebrating African-American culture. The idea challenges all of us to build and maintain our community together, to make our brothers' and sisters' problems our problems and solve them together; and

WHEREAS, Ujima Journey helps local youth explore African-American heritage by traveling to important historical and cultural sites, landmarks and institutions with other students and families from the area; and

WHEREAS, in the spirit of Ujima, several outstanding local leaders are being honored as part of the Fourth Annual Reunion and Awards Ceremony. S. Neal Currie, Valerie Lewis, Maranda Mallory, Brenda A. Rowlett-Parson, the Reverend Sherita Traywick, and John James Wilson will receive the 2012 Kazi Award and Dr. Alice Green will receive the Rafiki Award. All of these individuals have done exceptional work in making our community a better place to live, work and raise a family. Our annual reunion and awards ceremony allows participants and supporters to share their experiences, celebrate the achievements of our award winners and facilitate the next journey.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany congratulates Ujima Journey on their Fourth Annual Reunion and Awards Ceremony and thanks each of the award winners for their contributions to our community.

To: Nala, Woodard, City Clerk
From: , Council Member
Re: Request for Common Council Legislation
Supporting Memorandum
Date: March 23, 2012

RESOLUTION NUMBER 22.41.12R

**TITLE: RESOLUTION CONGRATULATING UJIMA JOURNEY ON THEIR
FOURTH ANNUAL REUNION AND AWARDS CEREMONY**

GENERAL PURPOSE OF LEGISLATION: To officially express the opinion of the
Common Council.

NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW: As
indicated in the resolution.

FISCAL IMPACT: None.