

**Minutes of the
TROY CITY COUNCIL
REGULAR MEETING
October 7, 2021
7:00 P.M.**

Due to the ongoing COVID-19 crisis and pursuant to NYS legislation S.50001/A.40001, this meeting was remotely via videoconference.

The meeting was called to order at 7:15 p.m. by Council President Mantello.

Pledge of Allegiance

Roll Call: The roll being called, the following answered to their names: Council Member Gulli, Council Member Ashe-McPherson, Council Member Steele, Council Member Cummings, Council Member Zalewski, Council Member McDermott, Council President Mantello, Chair.

In attendance were Mayor Patrick Madden, Deputy Mayor Monica Kurzejeski, Corporation Counsel Richard T. Morrissey, Comptroller Andrew Piotrowski, Commissioner of Planning & Economic Development Steven Strichman, and City Engineer Aaron Vera.

Council Member Zalewski made a motion to dispense with the reading of the minutes of the prior meeting and approve as posted. Motion passed 7 ayes, 0 nos.

Public Forum:

- Adam Sanzone, regarding Resolution 80
- Eric Wisher, regarding the Troy Fire Department
- Jess Bennett, regarding Resolution 81
- Siegfried Isidro-Cloudas, regarding Ordinance 80

74. Ordinance Authorizing And Directing Transfer Of Parcels To The Troy Local Development Corporation (Council President Mantello) (At The Request Of The Administration)
Ordinance passed 6 ayes, 1 no (Cummings), 0 abstentions.

77. Ordinance Amending Troy City Code Chapter247 To Exempt Small Solid Waste Haulers From The Solid Waste Collection Permit Fee (Council President Mantello) (At The Request Of The Administration)
Mantello made a motion to replace “section” with “chapter” in title; motion passed 7 ayes, 0 nos.
Ordinance passed 7 ayes, 0 nos, 0 abstentions.

78. Ordinance Authorizing And Directing Sales Of City Owned Real Property By The Proposal Sale Application Method (Council President Mantello) (At The Request Of The Administration)
Ordinance passed 7 ayes, 0 nos, 0 abstentions.

79. Ordinance Amending The 2021 Special Grants Fund Budget (Council President Mantello) (At The Request Of The Administration)
Ordinance passed 7 ayes, 0 nos, 0 abstentions.

80. Ordinance Amending The Budgets Of The General Fund, Capital Projects Fund, And Special Revenue Fund, And Authorizing The Creation Of A Capital Project Within The Capital Projects Fund To Allocate Funding From The American Rescue Plan Act (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 6 ayes, 0 nos, 1 abstention (Steele).

81. Ordinance Amending The 2021 General Fund Budget To Accept Funds From The United States Department Of Homeland Security For An Assistance To Firefighters Grant (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

82. Ordinance Amending The 2021 General Fund Budget To Accept Funds From The New York State Division Of Criminal Justice Services For The Purpose Of Gun Involved Violence Elimination (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

83. Ordinance Amending The 2021 General Fund Budget To Accept Funds From Rensselaer County For The Purpose Of Providing Firefighting Services (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

84. Ordinance Adopting The City Of Troy Revenue Recognition Policy (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

85. Ordinance Amending The 2021 General Fund Budget And Garbage Fund Budget (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

86. Ordinance Amending The 2021 General Fund Budget To Appropriate Additional Funding From The NYS Governor's Traffic Safety Committee For The Child Passenger Safety Program (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

87. Ordinance Authorizing Acceptance Upon Conditions Of A Deed For Lands To Be Dedicated To The City Of Troy For Highway Purposes And A Utility Easement (Council President Mantello) (At The Request Of The Administration)

Ordinance passed 7 ayes, 0 nos, 0 abstentions.

65. Resolution Determining That Proposed Unlisted Action Shall Have No Significant Adverse Impacts On The Environment (Council President Mantello) (At The Request Of The Administration)

Resolution passed 6 ayes, 1 no (Cummings), 0 abstentions.

