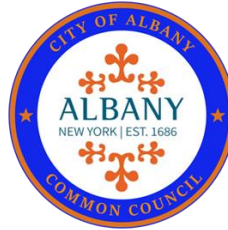


This meeting is being held in accordance to Governor Hochul's signed legislation allowing municipalities to resume remote meetings until January 15, 2022 and we encourage residents to continue participating. Constituents provide public comment on our new public comment line 518-694-3987, by email [commoncouncil@albanyny.gov](mailto:commoncouncil@albanyny.gov) 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](mailto:commoncouncil@albanyny.gov)



**COMMON COUNCIL MEETING  
FINANCE, ASSESSMENT AND TAXATION COMMITTEE  
Ginnie Farrell, Chair**

**DATE/TIME:** Wednesday, December 8, 2021 at 5:30 PM  
Wednesday, December 15, 2021 at 6:30 PM or following Caucus

**LOCATION:** Virtual Meeting, Live streamed to Facebook

**PUBLIC COMMENT PERIOD: YES**

**TOPIC(S) OF DISCUSSION/CONSIDERATION:**

<p><b><u>ORDINANCE 29.102.21</u></b> AN ORDINANCE AUTHORIZING THE ALBANY PARKING AUTHORITY TO ACQUIRE AN ACCESS EASEMENT PURSUANT TO SECTION 1493-f(4) OF THE PUBLIC AUTHORITIES LAW OF THE STATE OF NEW YORK</p>	<p><b><u>ORDINANCE 32.102.21 (As Amended 11/10/2021)</u></b> AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$1,500,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$1,500,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (TRAFFIC ENGINEERING – BUILDING/FACILITY ACQUISITION)</p>
<p><b><u>ORDINANCE 33.102.21 (As Amended 10/29/2021)</u></b> AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$500,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$500,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (TRAFFIC ENGINEERING – TRAFFIC SIGNAL IMPROVEMENT – RADIO COMMUNICATIONS UPGRADES)</p>	<p><b><u>ORDINANCE 34.102.21 (As Amended 10/29/2021)</u></b> AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$3,149,574.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$3,149,574.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – REPLACEMENT VEHICLES)</p>
<p><b><u>ORDINANCE 35.102.21 (As Amended 10/29/2021)</u></b> AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$3,149,574.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$3,149,574.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – REPLACEMENT VEHICLES)</p>	<p><b><u>ORDINANCE 36.102.21 (As Amended 10/29/21)</u></b> AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$372,062.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$372,062.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – REPLACEMENT EQUIPMENT)</p>

<p><b><u>ORDINANCE 37.102.21 (As Amended 11/09/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$158,100.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$158,100.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – VIDEO SURVEILLANCE UPGRADES)</b></p>	<p><b><u>ORDINANCE 38.102.21 (As Amended 11/09/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$263,500.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$263,500.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – SECURITY FENCE INSTALLATIONS)</b></p>
<p><b><u>ORDINANCE 39.102.21 (As Amended 11/09/21)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$219,232.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$219,232.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – HIGH SPEED GARAGE DOORS)</b></p>	<p><b><u>ORDINANCE 40.102.21 (As Amended 10/29/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$147,560.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$147,560.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – PURCHASE OF FABRIC FOR CONSTRUCTION OF STEEL BUILDINGS)</b></p>
<p><b><u>ORDINANCE 41.102.21 (As Amended 10/29/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$4,000,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$4,000,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – STREET RECONSTRUCTION)</b></p>	<p><b><u>ORDINANCE 42.102.21 (As Amended 10/29/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$600,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$600,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – SIDEWALK RECONSTRUCTION)</b></p>
<p><b><u>ORDINANCE 43.102.21 (As Amended 10/29/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$300,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$300,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – ADA COMPLIANCE)</b></p>	<p><b><u>ORDINANCE 44.102.21 (As Amended 10/29/21)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$1,500,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$1,500,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – RENOVATIONS TO CITY BUILDINGS)</b></p>
<p><b><u>ORDINANCE 45.102.21 (As Amended 10/29/21)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$1,250,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$1,250,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – LINCOLN PARK PROJECT)</b></p>	<p><b><u>ORDINANCE 46.102.21 (As Amended 10/28/2021)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$3,750,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$3,750,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (LAW – SETTLEMENT PAYMENT)</b></p>
<p><b><u>ORDINANCE 47.102.21 (As Amended 11/10/21)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$850,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$850,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (AFD – CARDIAC MONITOR REPLACEMENT)</b></p>	<p><b><u>ORDINANCE 48.102.21 (As Amended 10/29/21)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$150,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$150,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (RECREATION – MODIFICATIONS TO COLBY STREET PLAYGROUND EQUIPMENT)</b></p>

<p><b><u>ORDINANCE 49.102.21 (As Amended 10/29/21)</u></b>  <b>AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$115,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$115,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (RECREATION – MODIFICATIONS TO WASHINGTON PARK PLAYGROUND EQUIPMENT)</b></p>	<p><b><u>Resolution Number 85.112.21R (As Amended 12/2/2021)</u></b>  <b>A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN POSITIONS FOR THE 2022 BUDGET</b></p>
<p><b><u>Resolution Number 90.121.21R</u></b>  <b>RESOLUTION OF THE COMMON COUNCIL ESTABLISHING THE LOCALLY-ADJUSTED BASE PROPORTIONS OF THE HOMESTEAD AND NON-HOMESTEAD CLASSES FOR PROPERTY TAX PURPOSES PURSUANT TO ARTICLE 19 OF THE REAL PROPERTY TAX LAW</b></p>	<p><b><u>Resolution Number 91.121.21R</u></b>  <b>RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY UPON CITY OF ALBANY PROPERTIES FOR UNPAID WATER AND SEWER CHARGES</b></p>
<p><b><u>Resolution Number 92.121.21R</u></b>  <b>RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY UPON CITY OF ALBANY PROPERTIES FOR UNPAID CHARGES OF THE DEPARTMENT OF FIRE AND EMERGENCY SERVICES, DEPARTMENT OF BUILDINGS AND REGULATORY COMPLIANCE, AND THE DEPARTMENT OF GENERAL SERVICES</b></p>	<p><b><u>RESOLUTION NUMBER 93.121.21R</u></b>  <b>RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY OF 2022 BUSINESS IMPROVEMENT DISTRICT (BID) CHARGES AND AUTHORIZING THE TREASURER TO PLACE SUCH CHARGES ON THE 2022 TAX BILLS</b></p>
<p><b><u>RESOLUTION NUMBER 94.121.21R (As Amended 12/2/2021)</u></b>  <b>RESOLUTION OF THE COMMON COUNCIL RE-APPOINTING DANIELLE GILLESPIE AND JELANI MCGRUFF AND APPOINTING KERRY BARTHOLOMEW AS MARRIAGE OFFICERS</b></p>	
<p><b><u>LOCAL LAW S OF 2021</u></b>  <b>A LOCAL LAW AMENDING THE CITY OF ALBANY CHARTER IN RELATION TO THE DEFINITION OF BUDGETED FUNDS</b></p>	<p><b><u>Local Law T of 2021</u></b>  <b>A LOCAL LAW AMENDING THE CITY OF ALBANY CHARTER IN RELATION TO THE COMPOSITION OF THE BOARD OF ESTIMATE AND APPORTIONMENT</b></p>

