

City Of Albany

Board of Estimate & Apportionment

Friday, February 19, 2021

1:30 P.M.

Regular Meeting via Zoom Video Conference

Dr. Dorcey Applyrs
Chief City Auditor

Darius Shahinfar - **SECONDED**
Treasurer

Nick Blais
Deputy Budget Director

Marisa Franchini
Corporation Counsel

Corey Ellis - **MOVED**
Common Council President

PASSED (5-0)

Offered the following:
Budget Transfers **2020**

Department	Transfer From Account	Transfer From Amount	Transfer To Account	Transfer To Amount	Explanation
DGS	Utilities (General Services) A.1491.1490.7420	\$ 1,298.67	Utilities (Landfill) A.1494.8161.7420	\$ 1,298.67	To cover December energy bills
Fire	Other Equipment A.3410.7250	\$ 8,900.00	Supplies & Materials A.3410.7410	\$ 8,000.00	To cover 2020 invoices
			Fees & Services A.3410.7450	\$ 900.00	
	Total	\$ 8,900.00	Total	\$ 8,900.00	
Law	Supplies & Materials A.1420.7410	\$ 1,800.00	Fees & Services A.1420.7450	\$ 1,800.00	To cover 2020 invoices
Water	Multiple Accounts See spreadsheet	\$ 568,500.00	Contracted Services (Sewer Maintenance) BW.8120.7440	\$ 162,500.00	To cover outsourced work to Keller in lieu of filling vacant positions
			Contracted Services (Transmission & Dist.) BW.8340.7440	\$ 406,000.00	
	Total	\$ 568,500.00	Total	\$ 568,500.00	
Water	Utilities (Water Admin) BW.8310.7420	\$ 3,536.00	Utilities (Transmission and Dist.) BW.8340.7420	\$ 3,536.00	To correct deficit balance
Water	Contracted Services BW.1900.7440	\$ 10,480.00	Fees & Services BW.1900.7450	\$ 10,480.00	To cover 2020 invoices
IT	Salaries A.1680.7000	\$ 23,020.00	Contracted Services A.1680.7440	\$ 23,020.00	To cover budgeting shortfall for Microsoft 365 Enterprise Agreement

Budget Transfers **2021**

<i>Department</i>	<i>Transfer From Account</i>	<i>Transfer From Amount</i>	<i>Transfer To Account</i>	<i>Transfer To Amount</i>	<i>Explanation</i>
Treasury	Contingency Account A.1900.7448	\$ 44,000.00	Other Equipment A.1325.7250	\$ 44,000.00	To cover costs associated with new handheld devices for parking enforcement

Legal Settlements **2020**

Please see the attached settlements of all claims for Davis, Shyheim arising from alleged damages alleged in a Albany Supreme Court action, as a result thereof, said settlement being resolved with no finding or admission of liability. The Corporation Counsel stated that she had agreed subject to the approval of the Board of Estimate and Apportionment to settle the following claim stated for the full allowed amount of \$2,000.

Please see the attached settlements of all claims for White, Rashawn arising from alleged damages alleged in a Albany Supreme Court, as a result thereof, said settlement being resolved with no finding or admission of liability. The Corporation Counsel stated that she had agreed subject to the approval of the Board of Estimate and Apportionment to settle the following claim stated for the full allowed amount of \$2,000.

Common Council Resolutions & Ordinances **2021**

- Local Law B

CITY OF ALBANY
BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department: Department of General Services
Contact Person: Sergio Panunzio
Budget Year for this Transfer: 2020 ✓
Date Submitted: 2/12/2021

TRANSFER FROM:
Account Name: Utilities ✓
Account Number: A.1491.1490.7420 ✓
Amount to Transfer: \$1,298.67 ✓
Current Account Balance: \$11,164.29 ✓

TRANSFER TO:
Account Name: Utilities ✓
Account Number: A.1494.8161.7420 ✓
Amount to Receive in Transfer: \$1,298.67 ✓
Current Account Balance: -\$1,298.67 ✓

TRANSFER FROM:
Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:
Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TRANSFER FROM:
Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:
Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TRANSFER FROM:
Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:
Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TOTAL TRANSFER AMOUNT =

Reason for Transfer: To cover December Energy Bill

Back-up information included?
Is this a Salary Change Request?

