



February 9, 2023

CITY OF SARATOGA SPRINGS
City Council Meeting
474 Broadway
Saratoga Springs, New York

6:00 PM

6:00 PM

CALL TO ORDER

ROLL CALL

SALUTE TO FLAG

PUBLIC COMMENT PERIOD / 15 MINUTES

PRESENTATION

EXECUTIVE SESSION:

CONSENT AGENDA

MAYOR'S DEPARTMENT

1. Discussion: Homeless in Saratoga
2. Discussion: Appointments to Civilian Review Board
3. Discussion and Vote: MOAs City Unions
4. Discussion and Vote: Mayor to Sign Barton and Loguidice Change Order 176158
5. Discussion and Vote: Authorization for Mayor to Sign Delta Addendum Two (override department approvals)
6. Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Dalton Legal Fees)
7. Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Kelly Legal Fees)
8. Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (E. Stewart Jones Hacker Murphy)
9. Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Kirby, Aisner & Curley)
10. Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Miller, Mannix, Schachner & Hafner)
11. Discussion and Vote: Authorization for Mayor to Sign Workforce Housing Deed for 168 Jefferson, Unit One
12. Discussion and Vote: Merit for Review and Referral of 182 Excelsior Ave. Landmark Designation to Design Review Board and City and County Planning Boards
13. Discussion: Proposed Amendments 1 – 4 to the UDO
14. Discussion and Vote: Permission for Poet Laureate to Apply for Academy of American Poets Laureate Fellowship
15. Discussion and Vote: Recreation Department Agreement Templates
16. Discussion and Vote: Recreation Department Request to Waive its Cancellation Policy for Saratoga Sparks AAU Tournament
17. Announcement: City Council Meeting Agenda Deadlines and Procedures
18. Announcement: Enhancing Union Avenue Workshop: February 16

19. Announcement: Appointment of Laura Faulk as Chair of Climate Smart Task Force
20. Proclamation: Rich Ferguson
21. Proclamation: February 1- 7 National Gun Violence Survivor's Week

ACCOUNTS DEPARTMENT

1. Award of Bid: Extension of Bid for New York State Department of Health Certified Instructor Coordinator to Art Breault
2. Award of Bid: Visitor Center Canopy Structural and Roof Repair to LaBella Associates
3. Appointment: Officer William Marshall as Commissioner of Deeds
4. Discussion: Request for Quote Policy and Process
5. Announcement: Business Milestones
6. Announcement: Special Events

FINANCE DEPARTMENT

1. Update: City Finances
2. Discussion and Vote: Approve Project Funds Disbursement for Participatory Budgeting
3. Discussion and Vote: Authorization for Mayor to Sign SOW Agreement with ePlus Technology, Inc. for VxRail Implementation
4. Discussion and Vote: Approval to Pay Voucher Reimbursement to Michael Wangerin in the Amount of \$292.13 for Zimbra Zextras Costs Requiring Credit Card
5. Discussion and Vote: Authorization for Mayor to Sign Addendum One with BST for Additional Audit Procedures in an Amount not to Exceed \$11,500
6. Discussion and Vote: 2023 Annual Tax Resolution
7. Discussion and Vote: Budget Transfers – Payroll & Benefits
8. Discussion and Vote: Budget Amendments – Use of Fund Balance

PUBLIC WORKS DEPARTMENT

1. Discussion and Vote: Authorization for Mayor to Sign Contract with LaBella Associates for Visitor Center Canopy Structural and Roof Repair Professional Services
2. Discussion and Vote: Authorization for Mayor to Sign Addendum #2 with MJ Engineering for Gilbert Road Drainage Improvements (override department approvals)
3. Discussion and Vote: Authorization for the Mayor to Sign Addendum #2 with Designated Engineers (override department approvals)
4. Discussion and Vote: Authorization for Mayor to Sign Contract with Trojan Technologies Group ULC for Repair Wiper System on UV Disinfecting System at the Water Treatment Plant
5. Discussion and Vote: Water Leak Adjustment
6. Discussion and Vote: Water Leak Adjustment
7. Discussion and Vote: Non-Union Resolution Full Time Employees
8. Discussion and Vote: Non-Union Resolution Executive Employees

