



January 19, 2016

**CITY OF SARATOGA SPRINGS**  
**City Council Meeting**  
**City Council Room**  
**7:00 PM**

5:00 PM – P.H. – Workshop on  
Comprehensive  
Emergency Plan  
6:50 PM – P.H. – Saratoga Hospital PUD

**7:00 PM**

**CALL TO ORDER**

**ROLL CALL**

**SALUTE TO FLAG**

**PUBLIC COMMENT PERIOD / 15 MINUTES**

**PRESENTATIONS**

1. Complete Streets Project
2. Planning Staff – Saratoga Hospital PUD

**CONSENT AGENDA**

1. Approval of 1/1/16 City Council Meeting Minutes
2. Approval of 1/4/16 Pre-Agenda Meeting Minutes
3. Approval of 1/5/16 City Council Meeting Minutes
4. Approval of 12/14/15 Pre-Agenda Meeting Minutes
5. Approval of 12/15/15 City Council Meeting Minutes
6. Approval of 12/29/15 City Council Meeting Minutes
7. Approve Budget Amendments (Increases)
8. Approve Budget Transfers - Regular
9. Approve Payroll 01/15/16 \$450,577.40
10. Approve Payroll 01/08/16 \$478,143.78
11. Approve Warrant: 2015 Mid – 15MWDEC5: \$122,563.38
12. Approve Warrant: 2015 REG – 15DEC4: \$581,650.97
13. Approve Warrant: 2016 MID-16MWJAN1: \$3,570.79
14. Approve Warrant: 2016 REG – 16JAN2: \$848,021.01

**MAYOR'S DEPARTMENT**

1. Announcement: Saratoga Springs Arts Commission – 2016 Goals
2. Appointment: Planning Board
3. Appointment: Zoning Board of Appeals
4. Discussion and Vote: Accept Ice Rink Scoreboard Donation by the Adirondack Trust Company Through the Friends of Recreation
5. Discussion and Vote: Update to 2016 Recreation City Fees
6. Announcement: Recreation Programs

7. Discussion and Vote: Authorization for Mayor to Sign Contract with Miller, Mannix, Schachner & Hafner, LLC
8. Discussion and Vote: Accept Donations for the 2016 City Inauguration
9. Discussion and Vote: Accept Sculpture from Bill Dake
10. Announcement: Saratoga County Planning Conference 1/27/16
11. Announcement: Paul Tonko Mobile Office – January 22<sup>nd</sup> 1 pm – 4 pm
12. Announcement: State of the City Address

#### **ACCOUNTS DEPARTMENT**

1. Discussion and Vote: Establish Temporary Part Time Grant Position and Wage
2. Award of Bid: Extension of Bid to Dehn's Flower for Flowers and Miscellaneous Supplies

#### **FINANCE DEPARTMENT**

1. Discussion and Vote: Resolution for Non-Union Full Time Personnel for 2016
2. Discussion and Vote: Authorization for Council to Approve Invoice for Energy Management Technologies, Inc.
3. Discussion and Vote: Use of Reserve Resolution – Subdivision Recreation Fund for the Spirit of Life
4. Discussion and Vote: Budget Amendments – Interfund
5. Discussion and Vote: Budget Amendments – Benefits
6. Discussion and Vote: Use of Reserve Resolution – Reserve Fund for the Purchase of Parkland and/or Capital Improvements to Existing Parkland
7. Discussion and Vote: Use of Reserve Resolution – Reserve for the Payment of Bonded Indebtedness
8. Discussion and Vote: Use of Reserve Resolution – Retirement System Reserve
9. Discussion and Vote: Use of Reserve Resolution – Capital Reserve Fund to Finance the Construction, Reconstruction or Acquisition of Buildings
10. Discussion and Vote: Use of Reserve Resolution – Sewer System Reserve Fund
11. Discussion and Vote: Use of Reserve Resolution – Subdivision Recreation Fund
12. Discussion and Vote: Use of Reserve Resolution – Water System Reserve Fund
13. Announcement: Solar Committee Report and Presentation

#### **PUBLIC WORKS DEPARTMENT**

1. Discussion: Update on Park Place Condos & Congress Park
2. Set Public Hearing: Amend Chapter 201 of the City Code to Change Name of Marvin Alley to Livery Lane – The Portion from Cherry Street to Division Street
3. Discussion and Vote: Accept Donation of Bench
4. Discussion and Vote: Approval to Pay Invoice for Energy Management Technology / EM Tech
5. Discussion and Vote: Correct 12-15-15 Motion for the Agreement Addendum with Fitzgerald, Morris, Baker & Firth PC

#### **PUBLIC SAFETY DEPARTMENT**

1. Discussion and Vote: Authorization for Mayor to Sign Service Agreement with Pittsfield Communications Systems
2. Discussion and Vote: Authorization to Pay Leland Paper Invoice
3. Set Public Hearing: Amend Chapter 225, Article IX Schedules Sub-Section 225-75 Schedule XIV: Trucks Over Certain Limits Excluded
4. Set Public Hearing: Amend Chapter 225, Article IX Schedules Sub-Section 225-69 Schedule IV: Speed Limits Outside Tax District

#### **SUPERVISORS**

Matthew Veitch

City Council Meeting  
1/19/16

1. Saratoga County Local Law Proposals

Peter Martin

1. Social Programs
2. Public Works
3. Appointments – Conflict Defenders and Public Defenders
4. Occupancy Tax

**ADJOURN**



January 19, 2016

**CITY OF SARATOGA SPRINGS**  
**City Council Meeting**  
**City Council Room**  
**7:00 PM**

**PRESENT:** Joanne Yepsen, Mayor  
Michele Madigan, Commissioner of Finance  
John Franck, Commissioner of Accounts  
Anthony Scirocco, Commissioner of DPW  
Christian Mathiesen, Commissioner of DPS

**STAFF PRESENT:** Joe Ogden, Deputy Mayor  
Lynn Bachner, Deputy Commissioner, Finance  
Maire Masterson, Deputy Commissioner, Accounts  
Tim Cogan, Deputy Commissioner, DPW  
Eileen Finneran, Deputy Commissioner, DPS

Vincent DeLeonardis

Matthew Veitch, Supervisor  
Peter Martin, Supervisor

**RECORDING OF PROCEEDING**

The proceedings of this meeting were taped for the benefit of the secretary. Because the minutes are not a verbatim record of the proceedings, the minutes are not a word-for-word transcript.

**PUBLIC HEARINGS**

Saratoga Hospital PUD

Mayor Yepsen opened the public hearing at 6:52 p.m.

Mayor Yepsen stated she appeared before the City Ethics Board recently to discuss a possible contract with her private business and the hospital. The Ethics Board determined it would be a conflict; therefore she is accepting their decision and recused herself from all dealings on this topic. The Commissioner of Finance will be taking over on this issue. Mayor Yepsen left the room.

