CITY OF ALBANY COMMON COUNCIL
MINUTES OF A REGULAR MEETING
MONDAY, July 15, 2019

Members Present: Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, O’Brien and Council President Ellis

Staff Present: Danielle Gillespie, Sarah Valis, Michele Andre, Jared Pellerin

The roll being called, the meeting was called to order by President Ellis at 7:02 pm; Council Members recited the Pledge of Allegiance followed by a moment of silence.

Public Comment Period
The following members of the public spoke:

1). Gene Solan, 16 Prospect Terrace, Albany, NY (Neighborhood Issues)
2). Alana Klein, 29 Glenwood Street, Albany, NY 12208 (Resolution 54.72.19R)

There being no further speakers, President Ellis declared the Public Comment Period closed.

Approval of Minutes
There were no meeting minutes available for approval.

Consideration of Local Laws
President Pro Tem Conti held the local laws on the pending agenda.

Reports of Standing and Ad Hoc Committees
Law, Buildings and Code Enforcement: Council Member Igoe reported that the committee will meet on July 17, 2019 to review Ordinance 12.62.19 (in relation to towing charges).

Finance, Assessment and Taxation: Council Member Doesschate reported that the July 16, 2019 at 5:30PM meeting to review 2019 1st quarter financial report, 4th quarter of 2018 status report, other financial reports and issues with City Treasurer was canceled and rescheduled for July 22, 2019.

Planning, Economic Development and Land Use: Council Member Doesschate, on behalf of Council Member Fahey, reported that the committee met on July 11, 2019 to review Resolutions 26.52.19R, 27.52.19R and 28.52.19R regarding re-appointments to the Albany Parking Authority which were moved out of committee with favorable recommendations. Council Member Doesschate reported that the committee will meet on July 29, 2019 to review Ordinance 10.51.19 As Amended (Incentives for developers to use energy efficient and low impact designs), Resolution 55.72.19R (MC) (Appointment Adriana Le Blan as a member of the Board of Zoning Appeal) and Resolution 56.72.19R (MC) (require full environmental impact statement for 563 New Scotland Avenue).

Consideration of Ordinances
President Pro Tem Conti made a motion, which was duly seconded, requesting Majority Consent to add Ordinance 14.72.19 (MC)(UC) to the agenda. There being no discussion, the motion was adopted by voice vote.

Council Member Doesschate noticed the introduction of Ordinance 14.72.19 (MC)(UC) as follows:

**Ordinance Number 14.72.19(MC)(UC)**

**AN ORDINANCE AUTHORIZING THE BOARD OF CONTRACT AND SUPPLY TO TAKE IMMEDIATE ACTION PURSUANT TO SECTION 42-163 OF THE CODE OF THE CITY OF ALBANY REGARDING EMERGENCY REPAIRS TO CITY HALL**

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

Section 1. It is the determination of the Common Council that a public emergency exists at City Hall regarding defects in the roof structure of the 202 foot tower and that expeditious repairs are necessary to protect this public building and property, and the life, health and safety of persons working or visiting City Hall.

Section 2. Due to the emergency situation that exists, the Common Council hereby authorizes that the Board of Contract and Supply take immediate action without undertaking the formal public bidding process pursuant to Section 42-163 of the Code of the City of Albany, and that the Department of General Service shall procure such work and/or purchase such materials as is necessary to rectify the emergency.

Section 3. This procurement pursuant to Section 42-163 shall be subject to the unanimous approval of the Board of Estimate and Apportionment.

Section 4. This ordinance shall take effect immediately.

President Pro Temp Conti made a motion requesting Unanimous Consent to take up Ordinance 14.72.19(MC)(UC) for consideration on its same meeting as introduction. The motion, being duly seconded, was ADOPTED by unanimous voice vote.

Council Member Doesschate noticed Ordinance 14.72.19(MC)(UC) **(AN ORDINANCE AUTHORIZING THE BOARD OF CONTRACT AND SUPPLY TO TAKE IMMEDIATE ACTION PURSUANT TO SECTION 42-163 OF THE CODE OF THE CITY OF ALBANY REGARDING EMERGENCY REPAIRS TO CITY HALL)**, which had been previously introduced, asked passage and a roll call vote thereon.

There being no discussion, President Ellis called for a roll call vote thereon and the Ordinance was ADOPTED:

The Ordinance passed by the following vote of all Council Members elected voting in favor thereof:
President Pro Tem Conti held the Ordinances on the pending agenda for further consideration.