**Council Member Love introduced the following:**

**ORDINANCE 29.102.21**

**AN ORDINANCE AUTHORIZING THE ALBANY PARKING AUTHORITY TO ACQUIRE AN ACCESS EASEMENT PURSUANT TO SECTION 1493-f(4) OF THE PUBLIC AUTHORITIES LAW OF THE STATE OF NEW YORK**

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

**Section 1.** It is hereby authorized, in accordance with section 1493-f(4) of the Public Authorities Law, that the Albany Parking Authority (“APA”) may obtain an access easement from Capitalize Albany Corporation for the fair market value of \$101,000 for the purpose of accessing a planned entrance at the APA-owned Quackenbush garage, over land owned by Capitalize Albany.

The Real Property to be transferred is described as follows:

**LEGAL DESCRIPTION**

The subject property consists of an easement located within an approximately 27,007 sq. ft combined site, identified on the City of Albany tax rolls as 76.08-1-3 (35 Spencer Street) and 76.27-1-25.1 (Spencer Street), owned by Capitalize Albany Corporation and identified on the tax maps as a portion of Montgomery Street. The easement area totals approximately 10,718 sq. ft.

An Appraisal Report and Land Map of the easement are attached hereto to this Ordinance as Exhibit #1 and made a part of this Ordinance.

**Section 2.** This ordinance shall take effect immediately.

**To:** Danielle Gillespie, City Clerk  
**From:** Brett Williams, Esq., Sr. Assistant Corporation Counsel  
**Re:** Common Council Legislation  
Supporting Memorandum  
**Date:** October 7, 2021  
**Sponsor:** Council Member Love

**ORDINANCE 29.102.21**

**TITLE**

AN ORDINANCE AUTHORIZING THE ALBANY PARKING AUTHORITY'S ACQUISITION OF AN ACCESS EASEMENT PURSUANT TO SECTION 1493-F(4) OF THE PUBLIC AUHTORITES LAW OF THE STATE OF NEW YORK

**GENERAL PURPOSE OF LEGISLATION**

To authorize the Albany Parking Authority to enter into a real property acquisition of a non-exclusive ingress and egress easement located on a former public street bed known as Spencer Street and Montgomery Street (City of Albany Tax Parcels #76.08-1-3 & 76.27-1-25.1) currently owned by Capitalize Albany Corporation for the sum of One Hundred and One Thousand Dollars (\$101,000).

**NECESSITY FOR LEGISLATION AND CHANGES TO EXISTING LAW**

Common Council approval of the real property acquisition is required pursuant to Section 1493-f(4) of the Public Authorities Law of the State of New York.

**SPECIFICS OF REAL PROPERTY SALE OR ACQUISITION**

Capitalize Albany Corporation ("CAC") owns real property located in the former roadbed of Spencer Street and Montgomery Street in Albany, New York (Tax Parcels #76.08-1-3 & 76.27-1-25.1) ("Property"). The Albany Parking Authority ("APA"), a public authority whose mission is to provide convenient and affordable parking in support of economic development in the City of Albany, manages parking at the Quackenbush Garage and the adjacent lot owned by New York State Department of Transportation which is only accessible via CAC's property.

The asset to be transferred is an access easement located on a former public street bed known as Spencer Street and Montgomery Street, the disposition of which is required to access the planned entrance at the Quackenbush Garage and adjacent parking lot owned by the New York State Department of Transportation. The easement area totals approximately 10,718 sq. ft.

A commercial appraisal was performed by Conti Appraisal for CAC which estimated the fair market value of the easement to be approximately \$101,000 in September 2021, which will be paid to CAC by the APA in annual installments of approximately \$7,500 per year over a 19-year term.

CAC prepared a Short Environmental Assessment Form pursuant to the mandates of the State Environmental Quality Review Act to identify the relevant areas of environmental inquiry and has determined that the disposition of the property to the APA will not result in any large or important impact, and therefore, is one which will not have a significant impact on the environment.

The acquisition of this easement by the APA will support the continued economic development occurring in/around the property, including the ability to increase access to public parking in support of such present/future economic development activities.

**FISCAL IMPACT(S)**

No fiscal impact to the City of Albany. The access easement acquisition shall come at the sole cost and expense of the Authority.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 32.102.21 (As Amended 11/10/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$1,500,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$1,500,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (TRAFFIC ENGINEERING – BUILDING/FACILITY ACQUISITION)**

*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:	Acquisition of building/facility
Local Finance Law Section 11 Subparagraph:	(a)(11)(b)
Period of Probable Usefulness:	25 years
Maximum Term of Obligations:	25 years
Maximum Estimated Cost:	\$1,500,000
Maximum Amount of Bonds:	\$1,500,000
Treasurer’s Bond Authorization Number(s):	A-22
Treasurer’s Project Number(s):	GH312033109201

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$1,500,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.



**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 33.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$500,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$500,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (TRAFFIC ENGINEERING – TRAFFIC SIGNAL IMPROVEMENT – RADIO COMMUNICATIONS UPGRADES)**

*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:	Traffic signal improvements – radio communications upgrades
Local Finance Law Section 11 Subparagraph:	72(a)
Period of Probable Usefulness:	20 years
Maximum Term of Obligations:	20 years
Maximum Estimated Cost:	\$500,000
Maximum Amount of Bonds:	\$500,000
Treasurer’s Bond Authorization Number(s):	B-22
Treasurer’s Project Number(s):	GHG312033109202

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$500,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 34.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$570,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$570,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (APD – INTERVID SURVEILLANCE SYSTEM – PHASE 3 OF PROJECT INSTALLATION)**

*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:	Phase 3 of InterVid Surveillance System Installation
Local Finance Law Section 11 Subparagraph:	25
Period of Probable Usefulness:	10 years
Maximum Term of Obligations:	10 years
Maximum Estimated Cost:	\$570,000
Maximum Amount of Bonds:	\$570,000
Treasurer’s Bond Authorization Number(s):	C-22
Treasurer’s Project Number(s):	GH31209203

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$570,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 35.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$3,149,574.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$3,149,574.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – 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:	Replacement of fleet vehicles
Local Finance Law Section 11 Subparagraph:	29
Period of Probable Usefulness:	5 years
Maximum Term of Obligations:	5 years
Maximum Estimated Cost:	\$3,149,574
Maximum Amount of Bonds:	\$3,149,574
Treasurer’s Bond Authorization Number(s):	D-22
Treasurer’s Project Number(s):	GH149114909204

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$3,149,574.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 36.102.21 (As Amended 10/29/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$372,062.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$372,062.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – REPLACEMENT EQUIPMENT)**

*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:	Replacement of fleet equipment
Local Finance Law Section 11 Subparagraph:	32
Period of Probable Usefulness:	5years
Maximum Term of Obligations:	5 years
Maximum Estimated Cost:	\$372,062
Maximum Amount of Bonds:	\$372,062
Treasurer’s Bond Authorization Number(s):	E-22
Treasurer’s Project Number(s):	GH149114909205

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$372,062.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.



