



NANCY E. HARDT
City Clerk

CITY OF RENSSELAER

OFFICE OF
THE CITY CLERK
CITY HALL
62 WASHINGTON STREET
RENSSELAER, NEW YORK 12144

(518) 462-4266
Fax: (518) 462-0890

AGENDA COMMON COUNCIL MEETING OCTOBER 7, 2020

1. RESOLUTION AUTHORIZING THE CITY ENGINEER TO DIRECT PLACEMENT OF TRAFFIC CONTROL DEVICES AND SCHEDULING PUBLIC HEARING THEREON - CITY ENGINEER
2. RESOLUTION AUTHORIZING REFUND
3. RESOLUTION AUTHORIZING REFUND – CITY TREASURER
4. A RESOLUTION TO OVERRIDE VETO OF MAYOR OF PRIOR RESOLUTION NUMBER 2 ADOPTED BY COMMON COUNCIL ON SEPTEMBER 16, 2020 WHICH APPROVED LOCAL LAW AMENDING TITLE XI, SECTION 229 OF THE RENSSELAER CITY CHARTER IN RELATION TO THE CONSTITUTION OF THE BOARD OF PUBLIC SAFETY – COMMON COUNCIL
5. A RESOLUTION TO APPROVE PROPOSED LOCAL LAW NO. 9 OF 2020 AS TO FORM AND SCHEDULING A PUBLIC HEARING THEREON
6. A RESOLUTION APPROVING AND ESTABLISHING A REVISED FEE SCHEDULE FOR THE BUILDING AND PLANNING DEPARTMENT OF THE CITY OF RENSSELAER AND SCHEDULING A PUBLIC HEARING THEREON
7. RESOLUTION URGING MAYOR TO RECONSIDER APPOINTMENT
8. RESOLUTION URGING BIOHITECH/RENSSELAER RESOURCE RECOVERY, LLC TO VOLUNTARILY WITHDRAW PROPOSED PROJECT

)

By Alderperson: LEAHEY

Seconded by Alderperson: Council As A Whole

RESOLUTION AUTHORIZING THE CITY ENGINEER TO DIRECT PLACEMENT OF TRAFFIC CONTROL DEVICES AND SCHEDULING PUBLIC HEARING THEREON - CITY ENGINEER

WHEREAS, the City is mandated to follow the requirements of the National Manual on Uniform Traffic Control Devices for Streets and Highways (MUTCD) and 17 NYCRR Chapter V for placement of all traffic control devices on City Streets in the City of Rensselaer, and

WHEREAS, pursuant to Section 107 of the City Charter the Common Council sits as Highway Commissioners with authority to designate the City Engineer to direct placement of traffic control devices on City Streets, and

WHEREAS, the City Engineer is the City Official trained for such duties and is fully familiar with MUTCD and 17 NYCRR Chapter V relative to placement of traffic control devices, and

WHEREAS, the Common Council will reserve authority on placement of parking related signage, and

WHEREAS, good cause appearing for the designation of the City Engineer for the aforementioned duties, and it appearing appropriate for a Public Hearing to be scheduled so as to consider public comments on such proposed designation,

NOW, THEREFORE BE IT RESOLVED, that the designation of duties to the City Engineer as stated herein is hereby approved subject to Public Hearing, and

BE IT FURTHER RESOLVED, that a Public Hearing will be held at 6:30 p.m. on October 21, 2020, at the City Hall of the City of Rensselaer located at 62 Washington Street, Rensselaer, New York, so as to allow the Common Council to hear Public Comment on the proposed designation of duties to the City Engineer, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to issue appropriate Public Notice of the Public Hearing scheduled herein.