**Consideration of Resolutions**

Council Member Doesschate noticed Resolution 46.72.19R, asked passage and a vote thereon.

**RESOLUTION NUMBER 46.72.19R**

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF ALBANY CALLING UPON OUR STATE LEADERS TO TAKE GREATER STRIDES IN IMPROVING THE OVERALL ACCESS TO CARE FOR SICKLE CELL DISEASE PATIENTS AND TO WORK TOWARDS BETTER EDUCATING THE PUBLIC ON SICKLE CELL DISEASE AND THE SICKLE CELL TRAIT

**WHEREAS**, sickle cell disease (SCD) affects approximately 100,000 Americans and is most common in those with African, Hispanic, Mediterranean and Middle Eastern ancestry; and

**WHEREAS**, nationally, SCD occurs in approximately 1:365 Black or African American Births, 1:16,300 Hispanic births and 1:80,000 White births, according to the Centers for Disease Control and Prevention; and

**WHEREAS**, in New York State (NYS) SCD occurs in 1:230 live births to non-Hispanic Black mothers, 1:2,320 births to Hispanic mothers and 1:41,647 to non-Hispanic White mothers; and

**WHEREAS**, in NYS, 1:1,146 live births have SCD, with 86% of NYS sickle cell disease births among babies with black mothers and 12% with Hispanic mothers; and

**WHEREAS**, higher birth rates for SCD occur in mothers who were born outside of the United States; and

**WHEREAS**, persons with sickle cell trait (SCT) are carriers of the sickle cell gene who have inherited the normal hemoglobin gene from one parent and the sickle cell gene from the other parent; and

**WHEREAS**, approximately 3 million Americans have SCT; and
WHEREAS, when both parents have SCT there is a 1 in 4 chance with each pregnancy that the child will be born with SCD; and

WHEREAS, most people with SCT do not have any symptoms of SCD, however, in rare cases, people with SCT might experience complications of SCD; and

WHEREAS, the CDC states that SCD is a major public health concern; and

WHEREAS, those with SCD may exhibit complications in all parts of the body; and

WHEREAS, this included, but is not limited to, severe pain episodes, entrapment of blood within the spleen, severe anemia, acute lung complications (acute chest syndrome), stroke, priapism in males and other life-threatening conditions; and

WHEREAS, these life-threatening complications can develop rapidly, especially stroke and infections of the blood and brain; and

WHEREAS, stroke can be either silent (no overt symptoms) or clinical (with symptoms); and

WHEREAS, silent strokes occur in up to 35% of children with sickle cell anemia and clinically overt strokes occur in approximately 10% of children with sickle cell anemia, often causing cognitive impairments; and

WHEREAS, SCD is a cumulative disease with worsening complications and damage of organs, including lungs, heart, and kidneys, as patients get older; and

WHEREAS, in addition, with the toll of the disease on patients, particularly to their brain, mental health issues can significantly impact the SCD patient and their family; and

WHEREAS, as a complex disease with multisystem manifestations, SCD requires specialized comprehensive and continuous care to achieve the best possible outcomes; and

WHEREAS, newborn screenings, genetic counseling and education of patients, family members, schools and health care providers are critical prevention measures; and

WHEREAS, early detection can decrease morbidity, and holistic care reduces emergency room visits and in-patient hospital stays, decreasing overall costs of care; and
WHEREAS, community-based organizations provide valuable service in educating their communities about sickle cell disease and trait and, because they act as a bridge between the treatment centers and the community, should be included in any program to improve care to the community; and

WHEREAS, while SCD patients receiving regular care have improved clinical outcomes, many young adults transitioning out of pediatrics struggle to maintain their care; and

WHEREAS, the creation of regional prevention centers and demonstration centers throughout the state would help to coordinate service delivery, provide genetic counseling, conduct community outreach, promote mental health services and train healthcare professionals; and

WHEREAS, the need for greater attention to SCD is clearly apparent and the State is in the optimum position to take strides toward improving the quality of life for SCD patients, increase their average life expectancy, decrease their costs for treatment, and educate communities on SCT and SCD;

THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany calls upon our state leaders to take greater strides towards improving the overall access to care for sickle cell disease patients and to work towards better educating the public on sickle cell disease and the sickle cell trait.

* Council Members Doesschate and Love spoke on the Resolution prior to passage.
* Resolution 46.72.19 was co-sponsors by Council Members Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

There being no further discussion, President Ellis called for a voice vote thereon and the Resolution was ADOPTED unanimously.

