



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 FOR THE COMMON COUNCIL MEETING MAY 6, 2020

1. A RESOLUTION TO APPROVE SEQRA DETERMINATION FOR PURCHASE OF 15 WILLOW STREET BY THE CITY OF RENSSELAER
2. A RESOLUTION TO APPOINT COMMISSIONER OF DEEDS
3. A BOND RESOLUTION

By Alderperson : _____
Seconded by Alderperson : _____

A RESOLUTION TO APPROVE SEQRA DETERMINATION FOR PURCHASE OF 15 WILLOW STREET BY THE CITY OF RENSSELAER

WHEREAS, the City of Rensselaer owns and operates a Department of Public Works facility within the City located on Willow Street;

WHEREAS, the DPW facility would greatly benefit from having an additional parking area adjacent to its facility in order to store City owned vehicles and equipment;

WHEREAS, the property owners of 15 Willow Street, which contains a single-family residence located on a 75' by 100' lot, are willing to sell the property to the City for \$65,000.00;

WHEREAS, the City plans to demolish the single-family residence in accordance with all applicable regulatory requirements and to use the property for the construction of an appropriately landscaped asphalt parking area;

WHEREAS, the most prominent structure in the area is the existing DPW facility and the neighborhood clearly contains commercial uses in addition to residential uses;

WHEREAS, the City, in addition to buying the property from the sellers, will be bonding the purchase of the property;

NOW, THEREFORE, BE IT RESOLVED, that the City of Rensselaer Common Council has determined that this Project is an unlisted action pursuant to the requirements of the NYS Environmental Quality Review Act (SEQRA);

BE IT FURTHER RESOLVED, that the Common Council is an involved agency pursuant to SEQRA for the review of this unlisted action, and that the Common Council hereby determines that a coordinated review of lead agency status is not required by the SEQRA regulations, and that the Common Council further declares itself to be the lead agency for the review of this unlisted action;

BE IT FURTHER RESOLVED, that the Common Council as lead agency hereby approves the Short Environmental Assessment Forms Parts 1 through 3 and determines that the project will not result in any significant adverse environmental impacts and that no environmental impact statement will be required for this project.

BE IT FURTHER RESOLVED, that the applicable City of Rensselaer staff are directed to file the SEQRA documents and this resolution as required by the SEQRA regulations.

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

Corporation Counsel

Mayor

By Alderperson:

Council As A Whole

Seconded by Alderperson:

A RESOLUTION TO APPOINT COMMISSIONER OF DEEDS

WHEREAS, the Rensselaer Common Council has the power to reappoint Commissioners of Deeds for a term of two (2) years from the date of their appointment; and

WHEREAS, it is beneficial to the citizens of Rensselaer, NY to have certain persons appointed Commissioner of Deeds.

NOW, THEREFORE, BE IT RESOLVED, that the following persons be and they are hereby reappointed Commissioner of Deeds, with a term commencing forthwith and ending May 31, 2022.

Officer Jeffrey Adams
201 Broadway
Rensselaer, NY 12144

Officer James Gallagher
201 Broadway
Rensselaer, NY 12144

Sergeant James Hannigan
201 Broadway
Rensselaer, NY 12144

Officer Juan Marrero
201 Broadway.
Rensselaer, NY 12144

Officer Daniel Micare
201 Broadway
Rensselaer, NY 12144

Officer Clark Roehr
201 Broadway
Rensselaer, NY 12144

Officer Nathaniel Ferreira
201 Broadway
Rensselaer, NY 12144

Officer Dalton Michaud
201 Broadway
Rensselaer, NY 12144

Sergeant Michael Deso
201 Broadway
Rensselaer, NY 12144

Det. Sgt. Matthew McCoy
201 Broadway
Rensselaer, NY 12144

Officer Stephen Boniface
201 Broadway
Rensselaer, NY 12144

Sgt. John Mooney, Jr.
201 Broadway
Rensselaer, NY 12144

Officer Tyler Sammon
201 Broadway
Rensselaer, NY 12144

Officer Matthew Spath
201 Broadway
Rensselaer, NY 12144

Officer Daniel Fumarola
201 Broadway
Rensselaer, NY 12144

Marcia Caryofilles
201 Broadway
Rensselaer, NY 12144

Dispatcher Peter C. Foust
201 Broadway
Rensselaer, NY 12144

Evelyn Ryan
201 Broadway
Rensselaer, NY 12144

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to file a Certificate of Appointment for the aforesaid persons with the Rensselaer County Clerk and said Certificate shall specify the terms for which said Commissioner of Deeds shall have been appointed.

Approved as to form and sufficiency
this 6th day of May, 2020

Corporation Counsel

Approved by:

Mayor

BY: ALDERPERSON : _____
SECONDED BY: ALDERPERSON : _____

BOND RESOLUTION

#_____ BOND RESOLUTION OF THE CITY OF RENSSELAER, RENSSELAER COUNTY, NEW YORK, ADOPTED MAY 20, 2020, AUTHORIZING THE ACQUISITION OF REAL PROPERTY LOCATED AT 15 WILLOW STREET FOR CONSTRUCTION OF A PARKING AREA ADJACENT TO THE CITY OF RENSSELAER DEPARTMENT OF PUBLIC WORKS FACILITY, INCLUDING DEMOLITION OF THE EXISTING STRUCTURE ON SAID PROPERTY, STATING THE ESTIMATED MAXIMUM COST OF THE ACQUISITION OF SAID PROPERTY, DEMOLITION OF THE EXISTING STRUCTURE ON SAID PROPERTY AND CONSTRUCTION OF SAID PARKING AREA, TOGETHER WITH CERTAIN COSTS PRELIMINARY AND INCIDENTAL THERETO, IS \$165,000, APPROPRIATING SAID SUM THEREFORE AND AUTHORIZING THE ISSUANCE OF UP TO \$165,000.00 SERIAL BONDS OF THE CITY TO FINANCE SAID APPROPRIATION.

RECITALS:

WHEREAS, the Common Council (the “Common Council”) of the City of Rensselaer, New York (the “City”) seeks to acquire the real property located at 15 Willow Street in the City (including, without limitation, any and all improvements located thereon) (the “Property”), demolish the existing structure on the Property and construct a parking area adjacent to the City’s Department of Public Works (collectively the “Project”); and

WHEREAS, the Common Council has declared itself “Lead Agency” (within the meaning of the New York State Environmental Quality Review Act [“SEQRA”]) with respect to

this Project, has determined that (1) the action is an “unlisted action” within the meaning of the State Environmental Quality Review Act and the regulations promulgated thereunder (collectively “SEQRA”) and (2) the action will not have a significant impact upon the environment, and thus, has issued a negative declaration with respect to the Project;

NOW THEREFORE, IT IS HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF RENSSELAER AS FOLLOWS:

Section 1. The City is hereby authorized to acquire the Property, demolish the existing structure on the Property and construct the parking area.

Section 2. (A) The estimated maximum cost of the Project, including preliminary costs and costs incidental thereto and the financing thereof, is \$165,000 and said amount is hereby appropriated therefore.

(B) To finance said appropriation, serial bonds of the City (in one or more series) are hereby authorized to be issued in the aggregate principal amount of \$165,000 pursuant to and in accordance with the provisions of the Local Finance Law, constituting Chapter 33-A of the Consolidated Laws of the State of New York (the “Law”).

Section 3. (A) The plan of financing the cost of the Project (including costs preliminary and incidental thereto) consists of issuing serial bonds in the aggregate principal amount of up to \$165,000.

(B) The serial bonds may (but need not) be issued in the form of one or more bonds, known as a statutory installment bond, in accordance with Section 62.10 of the Law. The annual debt service on the bonds may (but need not) be substantially level or declining annual debt service as provided in Section 21.00(d) of the Law.

Section 4. The following additional matters are hereby determined and stated:

(A) The periods of probable usefulness of the specific objects or purposes for which the bonds authorized by this resolution are to be issued is at least ten (10) years, within the limitations of Section 11.00(a)(20)(f) and Section 11.00(a)(12-a)(b) of the Law.

(B) Current funds are not required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107.00(d)(9) of the Law.

(C) Pursuant to Section 34.00 of the Law, this resolution is not subject to a referendum.

(D) The City, including any subordinate entity of the City (within the meaning of Section 265(b)(3)(E) of the Internal Revenue Code of 1986, as amended [the "Code"]), reasonably does not expect to issue more than \$10,000,000 of "qualified tax-exempt obligations" (as defined in Section 265(b)(3) of the Code) during the 2020 calendar year.

(E) The bonds authorized by this resolution are not private activity bonds as defined in Section 141 of the Code.

(F) All of the proceeds of the bonds authorized by this resolution and any notes issued in anticipation of the sale of said bonds shall be used to pay for the Project and to pay costs incidental and preliminary thereto (including, without limitation, costs relating to the issuance of the bonds and any notes issued in anticipation of the issuance of said bonds).

Section 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law, shall be issued in fully registered form and shall be general obligations of the City. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in

anticipation of said bonds, and, to the extent other revenues are not available, provisions shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year; and (b) the payment of interest to be due and payable in such year.

Section 6. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, revised or otherwise created, is hereby authorized, ratified and confirmed, pursuant to, and subject to the restrictions of, Section 165.10 of the Law, for the objects or purposes described in Section 1 hereof. As provided in Section 165.10 of the Law, the City intends to reimburse such funds from the proceeds of the bonds or notes authorized hereby. This resolution is a declaration of official intent within the meaning of Section 1.150-2 of the Treasury Regulations issued pursuant to the Code.

Section 7. The City hereby covenants and agrees with the holders, from time to time, of the bonds authorized hereby, and any bond anticipation notes issued in anticipation thereof, that the City will duly and faithfully observe and comply with the provisions of the Code relating to actions which the City must take or cause to be taken to ensure the status of the interest of other bonds authorized hereby, and any notes issued in anticipation thereof, is excludable from federal income taxation.

Section 8. The Treasurer of the City is hereby authorized to designate as a "qualified tax-exempt obligation" pursuant to and within the meaning of Section 265(b) of the Code the bonds authorized hereby and any notes issued anticipation thereof.

Section 9. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds may be contested only if:

(A) such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

(B) the provisions of law which should be complied with at the date of the publication of such resolution or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(C) such obligations are authorized in violation of the provisions of the constitution.

Section 10. The City Clerk is hereby authorized and directed to publish the foregoing bond resolution, or a summary thereof, in the official newspaper of the City, said bond resolution or summary to be published together with the City Clerk's statutory notice provided by Section 81.00 of the Law.

Section 11. This resolution shall take effect immediately.

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

Corporation Counsel

Approved: _____
Mayor