If this is a salary change, fill out the below information:

SALARY CHANGE INFORMATION
Title of Employee Receiving Salary Change:
Reason for Salary Change:

Department Head e-Signature: 

Budget Office e-Signature:

Date:

Please return this form to: budgettransfers@albany.ny.gov

CITY OF ALBANY
BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department: FIRE
 Contact Person: Joseph W. GREGORY
 Budget Year for this Transfer: 2020
 Date Submitted: 2-3-21

TRANSFER FROM:
 Account Name: OTHER EQUIPMENT ✓
 Account Number: A3410-7250 ✓
 Amount to Transfer: \$ 8,000
 Current Account Balance: 41,945.23

TRANSFER TO:
 Account Name: Supplies + Materials ✓
 Account Number: A3410-7410 ✓
 Amount to Receive in Transfer: 8000.00
 Current Account Balance: -2618.29

TRANSFER FROM:
 Account Name: OTHER EQUIPMENT ✓
 Account Number: A3410-7250 ✓
 Amount to Transfer: 900.00
 Current Account Balance: 41,945.23

TRANSFER TO:
 Account Name: FEES + SERVICES ✓
 Account Number: A3410-7450 ✓
 Amount to Receive in Transfer: 900.00
 Current Account Balance: 11,003.94 ✓

TRANSFER FROM:
 Account Name: _____
 Account Number: _____
 Amount to Transfer: _____
 Current Account Balance: _____

TRANSFER TO:
 Account Name: _____
 Account Number: _____
 Amount to Receive in Transfer: _____
 Current Account Balance: _____

TRANSFER FROM:
 Account Name: _____
 Account Number: _____
 Amount to Transfer: _____
 Current Account Balance: _____

TRANSFER TO:
 Account Name: _____
 Account Number: _____
 Amount to Receive in Transfer: _____
 Current Account Balance: _____

TOTAL TRANSFER AMOUNT 8,900 \$0 = 8,900 \$0

Reason for Transfer: PAY 2020 invoices.

Back-up information included?
 Is this a Salary Change Request?

If this is a salary change, fill out the below information:

SALARY CHANGE INFORMATION

Title of Employee Receiving Salary Change: _____

Reason for Salary Change: _____

Department Head e-Signature: Joseph W. Gregory

Budget Office e-Signature: _____

Date: 2-3-2021

Please return this form to: budgettransfers@albanyny.gov

CITY OF ALBANY
BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department: Law Department
Contact Person: _____
Budget Year for this Transfer: 2020
Date Submitted: 2/16/2021

TRANSFER FROM:
Account Name: Supplies & Material ✓
Account Number: A.1420.7410 ✓
Amount to Transfer: \$1,800
Current Account Balance: \$1,812.29 ✓

TRANSFER TO:
Account Name: Fees & Services ✓
Account Number: A.1420.7450 ✓
Amount to Receive in Transfer: \$1,800
Current Account Balance: \$3,381.66 ✓

TRANSFER FROM:
Account Name: _____
Account Number: _____
Amount to Transfer: _____
Current Account Balance: _____

TRANSFER TO:
Account Name: _____
Account Number: _____
Amount to Receive in Transfer: _____
Current Account Balance: _____

TRANSFER FROM:
Account Name: _____
Account Number: _____
Amount to Transfer: _____
Current Account Balance: _____

TRANSFER TO:
Account Name: _____
Account Number: _____
Amount to Receive in Transfer: _____
Current Account Balance: _____

TRANSFER FROM:
Account Name: _____
Account Number: _____
Amount to Transfer: _____
Current Account Balance: _____

TRANSFER TO:
Account Name: _____
Account Number: _____
Amount to Receive in Transfer: _____
Current Account Balance: _____

TOTAL TRANSFER AMOUNT \$1,800 \$0 = \$1,800 \$0

Reason for Transfer: _____

Back-up information included?
Is this a Salary Change Request?