President Pro Tem Conti on the behalf of Council Member Fahey noticed Resolution 47.72.19R, asked passage and a roll call vote thereon.

RESOLUTION NUMBER 47.72.19R

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE ALBANY WATER BOARD IN ITS APPLICATION TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR STATE ASSISTANCE IN FUNDING THE BEAVER CREEK CLEAN RIVER PROJECT

WHEREAS, the Albany Water Board is requesting financial aid from the State of New York to assist in funding for the Beaver Creek Clean River Project in the City of Albany; and
WHEREAS, the Albany Water Board is applying to the New York State Department of Environmental Conservation for funding under the Water Quality Improvement Project Program; and

WHEREAS, the Albany Water Board is applying for these funding sources through the 2019 New York State Consolidated Funding Application Round; and

WHEREAS, the grant applications require that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

WHEREAS, the proposed application supports and advances the goals of the adopted Albany 2030 comprehensive plan, the citywide economic development strategy and applicable neighborhood revitalization plans; and

WHEREAS, the proposed application supports and advances the established goals of the Capital Region Economic Development Council and will have a significant regional impact.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany does hereby approve and endorse the application of the Albany Water Board to the New York State Department of Environmental Conservation Water Quality Improvement Project Program for funding to aid the Beaver Creek Clean River Project.

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Igoe, Johnson, Kimbrough, Love, and O’Brien

Negative – Hoey

Affirmative 10 Negative 1 Abstain 0

Council Member Conti on the behalf of Council Member Fahey noticed Resolution 48.72.19R, asked passage and a roll call vote thereon.

Resolution Number 48.72.19R

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE ALBANY WATER BOARD IN ITS APPLICATION TO THE NEW YORK STATE DEPARTMENT
WHEREAS, the Albany Water Board is requesting financial aid from the State of New York to assist in funding for the Lincoln Park Reflection and Learning Garden Project in the City of Albany; and

WHEREAS, the Albany Water Board is applying to the New York State Department of Environmental Conservation for funding under the Water Quality Improvement Project Program; and

WHEREAS, the Albany Water Board is applying for these funding sources through the 2019 New York State Consolidated Funding Application Round; and

WHEREAS, the grant applications require that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

WHEREAS, the proposed application supports and advances the goals of the adopted Albany 2030 comprehensive plan, the citywide economic development strategy and applicable neighborhood revitalization plans; and

WHEREAS, the proposed application supports and advances the established goals of the Capital Region Economic Development Council and will have a significant regional impact.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany does hereby approve and endorse the application of the Albany Water Board to the New York State Department of Environmental Conservation Water Quality Improvement Project Program for funding to aid the Lincoln Park Reflection and Learning Garden Project.

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Igoe, Johnson, Kimbrough, Love, and O’Brien

Negative – Hoey

Affirmative 10 Negative 1 Abstain 0
Resolved, that the Common Council of the City of Albany does hereby approve and endorse the application of the Albany Water Board to the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Parks Program for funding to aid the Lincoln Park Reflection and Learning Garden Project.

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:
Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Igoe, Johnson, Kimbrough, Love, and O’Brien

Abstain – Hoey

Affirmative 10 Negative 1 Abstain 0

Council Member Johnson noticed Resolution 50.72.19R, asked passage and a roll call vote thereon.

Resolution Number 50.72.19R

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE ALBANY WATER BOARD IN ITS APPLICATION TO THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION FOR STATE ASSISTANCE IN FUNDING THE SOUTH PEARL STREET AND ARCH STREET CSO IMPROVEMENTS PROJECT

WHEREAS, the Albany Water Board is requesting financial aid from the State of New York to assist in funding for the South Pearl Street and Arch Street CSO Improvements Project in the City of Albany; and

WHEREAS, the Albany Water Board is applying to the New York State Department of Environmental Conservation and New York State Environmental Facilities Corporation for funding under the DEC/EFC Wastewater Infrastructure Engineering Planning Grant Program; and

WHEREAS, the Albany Water Board is applying for these funding sources through the 2019 New York State Consolidated Funding Application Round; and

WHEREAS, the grant applications require that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

WHEREAS, the proposed application supports and advances the goals of the adopted Albany 2030 comprehensive plan, the citywide economic development strategy and applicable neighborhood revitalization plans; and

WHEREAS, the proposed application supports and advances the established goals of the Capital Region Economic Development Council and will have a significant regional impact.
NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany does hereby approve and endorse the application of the Albany Water Board to the New York State Department of Environmental Conservation and New York State Environmental Facilities Corporation Wastewater Infrastructure Engineering Planning Grant Program for funding to aid the South Pearl Street and Arch Street CSO Improvements Project.