Commissioner Franck disclosed he too sent a letter to the City Ethics Board to have them review if there is a conflict of interest as he does taxes for the Morgan Street Homeowners Association and the Birch Run Homeowners Association. The Ethics Board's decision is such that he is not contrary to Section 13-3i but there is an ethic concept that if he doesn't feel he could remain impartial that he should remove himself from the situation. Commissioner Franck recused himself and left the room.

Commissioner Madigan advised this is the 4<sup>th</sup> public hearing on this topic.

Linda Fox of Woodland Court and employee of the hospital stated her neighbor dropped off a letter to the mayor for the record. She asked who is going to pay for damage to foundations from blasting. She was advised the contractor will be responsible for repairs. She is also concerned about the traffic. The increase in the additional parking spots will increase traffic and a study needs to be done.

Bob Nevins of Greenwich stated having your resources close at hand is crucial to the community and any corporation. He encouraged the Council to support the initiative of Saratoga Hospital.

Ina Harney of Seward Street stated the hospital keeps talking about having their people close together. Doctors should have at least one doctor at the hospital at all times. They said they were in contact with the neighbors and they are ok – that's not true. This building does not belong in a residential neighborhood; it should remain residential.

Robin Dalton of Caroline Street stated she moved here 8 years ago. One of the things she was most impressed with is the healthcare system. The hospital has taken care of her family and she is impressed with how they made this decision.

Janice White of Tyler Drive and chair of the Saratoga Hospital Board of Trustees stated the question for the leaders of this community is what decision provides the greatest good for the community at large. The goal is the management of the patient to the greatest possible care. All the hospitals in this area have medical offices close to their hospital.

Ana Avatale of Woodland Court stated this isn't about the hospital but a residential neighborhood remaining a residential neighborhood. They want to keep the zoning.

Alice Smith of Woodland Court stated initially the hospital was talking about how it was going to save them money. They have a wonder staff of doctors there that can take care of you. This is a business enterprise that may do good to the community but will do more harm with all its adverse affects. The hospital has not proven everything they are saying. She hopes the City Council looks at everything carefully before making a decision.

Andy Brick an attorney from Albany who has been retained by a large group of neighbors who are opposed to this intrusion into their neighborhood. He had identified some procedural concerns such as the SEQRA analysis and how it was performed. The revised PUD plan as submitted has a stub road with stub utilities moving away from the proposed office complex. The stub road is to allow for future development. You have the potential for residential development in the UR-1. If that wasn't included as part of SEQRA you are segmenting it and not permissible under SEQRA. Upon review of the traffic study, he had one question; the multiplication fraction used isn't representative of medical office building. They can build up in the footprint they have now; they don't need to build out.

Jack Huckle of Wilton stated he is patient of the hospital and a volunteer. He volunteers to give back to the hospital for their great care. He has had to go to multiple sites throughout his care and can only imagine the trouble it could have caused others who have to use public transportation or has trouble driving.

AnnMarie Cross, director of ER, stated she is speaking from experience of having specialty physicians nearby. Having the cardiologist there saves lives; they are also a trauma center. The doctors are great but they are not the specialists that can do a cardiac catheter and make a life or death difference.

Angela Condi, MD and staff at Saratoga Hospital stated hospitals all over the country are closing from not keeping up with medical changes. Community is more than just the Saratoga proper itself.

Alex of Saratoga stated it doesn't appear every option hasn't been investigated. What better option than having the doctor in the same building.

Ray Watkin of Woodland Court stated he is against the proposal. Woodland Court is congested. The expansion is encroachment on the neighbors of that area.

Paul Harrington of Saratoga Springs stated for him it comes down to saving lives and protecting his family. The hospital could have been a little more transparent but if it will provide better care we will all benefit.

Bill Stanley of Saratoga Springs and board member of the hospital stated he was treated at the hospital last year. The medical building will be another aspect of the care they give.

David Thompson of Saratoga Springs stated the hospital is his largest tenant at 19 West Avenue. He stands to lose them if they move. He believes the expansion is great for property values. He is in favor of the expansion.

Judy Eckman of Greenfield stated the hospital was a small community hospital when she came here in 1972/1973. She had to go to Albany for treatment of cancer as the hospital couldn't treat her at that time. The picture is different now; which comes with increased responsibility. The change has occurred because of hospital leadership and community has prioritized local health care.

Alan Oppenheim of Roberts Lane stated he works in commercial real estate. This isn't a private developer coming forward; it is a pillar of the community. They are going to do what they say and be successful.

Robert Blanton of 14 Woodland Court stated he hasn't heard one person from his neighborhood support the proposal. Their neighborhood is important to them. He personally doesn't feel the hospital has been a good neighbor. They will build this and then another building and their neighborhood will evaporate. It will destroy their neighborhood.

Jennifer Leidig of Saratoga Springs stated she is grateful and thankful for the nurses and people she has worked with for the past 10 years at the hospital. She is conflicted. They are saying they need something under one roof to save lives. They can build a safe parking garage for their employees and have the offices there as well. The exact track of land is the original site of Gideon Putnam's log cabin. (copy of handout attached). This property is too special. The City should buy this land and make it a little park.

John Kaufman of White Street stated this debate should have taken place in the Comprehensive Plan. He feels this isn't going to end here; they have larger plans. He would ask the hospital what their overall plans are for the next 20 – 25 years. An independent person should be hired to help make this decision.

Seth Cappello, MD, a urologist on staff at the hospital, stated it would be great to have all of them in one location. He believes the hospital will work with the neighbors as best possible to come to a compromise.

Mike Toohey of Saratoga Springs stated he and his family have tried to help enhance people's quality of life in this city. There is no other facility that serves the community better than this hospital. The charge is to figure out how to best serve the community. He asked the Council to vote positively for the health of the citizens we are here to serve.

Dennis Hultay of 19 Collins Terrace stated he is aware a lot of people are upset. The hospital can't plan for the future; they have been building big enough or smart enough as it is all scattered.

Peggy Lounsberry of Wilton encouraged the City Council to approve this on behalf of the whole county. We have to do whatever we can to continue to provide exceptional care and stay in business. The people and residents of this community are getting all the benefits of the hospital.

Debra of Saratoga Springs stated she has worked in medical facilities and taught in medical schools. The conversation should not be about quality of care; it should be kept in the realm of what you are trying to do here.

Anna Bartlett of 16 Seward Street stated her issue is in regards to the traffic on Seward Street. On a good day 1 out of every 3 cars may make a full stop at the stop sign.

James Argus of 54 Myrtle Street stated he will be adversely affected by the lights. It will also adversely affect the wildlife. He had 4 surgeries and the hospital could not do those surgeries.

Commissioner Madigan closed the public hearing at 8:11 p.m.

Mayor Yepsen and Commissioner Franck re-joined the meeting.

## **CALL TO ORDER**

Mayor Yepsen called the meeting to order at 8:14 p.m.

## **PUBLIC COMMENT**

**Mayor Yepsen said the public comment period is limited to a total of 15 minutes and individuals are limited to two minutes.**

Mayor Yepsen opened the public comment period at 8:15 p.m.

No one spoke.

Mayor Yepsen closed the public comment period at 8:15 p.m.

## **PRESENTATIONS**

### Complete Streets Project

Steve Godlewski and Kate Maynard presented.

Kate Maynard advised engineering, educational activities, encouragement, enforcement, and evaluation are the key things to look at for these projects. Kate advised one project is Safe Routes to School; a 100% grant funded project. Another project is CDTC funding for bike safety training. They are preparing for demonstration projects this spring.

Mr. Godlewski stated the focus of their work is going to be the education side. A letter to the editor was sent to Saratoga Today regarding cross-walk laws. They also met with the Department of Public Safety regarding the potential for a joint education and enforcement campaign. On the engineering side – they will coordinate with the Department of Public Safety regarding their pedestrian safety study.

### Planning Staff – Saratoga Hospital PUD

Mayor Yepsen and Commissioner Franck recused themselves and left the room.

Kate Maynard of the Planning Department reviewed the current proposal from Saratoga Hospital. It started as a proposed PUD amendment from UR-1 to expansion of the hospital PUD zoning. The Planning Board issued a favorable advisory opinion and completed SEQRA with a negative declaration. There is one item not in sync with the current proposal; the square footage of the building and the area of development has been reduced. The Comprehensive Plan boundaries reflect the current status of the area. The street is narrow and has served primarily as residential. The PUD amendment offers special details to the project at hand. The Council is looking at the legislative side. The Council has choices as how they want to move forward – they can accept it as is and move forward or make changes. Traffic will increase with application

at hand. The most recent letter from the Jones Firm stated there was a conclusion of a negative declaration. Staff never gives a specific endorsement. Commissioner Madigan asked what their next steps are.

Kate advised they can approve as is, deny it, or provide specific communications to the Planning Board. The SEQRA did include the 88,500 square foot building.

Commissioner Madigan asked if a new SEQRA is required because of the change.

Kate advised it is not necessary as the size was decreased.

Commissioner Mathiesen stated the hospital does not have the funds to improve Morgan Street to accommodate the traffic. He was not fully aware of the impact on Morgan Street with the change in the Comprehensive Plan.

Council took a break at 9:26 p.m.

Council returned at 9:34 pm.

Mayor Yepsen and Commissioner Franck re-joined the meeting.

## **CONSENT AGENDA**

**Mayor Yepsen moved and Commissioner Madigan seconded to accept the consent agenda as follows:**

1. Approval of 1/1/16 City Council Meeting Minutes
2. Approval of 1/4/16 Pre-Agenda Meeting Minutes
3. Approval of 1/5/16 City Council Meeting Minutes
4. Approval of 12/14/15 Pre-Agenda Meeting Minutes
5. Approval of 12/15/15 City Council Meeting Minutes
6. Approval of 12/29/15 City Council Meeting Minutes
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13. Approve Warrant: 2016 MID-16MWJAN1: \$3,570.79
14. Approve Warrant: 2016 REG – 16JAN2: \$848,021.01

**Ayes - All**

## **MAYOR'S DEPARTMENT**

Announcement: Saratoga Springs Arts Commission – 2016 Goals

Mayor Yepsen provided packets of information to each Council member (copy attached).

Appointment: Planning Board

Mayor Yepsen appointed Jamin Totino for a 7 year term effective January 20, 2016 and an alternate, Amy Durland for a 2 year term effective January 1, 2016. She thanked Dan Gaba for his service to the Planning Board and the City.

Appointment: Zoning Board of Appeals

Mayor Yepsen re-appointed William Moore to the Zoning Board of Appeals for a 7 year term effective January 1, 2016 and Oksana Ludd as 1 year alternate effective January 1, 2016 and alternate Sheri Grey as a 2 year alternate effective January 1, 2016.

Discussion and Vote: Accept Ice Rink Scoreboard Donation by the Adirondack Trust Company Through the Friends of Recreation (16-014)

Mayor Yepsen advised the Adirondack Trust Company donated a score board valued at \$18,238 to the Friends of Recreation to be used at the ice rink.

**Mayor Yepsen moved and Commissioner Madigan seconded to accept the ice rink score donation from the Friends of Recreation and financed by the Adirondack Trust Company.**

**Ayes - All**

Discussion and Vote: Update to 2016 Recreation City Fees (16-015)

Mayor Yepsen advised the Recreation Commission is recommending running an 8 week Camp Saradac program. The fees are as follows: early bird special fees are \$795 for city residents, \$1,085 for non-city residents, regular fee is \$820 for city residents, \$1,100 for non-city residents. They are also charging an internet fee to all user groups at the ice rink that will vary with internet usage.

**Mayor Yepsen moved and Commissioner Franck seconded to approve the previously listed changes to the City's recreation fee schedule and to approve the establishment of a new variable fee for internet usage at the ice rink.**

**Ayes – All**

Announcement: Recreation Programs

Mayor Yepsen announced the recreation cards are now being issued. Spring program registration for City residents begins February 1, 2016.

Discussion and Vote: Authorization for Mayor to Sign Contract with Miller, Mannix, Schachner & Hafner, LLC (16-016)

Mayor Yepsen advised this contract will allow Miller, Mannix, Schachner & Hafner to continue to be employed by the City for certain land use matters. The hourly rate is \$200 per hour not to exceed \$20,000. Funding is in line A3618684 / 54720 / 8020.

**Mayor Yepsen moved and Commissioner Franck seconded to authorize the mayor to sign an agreement with Miller, Mannix, Schachner & Hafner, LLC for legal services involving various land use matters at an hourly rate of \$200 not to exceed \$20,000, effective January 1, 2016 and as distributed with the agenda.**

**Ayes – All**

Discussion and Vote: Accept Donations for the 2016 City Inauguration (15-017)

Mayor Yepsen advised the following donations: Lilly & the Rose donated 2 trays of brownies valued at \$60, Price Chopper - \$50 gift certificate, and Saratoga Water donated bottled water at \$33.

**Mayor Yepsen moved and Commissioner Franck seconded to accept the previously listed donations and amounts given to the City Council for public consumption at the City's January 1<sup>st</sup> inauguration.**

**Ayes – All**

Discussion and Vote: Accept Sculpture from Bill Dake (16-018)

Mayor Yepsen advised Mr. Dake would like to donate a sculpture that has a bench component. Mr. Dake does not have the exact value figure.

**Mayor Yepsen moved and Commissioner Madigan seconded to accept a sculpture from Bill Dake with the condition that the stated value for the donation will be forthcoming to the Council at a future meeting.**

**Ayes – All**

Announcement: Saratoga County Planning Conference 1/27/16

Mayor Yepsen announced the Saratoga County Planning Conference will be 1/27/16 at the City Center.

Announcement: Paul Tonko Mobile Office – January 22<sup>nd</sup> 1:00 p.m. – 4:00 p.m.

Mayor Yepsen advised citizens can come during this time to speak with Congressman Tonko.

Announcement: State of the City Address

Mayor Yepsen announced the State of the City Address will be held on January 30<sup>th</sup> at the Canfield Casino.

