

**Minutes of the
Special Meeting
Troy City Council
June 11, 2016
10:00 a.m.**

The meeting was called to order at 10:00 am

The Pledge of Allegiance was led by Jason Schofield

The roll being called the following answered to their names: Council Member Gulli, Council Member McGrath, Council Member Doherty, Council Member Kopka, Council Member, Donohue, Council Member Sullivan-Teta, Council Member Ashe-McPherson and Council President Mantello.

Absent: Council Member Bodnar

Public Comment – None

In attendance were Mayor Madden, Corporation Counsel, Kevin Glasheen, and John Salka. The meeting was attended by no members of the public.

The meeting was called to order at 10:00 am.

Council President Mantello explained how a Home Rule message in 1975 amended the Public Officers Law to exempt appointed public officers in the City of Troy from having to residents of the City of Troy. She further explained that since 1975 the City of Troy has had such public officers as corporation counsel, budget director, city engineer, and members of the planning and zoning boards who are not Troy residents. She also noted that in 1984, local law 4 was passed and it required non-public officers (employees) to be residents of Troy. Senator Breslin and Assemblyman McDonald have sponsored legislation and if this passes at the Special Council Meeting this home rule resolution will be forwarded to them.

CONSIDERATION OF RESOLUTIONS:

RES. #61

**RESOLUTION OF CITY COUNCIL APPROVING HOME RULE MESSAGE
REGARDING AMENDMENT OF PUBLIC OFFICERS LAW AND AUTHORIZING
FORWARDING OF SAME TO NEW YORK STATE LEGISLATURE**

Mantello requests a slow roll, Council Member Gulli (yes), Council Member McGrath (yes), Council member Doherty requests to speak. Doherty explains he agreed to support but has now pondered it to think if other practices would be improved. As he read correspondences he saw that the Mayor would give preference to a troy resident. Doherty stated that McGrath said there were two municipalities with these exemptions but his research shows there are seventy nine exemptions and this is not an unusual practice. It seems to be done to help other towns and municipalities to help them fill positions. I'm going to vote no but I want to explain why.

Mantello clarifies that the communities that you are referring to are directed to public officials but are about dual roles. There are only two exemptions regarding public officials. States she has heard from City Employees who must live in the city.

McGrath, understands Doherty has faith in the mayor and that this is our job as a legislative body to hold the executive body to their word. We are not saying we can't do this but I want to make sure that we look within the city first. Gulli states that if you work for the City they should be buying in and have an investment in the city. He understands this Mayor has agreed to look seek from within the city but what about the next Mayor. Donohue spoke with city employees and not city employees and they believe in Troy first. This is also about being fair and it's a moral issue, too. Sullivan-Teta asks Glasheen about the waiver. Glasheen explains if the Mayor finds a resident with basic qualifications he can fill the position and if he does not find a candidate that meets basic qualifications he can say he has difficulties filling the positions and come before the Council. Ashe-McPherson states when we were elected to do the right thing and we have a duty to the citizens and we would like our department heads to live in Troy.

Slow roll continues – Doherty (No), Kopka (No) and explains her vote, Donohue (Yes), Sullivan-Teta (No), Ashe-McPherson (Yes), Mantello (Yes)

Resolution passes 5-3, however, the resolution requires a 2/3 council vote. The resolution cannot be forwarded to the NYS Senate and Assembly as the 2/3 vote was not approved.

Public comment: none

Motion to Adjourn: McGrath, 2nd Ashe-McPherson
Meeting adjourned – 10:25 am

An audio recording of the meeting is on file in the City Clerk's Office.

Patricia O'Brien
City Clerk