If this is a salary change, fill out the below information:

SALARY CHANGE INFORMATION
Title of Employee Receiving Salary Change: _____
Reason for Salary Change: _____

Department Head e-Signature: [Signature]

Budget Office e-Signature: _____ Date: _____

Please return this form to: budgettransfers@albany.ny.gov

CITY OF ALBANY
BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department: Water
 Contact Person: Tom Dufresne
 Budget Year for this Transfer: 2020
 Date Submitted: 2/12/2021

TRANSFER FROM: Account Name: <u>Sewer Services - Salaries</u> Account Number: <u>BW.8120.7000</u> Amount to Transfer: <u>\$150,000</u> Current Account Balance: <u>\$155,433.60</u>	TRANSFER TO: Account Name: <u>Sewer - Contracted Services</u> Account Number: <u>BW.8120.7440</u> Amount to Receive in Transfer: <u>\$162,500</u> Current Account Balance: <u>\$160,337.56</u>
TRANSFER FROM: Account Name: <u>T&D - Salaries</u> Account Number: <u>BW.8340.7000</u> Amount to Transfer: <u>\$50,000</u> Current Account Balance: <u>\$55,852.91</u>	TRANSFER TO: Account Name: <u>Distribution - Contracted Services</u> Account Number: <u>BW.8340.7440</u> Amount to Receive in Transfer: <u>\$406,000</u> Current Account Balance: <u>\$74,370.12</u>
TRANSFER FROM: Account Name: <u>Pumping Stations - Salaries</u> Account Number: <u>BW.8130.7000</u> Amount to Transfer: <u>\$60,000</u> Current Account Balance: <u>\$60,630.59</u>	TRANSFER TO: Account Name: _____ Account Number: _____ Amount to Receive in Transfer: _____ Current Account Balance: _____
TRANSFER FROM: Account Name: <u>Admin - Salaries</u> Account Number: <u>BW.8310.7000</u> Amount to Transfer: <u>\$45,000</u> Current Account Balance: <u>\$45,271.06</u>	TRANSFER TO: Account Name: _____ Account Number: _____ Amount to Receive in Transfer: _____ Current Account Balance: _____
TRANSFER FROM: Account Name: <u>Purification - Salaries</u> Account Number: <u>BW.8330.7000</u> Amount to Transfer: <u>\$160,000</u> Current Account Balance: <u>\$162,373.98</u>	TRANSFER TO: Account Name: _____ Account Number: _____ Amount to Receive in Transfer: _____ Current Account Balance: _____
TRANSFER FROM: Account Name: <u>Source of Supply - Salaries</u> Account Number: <u>BW.8320.7000</u> Amount to Transfer: <u>\$60,000</u> Current Account Balance: <u>\$63,402.17</u>	TRANSFER TO: Account Name: _____ Account Number: _____ Amount to Receive in Transfer: _____ Current Account Balance: _____
TRANSFER FROM: Account Name: <u>Sewer Services - Temp Help</u> Account Number: <u>BW.8120.7170</u> Amount to Transfer: <u>\$20,000</u> Current Account Balance: <u>\$20,226.00</u>	TRANSFER TO: Account Name: _____ Account Number: _____ Amount to Receive in Transfer: _____ Current Account Balance: _____
TRANSFER FROM: Account Name: <u>T&D - Temp Help</u> Account Number: <u>BW.8340.7170</u> Amount to Transfer: <u>\$23,500</u> Current Account Balance: <u>\$47,761.00</u>	TRANSFER TO: Account Name: _____ Account Number: _____ Amount to Receive in Transfer: _____ Current Account Balance: _____

TOTAL TRANSFER AMOUNT \$568,500 = \$568,500

Reason for Transfer: Outsourced work to Keller in lieu of filling vacant positions.

Back-up information included?
 is this a Salary Change Request? *If this is a salary change, fill out the below information:*

SALARY CHANGE INFORMATION

Title of Employee Receiving Salary Change: _____

Reason for Salary Change: _____

Department Head e-Signature: 

Budget Office e-Signature: _____ Date: _____

Please return this form to: budgettransfers@albanyny.gov

CITY OF ALBANY

BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department: Water
Contact Person: Tom Duffresne
Budget Year for this Transfer: 2020
Date Submitted: 2/12/2021

TRANSFER FROM:

Account Name: Admin - Utilities
Account Number: BW.8310.7420
Amount to Transfer: \$3,536
Current Account Balance: \$23,816.57

TRANSFER TO:

Account Name: T&D Utilities
Account Number: BW.8340.7420
Amount to Receive in Transfer: \$3,536
Current Account Balance: \$0.19

Handwritten note: 3,536.21

TRANSFER FROM:

Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:

Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TRANSFER FROM:

Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:

Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TRANSFER FROM:

Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:

Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TRANSFER FROM:

Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:

Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TRANSFER FROM:

Account Name:
Account Number:
Amount to Transfer:
Current Account Balance:

TRANSFER TO:

Account Name:
Account Number:
Amount to Receive in Transfer:
Current Account Balance:

TOTAL TRANSFER AMOUNT \$3,536 = \$3,536

Reason for Transfer: To correct deficit balances.