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Igoe, Johnson, Kimbrough, Love, and O’Brien

Abstain – Hoey

Affirmative 10 Negative Abstain 1

Council Member Johnson noticed Resolution 51.72.19R, asked passage and a roll call vote thereon.

Resolution Number 51.72.19R

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE CITY OF ALBANY IN ITS APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR STATE ASSISTANCE IN FUNDING THE LINCOLN PARK EAST END IMPROVEMENT PROJECT

WHEREAS, the City of Albany is requesting financial aid from the State of New York to assist in funding for the Lincoln Park East End Improvement Project in the City of Albany; and

WHEREAS, the City of Albany is applying to the New York State Office of Parks, Recreation and Historic Preservation for funding under the Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Parks Program; and

WHEREAS, the City of Albany is applying for these funding sources through the 2019 New York State Consolidated Funding Application Round; and

WHEREAS, the grant applications require that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.
WHEREAS, the proposed application supports and advances the goals of the adopted Albany 2030 comprehensive plan, the citywide economic development strategy and applicable neighborhood revitalization plans; and

WHEREAS, the proposed application supports and advances the established goals of the Capital Region Economic Development Council and will have a significant regional impact.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany does hereby approve and endorse the application of the City of Albany to the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Parks Program for funding to aid the Lincoln Park East End Improvement Project.

*Resolution 51.72.19R was co-sponsors by Council Members Doesschate*

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

Affirmative 11 Negative 0 Abstain 0

Council Member Love noticed Resolution 52.72.19R, asked passage and a roll call vote thereon.

Resolution Number 52.72.19R

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE DOWNTOWN ALBANY BUSINESS IMPROVEMENT DISTRICT IN ITS APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR STATE ASSISTANCE IN FUNDING THE TRICENTENNIAL PARK REDEVELOPMENT PROJECT

WHEREAS, the Downtown Albany Business Improvement District is requesting financial aid from the State of New York to assist in funding for the Tricentennial Park Redevelopment Project in the City of Albany; and

WHEREAS, the Downtown Albany Business Improvement District is applying to the New York State Office of Parks, Recreation and Historic Preservation for funding under the Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Parks Program; and
WHEREAS, the Downtown Albany Business Improvement District is applying for these funding sources through the 2019 New York State Consolidated Funding Application Round; and

WHEREAS, the grant applications require that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

WHEREAS, the proposed application supports and advances the goals of the adopted Albany 2030 comprehensive plan, the citywide economic development strategy and applicable neighborhood revitalization plans; and

WHEREAS, the proposed application supports and advances the established goals of the Capital Region Economic Development Council and will have a significant regional impact.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany does hereby approve and endorse the application of the Downtown Albany Business Improvement District to the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Parks Program for funding to aid the Tricentennial Park Redevelopment Project.

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

Affirmative 11  Negative 0  Abstain 0

Council Member Anane noticed Resolution 53.72.19R, asked passage and a roll call vote thereon.

Resolution Number 53.72.19R

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE WOMAN’S CLUB OF ALBANY, INC. IN ITS APPLICATION TO THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR STATE ASSISTANCE IN FUNDING THE WOMAN’S CLUB OF ALBANY: ACCESSIBILITY, WATER REMEDIATION, AND RENOVATION PROJECT
WHEREAS, The Woman’s Club of Albany, Inc. is requesting financial aid from the State of New York to assist in funding for The Woman's Club of Albany: Accessibility, Water Remediation, and Renovation Project in the City of Albany; and

WHEREAS, The Woman’s Club of Albany, Inc. is applying to the New York State Office of Parks, Recreation and Historic Preservation for funding under the Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Historic Preservation Program; and

WHEREAS, The Woman’s Club of Albany, Inc. is applying for these funding sources through the 2019 New York State Consolidated Funding Application Round; and

WHEREAS, the grant applications require that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

WHEREAS, the proposed application supports and advances the goals of the adopted Albany 2030 comprehensive plan, the citywide economic development strategy and applicable neighborhood revitalization plans; and

WHEREAS, the proposed application supports and advances the established goals of the Capital Region Economic Development Council and will have a significant regional impact.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany does hereby approve and endorse the application of The Woman’s Club of Albany, Inc. to the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program for Parks, Preservation and Heritage – Historic Preservation Program for funding to aid The Woman's Club of Albany: Accessibility, Water Remediation, and Renovation Project.

