

This meeting is being held in accordance to Governor Hochul's signed legislation allowing municipalities to resume remote meetings. If the legislation is revoked, then it will be an in-person meeting. Please stay up to date with the status of our meetings by going to our website and following us on Facebook. We encourage residents to continue participating. Constituents can provide public comment on our new public comment line 518-694-3987, by email commoncouncil@albanyny.gov or the form on our website <https://www.albanyny.gov/Government/CityOfficials/CommonCouncil.aspx>. These comments will be shared with members and/ or read for the record at the meeting, posted on our website and Facebook. Constituents may also register to speak during the meeting and you will be provided with the zoom credentials if it is your intent to speak email us at commoncouncil@albanyny.gov



**COMMON COUNCIL MEETING
LAW, BUILDINGS AND CODE ENFORCEMENT
Ginnie Farrell, Chair**

DATE: MONDAY, MARCH 14, 2022

TIME: 5:30 PM

LOCATION: Virtual Meeting, Live streamed to Facebook

TOPICS OF DISCUSSION:

- **Local Law A of 2022**

A LOCAL LAW AMENDING SECTION 301 OF THE CHARTER OF THE CITY OF ALBANY IN RELATION TO APPOINTMENTS OF DEPARTMENT HEADS UPON COMMENCEMENT OF A NEW TERM

- **Ordinance 6.22.22**

AN ORDINANCE AMENDING SECTION 359-75 (PERMIT REQUIRED; HOURS) OF CHAPTER 359 (VEHICLES AND TRAFFIC) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO PROHIBITING NON-PERMITTED VEHICLES FROM PARKING IN EACH RESIDENTIAL PARKING PERMIT ZONE FOR MORE THAN TWO CONSECUTIVE HOURS

PUBLIC COMMENT PERIOD: YES

Council Members Johnson, Hoey and Romero with the Support of Council President Ellis introduced the following:

LOCAL LAW A OF 2022

A LOCAL LAW AMENDING SECTION 301 OF THE CHARTER OF THE CITY OF ALBANY IN RELATION TO APPOINTMENTS OF DEPARTMENT HEADS UPON COMMENCEMENT OF A NEW TERM

Be it enacted, by the Common Council of the City of Albany, as follows:

Section 1. Section 301 (Mayor's Powers and Duties Generally) of Article III (Executive Branch) of the Charter of the City of Albany is amended to read as follows:

(c)

(1) The Mayor shall have sole authority to appoint and remove all nonelected City department and office heads, who shall serve at the pleasure of the Mayor. Effective January 1, 2007, the Mayor's authority to appoint all nonelected City department heads (Department of Water and Water Supply, Department of Assessment & Taxation, Department of Youth & Workforce Services, Department of General Services, Department of Recreation, Department of Development & Planning, Albany Police Department, Albany Fire Department, Department of Administrative Services, Department of Law, Department of Public Safety, and such other departments that are created from time to time) shall be subject to the advice and consent of the Common Council. This advice and consent authority shall be applicable to new appointments after January 1, 2007, only. The Common Council must either confirm or reject any such appointment within 45 days of the Mayor's filing of a written notice of appointment with the City Clerk. In the event the Common Council fails to timely approve or disapprove the appointment, the appointment shall be deemed confirmed. In the event the Common Council timely rejects the appointment, the Mayor shall make a new appointment for such position, which shall also be subject to confirmation pursuant to the above procedure.

(i) The Mayor, upon commencing a new successive term, shall re-appoint all current nonelected City department heads and put forth the names of such appointees before the Common Council following procedure described above.

(ii) In the event, that a previous Department head is not confirmed, their employment is terminated effective the date of the rejection by the Common Council.

(iii) Notwithstanding any provisions of State law, no person shall act in an "Acting" or "interim" or "officer-in-charge" capacity of any department as described above until a person is confirmed.

Section 2: This local law shall take effect upon final passage, public hearing, mandatory referendum, and filing with the Secretary of State.