## **ACCOUNTS DEPARTMENT**

Discussion and Vote: Establish Temporary Part Time Grant Position and Wage (16-019)

Commissioner Franck advised this is part of the New York State Archives grant funded records management project in the City Archives that the City accepted October 2015. Funds were provided to hire an individual with archival and preservation experience as a temporary archivist to perform various preservation activities and some cataloging. This is a non-matching grant and the award for this position covers 500 hours at \$25 per hour and benefits including FICA, unemployment insurance and, if applicable, retirement.

**Commissioner Franck moved and Commissioner Mathiesen seconded to establish the position of Temporary Archivist at a rate of \$25 per hour at a maximum of 25 hours per week, to end Thursday, June 30, 2016, pending approval from the Civil Service Commission.**

**Ayes - All**

Award of Bid: Extension of Bid to Dehn's Flower for Flowers and Miscellaneous Supplies (16-020)

**Commissioner Franck moved and Commissioner Scirocco seconded to extend the award of bid for Flowers and Miscellaneous Supplies to Dehn's Flowers for an additional year under the same terms and conditions; not to exceed the amount appropriated.**

Funding is in line: A3335014 / 54184.

**Ayes - All**

## **FINANCE DEPARTMENT**

### Discussion and Vote: Resolution for Non-Union Full Time Personnel for 2016 (16-021)

Commissioner Madigan stated this resolution covers non-union full time personnel. This resolution is now going to be based on the CSEA City Hall contract. She recommended a 2% raise increase for 2016 and 2017. The cost of the 2% increase for 2016 will be \$13,521 and come from the Finance Department Contingency line. The cost for the 2% increase in 2017 will be \$13,791.

The reading of the following resolution was waived by the Council:

Resolution For Non-Union Full Time Personnel  
Amended January 19, 2016

It is the intent of this resolution to establish changes in compensation and fringe benefits for the following non-union full time employees of the City of Saratoga Springs. Employees and personnel subject to this resolution shall be each hereinafter referred to

as "employee", and include:  
Executive Assistant to the Mayor  
Executive Assistant to the Commissioner of Public Works  
Executive Assistant to the Commissioner of Public Safety  
Secretary to the Civil Service Commission  
Human Resources Administrator  
Director of Risk and Safety  
Principal Planner  
Zoning and Building Inspector  
Administrative Director – Recreation  
Deputy Commissioner of Public Works  
Deputy Commissioner of Accounts  
Deputy Commissioner of Finance  
Deputy Commissioner of Public Safety  
Deputy Mayor

This resolution shall supersede all prior resolutions affecting compensation and benefits for said employees. This resolution shall only be effective for stated employees in service as of the date of the resolution adoption and those in service subsequent to the date of adoption and specifically shall not apply to employees who have retired, or left office, prior to date of adoption.

Nothing in this resolution shall be construed to create an employment agreement nor alter the "at-will" status of the Executive Assistant to the Mayor, the Executive Assistant to the Commissioner of Public Works, the Executive Assistant to the Commissioner of Public Safety, Secretary to the Civil Service Commission, Deputy Commissioner of Public Works, Deputy Commissioner of Accounts, Deputy Commissioner of Finance, Deputy Commissioner of Public Safety and the Deputy Mayor.

NOW THEREFORE BE IT RESOLVED as follows:

- A. The terms of this resolution shall take place on January 1, 2007, and shall include such further terms as added by Resolutions dated July 19, 2011, January 15, 2013, August 6, 2013, December 17, 2013, August 5, 2014, September 16, 2014, November 18, 2014, and January 19, 2016.
- B. Unless otherwise stated, the terms added by the September 16, 2014 amendment shall take effect January 1, 2015.
- C. Effective January 1, 2014, the Principal Planner, Zoning and Building Inspector shall no longer be included in or covered by this Resolution, or any terms and conditions contained herein.
- D. Effective July 11, 2014, the Administrative Director – Recreation shall no longer be included in or covered by this Resolution, or any terms and conditions contained herein.
- E. Effective January 1, 2015, the Secretary for the Civil Service Commission shall have a total annual base salary, inclusive of all increases to through January 1, 2015, of fifty thousand dollars (\$50,000.00).
- F. The employee shall not be entitled to overtime compensation.
- G. The employee's standard workweek shall be 40 hours per week; excluding Secretary to the Civil Service Commission, the Executive Assistant to the Mayor, the Executive Assistant to the Commissioner of Public Works, and the Executive Assistant to the Commissioner of Public Safety, which shall remain at 33 hours per week.
- H. The salary of the Executive Assistant to the Commissioner of Public Works and the Executive Assistant to the Commissioner of Public Safety shall be the same as the Executive Assistant to the Mayor.
- I. The employee shall enjoy and be entitled to the following benefits:

1. Vacation: An employee shall earn annual vacation as follows: 10 working days during their first year of service, and during each of the next four years of service; 15 working days upon completion of five (5) years of service; 20 working days upon completion of ten (10) years of service; 25 working days upon completion of fifteen (15) years of service and 30 working days upon

completion of twenty (20) years of service. For each employee hired after January 1, 2006, a proration of the 10 days will be granted during the first year of service.

Vacations for the employee shall be scheduled and approved by their respective Council member.

Vacation must be taken by December 31st of the year vacation was earned, or else the time shall be forfeited. If the employee retires, resigns, or is not reappointed, the employee shall be entitled to payment for only those vacation days earned and unused for the period between the employee's last anniversary date and the date of retirement, resignation or other termination.

If a recognized City Hall holiday falls within the vacation period, the vacation period shall be extended by the holiday falling within such periods.

If an employee should die during his or her employment, all vacation time earned and unused for the period between the employee's last anniversary date and the date of death, shall be paid in cash or as employee's death benefit to his/her designated beneficiary or estate.

2. Sick Leave: The employee shall be entitled to sick leave with pay for a maximum of twelve (12) working days per year. The employee may accumulate sick leave, but may not use more than 150 days in any given 12 month period. Employee shall use sick leave in no shorter than two hour increments. Each employee hired after January 1st shall be granted a proration of the 12 days allotted during the first year of service.

If an employee is absent because of illness or disability for more than three consecutive days, they may be required by their Commissioner/Mayor to provide a physician's statement of sickness or disability.

Prior to any cash payments for unused sick leave, an employee who terminates his/her service prior to December 31st shall be granted a proration of the 12 days allotted.

Their Commissioner on an annual basis must maintain an employee's records of sick time with a copy submitted to the Commissioner of Finance for each employee's payroll folder.

Cash payments will be made for accumulated unused sick leave remaining in the employee's individual account at termination of employment or upon death of employee while in the employ of the City upon the following basis: Twenty-five percent (25%) of accumulated sick leave up to a maximum of 200 days (cash payment of 50 days). Cash payments upon death of employee while in the employ of the City shall be paid to the employee's beneficiary or estate.

3. Personal Days: The employee who works 40 hours per week shall be granted six (6) personal days per year. The employee who works 33 hours per week shall be granted five (5) personal days. Each personal day may be taken at either a full day, one half day, or at a minimum of two (2) hour increments at a time. Such leave shall be requested in writing at least 24 hours in advance of the request time.

