



MINUTES OF A REGULAR MEETING MONDAY, SEPTEMBER 20, 2021

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

The roll being called, the following answered to their names: Anane, Balarin, Conti, Fahey, Farrell, Flynn, Frederick, Hoey, Igoe, Johnson, Kimbrough, and O'Brien.

Also present was the following staff: John-Raphael Pichardo, Cashawna Burt, Brett Williams and Mashaal Bhatti.

Council President Ellis led the Pledge of Allegiance.

PUBLIC COMMENT PERIOD

1. Theresa Zubretsky, 9 Jesse Court, Troy, NY, on behalf of Capital District Tobacco Free Community (Spoke on Tobacco Free spaces and in support of expansion of no smoking policies)

There being no additional speakers for public comment, President Ellis declared the Public Comment Period closed.

APPROVAL OF MINUTES

President Pro Tem Kimbrough made a motion to approve the minutes of September 9, 2021 meetings of the Council, which was duly seconded, and APPROVED by majority voice vote.

CONSIDERATION OF LOCAL LAWS

President Pro Tem Kimbrough held all the Local Laws on the pending agenda.

REPORTS OF STANDING COMMITTEES

Planning, Land Use and Economic Development Committee: Chair Fahey discussed the upcoming committee meetings on September 27th and September 28th, 2021 where they will discuss amendments to the USDO. She also spoke on the presentation to the council scheduled for September 29th and noted the upcoming public hearings for the amendments scheduled for October 4th and 18th.

Finance Assessment and Taxation: Chair Farrell discussed that the committee will be meeting on Wednesday September 22, 2021 to receive update on the City's financial position and Federal COVID Relief funds, as well as have brief preliminary budget discussion for 2022 fiscal year, and

discuss one Ordinance.

Law, Building and Codes: Chair Igoe reported the upcoming meeting on Thursday, September 23rd at 5:30 to discuss Local Law Q concerning noise abatement and treatment of such noises.

Public Safety: Chair Kimbrough reported the Public Safety Committee meeting will be Thursday, September 30th to discuss Local Laws M & L

CONSIDERATION OF ORDINANCES

President Pro Tem Kimbrough moved to add Ordinance 28.92.21 (MC) to agenda by majority consent, seconded by Council Member Anane, and passed unanimously.

Council Member Anane noticed Ordinance 28.92.21 (MC) as follows:

ORDINANCE 28.92.21 (MC) (UC)

AN ORDINANCE FURTHER TEMPORARILLY SUSPENDING CERTAIN PROVISIONS OF CHAPTER 375 OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE REGULATION OF SIDEWALK OR OUTDOOR CAFES IN ORDER TO ALLOW CONTINUATION OF THE EXTENDED PATIO AND OUTDOOR SEATING PROGRAM

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

Section 1. Section 3 of Ordinance 20.71.21 (UC) is amended to read:

Section 3: This ordinance shall take effect immediately and shall be deemed to have been in effect on and after July 7, 2021 and shall expire and be of no further force or effect on and after ~~October 4, 2021~~ January 15, 2022.

Section 2. This ordinance shall take effect immediately

President Pro Temp Kimbrough made a motion requesting Unanimous Consent to take up Ordinance 28.92.21 (MC) (UC) for consideration on its same meeting as introduction. The motion was second by Council Member Hoey and passed by unanimous voice vote.

Council Member Anane noticed Ordinance 28.92.21 (MC) (UC) (**AN ORDINANCE FURTHER TEMPORARILLY SUSPENDING CERTAIN PROVISIONS OF CHAPTER 375 OF THE CODE OF THE CITY OF ALBANY IN RELATION TO THE REGULATION OF SIDEWALK OR OUTDOOR CAFES IN ORDER TO ALLOW CONTINUATION OF THE EXTENDED PATIO AND OUTDOOR SEATING PROGRAM**) and asked for its passage on a roll call vote thereon:

Council Member(s) Anane and Balarin spoke prior to the roll call vote and passage.

**Ordinance 28.92.21 (MC) (UC) was co-sponsored by Council Members Balarin, Conti, Fahey, Farrell, Flynn, Frederick, Hoey, Igoe, Kimbrough, and O'Brien*

There being no further discussion, President Ellis called for a roll call vote thereof and the motion was **ADOPTED:**

The motion passed by the following vote of Council Members present voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Fahey, Farrell, Flynn, Frederick, Hoey, Igoe, Johnson, Kimbrough, O’Brien.

Affirmative 12 Negative 0 Abstain 0

President Pro Tem Kimbrough moved to discharge the Ordinance 11.61.20 by unanimous consent from committee that he previously made notice of, seconded by Council Member Flynn and passed by unanimous voice vote.

President Pro Tem Kimbrough moved to discharge Ordinance 21.72.21 from committee by unanimous consent, seconded by Farrell and passed by unanimous voice vote.