**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 37.102.21 (As Amended 11/09/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$158,100.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$158,100.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – VIDEO SURVEILLANCE UPGRADES)**

*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:	Video surveillance equipment upgrades at various facilities
Local Finance Law Section 11 Subparagraph:	(a)(25)
Period of Probable Usefulness:	10 years
Maximum Term of Obligations:	10 years
Maximum Estimated Cost:	\$158,100
Maximum Amount of Bonds:	\$158,100
Treasurer's Bond Authorization Number(s):	F-22
Treasurer's Project Number(s):	GH149114909206

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$158,100.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 38.102.21 (As Amended 11/09/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$263,500.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$263,500.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – SECURITY FENCE INSTALLATIONS)**

*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:	Installation of security fences at various facilities
Local Finance Law Section 11 Subparagraph:	(a)(19)(b)
Period of Probable Usefulness:	20 years
Maximum Term of Obligations:	20 years
Maximum Estimated Cost:	\$263,500
Maximum Amount of Bonds:	\$263,500
Treasurer's Bond Authorization Number(s):	G-22
Treasurer's Project Number(s):	GH149114909207

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$263,500.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 39.102.21 (As Amended 11/09/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$219,232.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$219,232.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – HIGH SPEED GARAGE DOORS)**

*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:	Installation of high speed rubber garage doors at DGS garage
Local Finance Law Section 11 Subparagraph:	(a)(12)(a)(1)
Period of Probable Usefulness:	25 years
Maximum Term of Obligations:	25 years
Maximum Estimated Cost:	\$219,232
Maximum Amount of Bonds:	\$219,232
Treasurer's Bond Authorization Number(s):	H-22
Treasurer's Project Number(s):	GH149114909208

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$219,232.00 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 publication, 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 or 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 October 8, 2020, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 40.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$147,560.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$147,560.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (DGS – PURCHASE OF FABRIC FOR CONSTRUCTION OF STEEL BUILDINGS)**

*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:	Purchase of fabric for unsecured storage structures for storage of aggregates and seasonal equipment
Local Finance Law Section 11 Subparagraph:	11 (c)
Period of Probable Usefulness:	15 years
Maximum Term of Obligations:	15 years
Maximum Estimated Cost:	\$147,560
Maximum Amount of Bonds:	\$147,560
Treasurer’s Bond Authorization Number(s):	I-22
Treasurer’s Project Number(s):	GH149250109209

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$147,560.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 41.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$4,000,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$4,000,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – STREET RECONSTRUCTION)**

*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:	Street reconstruction
Local Finance Law Section 11 Subparagraph:	20 (b)
Period of Probable Usefulness:	10 years
Maximum Term of Obligations:	10 years
Maximum Estimated Cost:	\$4,000,000
Maximum Amount of Bonds:	\$4,000,000
Treasurer’s Bond Authorization Number(s):	J-22
Treasurer’s Project Number(s):	GH149250109210

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$4,000,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 42.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$600,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$600,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – SIDEWALK RECONSTRUCTION)**

*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:	Sidewalk reconstruction
Local Finance Law Section 11 Subparagraph:	24
Period of Probable Usefulness:	10 years
Maximum Term of Obligations:	10 years
Maximum Estimated Cost:	\$600,000
Maximum Amount of Bonds:	\$600,000
Treasurer’s Bond Authorization Number(s):	K-22
Treasurer’s Project Number(s):	GH149250109211

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$600,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 43.102.21 (As Amended 10/29/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$300,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$300,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – ADA COMPLIANCE)**

*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:	ADA compliance for streets and sidewalks
Local Finance Law Section 11 Subparagraph:	24
Period of Probable Usefulness:	10 years
Maximum Term of Obligations:	10 years
Maximum Estimated Cost:	\$300,000
Maximum Amount of Bonds:	\$300,000
Treasurer’s Bond Authorization Number(s):	L-22
Treasurer’s Project Number(s):	GH149250109212

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$300,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 44.102.21 (As Amended 10/29/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$1,500,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$1,500,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – RENOVATIONS TO CITY BUILDINGS)**

*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:	Renovations to City buildings
Local Finance Law Section 11 Subparagraph:	12(a)(1)
Period of Probable Usefulness:	25 years
Maximum Term of Obligations:	25 years
Maximum Estimated Cost:	\$1,500,000
Maximum Amount of Bonds:	\$1,500,000
Treasurer’s Bond Authorization Number(s):	M-22
Treasurer’s Project Number(s):	GH14409213

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$1,500,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 45.102.21 (As Amended 10/29/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$1,250,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$1,250,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (ENGINEERING – LINCOLN PARK PROJECT)**

*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:	Continued implementation of Lincoln Park Master Plan
Local Finance Law Section 11 Subparagraph:	19 (c)
Period of Probable Usefulness:	15 years
Maximum Term of Obligations:	15 years
Maximum Estimated Cost:	\$1,250,000
Maximum Amount of Bonds:	\$1,250,000
Treasurer's Bond Authorization Number(s):	N-22
Treasurer's Project Number(s):	GH14409214

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$1,250,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following:**

**ORDINANCE 46.102.21 (As Amended 10/28/2021)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$3,750,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$3,750,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (LAW – SETTLEMENT PAYMENT)**

*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:	Payment of settlement from Dukes v. City of Albany matter
Local Finance Law Section 11 Subparagraph:	33 (a) (1)
Period of Probable Usefulness:	5 years
Maximum Term of Obligations:	5 years
Maximum Estimated Cost:	\$3,750,000
Maximum Amount of Bonds:	\$3,750,000
Treasurer’s Bond Authorization Number(s):	O-22
Treasurer’s Project Number(s):	GH14209215