68. Resolution Authorizing The City To Waive The Apprenticeship Requirement For Construction Bids And Contracts Related To The Construction Of Improvements To The Frear Park Golf Course (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

69. Resolution Of The Troy City Council Authorizing A Public Hearing For Changing Traffic Direction On Rensselaer Street Between 6th Avenue And River Street (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

70. Resolution Of The Troy City Council Authorizing A Public Hearing For Changing Traffic Direction On Washington Street Between 5th Avenue And River Street (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

71. Resolution Authorizing And Ratifying The Memorandum Of Agreement By And Between The City Of Troy And The Command Officers' Association Of Troy, United Public Service Employees Union (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

72. Resolution Authorizing The Mayor To Enter Into An Agreement With Collar City Auctions Realty & Management, Inc., For Auctioneer Services (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

74. Resolution Appointing Commissioners Of Deeds For The City Of Troy (Council President Mantello)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

75. Resolution Recognizing The Public Service Of Robert "Rabbit" Riley, Jr. (Council President Mantello)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

76. Resolution Authorizing And Ratifying The Memorandum Of Agreement By And Between The City Of Troy And The Civil Service Employees Association (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

77. Resolution Authorizing And Ratifying Employment Contracts For The Chief Of Police, Deputy Police Chief, And Assistant Police Chief Of The City Of Troy Police Department (Council President Mantello) (At The Request Of The Administration)

Chief Contract:

Cummings made a motion to amend item 11 in the contract: "Compensatory Time. The Police Chief is a salaried employee and generally not eligible to receive overtime or compensatory time. Notwithstanding this fact and in view of unique circumstances confronting the City at this time, during the term of this contract the Chief may earn compensatory time for the number of hours worked in each pay period in excess of ninety (90) hours. Said Compensatory Time shall be earned at the rate of one and one-half (1.5) hours for each hour worked in excess of ninety (90) hours in any given pay period. The [Chief] may accumulate accrue unused compensatory time up to a maximum of 200 hours. Accrued unused compensatory time may be cashed out annually, on the same schedule as vacation leave ~~at any time~~. All accrued compensatory time will be cashed out upon separation of employment if the Chief gives at least one (1) month written notice regarding termination of his employment with the City." Motion failed, 1 aye (Cummings), 6 nos. Resolution passed 6 ayes, 1 no (Cummings), 0 abstentions.

78. Resolution Authorizing The Mayor To Enter Into An Agreement With Relentless Awareness LLC For Marketing Services Related To The American Rescue Plan Act (Council President Mantello) (At The Request Of The Administration)

Resolution passed 6 ayes, 0 nos, 1 abstention (Cummings).

79. Resolution Authorizing The Mayor To Enter Into An Agreement To Sublease The Knickerbacker Recreational Facility Ice Skating Arena To The Albany Firewolves, LLC (Council President Mantello) (At The Request Of The Administration)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

80. Resolution Honoring Former City Council Legislative Assistant Gary L. Pavlic, 1947 – 2021 (Council Member Zalewski, Council President Mantello, Council Member Gulli, Council Member Ashe-McPherson, Council Member Steele, Council Member Cummings, Council Member McDermott)

Resolution passed 7 ayes, 0 nos, 0 abstentions.

81. A Resolution Declaring That The Second Monday Of October Shall Also Be Known As Indigenous Peoples' Day (Council Member Cummings, Council President Mantello, Council Member Zalewski, Council Member Steele)

Cummings made a motion to amend the resolution by adding the following: “**RESOLVED**, That it is the policy of the Troy City Council that consultation with Indian Nations shall be conducted on a government-to-government basis and that members of the Council will consult with appropriate representatives of Indian Nations on a government-to-government basis on environmental and cultural resource issues of mutual concern and will seek to develop cooperative agreements with Indian Nations on such issues; and

RESOLVED, That it is the policy of the Troy City Council that consultations with Indigenous Peoples should take place prior to any decisions made by the City Council when the council has been notified that such decisions may affect properties to which a Tribe attaches religious or cultural significance; and

RESOLVED, That additional Tribal Consultation processes and requirements shall be further formalized in consultation with the appropriate representatives of Indigenous Peoples and Tribal Nations, including the Stockbridge-Munsee Band of the Mohican Nation of Wisconsin as well as other Indigenous Peoples that live and/or lived in this area within six months from this Resolution taking effect; and” After discussion, motion was withdrawn. Resolution passed 7 ayes, 0 nos, 0 abstentions.

Adjournment

The meeting adjourned at 9:30 p.m.

A video recording of this meeting is on file at the City Clerk's office.