The six (6) personal days (or five (5) for employees working 33 hours per week) shall be granted for the year on January 1. Each employee hired after January 1st shall be granted a proration of the six or five days allotted, however, if the employee does not complete the entire year, the pro-rated equivalent daily rate of pay shall be subtracted from any monies due to the employee.

Personal days not used in any calendar year shall be credited to accumulated sick leave.

4. Holidays: The employee shall be entitled to 12 paid Holidays: New Year's Day, Martin Luther King Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day, Day after Thanksgiving, Christmas Day, and Election Day at the November General Election.
5. Bereavement: The employee shall be entitled to three (3) consecutive workdays off per death in their immediate family. Immediate family shall be defined as mother, father, sister, brother, son, daughter, mother-in-law, father-in-law, sister-in-law, brother-in-law, spouse, grandparent (s), grandchild, step parent, step child, aunt, uncle or other persons living in the household of the employee.
6. Retirement: The employee shall be covered by the New York State Employees Retirement System known as 75i of the New York State Retirement Law.
7. Health: For employees hired prior to January 1, 2007, the employee shall be entitled to participate in the MVP25 health insurance plans offered by the City to the various bargaining units, at no cost to the employee. The City shall provide the plans to the employee, their dependents, and retired employees and their dependents at the City's own expense. For employees hired after January 1, 2007, the employee shall be entitled to participate in the MVP25 health insurance plans offered by the City to the various bargaining units, at a cost to the employee of 10% of the total cost of his or her health insurance plan not to exceed \$750 per year. The City shall provide the plans to the employee, their dependents, and retired employees and their dependents.

For all Medicare eligible retirees residing within the geographic network served by MVP, the City shall offer the MVP Medicare Advantage Preferred Gold as the sole plan. For all Medicare eligible retirees residing outside the geographic network served by MVP, the City shall offer the MVP Preferred PPO Plan as the sole plan. For all retirees not eligible for Medicare residing within the geographic network served by MVP, the City will offer the MVP Co-Plan 25 HMO as the sole plan. For all retirees not eligible for Medicare residing outside the geographic network served by MVP, the City will offer the MVP Preferred PPO Plan as the sole plan. The City shall provide these plans to the retired employees and their dependents.

In the event that federal or state legislation, rules and/or regulations issued in relation to the Patient Protection and Affordable Care Act ("PPACA"), the Health Care and Education Reconciliation Act of 2010 ("HCERA") and/or any other legislation, rule or regulation:

- A) impact in any way the health insurance plans, costs or benefits provided for in this Resolution (including but not limited to contractual benefits such as health insurance buy-outs or stipends); or
- B) raise a question as to whether the health insurance benefits provided for herein meet certain standards contained in such legislation, rules and/or regulations (including, but not limited to, compliance with legislation, rules, regulations, or any legislation, rules, or regulations which may cause the City to be charged any penalty, or those that govern whether plan benefits meet the "minimum essential benefits" standard or a similar standard, whether the City premium contribution levels are adequate and/or meet legal requirements, or whether the individual household affordability standard is satisfied); or
- C) permit an individual or group of individuals to receive benefits, subsidies, or credits through a health insurance exchange program (or any other government subsidy or benefit provided pursuant to the PPACA, HCERA, or any state or federal regulations or rules implementing health insurance reform laws);;

The City may immediately implement changes as necessary to comply with federal and/or state laws, rules, and regulations and/or to avoid or eliminate penalties, potential penalties, or taxes. Such changes may include, among others, modifications for individual employees, including modification to individual or group coverage, benefits, contributions or wages, to the extent necessary to comply with federal and/or state laws, rules, and regulations and/or to avoid or eliminate penalties, potential penalties, taxes, or cessation of payments toward the cost of benefit(s) if such benefit(s) are not compliant with the PPACA/HCERA or if such compliance would cause the City penalty or cost associated with avoidance of penalty.

The City shall provide such medical coverage for the widow or widower of the employee or retired employee in this resolution until the widow or widower's death or remarriage whichever occurs sooner. Children shall be covered until age 19 or as stipulated in the appropriate health care contract or otherwise as may be required by law.

"Retirees" shall be defined as full time employees who have served the City of Saratoga Springs for at least twenty consecutive years and retire from the New York State Employees Retirement System Section 75i of the New York State Retirement Law and were serving as full time employees of the City of Saratoga Springs at the time of retirement. For the purposes of this definition, the commencement date of "full time employment" for the current Civil Service Secretary, Patsy Berrigan, shall be deemed September 4, 1995, and the number of consecutive years of full time employment required is ten, as per prior documentation.

An employee may elect not to participate in a plan of medical and health insurance benefits provided under this agreement and such employee shall be eligible to receive a payment of \$2,200.00 for single coverage, \$2,500.00 for two-person coverage or \$3,000.00 for family coverage per calendar year. No employee shall be eligible to receive such payment unless the employee shall have provided proof to the Finance Office that such employee and such employees' eligible dependents are covered by a comparable plan of medical and health insurance benefits for the entire year that such employee elected not to be covered by a plan provided by the Employer. Payments shall be made on December 15 of each year. The parties understand that participation in a plan of medical and health insurance benefits is mandatory. An election not to be covered shall be made on or about December 15th of each year to the Principal Account Clerk in the Finance Office in charge of City provided benefits pursuant to the regulations of the plan in effect together with evidence of coverage of such employee and such employee's eligible dependents under a comparable plan of medical and health insurance benefits. Such employee must promptly notify the Employer of termination of alternative medical and health insurance benefit coverage. In the event that an employee reenrolls in a health insurance program, the employee shall be permitted to a prorated portion of the \$2,200.00 (for single coverage), \$2,500.00 (for two-person coverage), or \$3,000.00 (for family coverage), payment but shall not be permitted to again opt-out of the insurance program during the calendar year.

Employees hired before July 1, 2011 shall be entitled to participate in the Health Reimbursement Arrangement as contracted by the City Council and will receive the full benefits of such as are being enjoyed by members of the collective bargaining units under the HRA Plan. The City shall provide this plan to the employee, their dependents, and retired employees and their dependents. Effective January 1, 2015, said employees will no longer be entitled to participate in the Health Reimbursement Arrangement. Employees shall have until March 31, 2015 to submit claims for expenditures incurred in 2014.

8. Vision: The City agrees to pay 100% of the cost of the Employee Benefit fund Vision Plan Platinum 12 for all employees and their dependents.

9. Disability: New York State Disability Insurance shall be offered to the employee.

10. Life: The City shall provide group term life insurance for the employee in the amount of \$5,000.00 while they are employed by the City of Saratoga Springs.

11. All increases in compensation and benefits paid to employees under this resolution shall be drawn from the budget of the employees department, except that if said departmental budget does not contain funds sufficient to pay the employee, the Head of that Department may draw any remaining compensation or payment due to the employee from the City's contingency budget.

12. Each employee shall receive longevity payments as follows: After 5 years of service \$250.00; After 10 years of service \$500.00; After 15 years of service \$1,550.00; After 19 years of service \$1,800.00; and an additional \$250.00 each five (5) years thereafter.

All longevity payments shall be paid upon completion of the specified amounts of consecutive eligible service regardless of the title (s) held during that time.

J. Effective January 1, 2013, all employees covered by this resolution and who have been employed with the City for the past six consecutive months without interruption shall receive a 2% increase in salary.

K. Effective January 1, 2014, and for every year thereafter effective on the first of the year, all employees covered by this resolution, with the exception of the Human Resources Administrator for the year 2014, shall receive an increase in salary based on the Bureau of Labor Consumer Price Index – Northeast Region June (12-month) of the prior year. If there is no increase in the Bureau of Labor Consumer Price Index – Northeast Region June (12-month), then salaries remain unchanged. However, employees other than Executive Assistants and Deputies named herein must be employed with the City for six consecutive months prior to January 1 in order to be eligible for the increase in salary described in this paragraph. This section is repealed effective January 1, 2016.

L. Effective January 1, 2016, all employees covered by this resolution and who have been employed with the City for the past six consecutive months without interruption shall receive a 2% increase in salary. Effective January 1, 2017 all employees covered by this resolution and who have been employed with the City for the past six consecutive months without interruption shall receive a 2% increase in salary.

M. Effective January 1, 2018, and for every year thereafter effective on the first of the year, all employees covered by this resolution will receive the same increase awarded under the CSEA-City Hall bargaining unit contract for that year. In the event that the last CSEA-City Hall bargaining unit contract has expired, and no subsequent contract has yet been ratified, all employees covered by this resolution will receive those increases awarded the CSEA-City Hall bargaining unit upon ratification of a new CSEA-City Hall contract and will receive the associated retroactive pay.

N. This Resolution shall be reviewed by the City Council annually on the Commissioner of Finance's agenda, by no later than the first meeting in August of each year.

**Commissioner Madigan moved and Commissioner Scirocco seconded to approve the resolution for non-union full time personnel as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Authorization for Council to Approve Invoice for Energy Management Technologies, Inc. (16-022)

Commissioner Madigan advised Energy Management Technologies was hired to for a leak in the server room due to an air conditioning vent in the Police Department. The cost was \$1,810.64. A purchase order was required but was not obtained. Funds are available in line H3021692 / 52000 / 1211.

**Commissioner Madigan moved and Commissioner Franck seconded to approve invoice 8857 for Emergency Management Technologies in the amount of \$1,810.64 as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Subdivision Recreation Fund for the Spirit of Life (16-023)

Commissioner Madigan advised the City signed an agreement with the Preservation Foundation that states the City would split certain costs for the Spirit of Life. In order to retain the 50/50 split and correct some City accounting we need to add \$47,975.53 to this amount. The amount that will remain in the Recreation Trust Fund after this resolution is \$157,830.22.

The Council agreed to waive the reading of the following resolution:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
SARATOGA SPRINGS, NEW YORK

Mayor Joanne D. Yepsen  
Commissioner Michele Madigan  
Commissioner Anthony Scirocco  
Commissioner Christian Mathiesen  
Commissioner John P. Franck

BE IT RESOLVED, by the City Council of the City of Saratoga Springs as follows:

WHEREAS, the City of Saratoga Springs has established a subdivision recreation fund as part of its Subdivision Regulations and as part of its Zoning Ordinance (Section 7.2.18). The purpose of the subdivision recreation fund is to use site plan fees paid in lieu of usable recreation land for "neighborhood park, playground or recreation purposes, including the acquisition and improvement of property"; and

WHEREAS, the City, in partnership with the Saratoga Springs Preservation Foundation, initiated a thorough restoration of the Spirit of Life and Spencer Trask Memorial ("Memorial") in Congress Park. The historic Memorial has been an integral part of Congress park since 1915. It attracts many people to the park and provides them with a site for tranquil reflection; and

WHEREAS, in October 2012 the City Council entered into an agreement with the Saratoga Springs Preservation Foundation for the restoration of the Memorial. The terms of that agreement are incorporated herein by reference. The Saratoga Springs Preservation Foundation and the City have each committed to contribute 50% toward the total cost of Capital restoration of the Memorial.

WHEREAS, the Saratoga Springs Preservation Foundation has paid \$95,951.06 of invoices it received directly from suppliers/vendors;

NOW, THEREFORE, BE IT RESOLVED, as follows

1. The City Council finds that an expenditure of \$47,975.53 towards the \$95,951.06 in invoices paid entirely by the Saratoga Springs Preservation Foundation is in accordance with the purposes of the subdivision recreation fund.
2. The City Council authorizes \$47,975.53 to be paid from said fund for that purpose.

**Commissioner Madigan moved and Commissioner Scirocco seconded to approve the use of reserve resolution – subdivision Recreation Fund for the Spirit of Life as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Budget Amendments – Interfund (16-024)

**Commissioner Madigan moved and Commissioner Franck seconded to approve the 2016 budget amendments – interfund which were distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Budget Amendments – Benefits (16-025)

**Commissioner Madigan moved and Commissioner Scirocco seconded to approve the 2016 budget amendments – benefits which were distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Reserve Fund for the Purchase of Parkland and/or Capital Improvements to Existing Parkland (16-026)

Commissioner Madigan advised the fund is in the amount of \$100,000 and for Complete Street Greenbelt Project and the reserve balance after this resolution will be \$78,187.

The Council waived the reading of the following resolution:

RESOLUTION (For Expenditure of the Reserve Fund for the Purchase of Parkland and/or for Capital Improvements to Existing Parkland)

WHEREAS, the City Council of the City of Saratoga Springs established the Reserve Fund for the Purchase of Parkland and/or for Capital Improvements to Existing Parkland on September 16, 2003 pursuant to General Municipal Law § 6-C (2) in order to set aside in trust the proceeds from the sale of the parkland at the corner of East Avenue and Excelsior Avenue and to dedicate and use such funds for the purchase of replacement parkland and/or for capital improvements to existing parkland; and

WHEREAS, on November 2, 2015, the City Council approved the 2016 Budget, which includes a Capital Fund Budget reflecting expenditures for a project entitled "Complete Streets/Greenbelt Trail", as well as the revenues that support these expenditures. The 2016 Capital Fund Budget includes \$100,000 from the Reserve Fund for the Purchase of Parkland and/or for Capital Improvements to Existing Parkland; and

WHEREAS, expenditures for the Complete Streets/Greenbelt Trail include safe, comfortable and convenient travel to the greatest extent possible for users of all abilities including pedestrians, bicyclists, motorists and transit riders; and these expenditures are in accordance with the purposes of the Reserve Fund for the Purchase of Parkland and/or for Capital Improvements to Existing Parkland;

NOW, THEREFORE, BE IT RESOLVED, that the above-described expenditure in the amount of \$100,000 is hereby approved in accordance with the Reserve Fund for the Purchase of Parkland and/or for Capital Improvements to Existing Parkland.