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				

Approved as to form and sufficiency
this day of _____, 2020

Corporation Counsel

Approved by:

Mayor

#2

By Alderperson:

Leahey

Seconded by Alderperson:

Council As A Whole

RESOLUTION AUTHORIZING REFUND

WHEREAS, Matthew Dellehunt purchased 1440 Third Street in the City Rensselaer on or about September 26, 2019 and was provided with a Final Solid Waste Pay Off Bill from the City of Rensselaer prior to the Closing that failed to list a Solid Waste Relevy Fee of \$150.00 that should have been listed since it was incurred as of June 1, 2019, and

WHEREAS, Mr. Dellehunt was first notified of such Solid Waste Relevy Fee on or about November 19, 2019 and paid the bill in full under protest on December 23, 2019, and

WHEREAS, the City of Rensselaer had the burden of providing a correct pay off bill prior to the closing on the subject property and failed to do so, and it is

NOW THEREFORE RESOLVED, that the payment of \$150.00 be refunded to Matthew Dellehunt for the above stated reasons.

Approved as to form and sufficiency
this _____ day of _____, 2020

Corporation Counsel

Approved by:

Mayor

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				

#3

By Alderperson:

LEAHEY

Seconded by Alderperson:

Council As A Whole

RESOLUTION AUTHORIZING REFUND – CITY TREASURER

WHEREAS, Glenn Schips, current owner of 1500 Broadway in the City Rensselaer, was improperly billed \$296.25 for Interest and Penalties on School Taxes for the 2019/2020 School Year due to the failure of the prior City Assessor registering the correct Enhanced STAR Exemption on the subject property, and

WHEREAS, Glenn Schips paid the 2019/2020 School Tax bill in full, including Interest and Penalties, on September 25, 2020, and

WHEREAS, the City Treasurer has confirmed that the reason for the delay in payment was due to health circumstances beyond the control of Glenn Schips, and

WHEREAS, the City Treasurer recommends refund of Interest and Penalties in the amount of \$296.25 to Glenn Schips, and good cause appearing therefore, it is

NOW THEREFORE RESOLVED, that the payment of \$296.25 be refunded to Glenn Schips for Interest and Penalties on the 2019/2020 School Taxes in that the prior City Assessor failed to register the correct Enhanced STAR Exemption on the subject property and timely payment of such bill was not possible for health reasons beyond the control of the property owner.

Approved as to form and sufficiency
this day of , 2020

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				

Corporation Counsel

Approved by:

Mayor

#4

By Alderperson : COUNCIL AS A WHOLE

Seconded by Alderperson : _____

A RESOLUTION TO OVERRIDE VETO OF MAYOR OF PRIOR RESOLUTION NUMBER 2 ADOPTED BY COMMON COUNCIL ON SEPTEMBER 16, 2020 WHICH APPROVED LOCAL LAW AMENDING TITLE XI, SECTION 229 OF THE RENSSELAER CITY CHARTER IN RELATION TO THE CONSTITUTION OF THE BOARD OF PUBLIC SAFETY – COMMON COUNCIL

WHEREAS, The Common Council of the City of Rensselaer adopted Resolution Number 2 on September 16, 2020, a Resolution approving a Local Law amending Title XI, Section 229 of the Rensselaer City Charter in relation to the constitution of the Board of Public Safety, and

WHEREAS, the City Common Council having been advised that the Mayor returned a veto message to the City Clerk concerning the aforementioned Resolution, and the City Common Council having now carefully reconsidered such Resolution Number 2, a copy of which is attached hereto and made apart hereof, pursuant to Section 67 of the Rensselaer City Charter, and

WHEREAS, the City Common Council being advised that any veto override requires a 2/3 vote of the Common Council, and

WHEREAS, the City Common Council believes Resolution Number 2 adopted on September 16, 2020 is appropriate as to form and substance, and that passage of such Resolution over the veto of the Mayor is in the best interests of the City of Rensselaer, and good cause existing therefore,

NOW, THEREFORE BE IT RESOLVED, that the attached Resolution Number 2 previously adopted by the Common Council on September 16, 2020, is hereby readopted over the veto of the Mayor, pursuant to Section 67 of the City Charter.