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$3,750,000.00 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 publication, 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 or 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 October 7, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 47.102.21 (As Amended 11/10/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$850,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$850,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (AFD – CARDIAC MONITOR REPLACEMENT)**

*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:	Purchase of new cardiac monitors
Local Finance Law Section 11 Subparagraph:	(a)(27-a)
Period of Probable Usefulness:	5 years
Maximum Term of Obligations:	5 years
Maximum Estimated Cost:	\$850,000
Maximum Amount of Bonds:	\$850,000
Treasurer’s Bond Authorization Number(s):	P-22
Treasurer’s Project Number(s):	GH34109216

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$850,00.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 48.102.21 (As Amended 10/29/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$150,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$150,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (RECREATION – MODIFICATIONS TO COLBY STREET PLAYGROUND EQUIPMENT)**

*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:	Phase II of playground project at Colby Street playground
Local Finance Law Section 11 Subparagraph:	19 (c)
Period of Probable Usefulness:	15 years
Maximum Term of Obligations:	15years
Maximum Estimated Cost:	\$150,000
Maximum Amount of Bonds:	\$150,000
Treasurer’s Bond Authorization Number(s):	Q-22
Treasurer’s Project Number(s):	GH71109217

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$150,00.00 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 Untied 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell, on behalf of the Finance, Taxation and Assessment Committee, introduced the following**

**ORDINANCE 49.102.21 (As Amended 10/29/21)**

**AN ORDINANCE AUTHORIZING CERTAIN PURCHASES BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$115,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$115,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF (RECREATION – MODIFICATIONS TO WASHINGTON PARK PLAYGROUND EQUIPMENT)**

*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:	New equipment for Washington Park playground
Local Finance Law Section 11 Subparagraph:	19 (c)
Period of Probable Usefulness:	15 years
Maximum Term of Obligations:	15years
Maximum Estimated Cost:	\$115,000
Maximum Amount of Bonds:	\$115,000
Treasurer’s Bond Authorization Number(s):	R-22
Treasurer’s Project Number(s):	GH71109218

**Section 2.** The plan of financing such objects or purposes is the lease financing of or the issuance of \$115,000.00 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 publication, 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 or 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 October 8, 2021, and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

**Council Member Farrell on behalf of the Committee on Finance, Assessment, and Taxation introduced the following:**

**Resolution Number 85.112.21R (As Amended 12/2/2021)**

**A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN POSITIONS FOR THE 2022 BUDGET**

**WHEREAS**, Section 604(D)(b) of the Charter of the City of Albany dictates that any transfer of budgeted funds that affects a salary total that occurs outside of those described in the duly adopted budget must be consented to by the Common Council; and

**WHEREAS**, the Acting Budget Director has requested amendments to the 2022 proposed budget as detailed in “Attachment A” which is incorporated and attached to this resolution;

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany consents to the transfer of funds affecting the salary totals for various positions as detailed in “Attachment A” for the 2022 budget year.

<b>Fund</b>	<b>Amendment Description</b>	<b>Department</b>	<b>Budget Account</b>	<b>Addition to</b>	<b>Reduction in</b>	<b>Addition to</b>	<b>Reduction in</b>
	<b>General Fund</b>						
<b>A</b>	<i>Codes</i>						
	Increase Salary - Senior Clerk	Codes	A.3620.7000	\$2,598			
	Increase Salary - Information Clerk I	Codes	A.3620.7000	\$1,950			
	Increase Salary - Information Clerk I	Codes	A.3620.7000	\$1,950			
	Increase Salary - Information Clerk I	Codes	A.3620.7000	\$1,950			
	Increase Salary - Clerk I	Codes	A.3620.7000	\$1,865			
	Increase SS	Codes	A.3620.7801	\$789			
	<i>Corporation Counsel</i>						
	Increase Salary - Senior Assistant Corporation Counsel	Law	A.1420.7000	\$10,218			
	Increase SS	Law	A.1420.7801	\$782			
	Increase Revenue - Reimbursement - Water Bd./Auth.	Revenue	A.1000.2791			\$11,000	
	<i>City Clerk</i>						
	Title Change - Office Manager to Account Clerk	City Clerk	A.1410.7000				
	<i>Recreation</i>						
	Title Change - Executive Assistant to Office Supervisor	Recreation Administration					
	Increase Salary - Fitness Instructor	Recreation Programs	A.7140.0400.7000	\$1,314			
	Increase Salary - Boxing Coach	Recreation Programs	A.7140.0400.7000	\$1,471			
	Increase Salary - Community Center Director	Recreation Programs	A.7140.0400.7000	\$2,132			
	Increase Salary - Community Center Director	Recreation Programs	A.7140.0400.7000	\$2,132			
	Increase SS	Recreation Programs	A.7140.0400.7801	\$539			
	<i>Purchasing</i>						
	Title Change - Deputy Purchasing Director to Purchasing Ag	Purchasing	A.1345.7000		\$6,523		
	<i>APD</i>						
	Increase Salary - Deputy Chief	APD - Office of the Chief	A.3120.2920.21.7000	\$7,500			
	Increase Salary - Deputy Chief	APD - Office of the Chief	A.3120.2920.21.7000	\$7,500			
	Increase Salary - Commander	APD - Office of the Chief	A.3120.2920.21.7000	\$2,500			
	Increase Salary - Commander	APD - Office of the Chief	A.3120.2920.21.7000	\$2,500			
	Increase Salary - Commander	APD - Office of the Chief	A.3120.2920.21.7000	\$2,500			
	Increase Salary - Commander	APD - Office of the Chief	A.3120.2920.21.7000	\$2,500			
	Increase Salary - Commander	APD - Office of the Chief	A.3120.2920.21.7000	\$2,500			
	Decrease Stipend Line	APD - Office of the Chief			\$20,000		
	Increase Salary - Add 1 Commander	APD - Office of the Chief	A.3120.2920.21.7000	\$126,076			
	Increase SS	APD - Office of the Chief	A.3120.2920.21.7801	\$9,645			
	Increase Health Ins	APD - Office of the Chief	A.3120.2920.21.7804	\$15,384			
	Increase Revenue - Sales Tax	Revenue	A.1000.1120			\$168,272	
			<b>Total:</b>	<b>\$205,795</b>	<b>\$26,523</b>	<b>\$179,272</b>	<b>\$0</b>

