

AGENDA
REGULAR MEETING OF THE
MECHANICVILLE CITY COUNCIL
SENIOR CITIZEN'S CENTER
178 NORTH MAIN STREET
MECHANICVILLE, NY

August 10, 2016

1. OPEN MEETING: _____ P.M.

2. ROLL CALL:
MAYOR BAKER
COMMISSIONER DUELL
COMMISSIONER GILHEANY
COMMISSIONER HIGGINS
COMMISSIONER HIPWELL

3. PLEDGE OF ALLEGIANCE

4. ACCEPTANCE OF THE MINUTES OF THE PREVIOUS MEETINGS OF July 13, 2016

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

5. EXECUTIVE SESSION: Time _____

Moved by: _____ Seconded by: _____

Roll Call AYES _____ NAYS: _____

Close Executive Session: Time _____

Moved by: _____ Seconded by: _____

Roll Call AYES _____ NAYS: _____

6. COMMISSIONER REPORTS:

MAYOR'S REPORT & CORRESPONDENCE

COMMISSIONER DUELL

CITY ATTY SERBALIK

COMMISSIONER GILHEANY

SUPERVISOR RICHARDSON

COMMISSIONER HIGGINS

MPD CHIEF WALDRON

COMMISSIONER HIPWELL

MFD CHIEF ALONZO

7. Public Comment:

8. RESOLUTIONS:

RESOLUTION 74-16: Supplemental Agreement for Route 67 Bridge Project

Moved by: _____ Seconded by: _____

AYES: _____ NAYS: _____

RESOLUTION 75-16: Chief of Police, Joseph D. Waldron Contract

Moved by: _____ Seconded by: _____

AYES: _____ NAYS: _____

RESOLUTION 76-16: USDA Loan Agreement

Moved by: _____ Seconded by: _____

AYES: _____ NAYS: _____

RESOLUTION 77-16: Bond Resolution - Firetruck

Moved by: _____ Seconded by: _____

AYES: _____ NAYS: _____

RESOLUTION 78-16: Board of Assessment Review Appointment

Moved by: _____ Seconded by: _____

AYES: _____ NAYS: _____

RESOLUTION: 79-16: North Main Street Streetscape Improvement Project

Moved by: _____ Seconded by: _____

AYES: _____ NAYS: _____

RESOLUTION 80-16: Budget Transfers

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 81-16: Payroll and Vouchers

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

RESOLUTION 8-16: Water System Improvement Project

Moved by: _____ Seconded by: _____
AYES: _____ NAYS: _____

9. NEW BUSINESS:

10. OLD BUSINESS:

11. EXECUTIVE SESSION: Time _____

Moved by: _____ Seconded by: _____

Roll Call AYES _____ NAYS: _____

Close Executive Session: Time _____

Moved by: _____ Seconded by: _____

Roll Call AYES _____ NAYS: _____

12. ADJOURNMENT: Time _____

INTRODUCED BY: _____

SECONDED BY: _____

RESOLUTION 74-16
CITY OF MECHANICVILLE CITY COUNCIL

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE SUPPLEMENTAL AGREEMENT #1 IN THE AMOUNT OF \$105,447 WITH CHA OF ALBANY, NY FOR CONSTRUCTION AND INSPECTION WORK FOR (PIN 1760.06) ROUTE 67 OVER B & M RAILROAD BRIDGE REHABILITATION PROJECT.

WHERE AS, the City of Mechanicville has established project PIN 1760.06 which includes construction, office and field work of reconstruction/replacement and inspection of the existing Route 67 bridge over the B&M Railroad; and

WHERE AS, the Route 67 Bridge PIN 1760.06 services are required under the "Procedures for Locally Administered Federal-Aid" projects with CHA, performing the construction and inspection services under the PIN 1760.06 Construction Management Plan dated September 2, 2015.

NOW, THEREFORE BE IT RESOLVED, that the Mayor is hereby given authorization to execute Supplemental Agreement in the amount of \$105,447 with CHA for the increase in professional services

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. Duell	_____
	Comm. Gilheany	_____
	Comm. Higgins	_____
	Comm. Hipwell	_____

The foregoing resolution was thereupon declared duly adopted.

Dated: August 10, 2016

I hereby certify that this resolution was adopted on June 19, 2016 and is recorded in the Meeting Minutes of the City of Mechanicville City Council.

Michelle L. Duell

CITY OF MECHANICVILLE

Records

RESOLUTION: 75-16

WHEREAS, The City of Mechanicville and the Chief of Police, Joseph D. Waldron have agreed upon a memorandum of agreement; and

WHEREAS, The City wishes to extend the Employment Contract for the Police Chief;

NOW THEREFORE BE IT RESOLVED, that the Mayor is hereby authorized to ratify the Memorandum of Agreement effective January 1, 2016 until December 31, 2018.

