

**ALBANY COMMON COUNCIL
MINUTES OF A REGULAR MEETING**

Thursday, September 4, 2014

The Common Council was convened at 7:00 p.m. and was called to order by President Pro Tempore Conti.

The roll call being called, the following answered to their names: Council Members Applys, Conti, Doesschate, Fahey, Flynn, Golby, Herring, Igoe, Kimbrough, Kornegay, Krasher, O'Brien and Robinson.

Also present was the following staff: Nala Woodard, Barbara Samel, Patrick Jordan and Cashawna Parker.

Council Member Kornegay led with the Pledge of Allegiance.

PUBLIC HEARING

Clerk to the Common Council Nala Woodard read the notice of the public hearing on Ordinance Number 41.72.14 AN ORDINANCE AMENDING CHAPTER 375 OF THE CODE OF THE CITY OF ALBANY (ZONING) CHANGING THE ZONING CLASSIFICATION OF 418 SOUTH PEARL STREET FROM GENERAL INDUSTRIAL DISTRICT (M-1) TO NEIGHBORHOOD COMMERCIAL DISTRICT (C-1) AND AMENDING THE ZONING MAP ACCORDINGLY, and the following persons spoke.

1. Paul Bulmer & Joseph Bianchini, Vanguard-Fine (Developers);
2. Marlon Anderson, 491 Livingston Avenue, Albany, NY.

There being no further speakers, the President Pro Tempore declared the public hearing closed.

PUBLIC COMMENT

1. Marlon Anderson, 491 Livingston Avenue, Albany, NY (LL F-2014 Residency/Casino agreement);
2. Helene Brown, 9th Ward, Albany, NY (Flooding/Tri-City tax breaks/Giving name & addresses at meetings and posting on the internet).

There being no further speakers, the President Pro Tempore declared the public comment closed.

CONSIDERATION OF LOCAL LAWS

Council Member Krasher moved to amend LOCAL LAW G-2014 and as amended, requested it remain held.

A LOCAL LAW AMENDING CHAPTER 34 (DAYLIGHT SAVING TIME) OF THE CODE OF THE CITY OF ALBANY

BE IT ENACTED by the Common Council of the City of Albany as follows:

Section 1. Chapter 34 entitled "Daylight Saving Time" is hereby repealed in its entirety and replaced with the following:

CHAPTER 34
RECORDING OF MEETINGS

Section 34-1. Meetings of Boards, Commissions, Committees.

Meetings of all public bodies subject to the NYS Public Officers Law, Article 7 (commonly referred to as the "Open Meetings Law") shall be recorded, except those portions of meeting where the body validly enters into executive session. The audio recording shall be made available to the public and shall be digitally preserved for a minimum of five years.

Section 2. This local law shall take be filed with the Secretary of State and take effect thereafter on January 1, 2015.

The remaining local laws were held at the request of Majority Leader Herring.

COMMUNICATIONS FROM THE MAYOR

Mayor's Nomination to the Historic Resources Commission

REPORTS OF STANDING COMMITTEES

Parks, Recreation and Family Services - Chairperson Fahey stated that the committee met on Ordinance Number 42.81.14 creating a Parks and Recreation Planning Commission, which was held for further discussion.

Human Resources and Human Rights - Chairperson Fahey stated that the committee completed interviews for the Commission on Human Rights. The committee discussed asking the applicants that were not selected to serve on sub-committees of the Commission. The committee favorably recommended Linda Hunt and Brenda Robinson.

Council Operations and Ethics - Chairperson Conti stated the committee met on August 27, 2014 to discuss Resolution Number 37.32.14R in relation to Council rules and procedures, Resolution Number 28.41.14R in relation to appointments of the Common Council and Local Law G-2014 in relation to meeting recordings. He stated that Resolution Number 28.41.14R was held at the request of Council Member Robinson and Resolution Number 27.32.14R was favorable recommended out of committee.

CONSIDERATION OF ORDINANCES

Council Member Kimbrough introduced ORDINANCE NUMBER 44.91.14, which was held.

AN ORDINANCE AUTHORIZING AND DIRECTING THE CONVEYANCE OF ALL THE RIGHT, TITLE AND INTEREST OF THE CITY OF ALBANY IN AND TO 6 COLONIE STREET IN THE CITY OF ALBANY, NEW YORK AT PRIVATE SALE TO SUNMARK FEDERAL CREDIT UNION

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

Section 1. It is hereby ordered and directed that all the right, title and interest of the City of Albany in and to the property known as 6 Colonie Street (Tax Map #65.20-2-37) be sold at private sale pursuant to

the provisions of Local Law No. 4 for 1984 to Sunmark Federal Credit Union.

SUBJECT to all easements, restrictions and rights-of-way of record.

Section 2. It is hereby determined that the aforesaid property have been abandoned for municipal or public purposes.

Section 3. The form, content, terms and conditions of such conveyance shall be approved by the Corporation Counsel and shall be subject to the approval of the Board of Estimate and Apportionment, and if approved by said Board, the Mayor is hereby authorized and directed to execute a proper deed of conveyance for a valuable consideration.

Section 4. This ordinance shall take effect immediately.

The remaining ordinances on the agenda were held at the request of Majority Leader Herring.