Back-up information included? Is this a Salary Change Request?

If this is a salary change, fill out the below information:

SALARY CHANGE INFORMATION

Title of Employee Receiving Salary Change:

Reason for Salary Change:

Department Head e-Signature:

Handwritten signature of Department Head

Budget Office e-Signature:

Empty signature box

Date:

Empty date box

Please return this form to: budgettransfers@albanyny.gov

CITY OF ALBANY

BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department:

Contact Person:

Budget Year for this Transfer:

Date Submitted:

TRANSFER FROM:

Account Name:

Account Number:

Amount to Transfer:

Current Account Balance:

TRANSFER TO:

Account Name:

Account Number:

Amount to Receive in Transfer:

Current Account Balance:

TRANSFER FROM:

Account Name:

Account Number:

Amount to Transfer:

Current Account Balance:

TRANSFER TO:

Account Name:

Account Number:

Amount to Receive in Transfer:

Current Account Balance:

TRANSFER FROM:

Account Name:

Account Number:

Amount to Transfer:

Current Account Balance:

TRANSFER TO:

Account Name:

Account Number:

Amount to Receive in Transfer:

Current Account Balance:

TRANSFER FROM:

Account Name:

Account Number:

Amount to Transfer:

Current Account Balance:

TRANSFER TO:

Account Name:

Account Number:

Amount to Receive in Transfer:

Current Account Balance:

TRANSFER FROM:

Account Name:

Account Number:

Amount to Transfer:

Current Account Balance:

TRANSFER TO:

Account Name:

Account Number:

Amount to Receive in Transfer:

Current Account Balance:

TRANSFER FROM:

Account Name:

Account Number:

Amount to Transfer:

Current Account Balance:

TRANSFER TO:

Account Name:

Account Number:

Amount to Receive in Transfer:

Current Account Balance:

TOTAL TRANSFER AMOUNT

=

Reason for Transfer:

Back-up information included?
Is this a Salary Change Request?

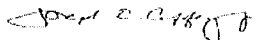
If this is a salary change, fill out the below information:

SALARY CHANGE INFORMATION

Title of Employee Receiving Salary Change:

Reason for Salary Change:

Department Head e-Signature:



Budget Office e-Signature:

Date:

Please return this form to: budgettransfers@albanyny.gov

CITY OF ALBANY
BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department:
 Contact Person:
 Budget Year for this Transfer:
 Date Submitted:

TRANSFER FROM:	TRANSFER TO:
Account Name: <input type="text" value="Salaries"/>	Account Name: <input type="text" value="Contracted Services"/>
Account Number: <input type="text" value="A.1680.7000"/>	Account Number: <input type="text" value="A1680.7440"/>
Amount to Transfer: <input type="text" value="\$23,020"/>	Amount to Receive in Transfer: <input type="text" value="\$23,020"/>
Current Account Balance: <input type="text" value="\$154,609.00"/>	Current Account Balance: <input type="text" value="\$6,181.00"/>

TRANSFER FROM:	TRANSFER TO:
Account Name: <input type="text"/>	Account Name: <input type="text"/>
Account Number: <input type="text"/>	Account Number: <input type="text"/>
Amount to Transfer: <input type="text"/>	Amount to Receive in Transfer: <input type="text"/>
Current Account Balance: <input type="text"/>	Current Account Balance: <input type="text"/>

TRANSFER FROM:	TRANSFER TO:
Account Name: <input type="text"/>	Account Name: <input type="text"/>
Account Number: <input type="text"/>	Account Number: <input type="text"/>
Amount to Transfer: <input type="text"/>	Amount to Receive in Transfer: <input type="text"/>
Current Account Balance: <input type="text"/>	Current Account Balance: <input type="text"/>

TRANSFER FROM:	TRANSFER TO:
Account Name: <input type="text"/>	Account Name: <input type="text"/>
Account Number: <input type="text"/>	Account Number: <input type="text"/>
Amount to Transfer: <input type="text"/>	Amount to Receive in Transfer: <input type="text"/>
Current Account Balance: <input type="text"/>	Current Account Balance: <input type="text"/>

TOTAL TRANSFER AMOUNT =

Reason for Transfer:
 Back-up information included?
 Is this a Salary Change Request? *If this is a salary change, fill out the below information:*

SALARY CHANGE INFORMATION

Title of Employee Receiving Salary Change:

Reason for Salary Change:

Department Head e-Signature:
 Budget Office e-Signature:

Date:

Please return this form to: budgettransfers@albany.gov

CITY OF ALBANY
BUDGET TRANSFER REQUEST FORM (Revised 6/2018)

Department: Treasury
Contact Person: Nicholas Blais
Budget Year for this Transfer: 2021
Date Submitted: 2/9/2021

TRANSFER FROM: Account Name: Contingency ✓ Account Number: A.1900.7448 ✓ Amount to Transfer: \$44,000 Current Account Balance: \$300,000.00 ✓	TRANSFER TO: Account Name: Treasurer - Other Equipment Account Number: A.1325.7250 Amount to Receive in Transfer: \$44,000 Current Account Balance: \$0.00
TRANSFER FROM: Account Name: <input type="text"/> Account Number: <input type="text"/> Amount to Transfer: <input type="text"/> Current Account Balance: <input type="text"/>	TRANSFER TO: Account Name: <input type="text"/> Account Number: <input type="text"/> Amount to Receive in Transfer: <input type="text"/> Current Account Balance: <input type="text"/>
TRANSFER FROM: Account Name: <input type="text"/> Account Number: <input type="text"/> Amount to Transfer: <input type="text"/> Current Account Balance: <input type="text"/>	TRANSFER TO: Account Name: <input type="text"/> Account Number: <input type="text"/> Amount to Receive in Transfer: <input type="text"/> Current Account Balance: <input type="text"/>
TRANSFER FROM: Account Name: <input type="text"/> Account Number: <input type="text"/> Amount to Transfer: <input type="text"/> Current Account Balance: <input type="text"/>	TRANSFER TO: Account Name: <input type="text"/> Account Number: <input type="text"/> Amount to Receive in Transfer: <input type="text"/> Current Account Balance: <input type="text"/>

New
acct

TOTAL TRANSFER AMOUNT \$44,000 = \$44,000

Reason for Transfer: To cover costs associated with new handheld devices for parking enforcement.

Back-up information included?
Is this a Salary Change Request?

If this is a salary change, fill out the below information:

SALARY CHANGE INFORMATION
Title of Employee Receiving Salary Change:
Reason for Salary Change:

Department Head e-Signature:

Budget Office e-Signature: Nicholas J. Blais

Date: 2/9/2021

Please return this form to: budgettransfers@albany.gov

City of Albany
DEPARTMENT OF LAW

MEMORANDUM

To: Dorcey Applyrs, City Auditor
From: Marisa Franchini, Corporation Counsel
Re: E&A Meeting
Date: February 10, 2021

Enclosed, please find the attached E&A forms for Shyheim Davis to be scheduled for the upcoming E&A meeting.

If you have any questions, feel free to contact me.

Thank you,

Marisa

City of Albany

DEPARTMENT OF LAW

MEMORANDUM

To: Dorcey Applyrs, City Auditor
From: Marisa Franchini, Corporation Counsel
Re: Check for Settlement
Date: February 10, 2021

Please find the attached E&A forms for the next E&A meeting. This settlement check should be prepared payable to SHYHEIM DAVIS in the amount of \$2,000.00.

Please send this check to this office to be distributed.

If you have any questions, feel free to contact me.

Thank you,

Marisa

CLAIMANT	CASE #	DATE	AMOUNT	DEPT.	REASON
Shyheim Davis	904149-19	2/10/21	\$2,000.00	Law	Settlement of all claims of Shyhem Davis arising from alleged damages in a Albany Supreme Court action, as a result thereof; said settlement being resolved with no finding or admission of liability

E & A SUMMARY

SHYHEIM DAVIS

February 10, 2021

Summary: Settlement of all claims for Shyheim Davis arising from alleged damages alleged in an Albany County Supreme Court action, as a result thereof; said settlement being resolved with no finding or admission of liability