President Pro Temp Kimbrough noticed Ordinance 21.72.21 (**AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT TO NATIONAL GRID OF AN EASEMENT IN THE CITY OF ALBANY, OVER A PORTION OF CITY-OWNED PROPERTY AT CORNING RIVERFRONT PARK, FOR THE INSTALLATION OF AN ELECTRICAL SERVICE HOOKUP**) on behalf of Council Member Love, and asked for its passage on a roll call vote thereon:

There being no further discussion, President Ellis called for a roll call vote thereof and the motion was **ADOPTED:**

The motion passed by the following vote of Council Members present voting in favor thereof:

Affirmative – Anane, Balarin, Conti, Fahey, Farrell, Flynn, Frederick, Hoey, Igoe, Johnson, Kimbrough, O’Brien

Affirmative 12 Negative 0 Abstain 0

President Pro Temp Kimbrough held the remaining ordinances on the pending agenda.

CONSIDERATION OF RESOLUTIONS

Council Member Frederick noticed for introduction resolution number 75.92.21R and asked for its passage on a roll call vote thereon:

RESOLUTION NUMBER 75.92.21R

A RESOLUTION OF THE COMMON COUNCIL RECOGNIZING HISPANIC HERITAGE MONTH AND CELEBRATING THE HERITAGE AND CULTURE OF LATINOS IN THE UNITED STATES AND THE IMMENSE CONTRIBUTIONS OF LATINOS TO THE UNITED STATES

WHEREAS, from September 15, 2021 through October 15, 2021, the United States celebrates Hispanic Heritage Month; and

WHEREAS, National Hispanic Heritage Month begins on September 15 because it coincides with the national independence days for many Latin American countries, including Guatemala, El Salvador, Honduras, Nicaragua, and Costa Rica. Mexico's national independence day follows on the 16th, while Chile's occurs on the 18th, and Belize's is on the 21st; and

WHEREAS, the 2021 Theme is “Esperanza: A Celebration of Hispanic Heritage and Hope”; and

WHEREAS, as of the 2020 Census, the Bureau of the Census stated that the Hispanic or Latino population living in the United States is 62.1 million people, comprising of 18.7 percent of the total population of the United States, up from 50.5 million in the 2010 census; and

WHEREAS, the number of states with a population of 1 million or more Hispanic residents in 2019 are Arizona, California, Florida, Georgia, Illinois, New Jersey, New Mexico, New York, North Carolina, Pennsylvania, and Texas; and

WHEREAS, the Latino population in the United States is projected to grow to 107,000,000 people by 2065, at which point the Latino population will comprise more than 24 percent of the total population of the United States; and

WHEREAS, the Latino population in the United States is currently the third largest population of Latinos worldwide, exceeding the size of the population in every Latin American and Caribbean country except Mexico and Brazil; and

WHEREAS, each year approximately 800,000 Latino citizens reach 18 years of age and become eligible to vote, a number that could grow to 1,000,000 per year, potentially adding 18,000,000 new Latino voters by 2032; and

WHEREAS, in 2018, the annual purchasing power of Hispanic Americans was an estimated \$1,700,000,000,000, which is an amount greater than the economy of all except 17 countries in the world; and

WHEREAS, there are more than 4,370,000 Hispanic-owned firms in the United States, supporting millions of employees nationwide and contributing more than \$1,700,000,000 in revenue to the economy of the United States; and

WHEREAS, Hispanic-owned businesses represent the fastest growing segment of small businesses in the United States, with Latino-owned businesses growing at more than 15 times the national rate; and

WHEREAS, Hispanic Americans harbor a deep commitment to family and community, an enduring work ethic, and a perseverance to succeed and contribute to society;

NOW THEREFORE, BE IT RESOLVED, that the Common Council of the City of Albany hereby recognizes the celebration of Hispanic Heritage Month from September 15, 2021, through October 15, 2021 and esteems the integral role of Latinos and the manifold heritages of Latinos in the economy, culture, and identity of the United States; and

BE IT FURTHER RESOLVED, that the Common Council urges the people of the City of Albany to observe Hispanic Heritage Month with appropriate programs and activities that celebrate the contributions of Latinos to the United States.

Council Member(s) Fredrick, Balarin, Anane and Hoey spoke prior to the roll call vote and passage.

**Resolution 75.92.21R was co-sponsored by Council Members Anane, Balarin, Conti, Fahey, Farrell, Flynn, Frederick, Hoey, Igoe, Johnson, Kimbrough, and O'Brien*

There being no further discussion, President Ellis called for passed by unanimous voice vote and the motion was ADOPTED:

Affirmative – Anane, Balarin, Conti, Fahey, Farrell, Flynn, Frederick, Hoey, Igoe, Johnson, Kimbrough, O'Brien

Affirmative 12 Negative 0 Abstain 0

President Pro Temp Kimbrough held the remaining Resolutions on the pending agenda.

MISCELLANEOUS AND UNFINISHED BUISNESS

Council Member Conti and Farrell discussed details of the Mayor's Budget Presentation.

ADJOURNMENT:

There being no further business, President Pro Tem Kimbrough made a motion to adjourn with which was duly seconded and adopted by unanimous voice vote. President Ellis declared the meeting adjourned at approximately 7:29pm.

Respectfully submitted by:
Mashaal Bhatti,
Legislative Aide