**Commissioner Madigan moved and Commissioner Mathiesen seconded to approve the use of the reserve resolution – reserve fund for the purchase of parkland and/or capital improvements to existing parkland as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Reserve for the Payment of Bonded Indebtedness (16-027)

Commissioner Madigan advised the amount of this resolution is \$500,000 and the balance remaining will be \$340,584.

The Council waived the reading of the following resolution:

RESOLUTION  
(For Expenditure of Reserve Fund for the Payment of Bonded Indebtedness)

WHEREAS, the City Council of the City of Saratoga Springs established the Reserve Fund for the Payment of Bonded Indebtedness on October 15, 2013 to accumulate moneys to finance the payment of bonded indebtedness as described in New York State General Municipal Law § 6-h; and

WHEREAS, on November 2, 2015, the City Council approved the 2016 Budget, which includes a Debt Service Fund Budget which reflects expenditures for principal and interest payments on various bonds for capital projects, and the revenues that support these expenditures. The 2016 Debt Service Fund Budget includes \$500,000 from the Reserve Fund for the Payment of Bonded Indebtedness; and

WHEREAS, these expenditure for principal and interest payments on various bonds for capital projects are in accordance with the purposes of the Reserve Fund for the Payment of Bonded Indebtedness;

NOW, THEREFORE, BE IT RESOLVED, that the above-described specific expenditure up to the amount of \$500,000, is hereby approved as authorized as in accordance with the Reserve Fund for the Payment of Bonded Indebtedness.

**Commissioner Madigan moved and Commissioner Mathiesen seconded to approve the resolution for the use of reserve resolution – reserve for the payment of bonded indebtedness as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Retirement System Reserve (16-028)

Commissioner Madigan advised this reserve is in the amount of \$300,000 and the balance remaining will be \$453,503.

The Council waived the reading of the following resolution:

RESOLUTION  
(For Expenditure of Retirement System Reserve)

WHEREAS, the City Council of the City of Saratoga Springs established the Retirement System Reserve on May 18, 2005 to accumulate moneys to finance all or part of the cost of the City's retirement obligation as described in New York State General Municipal Law § 6-r; and

WHEREAS, on November 2, 2015, the City Council approved the 2016 Budget, which includes a General Operating Fund Budget which reflects expenditures for payments into the New York State and Local Employees' Retirement System and the New York State and Local Police and Fire Retirement System as required by state law, and the revenues that support these expenditures. The 2016 General Operating Fund Budget includes \$300,000 from the Retirement System Reserve; and

WHEREAS, these expenditures to the New York State and Local Retirement System and the New York State and Local Police and Fire Retirement System are in accordance with the purposes of the Retirement System Reserve;

NOW, THEREFORE, BE IT RESOLVED, that the above-described specific expenditure up to the amount of \$300,000, is hereby approved as authorized as in accordance with the Retirement System Reserve.

**Commissioner Madigan moved and Commissioner Scirocco seconded to approve the use of reserve resolution – retirement system reserve as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Capital Reserve Fund to Finance the Construction, Reconstruction or Acquisition of Buildings (16-029)

Commissioner Madigan advised this resolution will use \$50,000 and the balance remaining will be \$503,923.

The Council waived the reading of the following resolution:

RESOLUTION  
(For Expenditure of CONSTRUCTION, RECONSTRUCTION OR ACQUISITION OF BUILDINGS RESERVE FUNDS)

WHEREAS, the City Council of the City of Saratoga Springs established the CONSTRUCTION, RECONSTRUCTION OR ACQUISITION OF BUILDINGS Reserve Fund on November 7, 2006 "to accumulate moneys to finance the cost of a type of capital improvement . . . the construction, reconstruction, or acquisition of buildings and additions to or conversion thereof as described in subdivisions 11 and 12 of Section 11.00 of the Local Finance Law", and,

WHEREAS, the Council adopted a 2016 Capital Budget which includes renovations to City Buildings and Facilities, and this is in accordance with the purposes of the CONSTRUCTION, RECONSTRUCTION, OR ACQUISITION OF BUILDINGS Reserve Fund;

NOW, THEREFORE, BE IT RESOLVED, that the above-described expenditure up to an amount of \$ 50,000.00, is hereby approved as authorized as in accordance with the CONSTRUCTION, RECONSTRUCTION, OR ACQUISITION OF BUILDINGS Reserve Fund.

**Commissioner Madigan moved and Commissioner Franck seconded to approve of the resolution – capital reserve fund to finance the construction, reconstruction or acquisition of buildings as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Sewer System Reserve Fund (16-030)

Commissioner Madigan advised the amount of the resolution is in the amount of \$161,349 for the payment of principle and interest on bonds relative to the City sewer system improvements. The reserve balance after this resolution will be \$67,381.

The Council waived the reading of the following resolution:

RESOLUTION  
(For Expenditure of Sewer System Reserve Fund)

WHEREAS, the City Council of the City of Saratoga Springs established the Sewer System Reserve Fund on September 2, 2014 for the purpose of accumulating moneys to finance a type of capital improvement, specifically, improvements to the City sewer system;  
and

WHEREAS, a \$161,349.35 expenditure is required to finance capital improvements to the City's sewer system as provided for in the 2015 Sewer Fund Budget adopted on November 2, 2015, and is in accordance with the purposes of the Sewer System Reserve Fund. The expenditures are for the payment of principal and interest on bonds relative to City sewer system improvements;

NOW, THEREFORE, BE IT RESOLVED, that the above-described expenditure of \$161,349.35 to finance capital improvements to the City sewer system is hereby approved as authorized as in accordance with the Sewer System Reserve Fund.

**Commissioner Madigan moved and Commissioner Scirocco seconded to approve the use of reserve - sewer system reserve fund as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Subdivision Recreation Fund (16-031)

Commissioner Madigan advised this resolution is in the amount of \$319,778 of which \$300,000 is for playground expansion and upgrades; \$19,770 is for the skate park. The balance after this will be \$157,830.

The Council waived the reading of the following resolution:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
SARATOGA SPRINGS, NEW YORK

Mayor Joanne D. Yepsen  
Commissioner Michele Madigan  
Commissioner Anthony Scirocco  
Commissioner Christian Mathiesen  
Commissioner John P. Franck

BE IT RESOLVED, by the City Council of the City of Saratoga Springs as follows:

WHEREAS, the City of Saratoga Springs has established a subdivision recreation fund as part of its Subdivision Regulations and as part of its Zoning Ordinance (Section 7.2.18). The purpose of the subdivision recreation fund is to use site plan fees paid in lieu of usable recreation land for "neighborhood park, playground or recreation purposes, including the acquisition and improvement of property"; and

WHEREAS, on November 2, 2015, the City Council approved the 2016 Budget with the following capital projects to be funded from the subdivision recreation fund: • Skate Park is in need of repair and/or reconstruction at the East Side skate park in the amount of approximately \$19,770; and • Updating and expanding playgrounds (possible sites include East Side, West Side, North Side, South Side, and Veterans Memorial), in the amount of \$300,000; and

WHEREAS, the skate park and playgrounds are found to be worn and deteriorated to the point where only a repair and reconstruction will return them to safe and proper use. These facilities are a popular features of City parks and provide many people with opportunities for recreation.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The City Council finds that the following expenditures are in accordance with the purposes of the subdivision recreation fund: • Skate park: up to \$19,770; • Playground expansion and updates: up to \$300,000
2. The City Council authorizes said payment of \$319,770 to be paid from said fund for said purposes.

**Commissioner Madigan moved and Commissioner Franck seconded to approve the use of reserve resolution – subdivision recreation fund as distributed with the agenda.**

**Ayes - All**

Discussion and Vote: Use of Reserve Resolution – Water System Reserve Fund (16-032)

Commissioner Madigan advised the amount of the resolution is in the amount of \$518,485 for the payment of principle and interest on bonds relative to the City water system improvements. The reserve balance after this resolution will be \$416,679.57.

The Council waived the reading of the following resolution:

RESOLUTION  
(For Expenditure of Water System Reserve Funds)

WHEREAS, the City Council of the City of Saratoga Springs established the Water System Reserve Fund on June 5, 2012 for the purpose of accumulating moneys to finance a type of capital improvement, specifically, improvements to the City water system, and

WHEREAS, a \$518,485.71 expenditure is required to finance capital improvements to the City's Water System as provided for in the 2016 Water Fund Adopted Budget and is in accordance with the purposes of the Water System Reserve Fund. The expenditures are for the payment of principal and interest on seventeen bonds relative to City water improvements;

NOW, THEREFORE, BE IT RESOLVED, that the above-described expenditure of \$518,485.71 to finance capital improvements to the City water system is hereby approved as authorized as in accordance with the Water System Reserve Fund.

**Commissioner Madigan moved and Commissioner Scirocco seconded to approve the use of reserve resolution – water system reserve fund as distributed with the agenda.**

**Ayes - All**

Announcement: Solar Committee Report and Presentation

Commissioner Madigan announced the final report has just been completed. She plans to have a presentation on this report at the next City Council meeting.

**PUBLIC WORKS DEPARTMENT**

Discussion: Update on Park Place Condos & Congress Park

Commissioner Scirocco advised a potential easement and encroachment issue arose with the construction of Park Place condos. There is encroachment on City property and Congress Park. He had an independent survey done of the property.

Vince DeLeonardis, city attorney, advised the real issue is determining what the boundary lines are for Congress Park. The wrought iron fence is the boundary for the park but there is no wrought iron fence on the Broadway side therefore making it difficult to identify the boundary on the Broadway side of the park. The encroachments do not relate to the actual structure or building; just a small portion of the sidewalk behind the condos. The independent survey identified an additional encroachment of a small fenced in area and concrete slab with a utility transformer. We found that the City Council provided an easement for National Grid to put this transformer at this location. We are potentially looking at needing approval from the state legislature in order to allow this transformer and concrete slab or make efforts to re-locate it.

Set Public Hearing: Amend Chapter 201 of the City Code to Change Name of Marvin Alley to Livery Lane – The Portion from Cherry Street to Division Street

Commissioner Scirocco set a public hearing for Tuesday, February 2, 2016 at 6:55 p.m.

Discussion and Vote: Accept Donation of Bench (16-033)

Commissioner Scirocco advised Jeffrey Olsen has purchased a memorial bench in memory of the Olsen family to be placed in Congress Park in the amount of \$1,500.

**Commissioner Scirocco moved and Commissioner Mathiesen seconded to accept the donation of \$1,500 for the purchase of a decorative bench.**

**Ayes - All**

Discussion and Vote: Approval to Pay Invoice for Energy Management Technology / EM Tech (16-034)

Commissioner Scirocco advised Energy Management Technologies / EM Tech was hired to provide repairs to the DPW bathroom in City Hall. They had to bring in another vendor to camera the line to offer a solution. The quote was for \$1,499 but after the camera service was done, additional drainage services were required.

**Commissioner Scirocco moved and Commissioner Franck seconded to approve payment of invoice to Energy Management Technologies, LLC / EM Tech in the amount of \$2,005.94.**

**Ayes - All**

Discussion and Vote: Correct 12-15-15 Motion for the Agreement Addendum with Fitzgerald, Morris, Baker & Firth PC (16-035)

**Commissioner Scirocco moved and Commissioner Madigan seconded to accept the addendum as distributed in the amount of \$29,500.**

**Ayes - All**

## **PUBLIC SAFETY DEPARTMENT**

Discussion and Vote: Authorization for Mayor to Sign Service Agreement with Pittsfield Communications Systems (16-036)

Commissioner Mathiesen advised this is an annual agreement to service the radio system in the Police Department.

**Commissioner Mathiesen moved and Commissioner Madigan seconded to authorize the mayor to sign the agreement with Pittsfield Communications Systems, Inc. in the amount of \$7,980. The money will be coming from line A3143124 / 54740.**

**Ayes – All**

Discussion and Vote: Authorization to Pay Leland Paper Invoice (16-037)

**Commissioner Mathiesen moved and Commissioner Madigan seconded to pay the Leland Paper, Inc. \$1,520.75 for towels for both fire stations. The money will be coming from line A3143414 / 54200.**

**Ayes - All**

Set Public Hearing: Amend Chapter 225, Article IX Schedules Sub-Section 225-75 Schedule XIV: Trucks Over Certain Limits Excluded

Commissioner Mathiesen set a public hearing for Tuesday, February 2, 2016 at 6:50 p.m.

Set Public Hearing: Amend Chapter 225, Article IX Schedules Sub-Section 225-69 Schedule IV: Speed Limits Outside Tax District

Commissioner Mathiesen set a public hearing for Tuesday, February 2, 2016 at 6:45 p.m.

## **SUPERVISORS**

Matthew Veitch

Saratoga County Local Law Proposal

Supervisor Veitch reported the County is putting forth a local law for filling supervisor vacancies if a supervisor leaves office before their term expires. The public hearing is set for February 10<sup>th</sup> at 4:22 p.m. at the County.

Peter Martin

Social Programs

Supervisor Martin reported the state funds available for senior services will be used for a transportation van in Clifton Park and a foldable divider for the Town of Halfmoon Senior Center.

Public Works

Supervisor Martin reported they approved 4 resolutions. He clarified cost sharing arrangements for signal light repairs when County and town roads intersect. They also approved an audit on the 2 bridge projects completed this year.

Appointments – Conflict Defenders and Public Defenders

Supervisor Martin reported the re-appointment of Kyran Nigro as conflict defender and re-appointed Andrew DeLuca and Neil Weiner as assistant conflict defender; and re-appointed Karen D'Andrea and Jeff Manoli as assistant public defenders.

Occupancy Tax

Supervisor Martin reported one half of one percent of the county occupancy tax will be allocated to the prosperity partnership.

**ADJOURNMENT**

There being no further business, Mayor Yepsen adjourned the meeting at 10:43 p.m.

Respectfully submitted,

Lisa Ribis  
Clerk

Approved: 2/2/16  
Vote: 5 - 0