CONSIDERATION OF RESOLUTIONS

Majority Leader Herring made a motion to add Resolution Numbers 92.91.14R, 93.91.14R and 94.91.14R to the pending agenda, which was approved by unanimous voice vote

Council Member Kimbrough introduced RESOLUTION NUMBER 92.91.14R(MC) and asked for a voice vote thereon:

RESOLUTION OF THE COMMON COUNCIL CONGRATULATING DOROTHY E. WOODARD ON HER 80th BIRTHDAY

WHEREAS, Dorothy E. Woodard turned 80 years old on August 25, 2014, and

WHEREAS, Dorothy E. Woodard was born on August 25, 1934 in Savannah, Georgia, as Dorothy Harris, the eldest child of Joe and Grace Harris, and

WHEREAS, in the summer of 1952 Dorothy migrated from Savannah, Georgia to Albany, NY in search of a better life, and

WHEREAS, for the past sixty-three years Mrs. Woodard has been a resident of the City of Albany and has contributed in numerous ways to her neighborhood and to the City of Albany, and

WHEREAS, Mrs. Woodard worked for Albany Medical Center, St. Peter's Hospital, Sterling Winthrop, the Albany City School District, and most recently retired from the New York State Office of General Services with 25 years of service, and

WHEREAS, Mrs. Woodard is the proud mother of five children, grandmother to sixteen children, and the great grandmother of two children.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany congratulates Dorothy E. Woodard on her 80th birthday, wishes her continued health and happiness, and expresses appreciation for all that she has contributed to the Albany community.

BE IT FURTHER RESOLVED, that a copy of this resolution, suitably engrossed, be transmitted to Dorothy E. Woodard.

The resolution passed by the following voice vote of all the Council Members elected voting in favor thereof: Affirmative- Applyrs, Conti, Doeschate, Fahey, Flynn, Golby, Herring, Igoe, Kimbrough, Kornegay, Krasher, O'Brien and Robinson

Affirmative 13 Negative 0 Abstain 0

Resolution Number was co-sponsored by Council Members Applyrs, Bailey, Comisso, Conti, Doeschate, Fahey, Flynn, Golby, Herring, Igoe, Kornegay, Krasher, O'Brien and Robinson

Council Member Fahey introduced RESOLUTION NUMBER 93.91.14R(MC), asked for passage and a roll call vote thereon:

RESOLUTION OF THE COMMON COUNCIL APPOINTING LINDA HUNT AS A MEMBER OF THE COMMISSION ON HUMAN RIGHTS

WHEREAS, the Common Council of the City of Albany, pursuant to the Section 42-362 of Chapter 42 of the Code of the City of Albany, appoints Linda Hunt as a member of the Commission on Human Rights.

NOW, THEREFORE, BE IT RESOLVED, that Linda Hunt is hereby appointed as a member of the City of Albany Commission on Human Rights for a term ending on August 21, 2017.

The resolution passed by the following voice vote of all the Council Members elected voting in favor thereof: Affirmative- Applyrs, Conti, Doeschate, Fahey, Flynn, Golby, Herring, Igoe, Kimbrough, Kornegay, Krasher, O'Brien and Robinson

Affirmative 13 Negative 0 Abstain 0

Resolution Number 93.91.14R (MC) was co-sponsored by Council Members Doeschate, Flynn, Kimbrough and Kornegay.

Council Member Fahey introduced RESOLUTION NUMBER 94.91.14R(MC), asked for passage and a roll call vote thereon:

RESOLUTION OF THE COMMON COUNCIL APPOINTING BRENDA ROBINSON AS A MEMBER OF THE COMMISSION ON HUMAN RIGHTS

WHEREAS, the Common Council of the City of Albany, pursuant to the Section 42-362 of Chapter 42 of the Code of the City of Albany, appoints Brenda Robinson as a member of the Commission on Human Rights.

NOW, THEREFORE, BE IT RESOLVED, that Brenda Robinson is hereby appointed as a member of the City of Albany Commission on Human Rights for an unexpired term ending on August 21, 2015.

The resolution passed by the following voice vote of all the Council Members elected voting in favor thereof: Affirmative- Applys, Conti, Doesschate, Fahey, Flynn, Golby, Herring, Igoe, Kimbrough, Kornegay, Krasher and O'Brien

Abstain - Robinson

Affirmative 12 Negative 0 Abstain 1

Resolution Number 94.91.14R (MC) was co-sponsored by Council Members Doesschate, Flynn, Kimbrough and Kornegay.

Council Member Conti asked for passage of RESOLUTION NUMBER 27.32.14R (RESOLUTION OF THE COMMON COUNCIL AMENDING ARTICLE I OF THE RULES OF PROCEDURE OF THE CITY OF ALBANY COMMON COUNCIL), which had been previously introduced.

The resolution passed by the following voice vote of all the Council Members elected voting in favor thereof: Affirmative- Applys, Conti, Doesschate, Fahey, Flynn, Golby, Herring, Igoe, Kimbrough, Kornegay, Krasher, O'Brien and Robinson

Affirmative 13 Negative 0 Abstain 0

The remaining resolutions on the agenda were held at the request of Majority Leader Herring.

MISCELLANEOUS AND UNFINISHED BUSINESS

NONE

ADJOURNMENT

Council President McLaughlin stated hearing no objections, that the Council was adjourned.

A true record of the Common Council Minutes of September 4th, 2014.

CASHAWNA PARKER
SENIOR LEGISLATIVE AIDE TO THE
COMMON COUNCIL