Approved as to form and sufficiency
 this _____ day of _____, 2020

 Corporation Counsel

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahy	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				



MICHAEL STAMMEL
MAYOR

CITY OF RENSSELAER

OFFICE OF THE MAYOR

CITY HALL
62 WASHINGTON STREET
RENSSELAER, NEW YORK 12144



(518) 462-9511
Fax: (518) 462-9895

September 22, 2020

City Clerk
City Hall
62 Washington Street
Rensselaer, New York 12144

RE: Veto Message

Dear Clerk,

Pursuant to the Rensselaer City Charter, Section 67, I hereby veto Resolution No. 2, a Resolution to Approve Local Law No. 9 Of 2020, passed by the Common Council at the September 16, 2020 Meeting.

I object to such Resolution in that I believe such Resolution should require a Charter change by Mandatory Referendum pursuant to Section 23 of the New York State Municipal Home Rule Law in that the City Charter Change approved by Local Law No. 9 of 2020 will transfer or curtail the power of an elective officer and essentially increase the voting power of the Council Majority, all contrary to law without passage pursuant to Mandatory Referendum so as to be legally effective. I stand ready to work with the Common Council on addressing the needs of the residents of the City of Rensselaer as they relate to the subject matter of the vetoed Resolution.

Thank you for your kind attention and assistance.

Respectfully,

Michael Stammel
Mayor

CITY OF RENSSELAER

LOCAL LAW NO. 9 OF THE YEAR 2020.

A Local Law
of
to
Safety

To Amend Title XI, Section 229, of the Charter
the City of Rensselaer, New York, Relative
the Constitution of the Board of Public

Be it enacted by the Common Council of the City of Rensselaer as follows:

ARTICLE I. INTENT

This Local Law shall be known as Local Law No. 9 of 2020, and shall amend Title XI, Section 229, of the Charter of the City of Rensselaer, New York, relating to the Constitution of the Board of Public Safety. This Local Law amends and supersedes all previously adopted Local Laws concerning such Constitution of the Board of Public Safety of the City of Rensselaer. The purpose of this Local Law is to update Section 229 of the City Charter to address those situations where there are either no or multiple members of minority parties on the City Common Council.

ARTICLE II. LEGISLATIVE ACTION

The Common Council of the City of Rensselaer, New York, hereby amends Article XI, Section 229, of the Code of the City of Rensselaer, New York, so as to read as follows:

§ 229. Constitution of Board.

The Mayor, the City Treasurer, the City Clerk, a Majority Member of the Common Council and a Minority Member of the Common Council, by virtue of their offices, while in office, shall be and are hereby constituted Commissioners and members of the Board of Public Safety. By duly adopted Resolution, the Common Council shall determine the Majority and Minority Members appointed to the Board of Public Safety. In the event that there are no Minority Party members serving on the Common Council, an "At Large" member shall be appointed to the Board of Public Safety in place of a Minority Member.

ARTICLE III. EFFECTIVE DATE

This Law shall take effect immediately upon its filing with the Office of the New York State Secretary of State.

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as Local Law No. 9 of 2020 of the City of Rensselaer was duly passed by the Common Council on _____ 2020, in accordance with the applicable provisions of law.

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2020 of the City of Rensselaer was duly passed by the Common Council on _____, 2020, and was (approved)(not approved) (repassed after disapproval) by the Elective Chief Executive Officer*, Mayor Michael Stammel, and was deemed duly adopted on _____, 2020.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2020 of the City of Rensselaer was duly passed by the _____ on _____, 200____, and was (approved)(not approved)(repassed after disapproval) by the Elective Chief Executive Officer*, _____ on _____, 200____. Such Local Law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____, 200____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2020 of the City of Rensselaer was duly passed by the Common Council on _____, 2020, and was (approved)(not approved)(repassed after disapproval) by the Elective Chief Officer*, Mayor Michael Stammel, on _____, 2020. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 2020, in accordance with the applicable provisions of law.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 200____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, 200____, became operative.

* Elective Chief Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 200__ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____, 200__, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Clerk of the County Legislative Body, City, Town or Village
Clerk or officer designated by local legislative body

CITY CLERK

(Seal)

Date: _____

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

State of New York
County of Rensselaer

I, the undersigned, hereby certify that the foregoing Local Law contains the correct text and that all proper proceedings have been had or taken for the enactment of the Local Law annexed hereto.

Corporation Counsel _____
Title

CITY OF: RENSSELAER _____

Date: _____

#5

By Alderperson : GARDNER

Seconded by Alderperson : Council As A Whole

A RESOLUTION TO APPROVE PROPOSED LOCAL LAW NO. 9 OF 2020 AS TO FORM AND SCHEDULING A PUBLIC HEARING THEREON

WHEREAS, The City of Rensselaer is desirous of establishing a Local Law to remove possible ambiguities in Chapter 179, Section 179-77 and Section 179-89 of the Rensselaer City Code relative to the expiration of site plan approval and expiration of variances, and

WHEREAS, the Common Council has reviewed proposed Local Law No. 9 of the year 2020, and

WHEREAS, such Local Law appears appropriate as to form and it appearing appropriate for a Public Hearing to be scheduled so as to consider public comments on such proposed Local Law,

NOW, THEREFORE BE IT RESOLVED, that proposed Local Law No. 9 of the year 2020 is hereby approved as to form, and

BE IT FURTHER RESOLVED, that a Public Hearing will be held at 6:30 p.m. on October 21, 2020, at the City Hall of the City of Rensselaer located at 62 Washington Street, Rensselaer, New York, so as to allow the Common Council to hear Public Comment on proposed Local Law No. 9 of 2020, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to issue appropriate Public Notice of the Public Hearing scheduled herein.

Approved as to form and sufficiency
this ____ day of _____, 2020

Corporation Counsel

Mayor

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				

#6

By Alderperson : GARDNER

Seconded by Alderperson : Council As A Whole

A RESOLUTION APPROVING AND ESTABLISHING A REVISED FEE SCHEDULE FOR THE BUILDING AND PLANNING DEPARTMENT OF THE CITY OF RENSSELAER AND SCHEDULING A PUBLIC HEARING THEREON

WHEREAS, The City of Rensselaer is desirous of amending certain portions of the fee schedule for the Building and Planning Department, and

WHEREAS, The Common Council has reviewed the attached amended fee schedule, which is made a part hereof and incorporated herein by reference, and

WHEREAS, such amended fee schedule appears appropriate as to form and effect, and it appearing appropriate for a Public Hearing to be scheduled so as to consider public comments on such amended fee schedule,

NOW, THEREFORE BE IT RESOLVED, that the attached amended fee schedule for the City of Rensselaer Building and Planning Department is hereby approved as to form, and

BE IT FURTHER RESOLVED, that a Public Hearing will be held at 6:30 p.m. on October 21, 2020, at the City Hall of the City of Rensselaer located at 62 Washington Street, Rensselaer, New York, so as to allow the Common Council to hear Public Comment on the amended fee schedule attached hereto, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to issue appropriate Public Notice of the Public Hearing scheduled herein.

Approved as to form and sufficiency
this ____ day of _____, 2020

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				

Corporation Counsel

Mayor

Permit required.

No unauthorized person shall uncover, make any connections with or opening into, use, alter or disturb any public sewer or appurtenances thereof without first obtaining a written permit from the Building Inspector.

Classes of building sewer permits; applications; fees.

A.

There shall be seven classes of building sewer permits; the class description of and permit and inspection fee for each shall be as follows:

Class	Permit and Inspection Fee
One- or two-family residential	\$35
Commercial buildings with sanitary sewage waste only, gross building area not more than 2,500 square feet	\$65
Multifamily dwellings (3 dwelling units or more)	\$35, plus \$15 per dwelling unit for each dwelling
Commercial buildings with sanitary sewage waste only, gross area more than 2,500 square feet but not more than 50,000 square feet	\$65, plus \$15 for each 2,500 square feet or portion thereof above the first 2,500 square feet
Commercial buildings with sanitary sewage waste only, gross area more than 50,000 square feet	\$270, plus \$10 for each 2,500 square feet or portion thereof above the first 50,000 square feet
Industrial buildings or any building, structure or improvement discharging wastewater other than sanitary sewage (gross building area not more than 20,000 square feet)-	\$250
Industrial buildings or any building, structure or improvement discharging wastewater other than sanitary sewage (gross building area more than 20,000 square feet)	\$250, plus \$15 for each 2,500 square feet (or portion thereof) above the first 20,000 square feet

Sewer Impact Fees:

Residential:

- 1. 1-2 Units.....\$2,500.00
- 2. 3 or More Units.....\$2,750.00

Commercial:

Under 10,000 sq. ft., Commercial \$ 4,500.00

Over 10,000 sq. ft., Commercial \$ 4,750.00

Industrial:

Will be reviewed on a case by case basis by the Water and Engineering Departments to determine the appropriate impact fee.

Water Impact Fees:

Residential:

- 1. 1-2 Units.....\$1,100.00 per unit
- 2. 3-20 Units.....\$ 900.00 per unit
- 3. 21 or More Units.....\$ 700.00 per unit

Commercial.....\$ 2500.00 per unit

Industrial:

Will be reviewed on a case by case basis by the Water and Engineering Departments to determine the appropriate impact fee.

*Impact Fees are collected to help offset required future modifications or expansion to the system based on cumulative increases in service requirements, and are to be deposited in the appropriate Sewer and Water Fund Accounts to offset future improvements or repairs to the City Sewer and Water Systems. Residential Water Impact Fees for Three (3) or more Units can be paid on an Installment Payment Plan of no more than three (3) years to be pre-approved on a case by case basis by the Water and Engineering Departments.

B.

In all cases, the owner of the property involved or his authorized agent shall make application on a form furnished by the City. The permit application shall be supplemented by any plans, specifications or other information considered pertinent in the judgment of the City Engineer/Building Inspector. The permit and inspection fee shall be paid to the City at the time the application is filed.

Responsibility for costs and expenses; indemnification of City.

A.

All costs and expenses incident to the installation, maintenance and connection of the building sewer shall be borne by the owner.

B.

The owner shall indemnify the City from any loss or damage that may, directly or indirectly, be occasioned by the installation of the building sewer.

Independent building sewers required; exception.

A separate and independent building sewer shall be provided for every building; except that where one (1) building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building

through an adjoining alley, court, yard or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one (1) building sewer.

Use of old building sewers.

Old building sewers may be used in connection with new buildings only when they are found, upon examination and test by the Building Inspector, to meet all requirements of this chapter.

Conformance with standards for construction.

The size, slope, alignment, materials of construction of a building sewer and the methods to be used in excavating, placing of the pipe, jointing, testing and backfilling the trench shall all conform to the requirements of the Building and Plumbing Codes or other applicable rules and regulations of the City. In the absence of code provisions or in the amplification thereof, the material and procedures set forth in appropriate specifications of the State Building Construction Codes, the American Society for Testing and Materials (ASTM) and the Water Pollution Control Federation (WPCF), Design and Construction of Sanitary and Storm Sewers, Manual of Practice No. 9, shall apply.

Elevation of building sewer.

Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

Connection of sources of surface runoff or groundwater restricted.

No person shall make connection of roof downspouts, exterior foundation drains, areaway drains or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected, directly or indirectly, to a public sanitary sewer.

Conformance with standards of connections.

The connection of the building sewer into the public sewer shall conform to the requirements of the Building and Plumbing Codes or other applicable rules and regulations of the City, or the procedures set forth in appropriate specifications of the State Building Construction Codes, ASTM, and the WPCF Manual of Practice No. 9. All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Building Inspector in writing before installation.

Supervision of connection.

The applicant for the building sewer permit shall notify the Building Inspector when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Building Inspector or his representative.

Guarding of excavations; restoration of property.

A.

All excavations for building sewer installations shall be adequately sheeted and guarded with barricades and lights so as to protect the public.

B.

Property disturbed in the course of the work shall be restored in a manner satisfactory to the Building Inspector.

C.

A Bond in the amount of One Million Dollars in favor of the City of Rensselaer, New York will be required whenever Public Property, such as Sidewalks, Streets or City Utilities, are to be disturbed.