* Resolution 53.72.19 was co-sponsored by Council Members Balarin, Doesschate, Flynn, Hoey and Igoe

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

Affirmative 11 Negative 0 Abstain 0
Council Member Conti noticed the introduction of Resolution 54.72.19 as follows, which was held for further consideration:

RESOLUTION NUMBER 54.72.19R

RESOLUTION OF THE COMMON COUNCIL AUTHORIZING A REWARDS PROGRAM IN ACCORDANCE WITH SECTION 91 OF THE NYS GENERAL MUNICIPAL LAW IN RELATION TO THE ILLEGAL USE OF ATVs AND DIRT BIKES ON PUBLIC STREETS

WHEREAS the illegal use of ATVs and Dirt Bikes on public streets is a growing problem and public safety concern within the City of Albany and nationally; and

WHEREAS efforts related to prevention and apprehension of individuals engaged this illegal practice are challenging and require multiple approaches; and

WHEREAS section 91 of the NYS General Municipal Law authorizes the establishment of rewards programs related to the apprehension and conviction of a person or persons guilty of a felony or misdemeanor; and

WHEREAS the payment of rewards under such programs may not be more than $1,000 for information which leads to the detection, arrest and conviction of a person or persons guilty of a misdemeanor, and not more than twenty-five thousand dollars for information which leads to the detection, arrest and conviction of a person or persons guilty of a felony or felonies; and

WHEREAS such rewards programs must be authorized by the governing body of a municipality; and

NOW, THEREFORE, BE IT RESOLVED that the Albany Common Council does hereby authorize the Chief of Police to establish a rewards program under section 91 of the NYS General Municipal Law related to the illegal use of ATVs and Dirt Bikes on public streets and to establish guidelines and standards there under related to the provision of information and the determination of rewards; and

BE IT FURTHER RESOLVED that upon implementation the Chief of Police is authorized to make rewards under such program within amounts authorized therefore; and

BE IT FURTHER RESOLVED that prior to implementation the standards and guidelines for such program shall be submitted to the Common Council for review.
President Pro Tem Conti made remarks regarding Resolution 54.72.19R upon introduction. President Pro Tem Conti referred Resolution 54.72.19R to Public Safety Committee for further consideration.

President Pro Tem Conti made a motion, which was duly seconded, requesting Majority Consent to add Resolution 55.72.19R and Resolution 56.72.19R to the agenda. There being no discussion, the motion was adopted by voice vote.

Council Member Conti, on behalf of Council Member Fahey, noticed the introduction of Resolution 55.72.19 (MC) as follows, which was held for further consideration:

**Resolution Number 55.72.19R (MC)**

RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT OF ADRIANA LE BLAN AS A MEMBER OF THE BOARD OF ZONING APPEALS

WHEREAS, the Mayor of the City of Albany has, pursuant to the provisions of Section 301(c)(1) of the City Charter appointed Adriana Le Blan as a member of the Board of Zoning Appeals.

NOW, THEREFORE, BE IT RESOLVED, that Adriana Le Blan be confirmed as a member of the Board of Zoning Appeals for a term of three (3) years ending December 31st, 2021.

President Pro Tem Conti referred Resolution 55.72.19 (MC) to the Planning, Economic Development and Land Use Committee for further consideration.

Council Member Igoe noticed the introduction of Resolution 56.72.19 (MC) as follows, which was held for further consideration:

**RESOLUTION NUMBER 56.72.19R(MC)**

RESOLUTION OF THE COMMON COUNCIL ENCOURAGING THE CITY OF ALBANY’S PLANNING BOARD TO REQUIRE THAT A FULL ENVIRONMENTAL IMPACT STATEMENT BE PRODUCED AS SET FORTH UNDER NEW YORK’S STATE ENVIRONMENT QUALITY REVIEW ACT FOR THE PROPOSED DEVELOPMENT PROJECT AT 563 NEW SCOTLAND AVENUE

WHEREAS, New York State’s Environmental Quality Review Act (SEQR) requires all state and local government agencies to consider environmental impacts equally with social and economic factors during discretionary decision making; and

WHEREAS, in an action that is determined to not have significant adverse environmental impacts (Type II), a negative declaration is prepared, but if the action is determined to have potentially significant adverse environmental impacts, a Type I Action is most appropriate, and an “Environmental Impact Statement (EIS)” is typically prepared in addition to the required
scoping document to thoroughly consider and analyze all of the anticipated significant adverse environmental impacts; and

**WHEREAS**, the SEQR process uses the EIS to examine ways to avoid or reduce adverse environmental impacts related to a proposed action and encourages communication between government agencies, project sponsors and the general project; and

**WHEREAS**, under SEQR § 617.4(b)(5), an activity must be classified as a Type I action when it involves the construction of 200 new residential units in a city, town or village having a population of 150,000 persons or less; and

**WHEREAS**, the application for 563 New Scotland states it will develop 192 units which falls below the threshold of a Type I action; and

**WHEREAS**, SEQR also requires that the lead agency consider, “reasonably related … cumulative impacts, including other simultaneous or subsequent actions” and

**WHEREAS**, construction is currently underway for another 110 residential units at 363 Ontario Street, whose close proximity to 563 New Scotland Avenue, makes for a total of 302 new units, having a significant, cumulative impact on the environmental and structural resources of the city; and

**WHEREAS**, the cumulative impacts of 563 New Scotland and 363 Ontario Street make for a strong justification for an EIS to be produced so as to ensure that the environmental and structural resources of the area are suitable to sustain such an influx of use; and

**THEREFORE, BE IT RESOLVED** that the Common Council for the City of Albany encourages the City’s Planning Board to require a full environmental impact statement be produced, as set forth under New York’s State Environmental Quality Review Act, for the proposed development project at 563 New Scotland Avenue.

President Pro Tem Conti referred Resolution 56.72.19 to the Planning, Economic Development and Land Use Committee for further consideration.

Council Member Doesschate on the behalf of Council Member Fahey noticed Resolution 26.52.19R (RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT OF WILLIAM PETTIT AS A MEMBER OF THE ALBANY PARKING AUTHORITY BOARD OF DIRECTORS), which had been previously introduced, asked passage and a roll call vote thereon.

*Resolution 26.52.19R was co-sponsored by Council Members Conti and Doesschate*

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:
Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

Affirmative 11 Negative 0 Abstain 0

Council Member Doesschate on the behalf of Council Member Fahey noticed Resolution 27.52.19R (RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT OF BETH LACEY AS A MEMBER OF THE ALBANY PARKING AUTHORITY BOARD OF DIRECTORS), which had been previously introduced, asked passage and a roll call vote thereon.  

* Resolution 27.52.19R was co-sponsored by Council Members Conti and Doesschate

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

Affirmative 11 Negative 0 Abstain 0

Council Member Doesschate on the behalf of Council Member Fahey noticed Resolution 28.52.19R (RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT OF CHRISTOPHER BURKE AS A MEMBER OF THE ALBANY PARKING AUTHORITY BOARD OF DIRECTORS), which had been previously introduced, asked passage and a roll call vote thereon.

* Resolution 28.52.19R was co-sponsored by Council Members Conti and Doesschate

There being no discussion, President Ellis called for a roll call vote thereon and the Resolution was ADOPTED:

The Resolution passed by the following vote of all Council Members elected voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

Affirmative 11 Negative 0 Abstain 0

Council Member Anane noticed Resolution 41.71.19R (RESOLUTION OF THE COMMON COUNCIL RECOGNIZING THE WOMAN’S CLUB OF ALBANY AND CONGRATULATING THEM ON 100 YEARS OF SERVICE AT 725 MADISON AVENUE), which had been previously introduced, asked passage and a roll call vote thereon.

* Council Members Anane spoke on the Resolution prior to passage.
Resolution 41.71.19R was co-sponsored by Council Members Anane, Balarin, Conti, Doesschate, Flynn, Hoey, Igoe, Johnson, Kimbrough, Love, and O’Brien

There being no further discussion, President Ellis called for a voice vote thereon and the Resolution was ADOPTED unanimously.

President Pro Tem Conti held the remaining Resolutions on the pending agenda for further consideration.

**Miscellaneous or Unfinished Business**
Council Members Hoey, Flynn and Johnson made comments on proposed ATV rewards proposal. (Council Member Anane noted the date for the Women’s Club of Albany 100th year celebration.

**Adjournment**
There being no further business, President Pro Tem Conti made a motion to adjourn, which was duly seconded and adopted by unanimous voice vote. President Ellis declared the meeting adjourned at approximately 7:46 pm.

*Respectfully Submitted*
*Michele Andre*
*Legislative Aide to the Common Council*