AGREEMENT
of
COMPROMISE AND SETTLEMENT
and
GENERAL RELEASE

THIS AGREEMENT, made the 20 day of December, 2020, by and between Shyheim Davis, hereinafter referred to as the party of the first part, Marisa Franchini, as Corporation Counsel of the City of Albany, New York, hereinafter referred to as the party of the second part; and as Peter W. Knych, Esq., as attorney for Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc., hereinafter referred to as the parties of the third part:

WITNESSETH:

WHEREAS, the party of the first part heretofore and on July 11, 2019 made and filed written claim against the said City of Albany; and

WHEREAS, the party of the second part heretofore and on August 22, 2019 made and filed written third party claim against the party of the third; and

WHEREAS, the party of the second part, pursuant to law, has offered to enter into an agreement with said party of the first part, for the settlement and compromise of said claim by the payment of the sum of Two Thousand and no/100 (\$2,000.00) Dollars by the City of Albany, without interest, to said party of the first part, subject to the approval of the Board of Estimate and Apportionment, and the party of the first part has agreed to enter into this agreement and to accept said offer, subject to such approval;

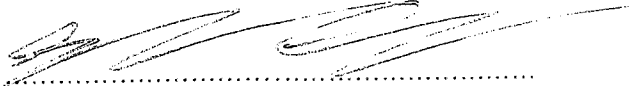
WHEREAS, the parties of the third part, pursuant to law, has offered to enter into an agreement with said party of the first part, for the settlement and compromise of said claim by the payment of the sum of Two Thousand Five Hundred and no/100 (\$2,500.00) Dollars by Enzien, Inc. d/b/a Golden Arrow Car Wash without interest, to said party of the first part:

NOW, THEREFORE, the sum of \$4,500.00 to be paid, without interest, to the party of the first part as detailed below:

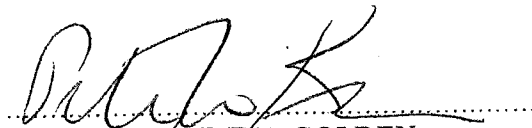
- 1.) \$2,000.00 to be paid, without interest, by the City of Albany for and in consideration of the party of the first part release and forever discharge the said City of Albany, and the officers, agents, servants and employees of the said City, of and from any and all manner of actions, claims, demands, causes of action, suits, sums of money, damages and judgements whatsoever, in law or in equity, which against the said City of Albany the party of the first part ever had, now have, or which the party of the first part and his, her, or their heirs, executors or administrators, successors and assigns, hereinafter can, shall or may have for, upon or by reason of any matter, cause or thing whatsoever, and, including, but, without limiting the generality of the foregoing, the matters, demands, claims and things set forth, claimed and asserted in the aforesaid written claim; and
- 2.) \$2,500.00 to be paid, without interest, by or on behalf of Enzien, Inc. d/b/a Golden Arrow Car Wash, for and in consideration of the party of the first part and party of the second part release and forever discharge Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc. and the officers, agents, servants and employees of the said Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc., of and from any and all manner of actions, claims, demands, causes of action, suits, sums of money, damages and judgements whatsoever, in law or in equity, which against Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc. the parties of the first part and party of the second part ever had, now have, or which the party of the first part and his, her, or their heirs, executors or administrators, successors and assigns, hereinafter can, shall or may have for, upon or by reason of any matter, cause or thing whatsoever, and, including, but, without limiting the generality of the foregoing, the matters, demands, claims and things set forth, claimed and asserted in the aforesaid written claim.

This agreement on the part of the party of the second part is subject to the approval of the Board of Estimate and Apportionment of the City of Albany, pursuant to law.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.


.....
SHYHEIM DAVIS

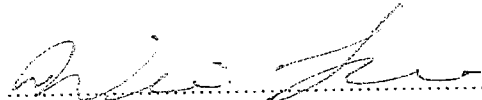

.....
CORPORATION COUNSEL


.....
ENZIEN, INC. D/B/A GOLDEN
ARROW CAR WASH and ENZIEN, INC.

STATE OF NEW YORK
COUNTY OF Albany } ss.:

On this 20 day of December, 2020, before me, the subscriber personally came ^{Shyheim Davis} ~~Rashawn White~~ to me known to be the same person(s) described in and who executed the foregoing instrument, and he duly acknowledged that he executed the same.