PUBLIC SAFETY DEPARTMENT

1. Discussion and Vote: Authorization for Mayor to Sign MOU with the Capital District Transportation Committee (CDTC)
2. Discussion and Vote: Authorization for Mayor to Sign Contract with Art Breault – EMS Concepts
3. Discussion and Vote: Authorization for Mayor to Sign Contract with Dr. Angelini
4. Discussion and Vote: Authorization to Pay Invoice to Axon Enterprises
5. Discussion and Vote: Authorization to Pay Invoice to La Rosa's Automotive
6. Discussion and Vote: Authorization to Reimburse Employee #1746 in the Amount of \$81.77
7. Discussion and Vote: Authorization to Reimburse Employee #3138 in the Amount of \$712.53
8. Discussion and Vote: Authorization for Mayor to Sign a Contract with DeNooyer

9. Set Public Hearing: Proposed Ordinance Making Parking Spaces in the Vicinity of 353 Broadway 20 Minute Max 9 a.m. – 6 p.m.

SUPERVISORS

Matt Veitch

1. County Buildings & Grounds Update
2. County Sewer Work to Begin on Railroad Run

Tara Gaston

1. Health & Social Services Update
2. NACo Conference

ADJOURN

DRAFT



February 9, 2023

CITY OF SARATOGA SPRINGS
City Council Meeting
474 Broadway
Saratoga Springs, New York

6:00 PM

PRESENT: Ron Kim, Mayor
Minita Sanghvi, Commissioner of Finance
Dillon Moran, Commissioner of Accounts
Jason Golub, Commissioner of Department of Public Works
Jim Montagnino, Commissioner of Department of Public Safety

STAFF PRESENT: Angela Rella, Deputy Mayor (arrived @ 6:32 p.m.)
Heather Crocker, Deputy Commissioner of Finance
Stacy Connors, Deputy Commissioner, Accounts

Matthew Veitch, Supervisor
Tara Gaston, Supervisor (arrived @ 6:23 p.m.)

EXCUSED: Jason Tetu, Deputy Commissioner, Department of Public Safety

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.

CALL TO ORDER

Mayor Kim called the meeting to order at 6:00 p.m.

MAYOR'S DEPARTMENT

Proclamation: Rich Ferguson

Mayor Kim thanked Rich Ferguson for the past 30 years of service to the City. The following proclamation was written for Rich Ferguson:

**A PROCLAMATION
OF THE CITY OF SARATOGA SPRINGS, NEW YORK**

WHEREAS, RICH FERGUSON has served with distinction as a member of this City's Community Development Citizen Advisory Committee for 30 years; and
WHEREAS, Rich is an outstanding example of a Saratogian who gives unselfishly of his time and talent in service to others. His accomplishments with the Committee have been impressive and lasting. He has worked to secure funding for the infrastructure improvements that led to the redevelopment of the Beekman Street Arts District, for the Small Business Economic Development Revolving Loan Program, the City's Low Income Home Repairs Program, the Saratoga Community Health Center, The Frederick Allen

Lodge, the Mother Susan Anderson Shelter for Homeless Women and Children, Habitat for Humanity, and many other projects that have made our community a better place; and

WHEREAS, Rich recently announced his retirement from active service to the Committee,
NOW, THEREFORE, I, RON KIM, Mayor of the City of Saratoga Springs, am pleased to join with my fellow Saratogians, with Rich's family and with his many friends and colleagues, in expressing our thanks and appreciation for his exceptional commitment to community service, and to wish him the very best of health, happiness and success in all his future endeavors.

Discussion: Homeless in Saratoga

Mayor Kim advised tonight a task force on homelessness will be created. By July 6, 2023, the following recommendations will be made to the City Council:

- Recommend a suitable site for 24/7/365 homeless shelter in Saratoga Springs.
- Recommend an agency that can provide a 24/7/365 homeless shelter and navigation center in Saratoga Springs.
- Any other recommendations necessary to provide a viable alternative to the current situation.

Mayor Kim asked the commissioners and the supervisors to each appoint someone to the Homeless Task Force by February 21, 2023. The first meeting of the Committee is February 28, 2023 at 6 p.m. He appointed Reverend Kate Forer as co-chair, Tom Roohan as co-chair, Lindsay Connors, associate executive director of RISE, Dean DeVito, Jules D'Angelo, and Margaret Fronk. Mayor Kim would like to have the other appointees named by the February 21 meeting.

Commissioner Sanghvi stated she works with Saratoga Strong from time to time. There is a difference between homeless and criminal assault. