

**TROY CITY COUNCIL AGENDA
REGULAR MEETING
March 1, 2012
7:00 P.M.**

Pledge of Allegiance
Roll Call
Good News Agenda
Vacancy List

Pursuant to Section 2.72-2 entitled "Public Forum" of the Special Rules of Order of the Troy City Council a period of time shall be designated during each regular or special meeting of the City Council as a public forum during which citizens of the City shall be permitted to address the Council on legislation on that meeting's agenda and on any subject appropriate to the conduct of Troy City government. Length of time allotted for citizen comment shall be no longer than ten (10) minutes per speaker.

LOCAL LAWS

ORDINANCES

1. Ordinance amending the Code of the City of Troy, Chapter 43 Ethics Code of, § 43-16 (B) entitled "Appointment of Ethics Commission Members; Term of Office. (Council President Kopka) (At the Request of the Administration).
2. Ordinance approving settlement of certiorari proceedings instituted by various property owners located in the City of Troy and on the assessment roll of the City of Troy. (Council President Kopka) (At the Request of the Administration).
3. Ordinance amending the Code of the City of Troy, Chapter 177 Landlord Registry, § 177-7 Entitled Landlord Registry Statement. (Council President Kopka)
4. Ordinance to accept 100% reimbursement from the NYS Department of Homeland Security/ Emergency Services Grant (NY DHSES); appropriated through the NYS Urban Area Supplemental Program (SUASP) FY-07. (Council President Kopka) (At the Request of the Administration).
5. Ordinance amending the 2012 City Budget to transfer funds within the General Fund budget lines. (Council President Kopka) (At the Request of the Administration).
6. PENDING APPROVAL BY FINANCE COMMITTEE MeETING 3/1/12
Ordinance amending the Troy City Code of Ordinances Chapter 216 "Parks and Recreation".

RESOLUTIONS

1. Resolution appointing Commissioners of Deeds for the City of Troy. (Council President Kopka) (At the Request of the Administration).
2. Resolution appointing City Marshalls for the City of Troy. (Council President Kopka) (At the Request of the Administration).
3. Resolution opposing the Citizens United Supreme Court ruling, supporting an amendment to the U.S. Constitution, and supporting public financing of elections. (Council Member Zalewski).
4. Resolution declaring March as American Red Cross Month. (Council President Kopka) (At the request of the Administration).
5. Resolution supporting an application to New York's Empire State Development Corporation for creation of the Land Reutilization Corporation of the Capital Region. (Council Member Bodnar)
6. Resolution honoring Rose Moreno upon the occasion of her 100th Birthday. (Council President Kopka) (At the request of the Administration)

**ORDINANCE AMENDING THE CODE OF THE CITY OF TROY,
CHAPTER 43 ETHICS CODE OF, § 43-16 (B) ENTITLED
APPOINTMENT OF ETHICS COMMISSION MEMBERS; TERM OF
OFFICE.**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. Section 43-16 (B) of Chapter 43 of the City Code of Ordinance entitled “Appointment of Ethics Commission members; term of office” is amended to provide and read as follows with new matter underlined and deleted matter stricken.

§ 43-16. Appointment of Ethics Commission members; term of office.

- B. The term of office of Ethics Commission members shall be three years and shall run from January 1 through December 31, except that of the members first appointed, ~~one~~ two members shall serve until December 31 of the year in which the Ethics Commission is established, two shall serve until the second December 31, and ~~two~~ three shall serve until the third December 31. With one of the Mayor’s initial appointments to serve one year, one to serve two years and one to serve three years. With one of the Council minority’s initial appointments to serve one year and one to serve three years. With one of the Council majority’s initial appointments to serve two years and one to serve three years.

Section 2. This Ordinance shall take effect immediately.

Approved as to form January 27, 2012

Ian H. Silverman Corporation Counsel

**ORDINANCE APPROVING SETTLEMENT OF CERTIORARI PROCEEDINGS
INSTITUTED BY VARIOUS PROPERTY OWNERS LOCATED IN THE CITY OF
TROY AND ON THE ASSESSMENT ROLL OF THE CITY OF TROY**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The Corporation Counsel of the City of Troy is hereby authorized to compromise and settle certiorari proceedings instituted by the following taxpayer as provided in certain stipulation on file with the office of the Corporation Counsel:

Center Albany Associates LP 101.26-8-1
(1 Twenty Fifth Street)

Center Albany Associates LP 101.33-1-2
(275 Hoosick Street)

Section 2. The Corporation Counsel of the City of Troy is hereby authorized to execute the necessary stipulations for the settlement of the proceedings and the Orders based on said stipulations shall authorize the City Treasurer of the City of Troy, if necessary, to prepare new tax bills in the proper form based on the above referenced assessments and shall further authorize the Department of Finance and the City of Troy to revise the 2012 assessment roll to reflect said changes.

Section 3. Upon receipt by the City Treasurer and the City Comptroller of the executed Stipulations and Orders, said tax rolls shall be adjusted accordingly, and the necessary refunds will be made to the property owner, if applicable.

Section 4. This Ordinance shall take effect immediately.

Approved as to form,

Ian H. Silverman, Corporation Counsel

MEMORANDUM IN SUPPORT

TAXPAYER: Center Albany Associates, LP
PROPERTIES: 1 Twenty Fifth Street [Troy Gardens] (SBL No. 101.26-8-1)
275 Hoosick Street [Park Ridge] (SBL No. 101.33-1-2)
ATTORNEY: Paul Goldman of Segel, Goldman, Mazzotta and Siegel

Taxpayer Center Albany Associates LP owns and operates two apartment complexes in the City of Troy, the 267-Unit Park Ridge Apartments and the 191-unit Troy Garden Apartments. The Park Ridge facility was constructed in the 1960s, and has 12 apartment units in one building that are not habitable due to foundation settling. The Troy Gardens Apartments was built in the 1950s.

The assessment history of the property is as follows:

Center Albany Associates LP – Park Ridge

Year	Assessed Value	Eq. Rate	Fair Market Value
2010	\$1,386,000	13.25%	\$10,460,377
2011	\$1,386,000	13.80%	\$10,043,478

Center Albany Associates LP – Troy Gardens

Year	Assessed Value	Eq. Rate	Fair Market Value
2010	\$1,122,720	13.25%	\$8,473,358
2011	\$1,122,720	13.80%	\$8,135,652

Petitioner proceeded to trial with appraisal reports prepared by John O'Neil of De L. Palmer Appraisals of Albany. Mr. O'Neill, who has appraised other apartment complexes in Troy, utilized a comparable sales approach of other apartment complexes in Troy and the Capital District, and an income capitalization approach based upon the income and expenses of the subject property. His appraisal reports indicated a fair market value of \$7,200,000 for the Park Ridge complex and \$4,300,000 for the Troy Gardens apartments.

The appraisal reports submitted by Petitioner supported reduction in the assessed value. Settlement negotiations were conducted prior to the date of trial, with Petitioner's counsel rejecting every proposal made by the City. Trial was begun on February 8, 2012 before the Hon Raymond J. Elliott III. During trial, settlement was reached in which City would reduce the assessments to the value in Petitioner's appraisal reports, and Petitioner would waive refunds from the city based upon the reductions to the 2010 assessment roll. The settlement will save the City approximately \$75,000 in potential refunds.

**ORDINANCE AMENDING THE CODE OF THE CITY OF TROY,
CHAPTER 177 LANDLORD REGISTRY, § 177-7 ENTITLED
LANDLORD REGISTRATION STATEMENT.**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. Section 177-7 (B) of Chapter 177 of the City Code of Ordinance entitled “Landlord registration statement” is amended to provide and read as follows with new matter underlined and deleted matter stricken.

§ 177-7. Landlord registration statement.

B. The owner shall be obligated, at all times, to keep this information updated, and when there is a change in any of the requested items (ownership, managing agent, insurance coverage, etc.), the owner shall update the information by amending the landlord registration statement within ~~30~~ 90 days from the date of any such change.

Section 2. Section 177-7 (D) of Chapter 177 of the City Code of Ordinance entitled “Landlord registration statement” is amended to provide and read as follows with new matter underlined and deleted matter stricken.

§ 177-7. Landlord registration statement.

D. Where, after filing any landlord registration statement in relation to any rental property under the applicable provisions of this article, the owner of such property shall have granted or transferred his/her right, title or interest therein or in any part thereof, the new owner shall file a new landlord registration statement with the Registry Authority within ~~30~~ 90 days after such grant or transfer.

Section 3. This Ordinance shall take effect immediately.

Approved as to form February 9, 2012

Ian H. Silverman Corporation Counsel

Memo of Support

**Title: ORDINANCE AMENDING THE CODE OF THE CITY OF TROY,
CHAPTER 177 LANDLORD REGISTRY, § 177-7 ENTITLED
LANDLORD REGISTRATION STATEMENT.**

Effect on Present Law: The 30 day period for new landlords to register will change to 90 days.

Purpose: The change reflects the amount of time it takes for the deed to get from the County Clerk, where it is filed after the sale of real property, to the office of the City Assessor . The change is necessary because of the lag time between the sale of a property and the city having knowledge of the sale. The change will assist the Bureau of Code Enforcement with the Landlord Registry.

Fiscal impact: none

Council committee: Finance

**ORDINANCE TO ACCEPT 100% REIMBURSEMENT FROM THE NYS
DEPARTMENT OF HOMELAND SECURITY/ EMERGENCY SERVICES
GRANT (NY DHSES); APPROPRIATED THROUGH THE NYS URBAN AREA
SUPPLEMENTAL PROGRAM (SUASP) FY-07.**

The City of Troy, convened in city Council, ordains as follows:

Section 1. The 2012 City General Fund Budget is hereby amended to accept grant fund reimbursement and modify appropriations in the amount of \$1,699.34 to be appropriated in the 2010 Police Department Operating Budget A3120

Section 2. This act shall take effect immediately.

Approved as to form,

Ian H. Silverman, Corporation Counsel

DEPARTMENT OF PUBLIC SAFETY BUREAU OF POLICE
MEMORANDUM OF SUPPORT FOR AMENDING THE BUDGET

Title: Ordinance amending the 2012 general fund city budget to accept reimbursement for this grant for 100%. It is being appropriated through the NYS Urban Area Supplemental Program (SUASP) FY-07 grant from the NYS department of homeland security for the training of two (2) Troy Police officers participating in a CBRNE exercise and who were paid at their overtime rates for a total of \$1,699.34.

Effect on Present Law: None

Purpose: In October of 2010, a CBRNE exercise was conducted at the RPI Bio-Tech Center. Two (2) Troy Police officers participated and were paid at their overtime rates for a total of \$1,699.34. This expense was paid through the Police Departments operating budget overtime line for 2010. The legislation requested is a necessary requirement of DHSES for all contracts. The executed contract will allow for a 2012 General Fund reimbursement of the overtime funds identified above.

Fiscal Impact: None

Council Committee: Public Safety/Finance



CITY OF TROY
OFFICE OF THE DEPUTY MAYOR

INTERNAL
MEMORANDUM

To: Ian Silverman – Corporation Counsel

From: William D. Chamberlain – Director of Operations /SWMC 

Date: February 8, 2012

Cc: J. Mazzariello – Comptroller
File

Subject: REQUEST FOR LEGISLATION (March 2012)
NYS Department of Homeland Security / Emergency Services Grants (NYS DHSES)

The following information is provided for the purpose of drafting legislation relative to a NYS DHSES grant. The reimbursement rate for this grant is 100% and has been appropriated through the NYS Urban Area Supplemental Program (SUASP) FY-07. The contract associated with the particular portion of the SUASP-07 funding has been delayed at the state level due to re-allocations of federal funds.

In October of 2010, a CBRNE exercise was conducted at the RPI Bio-Tech Center. Two (2) Troy Police officers participated and were paid at their overtime rates for a total of **\$1,699.34**. This expense was paid through the Police Departments operating budget overtime line for 2010. The legislation requested is a necessary requirement of DHSES for all contracts. The executed contract will allow for a 2012 General Fund reimbursement of the overtime funds identified above.

Should you have any questions or wish to discuss this request please contact me at your convenience.

STATE AGENCY: New York State Division of Homeland Security and Emergency Services 1220 Washington Avenue Albany, NY 12242	NYS COMPTROLLER'S NUMBER: T175272 (Contract Number)
	ORIGINATING AGENCY CODE: 01077

GRANTEE/CONTRACTOR: (Name & Address) Troy, City of 1 Monument Square Troy, NY 12180	TYPE OF PROGRAM(S): WM2007 LETPP CFDA# 97.067 OHS NUMBER(S): WM07175272
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FEDERAL TAX IDENTIFICATION NO: 14-6002472	INITIAL CONTRACT PERIOD:
MUNICIPALITY NO (if applicable): 380257000 000	FROM: 10/01/2010 TO: 10/31/2010
	FUNDING AMOUNT FOR INITIAL PERIOD: \$ 1,700

STATUS: Contractor is not a sectarian entity. Contractor is not a not-for-profit organization	MULTI-YEAR TERM (if applicable): FROM: TO:
---	--

CHARITIES REGISTRATION NO:	APPENDICES ATTACHED AND PART OF THIS AGREEMENT
Contractor has ___ / has not ___ timely filed with the Attorney General's Charities Bureau all required periodic or annual written reports.	<input checked="" type="checkbox"/> APPENDIX A Standard Clauses required by the Attorney General for all State contracts
If 'Exempt' is entered above, reason for exemption: _____	<input checked="" type="checkbox"/> APPENDIX A-1 Agency-Specific Clauses
	<input checked="" type="checkbox"/> APPENDIX B Budget
	<input checked="" type="checkbox"/> APPENDIX C Payment and Reporting Schedule
	<input checked="" type="checkbox"/> APPENDIX D Program Workplan and Special Conditions
	___ APPENDIX X Modification of Agreement Form (to accompany modified appendices for changes in terms or considerations on an existing period or for renewal periods
	___ OHS-55 Budget Amendment/Grant Extension Request
	___ Other -- Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion

IN WITNESS THEREOF, the parties hereto have executed or approved this AGREEMENT on the dates indicated below.

NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

By: _____ Date: _____
F. David Sheppard, Acting Assistant Director

State Agency Certification: "In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract."

GRANTEE:

By: _____ Date: _____
Hon. Harry J Tutunjian, Mayor

STATE OF NEW YORK

County of _____

On this ___ day of _____, 20___, before me personally came _____, to me known, who being
duly sworn, did depose and say that (s)he resides in _____, that (s)he is the _____ of the
_____, the Grantee described in and which executed the foregoing instrument; that it was so executed by the authority
of the Grantee, and that (s)he signed his/her name hereto by like order.

(Notary) _____

ATTORNEY GENERAL'S SIGNATURE

Title: _____

Date: _____

APPROVED:
THOMAS P. DINAPOLI,
STATE COMPTROLLER

By: _____

Date: _____

Appendix B - Project Budget		
Contract Period: 10/1/2010 - 10/31/2010		
<u>DESCRIPTION</u>	<u>GRANT AMOUNT</u>	<u>MATCH AMOUNT</u>
Troy, City of		
Personnel		
Overtime Costs for Red Team Exercise	1,579.00	0.00
	1,579.00	0.00
Fringe Benefits		
Fringe Benefit Costs for Red Team Exercise	121.00	0.00
	121.00	0.00
	Grant Total:	
	1,700.00	0.00

Appendix D - Program Workplan and Special Conditions

This Program will be implemented by: **Troy City Police Department**

Project Goal: Prevent terrorist attacks; Respond to terrorist attacks; Minimize the danger and recover from terrorist attacks.

Objective # 1

To enhance Safeguard NY program.

Task # 1

Conduct Red Team Exercise to test effectiveness of Operation Safeguard.

Performance Measure # 1

Exercise conducted and After Action Report submitted to DHSES. Provide brief narrative and report number of personnel involved and describe how the project enhanced the Safeguard NY program.

**ORDINANCE AMENDING THE 2012 CITY BUDGET TO TRANSFER FUNDS
WITHIN THE GENERAL FUND BUDGET LINES**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy 2012 GENERAL, FUND Budget is herein amended and set forth in Schedule A entitled:

March 2012 Budget Amendment

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form,

Ian H. Silverman, Corporation Counsel

MEMO IN SUPPORT

Title: Ordinance amending the 2012 General Fund Budget Appropriations.

Summary of Provisions: This legislation is being initiated by the Administration and will transfer funds from certain accounts to other accounts where the original budget allocations is being amended for the purpose of providing funding for the for the emergency declaration of the demolition of the Sperry Warehouse.

Present Law: N/A

Purpose: The administration begins the process of building a budget the summer before the budget is due. The administration files the budget on October 1st and the City Council passes the budget in December. The several hundred expense categories contained in the 2012 budget are estimates of those expenses made in 2011 for 2012.

It is now deemed that certain allocations need to be increased to cover unanticipated expenses. Other budget lines will be adjusted to compensate for these increases.

Overall Budget Fiscal Impact: None.

Louis A. Rosamilia
Mayor



William S. Dunne
Commissioner
Phone: (518) 279-7166
Fax: (518) 270-4642
bill.dunne@troyny.gov

Peter Ryan
Deputy Mayor

Office of the City Engineer
City Hall
1776 Sixth Avenue
Troy, New York 12180

Russ Reeves, CEng., PE
City Engineer
Phone: (518) 279-7173
russ.reeves@troyny.gov

February 14, 2012

Lou Rosamilia
Mayor
Troy City Hall
1776 6th Avenue
Troy, NY 12180

Re: Sperry Warehouse Emergency Structural Condition Assessment

Dear Lou,

The Sperry Warehouse building which has been used by the City of Troy for storage of vehicles and road salt has experienced numerous structural collapses and subsequent repairs over the last several years. More recently the building has experienced a significant rupture and collapse of a portion of the South Westerly exterior bearing wall. A typical view of this is depicted in photograph 1.



Photograph 1

The structure consists of laid up exterior brick masonry bearing walls on the Easterly and Westerly side of the building. Riveted steel roof trusses with steel purlins and ship lapping comprise the roof structure. There is no interior steel framing members that contribute to the support of the building for redundancy in the support of the structure. The Sperry Warehouse building is experiencing varying states of deterioration and structural collapse. Photograph 2 shows a typical closer view of this portion of the collapse of the Westerly structure. This portion of the building is considered highly unstable and a public safety hazard, because of the severe instability of this Westerly wall it is not possible to board and secure the structure. I understand from DPW supervisor Mike Hayner that people are entering the structure illegally remove parts of vehicles and parts of the building.



Photograph 2

Other portions of the structure have collapsed, the Easterly side of the building has ruptured several years ago, with 2x6 framing having been installed in an attempt to increase longevity of the building and its effective use. Photograph 3 shows a typical view of this area. Note the interior steel skeletal framing members that comprise the roof structure. In order to remove a portion of this structure the contractor will first need to saw cut the wooden ship lap portion of the roof so as to expose steel skeletal framing members. Steel portions of the roof skeletal framing shall be either saw cut or torch cut in order to properly separate the structure so as to avoid damage of that portion of the structure that is to remain.



Photograph 3

It shall be pointed out that the majority of the building has significant structural, and deterioration issues, while the goal is to save as much of the building as practicable this will need to be determined in the field as the demolition carefully proceeds.



Photograph 4

Photograph 4 shows a typical view of the rear portion of the building. The contractor shall incorporate in his demolition plan the need to address the structural portion of the rear of this building including if affected, the overhead steel bridge structure as seen in this photograph.

The City is making arrangements with an environmental firm to test and evaluate any asbestos present in the building and will have the results available through the demolition contractor.

In order to stabilize the remaining portion of the building, we have included within this report a stabilization plan to be installed by the contractor. This includes the use of reinforced concrete footings, along with 4" x 6" column support at each truss location shown with associated bracing and a reinforced concrete strip footing with a 2"x 6" stud wall at the open gable end at the portion of the building to remain in place.

Please note that portions of this structure are considered highly unstable and a public safety hazard. The contractor is responsible for evaluating the building and familiarization with existing and surrounding conditions. The contractor is responsible for securing the site and workers safety. Contractor is responsible for complying with the NYS Dept. of Labor and OSHA requirements. This building shall be removed as soon as practicable under Emergency Condemnation Procedures. This letter shall constitute official notice of the severity of the public safety hazard and direction for immediate condemnation.

Thank you for your consideration in this matter.

Very Truly Yours,

Russ Reeves, Eng. P.E

Cc; Deputy Mayor Pete Ryan
City Attorney Ian Silverman
Commissioner of Planning and Economic Development Bill Dunne
Assistant to the City Engineer Len Welcome

Photograph 4 shows a typical view of the rear portion of the building. The contractor shall incorporate in his demolition plan the need to address the structural portion of the rear of this building including if affected, the overhead steel bridge structure as seen in this photograph.

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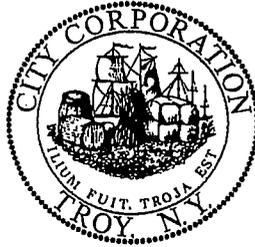
Thank you for your consideration in this matter.

Very Truly Yours,



Russ Reeves, Eng. P.E

Cc; Deputy Mayor Pete Ryan
City Attorney Ian Silverman
Commissioner of Planning and Economic Development Bill Dunne
Assistant to the City Engineer Len Welcome



FILE COPY

Ian H. Silverman
Corporation Counsel

Office of Corporation Counsel
City Hall
1776 Sixth Avenue
Troy, New York 12180

Phone: (518) 279-7139
Fax: (518) 270-4609
ian.silverman@troyny.gov

INTERNAL MEMORANDUM

To: Hon. Louis A. Rosamilia
From: Ian H. Silverman, Corporation Counsel
Date: February 14, 2012
Cc: Russ Reeves, City Engineer
Subject: Emergency Declaration

Dear Mayor Rosamilia:

Attached you will find a memo from Russ Reeves, City Engineer, expressing the critical state of the Sperry Warehouse building. Mr. Reeves is requesting this building be removed as soon as practicable under Emergency Condemnation Procedure. I must defer to the expertise of Mr. Reeves and his analysis of the public safety hazard.

Therefore, given the current state of the Sperry Warehouse building, as defined in Mr. Reeves's memo, I recommend the execution of an Emergency Declaration for the immediate removal of this building under emergency condemnation procedures.

Finally, pursuant to City Charter C-59 you should notify Council President Kopka of your declaration by the most rapid means of communication possible. I am available at your pleasure to discuss any or all of the above.

Sincerely,

Ian H. Silverman
Corporation Counsel

Schedule A

2012

March Budget Amendment

Department General Fund	Account No.	Description	Original Budget*	Change (+ / -)	Revised Budget
Contingent Account	A.1990.0418.0000	Contingencies	\$ 213,231.00	\$ (86,000.00)	\$ 127,231.00
DPW Streets	A.5110.0409.0091	Demolition Services	\$ -	\$ 86,000.00	\$ 86,000.00
Total General Fund Budget Expenditure Increase				<u><u>\$0.00</u></u>	

**ORDINANCE AMENDING THE TROY CITY CODE OF ORDINANCES
CHAPTER 216 "PARKS AND RECREATION"**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. Chapter 216 of the Troy City Code of Ordinances, "Parks and Recreation", is hereby amended by amending section 216-7 as follows:

A. Annual membership:

	Resident	Non-resident
Single Pass	\$600	\$950
Husband/wife Pass	\$850	\$1450
Sr. Citizen Pass	\$400	\$650
Jr. Pass	\$325	500

Restrictions: Weekends Jr./Sr. would be restricted to use after 12:00 noon.

Restriction on all passes: They cannot be used for play in outings and tournaments.

B. Daily Fees for 18 Holes ****(During the season, specials will be offered to promote play. This includes, but is not limited to, 2 for 1 calendar card specials and fall specials.)***

	Resident	Non-resident
Weekdays	\$19	\$26
Weekday Tournament	\$23	\$23
Weekends	\$21	\$28
Weekend Tournament	\$25	\$25
Jr/Sr Citizen Weekday	\$12	\$12
Weekday Sr. Special	\$17	\$17

Restrictions: Weekdays Jr./Sr. resident 18 holes would be restricted to use before 12:00 noon. Weekends Jr./Sr. would be restricted to use after 12:00 noon.

C. Daily Fees for 9 Holes

	Resident	Non-resident
Weekdays	\$14	\$16
Weekday 9 Hole League	\$15	\$15
Weekend	\$14	\$16

D. Other Fees

- (1) 9 Hole cart \$18

- (2) 18 Hole cart \$28

- (3) Private Cart \$400

- (4) Resident ID Cart \$10

- (5) 9 Hole pull cart \$4

- (6) 18 Hole pull cart \$6

- (7) 9 Hole Golf Club Rental \$10

- (8) 18 Hole Golf Club Rental \$12

Section 2. This act will take effect immediately.

Approved as to form, February 23, 2012

Ian H. Silverman, Corporation Counsel

ORD. # 6
3-1-12

**RESOLUTION APPOINTING COMMISSIONERS OF DEEDS FOR THE CITY OF
TROY**

BE IT RESOLVED, that the City Council hereby appoints the following persons, as identified in the attached applications hereto and made a part hereof, Commissioners of Deeds for the City of Troy for a two year term. .

Paul J. Santandera
Selina Maltar
Donna M. Langdon
Margaret Pontore
Mary R. Miano

Approved as to form, February 9, 2012

Ian H. Silverman, Corporation Counsel

COMMISSIONER OF DEEDS
Application for Appointment



State of New York
Rensselaer County
City of Troy

To the City Clerk of the City of Troy, New York:

I, Paul J. Santandera (print full name), being duly sworn, hereby make application for appointment to the office of Commissioner of Deeds in and for the City of Troy.

I hereby swear that:

- 1. I am a citizen of the United States, and
- 2. I am 61 years of age and
- 3. Check one

1. I maintain my fixed and permanent residence at (print address)

_____ in the City of Troy, New York,

2. I maintain an office or place of business in the City of Troy, at 1600 7th AVE TROY NY 12180 (print address)

And I maintain my fixed and permanent residence at 4 Heather Ridge in Poestenkill (town/village) in Rensselaer County.

Applicant sign full name here

Paul J. Santandera

On this 24th day of Jan, 2012, before me appeared

Paul J. Santandera

, to me known to be the same person described in and who executed the foregoing instrument and he/she duly acknowledged to me that he/she executed the same and that the information contained therein is true and accurate.

Tina M. Vroman (Notary)
Notary Public or Commissioner of Deeds

Approved on _____, 20__

Tina Vroman
No. 01VR6135052
Notary Public, State of New York
Qualified in Rensselaer County
My commission expires OCTOBER 11th, 2013

Troy City Clerk

Proof of Residency:

OFFICE USE ONLY

Valid NYS drivers or non drivers license within city limits of Troy

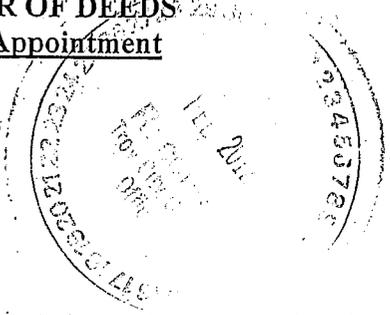
Valid NYS drivers or non drivers license in Rensselaer County

✓ Business Card or Work ID

_____ Pay stub

COMMISSIONER OF DEEDS
Application for Appointment

State of New York
Rensselaer County
City of Troy



To the City Clerk of the City of Troy, New York:

I, Selina Matter (print full name), being duly sworn, hereby make application for appointment to the office of Commissioner of Deeds in and for the City of Troy.

I hereby swear that:

1. I am a citizen of the United States, and
2. I am 43 years of age and
3. Check one

1. I maintain my fixed and permanent residence at (print address)

_____ in the City of Troy, New York,

2. I maintain an office or place of business in the City of Troy, at 1600-7th AVE (print address)

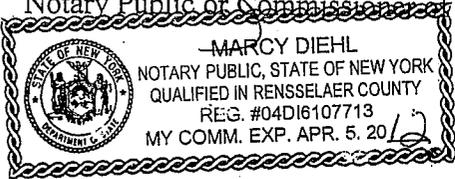
And I maintain my fixed and permanent residence at 21 Weeden Way in Pittstown (town/village) in Rensselaer County.

Applicant sign full name here Selina Matter

On this 24 day of January, 2012, before me appeared

Selina Matter, to me known to be the same person described in and who executed the foregoing instrument and he/she duly acknowledged to me that he/she executed the same and that the information contained therein is true and accurate.

Marc Diehl
Notary Public or Commissioner of Deeds



Approved on _____, 20__

Troy City Clerk

<u>Proof of Residency:</u>	OFFICE USE ONLY
<input checked="" type="checkbox"/> Valid NYS drivers or non drivers license within city limits of Troy	
<input type="checkbox"/> Valid NYS drivers or non drivers license in Rensselaer County	
<input type="checkbox"/> Business Card or Work ID	
<input checked="" type="checkbox"/> Pay stub	

COMMISSIONER OF DEEDS
Application for Appointment



State of New York
Rensselaer County
City of Troy

To the City Clerk of the City of Troy, New York:

I, Donna M Langdon (print full name), being duly sworn, hereby make application for appointment to the office of Commissioner of Deeds in and for the City of Troy.

I hereby swear that:

1. I am a citizen of the United States, and
2. I am 46 years of age and
3. Check one

1. I maintain my fixed and permanent residence at (print address)

14 Wilde Drive
in the City of Troy, New York,

2. I maintain an office or place of business in the City of Troy, at _____ (print address)

And I maintain my fixed and permanent residence at _____ in _____ (town/village) in Rensselaer County.

Applicant sign full name here Donna M Langdon

On this 24th day of January, 2012, before me appeared

Donna M Langdon, to me known to be the same person described in and who executed the foregoing instrument and he/she duly acknowledged to me that he/she executed the same and that the information contained therein is true and accurate.

Tina M. Vroman (West)

Notary Public or Commissioner of Deeds

Approved on _____, 20__

Tina Vroman
No. 01VR6135052
Notary Public, State of New York
Qualified in Rensselaer County
My commission expires OCTOBER 11th, 2013

Troy City Clerk

Proof of Residency:

OFFICE USE ONLY

Valid NYS drivers or non drivers license within city limits of Troy

Valid NYS drivers or non drivers license in Rensselaer County
Business Card or Work ID

Pay stub

COMMISSIONER OF DEEDS
Application for Appointment



State of New York
Rensselaer County
City of Troy

To the City Clerk of the City of Troy, New York:

I, Margaret Pontore (print full name), being duly sworn, hereby make application for appointment to the office of Commissioner of Deeds in and for the City of Troy.

I hereby swear that:

- 1. I am a citizen of the United States, and
- 2. I am 47 years of age and
- 3. Check one

1. I maintain my fixed and permanent residence at (print address)

_____ in the City of Troy, New York,

2. I maintain an office or place of business in the City of Troy, at 1600 7th Ave Troy NY 12180 (print address) And I maintain my fixed and permanent residence at 5 Canal Ave in Troy (town/village) in Rensselaer County.

Applicant sign full name here

Margaret Pontore

On this 27 day of January, 2012, before me appeared

Margaret Pontore, to me known to be the same person described in and who executed the foregoing instrument and he/she duly acknowledged to me that he/she executed the same and that the information contained therein is true and accurate.

Rebecca Clarkson

~~Notary Public~~ or Commissioner of Deeds

REBECCA CLARKSON
Commissioner of Deeds
Commission Expires 11/30/12

Approved on _____, 20__

Troy City Clerk

Proof of Residency:

OFFICE USE ONLY

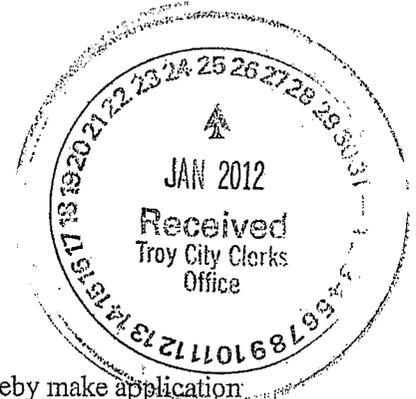
Valid NYS drivers or non drivers license within city limits of Troy

Valid NYS drivers or non drivers license in Rensselaer County
Business Card or Work ID

Pay stub

COMMISSIONER OF DEEDS
Application for Appointment

State of New York
Rensselaer County
City of Troy



To the City Clerk of the City of Troy, New York:

I, MARY R. MIANO (print full name), being duly sworn, hereby make application for appointment to the office of Commissioner of Deeds in and for the City of Troy.

I hereby swear that:

- 1. I am a citizen of the United States, and
2. I am 63 years of age and
3. Check one

[]

1. I maintain my fixed and permanent residence at (print address)

in the City of Troy, New York.

[x]

2. I maintain an office or place of business in the City of Troy at RENSSELAER COUNTY DISTRICT ATTORNEY'S OFFICE (print address)

And I maintain my fixed and permanent residence at 26 CAYUGA CT. AVERILL PARK, NY, in (town/village) in Rensselaer County. 12018

Applicant sign full name here Mary R. Miano

On this 24th day of January, 2012, before me appeared

Mary R. Miano, to me known to be the same person described in and who executed the foregoing instrument and he/she duly acknowledged to me that he/she executed the same and that the information contained therein is true and accurate.

Arthur F. Glass, Jr., 1st Asst. O.A.
Notary Public or Commissioner of Deeds

Approved on _____, 20__

ARTHUR F. GLASS, JR.
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01GL4678926
QUALIFIED IN RENSSELAER COUNTY
COMMISSION EXPIRES SEPT. 30, 2014

Troy City Clerk

Proof of Residency: OFFICE USE ONLY
[] Valid NYS drivers or non drivers license within city limits of Troy
[] Valid NYS drivers or non drivers license in Rensselaer County
Business Card or Work ID
Pay stub

**RESOLUTION APPOINTING
CITY MARSHALS FOR THE CITY OF TROY**

WHEREAS, pursuant to Section 13.06 of the City Charter of Troy, the City Council is authorized to appoint as many persons as may be necessary, not exceeding five (5) unless a greater number be at any time prescribed by the City Council to act as Marshals of the City Court;

WHEREAS, the appointment of John C. McCann as Troy City Marshal effective March 1, 2012; and

WHEREAS, the appointment of Keith McDermott as Troy City Marshal effective March 1, 2012;

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby appoints John C. McCann and Keith McDermott as City Marshals of City Court of the City of Troy for a two-year appointment.

Approved as to form, February 8, 2012

Ian H. Silverman, Esq.
Corporation Counsel

**RESOLUTION OPPOSING THE *CITIZENS UNITED* SUPREME COURT
RULING, SUPPORTING AN AMENDMENT TO THE U.S. CONSTITUTION,
AND SUPPORTING PUBLIC FINANCING OF ELECTIONS**

WHEREAS, clean, fair, transparent, and voter-owned elections are a necessity for a healthy democracy and public trust in our government; and

WHEREAS, campaign financing must conform to these same values if our system of elections is to maintain the public trust; and

WHEREAS, campaign financing has failed for many years to conform to these values as a result of the corrupting influence of large donations and vast corporate “independent” expenditures, dating at least to the 1976 Supreme Court decision *Buckley v. Valeo*, which gave us the false benchmark that “money equals free speech”; and

WHEREAS, in 2010 the United States Supreme Court issued its decision in *Citizens United v. Federal Election Commission*, holding that independent spending on elections by corporations and other groups could not be limited by government regulations; and

WHEREAS, this decision rolled back the legal restrictions on corporate spending in the electoral process, allowing for unlimited corporate spending to influence elections, candidate selection, and policy decisions; and

WHEREAS, in reaching its decision, a majority of the Supreme Court interpreted the First Amendment of the Constitution to afford corporations the same free speech protections as natural persons; and

WHEREAS, in his eloquent dissent, Justice John Paul Stevens rightly recognized that “corporations have no consciences, no beliefs, no feelings, no thoughts, no desires. Corporations help structure and facilitate the activities of human beings, to be sure, and their 'personhood' often serves as a useful legal fiction. But they are not themselves members of 'We the People' by whom and for whom our Constitution was established”; and

WHEREAS, the Court's decision in *Citizens United* severely hampers the ability of federal, state, and local governments to enact reasonable campaign finance reforms and regulations regarding corporate political activity; and

WHEREAS, corporations should not be afforded the entirety of protections or “rights” of natural persons, such that the expenditure of corporate money to influence the electoral process is a form of constitutionally protected speech; and

WHEREAS, on the contrary, the government has a compelling interest in empowering individual citizens to fund campaigns through their own small donations; and

WHEREAS, public financing systems, such as the one in use in New York City, fulfill this goal and can enhance the power and participation of ordinary citizens in the electoral system; and

WHEREAS, Governor Cuomo has called for New York State to adopt just such a system of public financing for elections to statewide and legislative offices; and

WHEREAS, several proposed amendments to the Constitution have been introduced in Congress that would allow governments to regulate the raising and spending of money by corporations to influence elections.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Troy does hereby oppose the Supreme Court's interpretation of the Constitution in *Citizens United* regarding the constitutional rights of corporations; and

BE IT FURTHER RESOLVED, that the Troy City Council supports Congress amending the Constitution to provide that corporation are not entitled to the entirety of protections or “rights” of natural persons, specifically so that the expenditure of corporate money to influence the electoral process is no longer a form of constitutionally protected speech; and

BE IT FURTHER RESOLVED, that the Troy City Council calls on local, federal, and especially the New York State government to act immediately to check the influence of large corporate money through the implementation of systems of public matching for small campaign donations made by We the People, modeled on the system currently in place in New York City.