INTRODUCED BY: _____

SECONDED BY: _____

ROLL CALL: Mayor Baker _____
 Comm. Duell _____
 Comm. Gilheany _____
 Comm. Higgins _____
 Comm. Hipwell _____

Dated August 10, 2016

A RESOLUTION OF THE City Council

OF THE City of Mechanicville

AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING
A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS

Fire Truck

FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the City of Mechanicville
(Public Body)

(herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of
380,000.00

pursuant to the provisions of New York State Local Finance Laws; and

WHEREAS, the Association intends to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such items and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U. S. C. 1983 (c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$ 10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contract or agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by the Government. No free service or use of the facility will be permitted.

**EXTRACT OF MINUTES OF MEETING OF COUNCIL OF
THE CITY OF MECHANICVILLE ADOPTING A
SUPPLEMENTAL RESOLUTION**

At a regular meeting of the Mechanicville City Council duly held at the Senior Center,
North Main Street, Mechanicville, New York on the 10th day of August, 2016:

Present:

Absent:

_____, presented the following resolution and moved that it be adopted:

RESOLUTION NO. 77-16

**SUPPLEMENTAL RESOLUTION DATED AUGUST 10,
2016 OF THE COUNCIL OF THE CITY OF
MECHANICVILLE AMENDING RESOLUTION 42-16 TO
REFLECT THE FINAL PLAN OF FINANCE.**

WHEREAS, on May 4, 2016 the Council of the City of Mechanicville (the "Council")
duly adopted a bond resolution (Resolution 42-16) (the "Bond Resolution") authorizing the (a)
acquisition of one (1) fire/pumper truck and related apparatus (the "Purpose"), and (b) issuance
of serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to
exceed \$396,000; and

WHEREAS, the bond resolution provided that the estimated maximum cost of the
Purpose was \$396,000; and

WHEREAS, the final cost of the Purpose is \$427,848;

WHEREAS, the Council desires to supplement the Bond Resolution to reflect the final
plan of finance;

NOW THEREFOR BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
MECHANICVILLE AS FOLLOWS:

Section 1. Section 3 of the Bond Resolution is hereby supplemented to reflect the final plan of finance:

It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Council, is \$427,848, (b) other than as set forth in the Bond Resolution, no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the City plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to and a grant received from United States Department of Agriculture, Rural Development.

Section 2. Other than as specifically set forth herein, all other provisions of the Bond Resolution shall remain unchanged and in full force and effect

Section 3. This Resolution shall take effect immediately upon its adoption.

The Motion having been duly seconded by _____, it was adopted and the following votes were cast:

AYES

NAYS

STATE OF NEW YORK)
) SS.:
COUNTY OF SARATOGA)

I, the undersigned Clerk of the City of Mechanicville, do hereby certify as follows:

1. A Regular Meeting of the Council of the City of Mechanicville, State of New York, was duly held on August 10, 2016, and Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the Minutes of meetings of said Board. I have compared the attached Extract with said Minutes so recorded and said Extract is a true copy of said Minutes and of the whole thereof insofar as said Minutes relate to matters referred to in said Extracts.

2. Said Minutes correctly state the time when said Meeting was convened and the place where such meeting was held and the members of said Board who attended said Meeting.

3. Public Notice of the time and place of said Meeting was duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that the members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of the City of Mechanicville this _____ day of August, 2016.

City Clerk

[Seal]

RESOLUTION NO. 78-16

WHEREAS, the Board of Assessment Review has one (1) vacancy for a permanent member;

WHEREAS, Mary E. (Bea) Timpanaro was appointed to the Temporary Board of Assessment Review in April;

WHEREAS, Mary E. (Bea) Timpanaro has completed all certification with the Board of Assessment Review;

NOW THEREFORE BE IT RESOLVED, that the Mechanicville City Council appoints Mary E. (Bea) Timpanaro to the Permanent Board of Assessment Review for a term of four (4) years.

Introduced by: _____

Seconded by: _____

Roll Call: Mayor Baker _____
Commissioner Duell _____
Commissioner Gilheany _____
Commissioner Higgins _____
Commissioner Hipwell _____

Dated: August 10, 2016

RESOLUTION # 79-16

WHEREAS, the City has undertaken a North Main Street Streetscape Improvement project funded in part by a New York State grant and

WHEREAS, engineering services are required to assist in effectuating the improvements and

WHEREAS the engineering firm of Barton and Loguidice has submitted a quote of \$49,000.00 to perform the services set forth in the annexed proposal

IT IS HEREBY RESOLVED that the Mayor is authorized and directed to enter into the annexed contract with of Barton and Loguidice for the sum of \$49,000.00.

INTRODUCED BY: _____

SECONDED BY: _____

ROLL CALL:

Mayor Dennis Baker _____
Commissioner Michelle Duell _____
Commissioner Jodie Gilheany _____
Commissioner Dave Higgins _____
Commissioner Timothy Hipwell _____

Dated: