

COMMON COUNCIL
Regular Session
July 5, 2016

Present: Alderman Gressler, Alderman Shaffer, Alderwoman Jodway, Alderman Welyczko, Alderman Ruffing, Alderman DeLuca, Alderman Carter, Alderman Atutis, City Treasurer David Petkovsek, City Attorney Jennifer Chrisman, City Clerk Kira Andrilla.

Absent: Mayor Blask

Comments from the floor:

Chris VanMeter gave a brief background about the #45 resolution, Market New York.

Bill Bennett thanked the DPW for the electronic pick-up.

Minutes:

The minutes of the June 7, 2016 Regular Session were approved as printed and placed on file in the City Clerk's office on motion of Alderman Shaffer and seconded by Alderman Gressler.

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

Bills:

Bills for the period of June 7, 2016 through July 5, 2016 in the amount of were approved as audited on motion of Alderman Carter and seconded by Atutis.

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

Monthly Report:

The report of the City Clerk and Court Clerk for the month of June, 2016 was accepted and placed on file on motion by Alderwoman Jodway and seconded by Alderman DeLuca.

All in favor: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

RESOLUTION #42

RESOLUTION No. 42 OF THE COMMON COUNCIL OF THE CITY OF LITTLE FALLS

WHEREAS, there is a vacancy/are vacancies on the Zoning Board of Appeals, and

WHEREAS, pursuant to Article 2, Section 204 of the Charter, the Mayor of the City of Little Falls, with the consent of the Common Council, has the authority to appoint members of the Zoning Board of Appeals.

NOW, THEREFORE, BE IT RESOVLED, by the Common Council of the City of Little Falls that the Common Council consents to the appointment of Joseph Lee to the Zoning Board of appeals. Said term(s) shall expire 12/31/18.

This resolution and appointment shall take effect upon passing hereof by the Common Council.

Dated: July 5, 2016

Motion: Alderman Welyczko

Seconded by Alderwoman Jodway

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

RESOLUTION 43

RESOLUTION NO. 43 OF THE COMMON COUNCIL OF THE CITY OF LITTLE FALLS

WHEREAS, there is a vacancy/are vacancies on the Planning Board, and

WHEREAS, pursuant to Article 2, Section 204 of the Charter, the Mayor of the City of Little Falls, with the Common Council , has the authority to appoint members of the Planning Board;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Little Falls, that the Common Council consents to the appointment of Leanne Dooley, marc Shepardson to the Planning Board. Said term(s) shall expire 12/31/21.

This resolution and appointment shall take effect upon passing hereof by the Common Council.

Dated July 5, 2016

Motion: Alderman Welyczko

Seconded by Alderman Shaffer

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

RESOLUTION 44

RESOLUTION No. 44 OF THE COMMON COUNCIL OF THE CITY OF LITTLE FALLS

WHEREAS, there is a vacancy/are vacancies on the Board of Health, and

WHEREAS, pursuant to Article 2, Section 204 of the Charter, the Mayor of the City of Little Falls, with the consent of the Common Council, has the authority to appoint members of the Board of Health;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Little Falls, that the Common Council consents to the appointment of Deborah Ackerman, Mike Bulger, Marc Verri, Philomena Cerone, Nicholas Regan, Marlon Richardson and Mary Metott to the Board of Health. Said term(s) shall expire 12/31/19.

This resolution and appointment shall take effect upon passing hereof by the Common Council.

Dated: July 5, 2016

Motion Alderwoman Jodway

Seconded Alderman Shaffer

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

RESOLUTION 45

RESOLUTION NO. 45 OF THE COMMON COUNCIL OF THE CITY OF LITTLE FALLS

WHEREAS, New York State is accepting grant applications through the Consolidated Funding Application Process; and

WHEREAS, there is a continuing need to market and promote the many amenities found in Little Falls; and

WHEREAS, the City of Little Falls will be applying for a Market New York grant through the Consolidated Funding Application process for the 2017 which is titled "Explore Little Falls"; and

BE IT FURTHER RESOLVED, that the Common Council of the City of Little Falls fully supports this grant application.

This resolution shall take effect upon passing hereof by the Common Council.

Dated: July 5, 2016

Motion Alderman Welyczko

Seconded by Alderman Gressler

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

RESOLUTION 46

BOND RESOLUTION DATED JULY 5, 2016

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF SERIAL BONDS FOR THE PURCHASE OF A NEW 2017 INTERNATIONAL 7600/PACKER TRUCK with 25 YARD PACKER

WHEREAS, the Board of Public Works has recommended the purchase of a new packer truck; and,

WHEREAS, this Common Council, by resolution on June 7, 2016 has resolved to bid and purchase a new 2017 International 7600 packer truck with 25 yard packer (hereinafter collectively referred to as the "item"); and,

WHEREAS, it is now desired to authorize the financing of such purchase;

Now, Therefore,

BE IT RESOLVED by the Common Council of the City of Little Falls, Herkimer County, New York, as follows:

Section 1. For the object or purpose of purchasing said new item, and to provide funds to defray the cost thereof, \$178,939.00 of the General Obligation Serial Bonds of the City of Little Falls, New York, shall be issued pursuant to the provisions of the Local Finance Law.

Section 2. \$178,939.00 is estimated as the maximum cost of said new item.

Section 3. The plan for the financing of the purchase of said new item consists of the issuance of General Obligation Serial Bonds of the City in the principal sum of \$178,939.00 to be issued pursuant to the Local Finance Law.

Section 4. It is hereby determined that the period of probable usefulness of each of the aforesaid trucks is 15 years, pursuant to Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law. It is further determined that the maximum maturity of the Serial Bonds herein authorized will not exceed 15 years.

Section 5. The faith and credit of said City of Little Falls, Herkimer County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made

in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property in said city a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 6. Subject to the provisions of the Local Finance Law, the Power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Serial Bonds herein authorized, including renewals of such notes, is hereby delegated to the treasurer, chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner as may be prescribed by said treasurer, consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds may be contested only if:

- (1) Such bonds are authorized for an object or purpose for which said City is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication, or
- (3) Such bonds are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall take effect immediately.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.50-2. Other than as specified in this resolution, no monies are or are reasonably expected to be, reserved allocated on a long term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This ordinance, which takes effect immediately, shall be published in full in the TIMES TELEGRAM, the official newspaper of said city, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The Common Council of the City of Little Falls, duly convened in regular session, does hereby resolve as follows:

Section 1. Pursuant to, and in accordance with the provisions of the New York Local Finance Law, the Treasurer of the City of Little Falls be and he hereby authorized and empowered to issue and sell, in the manner provided by the Local Finance Law, a bond anticipation note or bond anticipation notes of the City of Little Falls in an amount not exceeding \$178,939.00, at such rate of interest as the said Treasurer of the City of Little Falls shall prescribe. Said bond anticipation note (or notes) is being authorized in furtherance of a Bond Resolution adopted by the Common Council of the City of Little Falls on July a5, 2016 for the purchase of a new 2017 International 7600/Packer Truck with 25 year packer.

Section 2. This Resolution shall take effect immediately.

City Treasurer and John Sullivan were both present to answer any questions the Council may have had. City Treasurer explained the language in the bond and the payments.

Bond Resolution was motioned by Alderman Welyczko and seconded by Alderwoman Jodway.

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis

RESOLUTION # 47

RESOLUTION No. 47 OF THE CITY OF LITTLE FALLS COMMON COUNCIL

WHEREAS, an Complaint has been filed by Avalon Associates, Inc. in Supreme Court naming the City of Little Falls as a Defendant; and

WHEREAS, it is necessary to retain an attorney to represent the City of Little Falls in the action; and

WHEREAS, the Mayor of the City of Little Falls has appointed Jennifer L. Chrisman, Esq. to serve as said counsel for the City in the above referenced matter;

NOW, THEREFORE, BE IT RESOLVED, that Common Council hereby agrees to retain Jennifer Chrisman, Esq. at the rate of \$175/hour for out of court time and \$185 an hour for in court time.

This resolution shall take effect upon passing hereof by the Common Council.

Dated: July 5, 2016

Motion Alderman Carter

Seconded by Alderman Shaffer

Motion to go into EXECUTIVE SESSION at 7:17 pm by Alderwoman Jodway and seconded by Alderman Gressler with all in favor.

RECONVENED at 7:38 with a motion made by Alderman Carter and seconded by Alderman DeLuca with all in favor.

Motion to approve resolution # 47 was made by Alderwoman Jodway and seconded by Alderman Carter.

Roll Call: Gressler, Shaffer, Jodway, Welyczko, Ruffing, DeLuca, Carter, Atutis.

Mayor:

Alderman Ruffing Common Council president sat in for Mayor Blask. Alderman Ruffing reminded everyone about the Cheese Festival July 9th.

Adjournment:

Meeting was adjourned at 7:41p.m. With the motion made by Alderman DeLuca and seconded by Alderman Welyczko with all in favor.

Next meeting will be August 2 2016. Bills will be at 6:30 pm with a regular session of the Common Council at 7:00 pm. **Any questions please contact City Clerk.** Thank you