City of Rensselaer Schedule of Fees

A. Residential Rates (1and 2 Family) – New and Additions

1. New Construction/Additions

- a. Under 2,000 square feet..... \$450.00
- b. 2,001 to 3,000 square feet..... \$650.00
- c. Over 3,000 square feet..... \$800.00

2. Alterations – including porches, decks, gutting, insulation, solar panels

- a. Up to \$5,000.00 in cost..... \$100.00
- b. Over \$5,000.00 in cost\$100 + \$8.00 per \$1,000.00

3. Improvements

- a. Fireplaces, roofs, siding, pools, retaining walls,
accessory structures including garages, window replacement \$100.00
- b. Fences, sheds, wood stoves, chimneys, satellite dish/antenna, gas inserts \$50.00
- c. Chimney Liner \$125.00

B. Commercial (all non-residential structures and residential structures with 3 or more units)

1. New Construction/Additions

- a. Up to 1,000 square feet \$700.00
- b. 1,000 to 5,000 square feet..... \$700.00 + \$9.00 per 100 sq. ft.
- c. Over 5,000 square feet..... \$1,000.00 + \$9.00 per 100 sq. ft.

2. Alterations

- a. Up to \$5,000.00 in cost..... \$400.00
- b. Over \$5,000.00 in cost\$400.00 + \$10.00 per \$1,000.00

3. Gutting..... \$125.00

4. Tank Installation..... \$250 + \$125 each additional tank

a. Removal or LP Temporary Installation \$75.00

5. Signs \$1.25 per sq. ft. with \$25.00 minimum

City of Rensselaer Schedule of Fees

6. Misc. – including but not limited to tower disc, change of use, change of tenancy, solar panels, asbestos removal, parking lot, satellite dish/antennas, roofs, fences, siding, tents, windows

- a. Up to \$5,000.00 in cost..... \$125.00
- b. Over \$5,000.00 in cost\$125.00 + \$6.00 per \$1,000.00

C. Demolition

- 1. Residential Buildings..... \$400.00
 - a. Accessory Structures (garages, shed) & Board-Ups..... \$75.00
- 2. Commercial Buildings \$625.00

D. Sidewalk/Barricade

- 1. With Building Permit..... \$50.00
- 2. Without Building Permit..... \$75.00

E. Plumbing Permits

- 1. Commercial or 3 Dwelling Units or more..... 100.00 plus 1% surcharge
- 2. Residential (One & Two Family).....\$50.00
- 3. Various Surcharge fee per fixture.....\$10.00
- 4. Water Heater Surcharge.....\$20.00

F. Heating, Air Conditioning & Sprinklers

- 1. Commercial or 3 Dwelling Units or more.....\$100.00 plus 1% surcharge
- 2. Residential (One & Two Family).....\$50.00
- 3. Surcharge Fees a. Boiler or Furnace.....\$20.00
 - b. Heating Plants over 500K btu.....\$10.00 per 100K btu
 - c. Space Heaters, Air Conditioning, A/C Cooling Boxes, Heat Pumps, a/c per ton \$5.00
- 4. Sprinkler Heads a. 1 – 10..... \$5.00 per head
 - b. 11 - 100..... \$50.00 plus \$2.00 per head
 - c. 101 & up..... \$230 plus \$1.00 per head

City of Rensselaer Schedule of Fees

G. Electrical Permits

1. Commercial - With or Without Dwelling Units

- a. Under 1,000 square feet.....\$100 per floor plus 1% surcharge
- b. Over 1,000 square feet.....\$200 per floor plus 1% surcharge

2. Residential – One & Two Family

- a. New Services, general wiring to existing building with additional circuit.....\$75.00
- b. New Construction or Total Rehab.....\$150.00

3. Fire Alarm System – Commercial..... \$100.00 per floor plus 1% surcharge

I. Class "A" License Renewal

- 1. Plumbing, Electrical, Heating Ventilation, Air Conditioning & Sprinkler..... \$300.00

J. Class "B" License

- 1. Plumbing, Electrical, Heating & Sprinkler..... \$400.00

- K. Stop Work Order.....\$500.00

L. Vacant Building Fee

- 1st year.....\$1000.00
- 2nd year.....\$1500.00
- 3rd year & There After.....\$2500.00