Fund	Amendment Description	Department	Budget Account	Addition to	Reduction in	Addition to	Reduction in
	<b>Water Fund</b>						
<b>BW</b>	<i>Water</i>						
	Increase Salary - Add 2 Intern positions @ \$7,200	8310 - Admin	BW.8310.7170	\$14,400			
	Increase SS	8310 - Admin	BW.8310.7801	\$1,102			
	Decrease Salary - Remove 1 Water Maintenance Foreman	8120 - Sewer Maintenance	BW.8120.7000		\$55,719		
	Increase Salary - Operations Manager	8120 - Sewer Maintenance	BW.8120.7000	\$7,737			
	Decrease SS	8120 - Sewer Maintenance	BW.8120.7801		\$3,671		
	Decrease Salary - Remove 1 Supervisor	8130 - Pump Stations	BW.8130.7000		\$50,398		
	Increase Salary - Add 1 Water Maintenance Foreman	8130 - Pump Stations	BW.8130.7000	\$50,398			
	Increase Salary - Add 1 Labor Supervisor	8320 - Source of Supply & Power	BW.8320.7000	\$50,398			
	Decrease Salary - Remove 1 Water Maintenance Foreman	8320 - Source of Supply & Power	BW.8320.7000		\$50,398		
	Decrease Salary - Remove 1 Equipment Operator I	8320 - Source of Supply & Power	BW.8320.7000		\$38,438		
	Increase Salary - Add 1 Equipment Operator III	8320 - Source of Supply & Power	BW.8320.7000	\$49,029			
	Increase Salary - Add 1 Seasonal	8320 - Source of Supply & Power	BW.8320.7000	\$17,680			
	Increase Salary - Add 1 Watershed Operations Technician	8320 - Source of Supply & Power	BW.8320.7000	\$52,000			
	Increase SS	8320 - Source of Supply & Power	BW.8320.7801	\$6,141			
	Decrease Salary - Remove 1 Water Plant Attendant	8330 - Purification	BW.8330.7000		\$35,006		
	Increase Salary - Add 1 Maintenance Supervisor	8330 - Purification	BW.8330.7000	\$60,000			
	Increase Salary - Add 3 Interns @ \$5,000	8330 - Purification	BW.8330.7170	\$15,000			
	Increase SS	8330 - Purification	BW.8330.7801	\$3,060			
	Decrease Salary - Remove 1 Assistant Operations Manager	8340 - Transmission & Distribution	BW.8340.7000		\$74,263		
	Increase Salary - Add 1 Water Maintenance Foreman	8340 - Transmission & Distribution	BW.8340.7000	\$55,719			
	Decrease Salary - Remove 1 Building Maintenance Worker	8340 - Transmission & Distribution	BW.8340.7000		\$35,006		
	Decrease Salary - Remove 1 Radio Dispatcher	8340 - Transmission & Distribution	BW.8340.7000		\$36,982		
	Increase Salary - Add 1 Mason	8340 - Transmission & Distribution	BW.8340.7000	\$41,850			
	Decrease SS	8340 - Transmission & Distribution	BW.8340.7801		\$3,724		
	Increase Revenue - Water Charges	Revenue	BW.1000.2140			\$40,909	
			<b>Total:</b>	<b>\$424,514</b>	<b>\$383,605</b>	<b>\$40,909</b>	<b>\$0</b>

**TO: Danielle Gillespie, City Clerk**

**FROM: Brett Williams, Senior Assistant Corporation Counsel  
John-Raphael Pichardo, Esq., Research Counsel**

**RE: Request for Common Council Legislation  
Supporting Memorandum**

**DATE: November 4, 2021**

**SPONSOR: Council Member Farrell on behalf of the Committee on Finance, Assessment,  
and Taxation**

**RESOLUTION 85.111.21R (*As Amended 12/2/2021*)**

**TITLE**

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN POSITIONS FOR THE 2022 BUDGET

**GENERAL PURPOSE OF LEGISLATION**

These changes are to reflect certain salary adjustments not reflected in the 2022 proposed budget book.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

Pursuant to the City Charter the Council must consent to the transfer of funds that affect salary totals which occur outside of the Budget process, and must “adopt the budge with or without amendments on or before November 30 of the current fiscal year.”



**Council Member Farrell on behalf of committee on Finance, Assessment, and Taxation introduced the following, which was approved:**

**Resolution Number 90.121.21R**

**RESOLUTION OF THE COMMON COUNCIL ESTABLISHING THE LOCALLY-ADJUSTED BASE PROPORTIONS OF THE HOMESTEAD AND NON-HOMESTEAD CLASSES FOR PROPERTY TAX PURPOSES PURSUANT TO ARTICLE 19 OF THE REAL PROPERTY TAX LAW**

**WHEREAS**, by Local Law No. 1-1998, the Common Council adopted the provisions of Section 1903 of the Real property Tax Law relating to the establishment of homestead and non-homestead base proportions; and

**WHEREAS**, pursuant to Section 1903(4) of the Real Property Tax Law, the City of Albany has opted not to amend its differential; and

**WHEREAS**, pursuant to Section 1903 of the Real Property Tax Law, the locally-adjusted homestead base proportion of the City of Albany's base year assessment roll of 2021 has been determined to be 54.71881 percent; and

**WHEREAS**, pursuant to Section 1903 of the Real Property Tax Law, the locally-adjusted non-homestead base proportion of the City of Albany's base year assessment roll of 2021 has been determined to be 45.28119 percent;

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany does hereby establish the existing class shares as follows:

The locally-adjusted homestead base proportion shall equal 54.71881 percent and the locally-adjusted non-homestead base proportion shall equal 45.28119 percent.

**To:** Danielle Gillespie, City Clerk  
**From:** Brett Williams, Senior Corporation Counsel  
**Re:** Request for Common Council Legislation  
Supporting Memorandum  
**Date:** November 24, 2021  
**Sponsor:** Council Member Farrell on behalf of committee on Finance, Assessment, and Taxation

**RESOLUTION NUMBER 90.121.21R**

**TITLE**

**RESOLUTION OF COMMON COUNCIL ESTABLISHING THE LOCALLY-ADJUSTED BASE PROPORTIONS OF THE HOMESTEAD AND NON-HOMESTEAD CLASSES FOR PROPERTY TAX PURPOSES PURSUANT TO ARTICLE 19 OF THE REAL PROPERTY TAX LAW.**

**GENERAL PURPOSE OF LEGISLATION**

This resolution establishes the locally-adjusted base proportions of taxable value for the homestead and non-homestead classes regarding the City's 2021 assessment roll for property taxes payable in January, 2022. Generally speaking, the homestead class includes residential parcels, while the non-homestead class includes commercial parcels. The established tax base proportions will be as follows:

Homestead:	54.71881%
Non-Homestead:	45.28119%

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

This legislation is necessary to bring the City in compliance with Article 19 of the NYS Real Property Tax Law, which requires the local legislative body in a taxing jurisdiction that has split the assessment roll into homestead and non-homestead classes to calculate the current and adjusted base proportions of the two classes.

**FISCAL IMPACT(S)**

None.