William Little
Notary Public State of New York
NO. 02L16283749
Qualified in Albany County Commission
Expires 6/17/2021


.....
NOTARY PUBLIC

STATE OF NEW YORK
CITY AND COUNTY OF ALBANY } ss.:

On this 10th day of FEBRUARY, 2021, before me, the subscriber personally came **Marisa Franchini, Corporation Counsel**, of the City of Albany to me known to be the same person described in and who executed the foregoing instrument, and she duly acknowledged that she executed the same.

William Little
Notary Public State of New York
Qualified in Schenectady County
No. 02L16283749
Expires 6/17/2021


.....
NOTARY PUBLIC

Approved by the Board of Estimate and Apportionment of the City of Albany, the _____ day of _____, 2020.

.....
SECRETARY

STATE OF NEW YORK
COUNTY OF _____ } ss.:

On this _____ day of _____, 2020, before me, the subscriber personally came _____ to me known to be the same person(s) described in and who executed the foregoing instrument, on behalf of Enzien, Inc. in their representative capacity as _____ of the same and they duly acknowledged and executed the same.

.....
NOTARY PUBLIC

City of Albany
DEPARTMENT OF LAW

MEMORANDUM

To: Dorcey Applrys, City Auditor
From: Marisa Franchini, Corporation Counsel
Re: E&A Meeting
Date: February 10, 2021

Enclosed, please find the attached E&A forms for Rashawn White to be scheduled for the upcoming E&A meeting.

If you have any questions, feel free to contact me.

Thank you,

Marisa

City of Albany

DEPARTMENT OF LAW

MEMORANDUM

To: Dorcey Applrys, City Auditor
From: Marisa Franchini, Corporation Counsel
Re: Check for Settlement
Date: February 10, 2021

Please find the attached E&A forms for the next E&A meeting. This settlement check should be prepared payable to RASHAWN WHITE in the amount of \$2,000.00.

Please send this check to this office to be distributed.

If you have any questions, feel free to contact me.

Thank you,

Marisa

CLAIMANT	CASE #	DATE	AMOUNT	DEPT.	REASON
Rashawn White	904121-19	2/10/21	\$2,000.00	Law	Settlement of all claims of Rashawn White arising from alleged damages in a Albany Supreme Court action, as a result thereof; said settlement being resolved with no finding or admission of liability

E & A SUMMARY
RASHAWN WHITE
February 10, 2021

Summary: Settlement of all claims for Rashawn White arising from alleged damages alleged in an Albany County Supreme Court action, as a result thereof; said settlement being resolved with no finding or admission of liability

**AGREEMENT
of
COMPROMISE AND SETTLEMENT
and
GENERAL RELEASE**

THIS AGREEMENT, made the 20 day of December, 2020, by and between Rashawn White, hereinafter referred to as the party of the first part, Marisa Franchini, as Corporation Counsel of the City of Albany, New York, hereinafter referred to as the party of the second part; and Peter W. Knych, Esq., as attorney for Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc., and Mark Goris, Esq., as attorney for Defendant Shyheim Davis, hereinafter referred to as the parties of the third part:

WITNESSETH:

WHEREAS, the party of the first part heretofore and on July 11, 2019 made and filed written claim against the said City of Albany; and

WHEREAS, the party of the second part heretofore and on August 22, 2019 made and filed written third party claim against the party of the third; and

WHEREAS, the party of the second part, pursuant to law, has offered to enter into an agreement with said party of the first part, for the settlement and compromise of said claim by the payment of the sum of Two Thousand and no/100 (\$2,000.00) Dollars by the City of Albany, without interest, to said party of the first part, subject to the approval of the Board of Estimate and Apportionment, and the party of the first part has agreed to enter into this agreement and to accept said offer, subject to such approval;

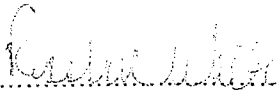
WHEREAS, the parties of the third part, pursuant to law, has offered to enter into an agreement with said party of the first part, for the settlement and compromise of said claim by the payment of the sum of Two Thousand Five Hundred and no/100 (\$2,500.00) Dollars by Enzien, Inc. d/b/a Golden Arrow Car Wash and Shyheim Davis without interest, to said party of the first part:

NOW, THEREFORE, the sum of **\$4,500.00** to be paid, without interest, to the party of the first part as detailed below:

