

COMMON COUNCIL OF THE CITY OF ALBANY
SUPPORT LEGISLATION
JANUARY 20, 2022

RESOLUTIONS

- 4.12.22R A RESOLUTION OF THE COMMON COUNCIL AMENDING THE CITY OF ALBANY CAPITAL RESOURCE CORPORATION'S CERTIFICATE OF INCORPORATION AUTHORIZING THE CONTINUATION OF THE AUTHORITY OF THE CITY OF ALBANY CAPITAL RESOURCE CORPORATION TO ISSUE OBLIGATIONS TO FINANCE PROJECTS TO BE UNDERTAKEN BY THE CORPORATION**
- 5.12.22R A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN BLUE COLLAR UNION POSITIONS IN THE 2022 BUDGET**

Council Member Balarin on behalf of the Planning, Economic Development, and Land Use Committee introduced the following:

Resolution 4.12.22R

A RESOLUTION OF THE COMMON COUNCIL AMENDING THE CITY OF ALBANY CAPITAL RESOURCE CORPORATION'S CERTIFICATE OF INCORPORATION AUTHORIZING THE CONTINUATION OF THE AUTHORITY OF THE CITY OF ALBANY CAPITAL RESOURCE CORPORATION TO ISSUE OBLIGATIONS TO FINANCE PROJECTS TO BE UNDERTAKEN BY THE CORPORATION

WHEREAS, on January 31, 2008, Section 854 of the General Municipal Law, commonly referred to as the Civic Facilities Legislation, expired, leaving industrial development agencies unable to provide financial assistance to projects owned or operated by not-for-profit corporations (hereinafter referred to as "Civic Facility Projects"); and

WHEREAS, the City of Albany Common Council acknowledged that the ability to finance Civic Facility Projects with tax-exempt bonds had been a very important tool for the City of Albany Industrial Development Agency (the "Agency"), as the Civic Facilities Projects undertaken by the Agency have increased employment opportunities for residents of the City of Albany and allowed local not-for-profit corporations to upgrade their facilities at the lowest possible cost; and

WHEREAS, the City of Albany Common Council authorized the Agency to form the City of Albany Capital Resource Corporation ("CRC") in accordance with Section 1411 of the New York State Not-For-Profit Corporation Law (the "NFPCL") by resolution at the public meeting held on March 15, 2010; and

WHEREAS, since the creation of the CRC in 2010 the CRC has assisted not-for-profit corporations with projects that have furthered its stated goals, such as: (1) relieving and reducing unemployment, (2) promoting and providing for additional and maximum employment, (3) bettering and maintaining job opportunities, (4) instructing or training individuals to improve or develop their capabilities for such jobs, (5) carrying on scientific research for the purpose of aiding a community or geographical area by attracting new industry in the community or area, and (6) lessening the burdens of government and acting in the public interest; and

WHEREAS, the Common Council recognizes the benefits the CRC has been able to foster in the City of Albany since its creation; and

NOW, THEREFORE, BE IT RESOLVED, that the City of Albany Common Council consents to the amendment of CRC's certificate of incorporation authorizing the continuation of the authority of the CRC to issue obligations to finance projects to be undertaken by the CRC in accordance with Section 1411 of the NFPCL for an additional two years, expiring on April 12, 2024; and

BE IT FURTHER RESOLVED that paragraph Seventeenth of the Certificate of Incorporation of the CRC shall be amended and such paragraph shall read as follows:

“SEVENTEENTH: Notwithstanding anything herein to the contrary, the authority of the Corporation to issue Obligations to finance projects to be undertaken by the Corporation shall expire on April 12, 2024, subject to the determination by the Common Council to extend such authority by resolution duly adopted by the Common Council.”

and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

To: Danielle Gillespie, City Clerk

From: Brett Williams, Senior Assistant Corporation Counsel

Re: Common Council Legislation
Supporting Memorandum

Date: January 4, 2022

Sponsor: Council Member Balarin on behalf of the Planning, Economic Development,
and Land Use Committee

RESOLUTION NUMBER 4.12.22R

TITLE

A RESOLUTION OF THE COMMON COUNCIL AMENDING THE CITY OF ALBANY CAPITAL RESOURCE CORPORATION'S CERTIFICATE OF INCORPORATION AUTHORIZING THE CONTINUATION OF THE AUTHORITY OF THE CITY OF ALBANY CAPITAL RESOURCE CORPORATION TO ISSUE OBLIGATIONS TO FINANCE PROJECTS TO BE UNDERTAKEN BY THE CORPORATION

GENERAL PURPOSE OF THE LEGISLATION

To continue for at least another two years the CRC's authorization to issue obligations to provide financial assistance to projects owned or operated by not-for-profit corporations.

NECESSITY FOR LEGISLATION AND CHANGE TO EXISTING LAW

The resolution originally passed by the Council in 2010 placed an expiration date of April 15, 2012 on the CRC. The Council previously passed resolutions in 2012, 2014, 2018, and 2020 extending the expiration date to, most recently, April 15, 2022. This resolution will again extend the CRC's authority to issue obligations to finance projects to be undertaken by not-for-profit corporations, for another two years, until April 12, 2024.

EXPLANATION OF DEADLINE OR REQUESTED TIME FRAME FOR PASSAGE

The Current CRC authorization is set to expire on April 15, 2022.

FISCAL IMPACT(S)

None, as this legislation simply continues the authorization of the CRC as it already exists.

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

Resolution Number 5.12.22R

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

WHEREAS, section 603(D)(b) of the Charter of the City of Albany dictates that any transfer of budgeted funds that affects a salary rate or salary total occurs outside of those described in the duly adopted budget requires the approval of the Common Council; and

WHEREAS, the Acting Budget Director has requested adjustments in salary for Blue Collar Union positions; and

WHEREAS, the requested changes are reflected in the following charts:

[FIGURES TO BE ADDED BY AMENDMENT ONCE AVAILABLE]

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany consents to the transfer of funds affecting salary totals for Blue Collar Union positions for the 2022 budget year.

To: Danielle Gillespie, City Clerk
From: Brett Williams, Senior Assistant Corporation Counsel
Re: Common Council Legislation
Supporting Memorandum
Date: January 7, 2022
Sponsor: Frederick o/b/o Finance

RESOLUTION 5.12.22R

TITLE

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN BLUE COLLAR UNION 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.

Note that Budget and Payroll will provide final numbers for these salary changes as soon as possible.

FISCAL IMPACT

To be determined.