**Council Member Farrell, on behalf of the Committee on Finance, Assessment, and Taxation, introduced the following:**

**Resolution Number 91.121.21R**

**RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY UPON CITY OF ALBANY PROPERTIES FOR UNPAID WATER AND SEWER CHARGES**

**WHEREAS**, Section 604(e) of the Charter of City of Albany states that “all water and sewer charges shall be collected by the City Treasurer in the manner set forth in Second Class Cities Law and be a lien upon the property assessed as a general City tax and as a part thereof shall be levied and collected” pursuant to the procedures set forth in Section 604 of the City Charter; and

**WHEREAS**, Public Authorities Law Section 1115-i(9) calls for all unpaid water and sewer charges in the preceding year to be levied and placed on annual tax rolls of the City of Albany under the name “delinquent water and sewer charges”; and

**WHEREAS**, the Chief Financial Officer of the Albany Water Board has filed with the City of Albany a statement of unpaid water and sewer charges for the year 2020 and 2021 totaling \$2,938,014.05; and

**WHEREAS**, the Water Department has allowed delinquent water and sewer rate payers until December 22, 2021 to enter into a payment plan for such delinquent charges;

**NOW, THEREFORE BE IT RESOLVED**, that there be a delinquent water and sewer charge levied and assessed against each specific lot or parcel of land as set forth in the statement of unpaid water and sewer charges for the years 2020 and 2021 by the Albany Water Board, except that such delinquent water and sewer charges shall not be levied against delinquent water and sewer rate payers who have duly entered into a payment plan with the Water Department by the December 22, 2021 deadline for doing so; and

**BE IT FURTHER RESOLVED**, that such individual sums, being hereby levied against said liable properties, amounting in the aggregate to \$2,938,014.05, less the amount of such sum attributable to delinquent rate payers who shall have duly entered into a payment plan with the Water Department, shall be placed on the 2022 tax roll of the City of Albany and further allocated individually to the liable properties in conjunction with said properties’ 2022 tax bills; and

**BE IT FURTHER RESOLVED**, that the Clerk of the City of Albany is directed to forward a certified copy of this resolution to the Treasurer of the City of Albany.

**From:** Brett T. Williams, Senior Assistant Corporation Counsel

**Re:** Request for Common Council Legislation  
Supporting Memorandum

**Date:** November 24, 2021

**Sponsor:** Farrell, o/b/o Finance Committee

**RESOLUTION NUMBER 91.121.21R**

**TITLE**

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY UPON CITY OF ALBANY PROPERTIES FOR UNPAID WATER AND SEWER CHARGES

**GENERAL PURPOSE OF LEGISLATION**

This resolution authorizes the Treasurer's Office to levy unpaid water and sewer charges that were billed in 2020 and 2021 on the 2022 tax roll, and to place such unpaid charges on individual 2022 city tax bills.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

This resolution is required so that delinquent water and sewer charges can be added to the 2022 tax bills and be billed in January, which will then enable the City Treasurer to relevel any unpaid delinquent water and sewer charges to Albany County in 2022.

**FISCAL IMPACT(S)**

\$2,938,014.05, less any amount attributable to delinquent rate payers who timely enter into a payment plan with the Water Department, will be relevelled and placed on individual property tax bills.

**Council Member Farrell, on behalf of the Committee on Finance, Assessment, and Taxation, introduced the following:**

**Resolution Number 92.121.21R**

**RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY UPON CITY OF ALBANY PROPERTIES FOR UNPAID CHARGES OF THE DEPARTMENT OF FIRE AND EMERGENCY SERVICES, DEPARTMENT OF BUILDINGS AND REGULATORY COMPLIANCE, AND THE DEPARTMENT OF GENERAL SERVICES**

**WHEREAS**, the Department of Fire and Emergency Services and the Department of Buildings and Regulatory Compliance were both created under Part 2 of Chapter 42 of the Code of the City of Albany; and

**WHEREAS**, the Department of General Services was created under Part 5 of Chapter 42 of the Code of the City of Albany; and

**WHEREAS**, each of the above-referenced departments have the ability to apply charges to real property the services they perform at those properties during the course of any tax year; and

**WHEREAS**, those charges are transmitted to the Treasurer of the City of Albany and collected by the Treasurer; and

**WHEREAS**, section 258-2 of Chapter 258 of the Code of the City of Albany provides that “any unpaid fees, fines or penalties levied against property, or owner(s) thereof, within the City of Albany that are owed to the City of Albany for the violation of any or all City laws, ordinances and promulgations, and of all state laws, shall be and remain a lien against the property, and such fees, fines or penalties shall be collected by the City from the owner(s) of such property in the same manner as taxes are collected, in that such fees, fines or penalties shall be added to the property tax bill of the subject property”; and

**WHEREAS**, on or about November 15 of each year, the Treasurer creates an accounting of all these charges that remain uncollected from the current and preceding year; and

**WHEREAS**, all of these charges uncollected in the preceding year need to be levied and placed on the annual tax roll of the City of Albany; and

**WHEREAS**, the Treasurer of the City of Albany has filed with the Common Council a statement of unpaid charges for the years 2019, 2020, and 2021 totaling ;

**NOW, THEREFORE BE IT RESOLVED**, by the Common Council of the City of Albany that there be delinquent charges levied and assessed against each specific lot or parcel of land as set forth in the statement of unpaid charges for the years 2019, 2020 and 2021 by the City of Albany; and

**BE IT FURTHER RESOLVED**, that such individual sums, being hereby levied against said liable properties, amounting in the aggregate to \$2,681,129.04 shall be placed on the 2022 tax roll of the City of Albany and further allocated individually to the liable properties in conjunction with said properties' 2022 tax bills; and

**BE IT FURTHER RESOLVED**, that the charges totaling \$2,681,129.04 represent the following:

Waste Collection Fee Levy

<b>Year</b>	<b>Amount</b>
2021	\$154,241.93
2020	\$132,236.50
2019	\$178,337.50
<b>Total</b>	<b>\$464,815.93</b>

Buildings and Regulatory Compliance Levy

<b>Description</b>	<b>Amount</b>
Demolitions	\$1,716,659.70
<b>Total</b>	<b>\$1,716,659.70</b>

Department of General Services Levy

<b>Description</b>	<b>Amount</b>
Snow	\$32,176.65
Illegal Trash/Cleanups	\$432,797.15
Boardups	\$6,519.95
Property Maintenance (Trees)	\$28,159.66
<b>Total</b>	<b>\$499,653.41</b>

**BE IT FURTHER RESOLVED**, that the Clerk of the City of Albany is directed to forward a certified copy of this resolution to the Treasurer of the City of Albany.

**To:** Danielle Gillespie City Clerk  
**From:** Brett Williams, Senior Assistant Corporation Counsel  
**Re:** Request for Common Council Legislation  
Supporting Memorandum  
**Date:** November 24, 2021  
**Sponsor:** Farrell, o/b/o Finance Committee

**RESOLUTION NUMBER 92.121.21R**

**TITLE**

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY UPON CITY OF ALBANY PROPERTIES FOR UNPAID CHARGES OF THE DEPARTMENT OF FIRE AND EMERGENCY SERVICES, DEPARTMENT OF BUILDINGS AND REGULATORY COMPLIANCE, AND THE DEPARTMENT OF GENERAL SERVICES

**GENERAL PURPOSE OF LEGISLATION**

This resolution authorizes the Treasurer's Office to levy unpaid charges from the various City departments that were billed in 2019, 2020, and 2021 on the 2022 tax roll and to put such charges on individual 2022 tax bills.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

This resolution is required so that delinquent charges can be added to the 2022 tax bills and be billed in January, which will then enable the City Treasurer to relevel any unpaid delinquent charges to Albany County in 2022.

**FISCAL IMPACT(S)**

A total of \$2,681,129.04 will be relevelled and placed on the tax roll and individual tax bills.

**Council Member Farrell on behalf of committee on Finance, Assessment, and Taxation introduced the following, which was approved:**

**Resolution Number 93.121.21R**

**RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY OF 2022 BUSINESS IMPROVEMENT DISTRICT (BID) CHARGES AND AUTHORIZING THE TREASURER TO PLACE SUCH CHARGES ON THE 2022 TAX BILLS**

**WHEREAS**, the Lark Street Area Business Improvement District (BID) was established by the Common Council on November 6, 1995 by Local Law No. 10-1995; and

**WHEREAS**, the Downtown Albany Business Improvement District (BID) was established by the Common Council on November 20, 1995 by Local Law No. 11-1995; and

**WHEREAS**, the Central Business Improvement District (BID) was established by the Common Council on November 17, 1997 by Local Law No. 5-1997; and

**WHEREAS**, the operation of the BID is governed by the provisions set forth in Article 19-A of the General Municipal Law, section 980-j of which requires that the expense incurred in the operation of the district shall be financed in accordance with the district plan upon which the establishment of the district was based, and that the district charge upon benefited real property shall be imposed as provided in the district plan; and that the charge shall be determined, levied, and collected in the same manner and at the same time and by the same officers as the general municipal taxes are levied and collected; and

**WHEREAS**, the proposed 2022 Lark Street BID budget, includes \$102,189.44 in anticipated revenue to be generated by the BID charge; and

**WHEREAS**, the proposed 2022 Downtown BID budget, includes \$885,208.97 in anticipated revenue to be generated by the BID charge; and

**WHEREAS**, the proposed 2022 Central BID budget, includes \$613,620.65 in anticipated revenue to be generated by the BID charge; and

**NOW, THEREFORE, BE IT RESOLVED**, that the combined amount of the three BID budgets totaling \$ shall constitute a levy of the amount to be raised by the BID charge, and a warrant to the Clerk/Treasurer to spread and extend such levy upon the properties in each BID in accordance with the BID plans, and to collect the same; and

**BE IT FURTHER RESOLVED**, that such individual sums, being hereby levied against said liable properties, amounting in the aggregate to \$1,601,019.06 shall be placed on the 2022 tax roll of the City of Albany and further allocated individually to the liable properties in conjunction with said properties' 2022 tax bills; and

**BE IT FURTHER RESOLVED**, that the charges totaling \$1,601,019.06 represent the



following:

Lark Street Area Business Improvement District	\$102,189.44
Downtown Albany Business Improvement District	\$885,208.97
Central Business Improvement District	\$613,620.65

**RESOLVED**, that the Clerk of the City of Albany is directed to forward a certified copy of this resolution to the Treasurer of the City of Albany.

**To:** Danielle Gillespie, City Clerk  
**From:** Brett Williams, Senior Assistant Corporation Counsel  
**Re:** Request for Common Council Legislation  
Supporting Memorandum  
**Date:** November 24, 2021

**RESOLUTION NUMBER 93.121.21R**

**TITLE**

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING THE LEVY OF 2022 BUSINESS IMPROVEMENT DISTRICT (BID) CHARGES AND AUTHORIZING THE TREASURER TO PLACE SUCH CHARGES ON THE 2022 TAX BILLS

**GENERAL PURPOSE OF LEGISLATION**

This yearly resolution authorizes that the 2022 charges from the various City of Albany Business Improvement Districts may be levied on the 2022 tax roll and appear on the 2022 City tax bills.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

Adoption is necessary so that the BID charges can be added to the 2022 tax bills in January. Common Council authorization of these charges as taxes will then enable the City Treasurer to relevel any unpaid charges to Albany County in 2023.

**FISCAL IMPACT(S)**

Total BID taxes of \$1,601,019.06

**Council Member Kimbrough introduced the following, which was approved:**

**RESOLUTION NUMBER 94.121.21R (As Amended 12/2/2021)**

**RESOLUTION OF THE COMMON COUNCIL RE-APPOINTING DANIELLE GILLESPIE AND JELANI MCGRUFF AND APPOINTING KERRY BARTHOLOMEW AS MARRIAGE OFFICERS**

**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 marriages in accordance with applicable provisions of law and within the municipal boundaries of the City; and

**WHEREAS**, Article 3 of the Domestic Relations Law permits the Common Council to set the terms of Marriage Officers at up to four years; and

**WHEREAS**, Danielle Gillespie was first appointed as a Marriage Officer by resolution 40.51.20R; and

**WHEREAS**, Jelani McGriff was first appointed as a Marriage Officer by resolution 39.51.20R; and

**WHEREAS**, each of the above-named marriage officers is an employee of the City of Albany; and

**WHEREAS**, the terms of office of each above-referenced Marriage Officer were set by resolution 54.62.20R to expire on December 31, 2021;

**WHEREAS**, Kerry Bartholomew is an employee of the City of Albany;

**NOW, THEREFORE, BE IT RESOLVED**, that Danielle Gillespie and Jelani McGriff are all hereby reappointed as Marriage Officers in the City of Albany for a term effective from January 1, 2022 and which shall run until December 31, 2025 or until such above-named Marriage Officer(s) shall no longer be employed by the City of Albany, whichever occurs first; and

**BE IT FURTHER RESOLVED**, that Kerry Bartholomew is hereby appointed as a Marriage Officer in the City of Albany effective immediately and shall run until December 31, 2025 or until such above-named Marriage Officer(s) shall no longer be employed by the City of Albany, whichever occurs first; and

**BE IT FURTHER RESOLVED**, that such Marriage Officers will not receive a salary or wage for their services; however, for each marriage which such Marriage Officers officiate, the City of Albany shall be paid, by or on behalf of the persons married, a marriage solemnization fee of \$25.