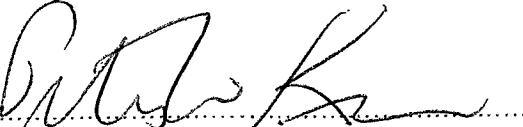
- 1.) **\$2,000.00** to be paid, without interest, by the City of Albany for and in consideration of the party of the first part release and forever discharge the said City of Albany, and the officers, agents, servants and employees of the said City, of and from any and all manner of actions, claims, demands, causes of action, suits, sums of money, damages and judgements whatsoever, in law or in equity, which against the said City of Albany the party of the first part ever had, now have, or which the party of the first part and his, her, or their heirs, executors or administrators, successors and assigns, hereinafter can, shall or may have for, upon or by reason of any matter, cause or thing whatsoever, and, including, but, without limiting the generality of the foregoing, the matters, demands, claims and things set forth, claimed and asserted in the aforesaid written claim; and
- 2.) **\$2,500.00** to be paid, without interest, by or on behalf of Enzien, Inc. d/b/a Golden Arrow Car Wash and Shyheim Davis, for and in consideration of the party of the first part and party of the second part release and forever discharge Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc. and Shyheim Davis, and the officers, agents, servants and employees of the said Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc., of and from any and all manner of actions, claims, demands, causes of action, suits, sums of money, damages and judgements whatsoever, in law or in equity, which against Enzien, Inc. d/b/a Golden Arrow Car Wash and Enzien, Inc. and Shyheim Davis, the parties of the first part and party of the second part ever had, now have, or which the party of the first part and his, her, or their heirs, executors or administrators, successors and assigns, hereinafter can, shall or may have for, upon or by reason of any matter, cause or thing whatsoever, and, including, but, without limiting the generality of the foregoing, the matters, demands, claims and things set forth, claimed and asserted in the aforesaid written claim.


This agreement on the part of the party of the second part is subject to the approval of the Board of Estimate and Apportionment of the City of Albany, pursuant to law.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.


.....
RASHAWN WHITE


.....
MARISA FRANCHINI
CORPORATION COUNSEL

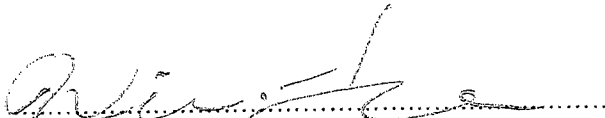

.....
ENZIEN, INC. D/B/A GOLDEN
ARROW CAR WASH and ENZIEN, INC.


.....
SHYHEIM DAVIS

STATE OF NEW YORK
COUNTY OF _____ } ss.:

On this 20 day of December, 2020, before me, the subscriber personally came ^{Rashawn White} **Shyheim Davis** to me known to be the same person(s) described in and who executed the foregoing instrument, and he duly acknowledged that he executed the same.

William Little
Notary Public State of New York
NO. 02L16283749
Qualified in Albany County Commission
Expires 6/17/2021


.....
NOTARY PUBLIC

STATE OF NEW YORK
CITY AND COUNTY OF ALBANY } ss.:

On this 10th day of FEBRUARY, 2020, before me, the subscriber personally came **Marisa Franchini, Corporation Counsel**, of the City of Albany to me known to be the same person described in and who executed the foregoing instrument, and she duly acknowledged that she executed the same.

BONNIE SENNETT
Notary Public, State of New York
Qualified in Schenectady County
No. 01SE6277257
My Commission Expires 03-04-2021


.....
NOTARY PUBLIC

Approved by the Board of Estimate and Apportionment of the City of Albany, the _____ day of _____, 2020.

.....
SECRETARY



City of Albany

BOARD OF ESTIMATE & APPORTIONMENT

February 18, 2021

RESOLVED, that the following Local Laws, Ordinances and/or Resolution passed by the Common Council on February 18, 2021 is hereby approved by the Board of Estimate and Apportionment.

LOCAL LAW B OF 2021

LOCAL LAW AMENDING ARTICLE II (ASSESSMENT AND COLLECTION OF TAXES) OF CHAPTER 333 (TAXATION) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO DELAYING THE IMPLEMENTATION OF INTEREST ON DELINQUENT TAX BILLS DURING THE STATE OF EMERGENCY CAUSED BY THE COVID-19 PANDEMIC

Affirmative 14 Negative 0 Abstain Present 0