American Red Cross
Red Cross Month
Mayoral Proclamation

MARCH IS AMERICAN RED CROSS MONTH 2012

The American Red Cross has touched many lives in the Troy community, as well as across the country and around the world.

During American Red Cross Month, we thank those who contribute to the mission of the Red Cross, whether through time, money or blood, and we invite others to support the Red Cross in helping people in need down the street, across the country and around the world.

The American Red Cross is synonymous with helping people, and has been doing so for more than 130 years. Throughout the past year, the American Red Cross launched hundreds of disaster relief operations in the United States to help people affected by fires, floods, hurricanes and tornadoes. The American Red Cross also supported major international disasters, including the Japan earthquake and tsunami response, while continuing its work on the 2010 Haiti earthquake response and recovery.

In the Troy community, the Red Cross works tirelessly through its 34 employees and 3,155 volunteers to support us when disaster strikes, when someone needs life-saving blood, or the comfort of a helping hand. It provides 24-hour support to members of the military, veterans and their families, and provides training in CPR, aquatics safety, and first aid.

For nearly 100 years, United States presidents have called on the American people to support the Red Cross and its humanitarian mission. Our community depends on the American Red Cross and because it is not a government agency, the Red Cross depends on support from the public to continue its humanitarian work. This is especially important in these challenging economic times – which impact the Red Cross and many people in our community and across the nation.

NOW, THEREFORE, I, Lou Rosamilia, Mayor of Troy, by virtue of the authority vested in me by the Constitution and laws of the Troy of New York do hereby proclaim March 2012 as American Red Cross Month. I encourage all Americans to support this organization and its noble humanitarian mission.

IN WITNESS WHEREOF, I have hereunto set my hand this [XXXX] day of March, in the year of our Lord two thousand twelve, and of the City of Troy, New York.

**RESOLUTION SUPPORTING AN APPLICATION TO NEW YORK'S
EMPIRE STATE DEVELOPMENT CORPORATION FOR CREATION OF
THE LAND REUTILIZATION CORPORATION OF THE CAPITAL REGION**

WHEREAS, Article 16 of the Not for Profit Corporation Law, "The Land Bank Act" allows for creation of Land Banks, the primary focus of which is the acquisition of real property that is tax delinquent, tax foreclosed, vacant, abandoned, and which creates the tools to eliminate the harms and liabilities caused by such properties; and

WHEREAS, the City of Troy has many such properties that create liabilities, blight neighborhoods, stress financial and public safety resources and in general, prevent revitalization of our neighborhoods and commercial districts; and

WHEREAS, the City of Schenectady has enacted an Ordinance creating the Land Reutilization Corporation of the Capital Region, which is a Not-For-Profit Corporation created to serve as a Land Bank in the Seven Counties of Albany, Rensselaer, Saratoga, Schenectady, Schoharie, Fulton and Montgomery; and

WHEREAS, the City of Troy understands that as a Foreclosing Governmental Unit, it is welcome to participate in the Land Bank in the future, via an Intergovernmental Cooperation Agreement; now therefore be it

RESOLVED, that the City of Troy endorses and supports an application to New York's Empire State Development Corporation for creation of this regional Land Bank.

Approved as to form, February 23, 2012

Ian H. Silverman
Corporation Counsel

**Resolution Honoring Rose Moreno
Upon the Occasion of Her 100th Birthday**

Whereas, in accordance with the duties of the Office of the Mayor and the City Council, to honor the accomplishments and contributions of citizens of the City of Troy, we recognize with sincere admiration the achievement of a tremendous milestone in the life of one of Troy's most impressive individuals; and

Whereas, it is the intent of the governing entities of the City of Troy to convey congratulations and well wishes to Ms. Rose D'Agostino Moreno in celebration of her one hundredth birthday; and

Whereas, Rose Moreno was born on February 26, 1912 to Pasqualina and Enrico D'Agostino, was raised with her six siblings on Havermans Avenue, and is a lifelong member of the City of Troy; and

Whereas, as a devoted wife, mother and homemaker, Rose Moreno and her husband, Daniel Moreno, raised two sons, Enrico and Daniel here in the City of Troy and worked as a presser at the M. Nirenberg & Son's in Lansingburgh; and

Whereas, Rose Moreno is a loving grandmother to four grandchildren: Michael, Nicholas, Daniel and Anthony; and her great-granddaughter, Marissa; and

Whereas, Rose Moreno continues to be a proud and active member of the community, living independently at the Troy Towers on Sixth Avenue in Troy; and

Whereas, Rose Moreno has touched many lives throughout her life, is cherished by both family and friends, and is an inspirational member of the community and her 100th birthday will be celebrated on March 3 to recognize an honor her life; and

Resolved, that the Office of the Mayor and City Council jointly extend sincere best wishes and heartfelt congratulations to Rose Moreno on her immeasurable contributions to the City of Troy during her 100 years; and

Resolved, That the City Clerk of the City Council is hereby directed to transmit a copy of this resolution to Rose Moreno