City of Rensselaer Schedule of Fees

M. Other Fees

- Curb Cut • 100.00\$
- Dumpster Permit • 50.00\$
- *per week*
- Paving • 100.00\$
- Residential Certificate of Occupancy/Compliance • 50.00\$
- *valid 2 years*
- *No Show Inspection* • 40.00\$
- *per offense*
- *Stop Work Order/ Failure to obtain work permits* • 500.00\$
- *Failure to obtain CO prior to renting* • 250.00\$
- *per unit*
- *Reinspections (after 2nd)* • 40.00\$
- *per unit*
- Permit Renewal • 50% of Original Fee
- Building Code Compliance Letter • 50.00\$
- Residential Flood Plain Permit • 50.00\$
- Commercial/Industrial Flood Plain Permit • 150.00\$
- Commercial Operating Permit • 200.00\$
- *Includes CO, fire inspection, and FOGG permit (if applicable)*
- *Failure to obtain or renew Commercial Operating Permit* • 250.00\$
- *per offense*
- Street Tree Removal/Replacement

#7

By Alderperson : _____

Seconded by Alderperson : _____

RESOLUTION URGING MAYOR TO RECONSIDER APPOINTMENT

WHEREAS, the City of Rensselaer Budget Committee came to a consensus agreement that due to budget concerns for the 2020/2021 Fiscal Year, attrition would be used in all City Departments to maximize Payroll Savings, and

WHEREAS, due to the current financial difficulties placed on all municipalities as a result of the COVID-19 Crisis, it also being the determination of the Common Council that no new appointments to non-essential positions should be made at this time for the 2020/2021 Fiscal Year, and

WHEREAS, notwithstanding the foregoing, the Mayor having recently appointed an individual to the Department of Public Works in a non-essential position without Budget Committee input or approval, thereby failing to follow the Fiscal Plan laid out by the City Budget Committee,

NOW, THEREFORE BE IT RESOLVED, that the Common Council for the City of Rensselaer hereby urges the Mayor to reconsider the employment of the aforementioned individual in the Department of Public Works, and further urges the Mayor to follow the Fiscal Plan laid out by the City Budget Committee so as to maximize Payroll Savings in the 2020/2021 Budget and thereby save taxpayer dollars.

Approved as to Form and Sufficiency
this ____ day of _____, 2020

Corporation Counsel

Approved By:

Mayor

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				

By Alderperson : _____ Council as a Whole

Seconded by Alderperson : _____

Resolution Urging BioHiTech/Rensselaer Resource Recovery, LLC to Voluntarily Withdraw Proposed Project

WHEREAS, BioHiTech/Rensselaer Resource Recovery, LLC desires to build a processing facility in the City of Rensselaer; and

WHEREAS, the facility was described by late Mayor Dan Dwyer as a "composting facility"; and

WHEREAS, on August 4, 2020 BioHiTech/Rensselaer Resource Recovery, LLC issued a demand for final decision on its permit applications to the Department of Environmental Conservation (DEC); and

WHEREAS, the Department of Environmental Conservation (DEC) denied the aforementioned permits in a letter dated August 10, 2020.

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the City of Rensselaer requests the Department of Environmental Conservation to ensure the maximum level of public participation during any appeal and/or future application process concerning BioHiTech/Rensselaer Resource Recovery; and

BE IT FURTHER RESOLVED, that the Common Council of the City of Rensselaer hereby urges BioHiTech/Rensselaer Resource Recovery, LLC to voluntarily withdraw the described project from consideration in the City of Rensselaer.

Approved as to form and sufficiency
this ____ day of _____, 2020

Corporation Counsel

Mayor

James Van Vorst	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Dave Gardner	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Bryan Leahey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
James Casey	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Eric Endres	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Margaret Van Dyke	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
John DeFrancesco	<input type="checkbox"/> Aye	<input type="checkbox"/> No	<input type="checkbox"/> Abstain	<input type="checkbox"/> Absent
Vote Totals	Aye	No	Abstain	Absent
Result				