**APPROVED AS TO FORM THIS
28TH DAY OF JANUARY, 2020**

Corporation Counsel

To: Danielle Gillespie, City Clerk

From: John-Raphael Pichardo, Esq., Research Counsel

Re: Common Council Legislation
Supporting Memorandum

Date: January 27, 2022

Sponsor: Council Members Johnson, Hoey, and Romero

LOCAL LAW A of 2022

TITLE

A LOCAL LAW AMENDING SECTION 301 OF THE CHARTER OF THE CITY OF ALBANY IN RELATION TO APPOINTMENTS OF DEPARTMENT HEADS UPON COMMENCEMENT OF A NEW TERM

GENERAL PURPOSE OF LEGISLATION

This local law amends the Charter of the City of Albany by requiring every 4 years that the Mayor is elected, the Department Heads must be reconfirmed by the Common Council.

FISCAL IMPACT(S)

None.

Council Member Balarin introduced the following:

ORDINANCE 6.22.22

AN ORDINANCE AMENDING SECTION 359-75 (PERMIT REQUIRED; HOURS) OF CHAPTER 359 (VEHICLES AND TRAFFIC) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO PROHIBITING NON-PERMITTED VEHICLES FROM PARKING IN EACH RESIDENTIAL PARKING PERMIT ZONE FOR MORE THAN TWO CONSECUTIVE HOURS

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

Section 1. Subsection A of section 359-75 (Permit required; hours) of Article VIII (Residential Parking Permit System) of Chapter 359 (Vehicles and Traffic) of Part II (General Legislation) of the Code of the City of Albany is hereby amended to read as follows:

§ 359-75 Permit required; hours.

- A. No person shall park, or move and re-park a vehicle, nor allow a vehicle to be parked, or moved, and re-parked in any one parking zone as such zones are established in section 359-74 of this article, for more than two consecutive hours per day between the hours of 8:00 a.m. and 6:00 p.m. on weekdays, except holidays, along any street which has been designated a residential parking permit area pursuant to this article, unless the vehicle is issued ~~displays~~ a valid parking permit issued in accordance with this article.
- B. ~~A permitted vehicle issued a permit in the form of a decal shall have affixed to the bottom rear corner of the passenger window on the driver's side of the vehicle a valid residential parking permit. All other valid permits shall be displayed in accordance with regulations of the City Clerk. Valid residential permit status shall be checked via license plate of the permitted vehicle.~~

Section 2. This ordinance shall take effect 30 days after enactment.

**APPROVED AS TO FORM THIS
10TH DAY OF FEBRUARY, 2022**

Corporation Counsel

To: Danielle Gillespie, City Clerk

From: Brett Williams, Esq., Sr. Assistant Corporation Counsel
Sevil Barber, Esq., General Counsel, Albany Parking Authority

Re: Common Council Legislation
Supporting Memorandum

Date: February 10, 2022

Sponsor: To be determined

ORDINANCE 6.22.22

TITLE

AN ORDINANCE AMENDING SECTION 359-75 (PERMIT REQUIRED; HOURS) OF CHAPTER 359 (VEHICLES AND TRAFFIC) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO PROHIBITING NON-PERMITTED VEHICLES FROM PARKING IN EACH RESIDENTIAL PARKING PERMIT ZONES FOR MORE THAN TWO CONSECUTIVE HOURS

GENERAL PURPOSE OF LEGISLATION

This ordinance will prohibit non-permitted vehicles from parking in each residential parking permit zone for more than two consecutive hours.

NECESSITY FOR LEGISLATION AND CHANGES TO EXISTING LAW

Our goal is to ensure residents have access to parking in their neighborhoods & prevent non-residents from occupying residential spots for extended periods of time. This proposed language amendment shall limit the amount of time a non-residential permit holder may park their vehicle or stand in one zone to no more than two consecutive hours, preventing non-permitted vehicles from simply moving to another available residential spot within the same zone after exceeding the hourly parking restriction specified. This will free up residential parking spots during the day for residential permit holders

FISCAL IMPACT(S)

None.