**To:** Danielle Gillespie, City Clerk

**From:** Brett Williams, Esq., Senior Assistant Corporation Counsel  
John-Raphael Pichardo, Esq. Research Counsel

**Re:** Common Council Legislation  
Supporting Memorandum

**Date:** November 24, 2021

**Sponsor:** Council Member Kimbrough

**RESOLUTION NUMBER 94.121.21R**

**TITLE**

RESOLUTION OF THE COMMON COUNCIL RE-APPOINTING DANIELLE GILLESPIE, CASHAWNA BURT, AND JELANI MCGRUFF AS MARRIAGE OFFICERS

**GENERAL PURPOSE OF LEGISLATION**

Danielle Gillespie, Cashawna Burt, and Jelani McGriff, all of the City Clerk's Office, were each appointed as Marriage Officers last year, and their terms expire on December 21, 2021. This resolution re-appoints each to the maximum term allowed under the Domestic Relations Law: four years.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

Article 3 of the Domestic Relations Law gives the Common Council the authority to appoint marriage officers within the territorial boundaries of the City of Albany for a term of up to four years.

This resolution also provides that such term of office shall cease upon severance from City employment.

**FISCAL IMPACT(s):** Departmental revenue estimated at \$10,000.00

**Council Member Conti introduced the following:**

**LOCAL LAW S OF 2021**

**A LOCAL LAW AMENDING THE CITY OF ALBANY CHARTER IN RELATION TO THE DEFINITION OF BUDGETED FUNDS**

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

**Section 1.** Subsection (D) of Section 604 of the Charter of the City of Albany is amended by adding a new paragraph (c) to read as follows:

(c) For the purposes of this subsection, the term “budgeted funds” shall mean: funds included in the adopted budget pursuant to subsection (B) of this section; additional fund transfers to the general fund under this subsection; or any transfer of funds from an unappropriated fund balance.

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

## Supporting Memorandum

### Local Law S of 2021

**Sponsor(s):** Council Member Conti

**TITLE:** A LOCAL LAW AMENDING THE CHARTER OF THE CITY OF ALBANY IN RELATION TO THE DEFINITION OF BUDGETED FUNDS

**PURPOSE:** To define the term “budgeted funds” as it relates to the transfer of funds after the adoption of the annual operating budget subject to Common Council approval.

**SUMMARY:** Defines “budgeted funds” to mean: funds included in the adopted budget; additional fund transfers to the general fund by E&A; or any transfer of funds from an unappropriated fund balance.

**JUSTIFICATION:** When adopted in 1998 and further amended in 2008, the Albany City Charter enhanced the budget authority of the Common Council including authority to authorize certain “budgeted fund” transfers after adoption of the original budget. The Charter refers to the transfer of “budgeted funds” but does not define the term. Once the annual budget has been adopted by the Common Council, amendments and resultant fund transfers can be made by the Board of Estimate Apportionment. Logically, these fund transfers than become “budgeted funds” and should be subject to prior Common Council authorization where otherwise specified in the Charter. There has been some dispute as to what “budgeted funds” means, the purpose of this local law is to define “budgeted funds” so as to include transfers made through the E&A process.

**FISCAL IMPACT:** None

**EFFECTIVE DATE:** Upon final passage, public hearing, filing with the Secretary of State.

**Council Member Conti introduced the following:**

**Local Law T of 2021**

**A LOCAL LAW AMENDING THE CITY OF ALBANY CHARTER IN RELATION TO THE COMPOSITION OF THE BOARD OF ESTIMATE AND APPORTIONMENT**

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

**Section 1.** Section 606 of the Charter of the City of Albany is amended by to read as follows:

There shall continue to be a Board of Estimate and Apportionment which shall consist of the Mayor, Comptroller (Chief City Auditor commencing January 1, 2010), President of the Common Council, Treasurer and the [~~Corporation Counsel~~] President Pro Tempore of the Common Council or their designees. Except to the extent inconsistent with the Charter, the Board shall exercise the functions as presently set forth in the Code of the City of Albany or as subsequently created, modified or repealed by a duly enacted local law and the functions otherwise authorized by state law.

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

## Supporting Memorandum

### LOCAL LAW T OF 2021

**SPONSOR(S):** Council Member Conti

**TITLE:** A LOCAL LAW AMENDING THE CITY OF ALBANY CHARTER IN RELATION TO THE COMPOSITION OF THE BOARD OF ESTIMATE AND APPORTIONMENT

**PURPOSE:** To provide the Common Council with representation on the Board of Estimate and Apportionment.

**JUSTIFICATION:** Under the current City Charter, the Mayor submits to the Common Council for review and approval a budget for the financing of city government. Once a budget is adopted, it may from time to time need to be revised. Some of these revisions may be routine administrative revisions, others may relate to policy that impact government programs and objectives. Under the charter, the City of Albany uses an archaic mechanism called the Board of Estimate and Apportionment to revise the budget after its adoption by the Common Council. This mechanism has its roots in the NYS Second Class Cities Law adopted in 1906. The current Board is comprised of the Mayor, City Auditor, Treasurer, Common Council President and Corporation Counsel. Four of these five positions are elected officials, the Corporation Counsel is a department head appointed by the Mayor. This Board has the authority to make budget adjustments without the involvement or review (except in limited instances) of the Common Council.

A basic flaw in the current E&A process is that the Common Council, which is the policy making body that reviews, has the authority to revise, and approves the budget is not involved in any policy related revisions (except in limited instances) that are subsequently made after final adoption. This is a breakdown in the checks and balances central to government. While the Common Council President is a member of E&A, that position is of a separately elected city-wide official who presides over the Council but has no direct role in Council deliberations or legislative actions. Since the Council President is not selected by members of the Council, the Council President is not accountable to or bound to represent the Common Council and its legislative actions. In addition, under the NYS Second Class Cities Law, the Council President is not defined as a member of the Council.

Under its current composition, the membership of the Common Council is the only elective entity not represented on E&A, and the Corporation Counsel as an appointed official is the only non-elected member of the body. In replacing the membership of the Corporation Counsel on E&A with the Council's President Pro Tempore (or designee), a position filled by members of the Common Council, and which serves at the pleasure of the Common Council, the Common Council would have direct representation on E&A and have a role in their deliberations and E&A would become a board fully comprised of elected officials, which arguably is more appropriate, vs. including a non-elected mayoral appointee.

**FISCAL IMPACT:** None

**EFFECTIVE DATE:** Upon final passage, public hearing, filing with the Secretary of State.