

AGENDA
REGULAR MEETING OF THE
MECHANICVILLE CITY COUNCIL
SENIOR CITIZENS CENTER
NORTH MAIN STREET
MAY 7, 2014

1. OPEN MEETING: _____ P.M.

2. ROLL CALL: MAYOR BAKER _____
COMM. SEBER _____
COMM. GILHEANY _____
COMM. HIGGINS _____
COMM. HIPWELL _____

3. PLEDGE OF ALLEGIANCE

4. ACCEPTANCE OF MINUTES OF THE PREVIOUS MEETING
REGULAR MEETING OF APRIL 16, 2014

5. COMMISSIONERS REPORTS:
MAYOR'S REPORT & CORRESPONDENCE
COMM. SEBER CITY ATTY. SERBALIK
COMM. GILHEANY MPD CHIEF WALDRON
COMM. HIGGINS SUPERVISOR RICHARDSON
COMM. HIPWELL MFD CHIEF CORRIGAN

6. PUBLIC COMMENT

7. RESOLUTIONS: RES. NO. 46-14 SETTING A DATE FOR A PUBLIC HEARING
REGARDING THE FRANCES STREET OVER THE
ANTHONY KILL BRIDGE REPLACEMENT

MOVED BY: _____ SECONDED BY: _____
ROLL CALL: AYES: _____ NAYS: _____

RES. NO. 47-14 SETTING A DATE FOR A PUBLIC HEARING REGARDING THE NORTH MAIN STREET OVER THE ANTHONY KILL BRIDGE REPLACEMENT

MOVED BY: _____ SECONDED BY: _____
ROLL CALL: AYES: _____ NAYS: _____

RES. NO. 48-14 ESTABLISHING THE CITY OF MECHANICVILLE AS LEAD AGENCY AND DETERMINING THAT THE PROPOSED REPLACEMENT OF THE BRIDGE CARRYING FRANCES STREET OVER ANTHONY KILL IS AN UNLISTED ACTION AND WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT

MOVED BY: _____ SECONDED BY: _____
ROLL CALL: AYES: _____ NAYS: _____

RES. NO. 49-14 MECHANICVILLE CITY COUNCIL RE-APPOINTING JAMES THOMPSON TO THE MECHANICVILLE CIVIL SERVICE COMMISSION FOR A NEW SIX YEAR TERM

MOVED BY: _____ SECONDED BY: _____
ROLL CALL: AYES: _____ NAYS: _____

RES. NO. 50-14 PAYROLL AND VOUCHERS

MOVED BY: _____ SECONDED BY: _____
ROLL CALL: AYES: _____ NAYS: _____

8. NEW BUSINESS

9. OLD BUSINESS

10. ADJOURNMENT: INTRODUCED BY: _____
SECONDED BY: _____
ROLL CALL: AYES: _____ NAYS: _____

RESOLUTION NO. 46-14
CITY OF MECHANICVILLE CITY COUNCIL

**RESOLUTION SETTING A DATE FOR A PUBLIC HEARING
PURSUANT TO THE EMINENT DOMAIN PROCEDURE LAW ARTICLE 2
REGARDING THE PROPOSED PUBLIC PROJECT (PIN 1758.94)
FRANCES STREET OVER THE ANTHONY KILL BRIDGE REPLACEMENT,
CITY OF MECHANICVILLE, SARATOGA COUNTY, NEW YORK**

WHEREAS, the City of Mechanicville (the “City”) has established proposed public project PIN 1758.94 which includes right-of-way acquisitions for the reconstruction/replacement of the existing bridge carrying Frances Street over the Anthony Kill (the “Project”); and

WHEREAS, pursuant to Eminent Domain Procedure Law, Article 2, a public hearing is required to be conducted regarding the proposed public project (PIN 1758.94) to replace existing bridge carrying Frances Street over the Anthony Kill in the City of Mechanicville; and

WHEREAS, the purpose of this hearing is to outline the projects purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels;

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby sets the 21st day of May, 2014 at 7:00 p.m. for a public hearing pursuant to Eminent Domain Procedure Law Article 2, on the aforesaid matter and for such other action on the part of said City Council as may be required by law or proper in the premises; and

BE IT FURTHER RESOLVED, that the Clerk of said City Council is hereby authorized and directed to cause a notice of said public hearing to be published at least ten (10) but not more than thirty (30) days before the hearing date in a least five (5) successive issues of an official daily newspaper of general circulation and in at least two (2) successive issues of the official weekly newspaper of general circulation in the City of Mechanicville, and, further, to cause a notice of said public hearing to be sent, at least ten (10) but not more than thirty (30) days before the hearing date, by certified mail, return receipt requested, to each assessment record billing owner of real property that may be acquired for such public project, such notices to be in substantially the following respective form attached.

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

Introduced By: _____
Seconded By: _____

Roll Call: Mayor Baker _____
Comm. Seber _____
Comm. Gilheany _____
Comm. Higgins _____
Comm. Hipwell _____

The foregoing resolution was thereupon declared duly adopted.

Dated: May 7, 2014

I hereby certify that this resolution was adopted on _____ and is recorded in the Meeting Minutes of the City of Mechanicville City Council.

C. Mark Seber, City Clerk

**NOTICE OF PUBLIC HEARING PURSUANT TO
EMINENT DOMAIN PROCEDURE LAW §202(C)**

PLEASE TAKE NOTICE that, in accordance with Article 2, Section 202 of the New York State Eminent Domain Procedure Law, notice is hereby given of a public hearing for the PIN 1758.94, Frances Street over the Anthony Kill Bridge Replacement Project, City of Mechanicville, Saratoga County on May 21, 2014 at 7:00 PM at the Mechanicville Senior Citizen Center, 178 North Main Street, Mechanicville, New York.

The purpose of this hearing is to outline the project purpose, its proposed location, and to provide other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. The project is located where Frances Street crosses the Anthony Kill immediately west of the intersection of Frances Street with North Main Street in the City of Mechanicville.

Persons may appear in person or by agent and will be given the opportunity to present oral or written statements and to submit other documents concerning PIN 1758.94, Frances Street over the Anthony Kill Bridge Replacement Project, City of Mechanicville, Saratoga County, NY.

Any property owners who may subsequently wish to challenge the condemnation of their property by judicial review may do so only on the basis of issues, facts, and objections raised at the hearing.

AMERICANS WITH DISABILITIES ACT NOTICE: To request accommodations for a disability, please contact Mr. Dennis M. Baker, Mayor at (518) 664-8331 Please request those accommodations three (3) days in advance of the meeting so that we can seek to meet your needs.

Municipal Contact Info:

Mr. Dennis M. Baker, Mayor
36 North Main Street
Mechanicville, NY 12118

RESOLUTION NO. 47-14
CITY OF MECHANICVILLE CITY COUNCIL

**RESOLUTION SETTING A DATE FOR A PUBLIC HEARING
PURSUANT TO THE EMINENT DOMAIN PROCEDURE LAW ARTICLE 2
REGARDING THE PROPOSED PUBLIC PROJECT (PIN 1758.97)
NORTH MAIN STREET OVER THE ANTHONY KILL BRIDGE
REPLACEMENT, CITY OF MECHANICVILLE, SARATOGA COUNTY, NEW
YORK**

WHEREAS, the City of Mechanicville (the "City") has established proposed public project PIN 1758.97 which includes right-of-way acquisitions for the reconstruction/replacement of the existing bridge carrying North Main Street over the Anthony Kill (the "Project"); and

WHEREAS, pursuant to Eminent Domain Procedure Law, Article 2, a public hearing is required to be conducted regarding the proposed public project (PIN 1758.97) to replace existing bridge carrying North Main Street over the Anthony Kill in the City of Mechanicville; and

WHEREAS, the purpose of this hearing is to outline the projects purpose, proposed location and alternate locations, if any, and to present other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcel;

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby sets the 21st day of May, 2014 at 7:00 p.m. for a public hearing pursuant to Eminent Domain Procedure Law Article 2, on the aforesaid matter and for such other action on the part of said City Council as may be required by law or proper in the premises; and

BE IT FURTHER RESOLVED, that the Clerk of said City Council is hereby authorized and directed to cause a notice of said public hearing to be published at least ten (10) but not more than thirty (30) days before the hearing date in a least five (5) successive issues of an official daily newspaper of general circulation and in at least two (2) successive issues of the official weekly newspaper of general circulation in the City of Mechanicville, and, further, to cause a notice of said public hearing to be sent, at least ten (10) but not more than thirty (30) days before the hearing date, by certified mail, return receipt requested, to each assessment record billing owner of real property that may be acquired for such public project, such notices to be in substantially the following respective form attached.

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

Introduced By: _____
Seconded By: _____

Roll Call: Mayor Baker _____
Comm. Seber _____
Comm. Gilheany _____
Comm. Hipwell _____
Comm. Higgins _____

The foregoing resolution was thereupon declared duly adopted.

Dated: May 7, 2014

I hereby certify that this resolution was adopted on _____ and is recorded in the Meeting Minutes of the City of Mechanicville City Council.

C. Mark Seber, City Clerk

**NOTICE OF PUBLIC HEARING PURSUANT TO
EMINENT DOMAIN PROCEDURE LAW §202(C)**

PLEASE TAKE NOTICE that, in accordance with Article 2, Section 202 of the New York State Eminent Domain Procedure Law, notice is hereby given of a public hearing for the PIN 1758.97, North Main Street over the Anthony Kill Bridge Replacement Project, City of Mechanicville, Saratoga County on May 21, 2014 at 7:00 PM at the Mechanicville Senior Citizen Center, 178 North Main Street, Mechanicville, New York.

The purpose of this hearing is to outline the project purpose, its proposed location, and to provide other pertinent information, including maps and property descriptions of the properties to be acquired and adjacent parcels. The project is located where North Main Street crosses the Anthony Kill immediately north of the intersection of North Main Street with Hill Street in the City of Mechanicville.

Persons may appear in person or by agent and will be given the opportunity to present oral or written statements and to submit other documents concerning PIN 1758.97, North Main Street over the Anthony Kill Bridge Replacement Project, City of Mechanicville, Saratoga County, NY.

Any property owners who may subsequently wish to challenge the condemnation of their property by judicial review may do so only on the basis of issues, facts, and objections raised at the hearing.

AMERICANS WITH DISABILITIES ACT NOTICE: To request accommodations for a disability, please contact Mr. Dennis M. Baker, Mayor at (518) 664-8331 Please request those accommodations three (3) days in advance of the meeting so that we can seek to meet your needs.

Municipal Contact Info:

Mr. Dennis M. Baker, Mayor
36 North Main Street
Mechanicville, NY 12118

RESOLUTION NO. 48-14

**RESOLUTION ESTABLISHING THE CITY OF MECHANICVILLE AS
LEAD AGENCY AND DETERMINING THAT THE PROPOSED REPLACEMENT OF
THE BRIDGE CARRYING FRANCES STREET OVER ANTHONY KILL IS AN
UNLISTED ACTION AND WILL NOT HAVE A SIGNIFICANT ADVERSE IMPACT
ON THE ENVIRONMENT**

WHEREAS, the City of Mechanicville (the “City”) proposes to replace the existing bridge carrying Frances Street over the Anthony Kill (the “Project”); and

WHEREAS, on March 5, 2014, the City caused a letter and Short Environmental Assessment Form (SEAF) to be sent to other potentially “involved agencies” (as this quoted term is defined in the State Environmental Quality Review Act [SEQRA] Regulations found at 6 NYCRR Part 617), indicating the City’s desire to serve as “lead agency” (as this quoted term is defined in the SEQRA Regulations) for a SEQRA coordinated review of the Project; and

WHEREAS, the SEQRA requires that certain procedures be followed and that certain determinations be made regarding such an activity; and

WHEREAS, each of the involved and interested agencies have agreed to or raised no objections to the City of Mechanicville serving as lead agency of the Project; and

WHEREAS, pursuant to the SEQRA Regulations, the City has considered the significance of the potential environmental impacts of the Project by (a) using the criteria specified in Section 617.7 of the SEQRA Regulations, and (b) examining the SEAF for the Project, including the facts and conclusions in Parts 1, 2 and 3 of the SEAF, together with other available supporting information, to identify the relevant areas of environmental concern:

NOW, THEREFORE, BE IT RESOLVED, pursuant to and in accordance with the coordinated review requirements of SEQRA, the City of Mechanicville hereby establishes itself as lead agency for the Project; and

RESOLVED, that based upon an examination of the SEAF and other available supporting information, and considering both the magnitude and importance of each relevant area of environmental concern, and based further upon the City’s knowledge of the area surrounding the Project, the City makes the determination that the Project will not have a significant adverse environmental impact and that the Project will not require the preparation of a Draft Environmental Impact Statement; and

BE IT FURTHER RESOLVED, that as a consequence of such findings and declaration and in compliance with the requirements of SEQRA, the City of Mechanicville, as lead agency, hereby directs the Mayor, Dennis M. Baker, to issue a Negative Declaration in accordance with 6 NYCRR § 617.12 and to file a copy of the Negative Declaration for the Project in accordance with the SEQRA Regulations; this Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote, and upon roll call, the vote was as follows:

Introduced By: _____
Seconded By: _____

Roll Call: Mayor Baker _____
Comm. Seber _____
Comm. Gilheany _____
Comm. Higgins _____
Comm. Hipwell _____

Dated: May 7, 2014

I hereby certify that this resolution was adopted on _____ and is recorded in the Meeting Minutes of the City of Mechanicville City Council.

C. Mark Seber, City Clerk

RESOLUTION NO. 49-14

WHEREAS, THE TERM OF JAMES THOMPSON as a member of the City of Mechanicville Civil Service Commission expires on May 31, 2014; and

WHEREAS, IT IS THE DESIRE of the Mechanicville City Council to re-appoint James Thompson to a new (6) six year term;

NOW, THEREFORE, BE IT RESOLVED THAT the Mechanicville City Council re-appoints James Thompson to the City of Mechanicville Civil Service Commission for a new (6) six year term beginning June 1, 2014 and ending May 31, 2020.

Introduced By: _____

Seconded By: _____

Roll Call: Mayor Baker _____
Comm. Seber _____
Comm. Gilheany _____
Comm. Higgins _____
Comm. Hipwell _____

Dated: May 7, 2014

Whereas: Payroll, General, Water, Sewer and Capital Project
Fund Vouchers Contained Within

ABSTRACT		
PAYROLL #	17-14 4/24/14	\$ 92,466.43
PAYROLL #		
		<u>\$ 92,466.43</u>

With an expenditure breakdown by fund as follows:

GENERAL A0 FUND	\$ 320,007.74
WATER FX FUND	\$ 15,356.94
SEWER G0 FUND	\$ 7,786.74
CAPITAL PROJECTS H0 FUND	\$ -
PAYROLL FUND	\$ 92,466.43
TOTAL	<u>\$ 435,617.85</u>

Now, therefore be it resolved that said payroll and vouchers are
Hereby allowed in order to be paid.

Introduced by: _____

Seconded by: _____

Roll Call: Mayor Baker _____
 Comm. Seber _____
 Comm. Gilheany _____
 Comm. Higgins _____
 Comm. Hipwell _____

Dated: 02-May-14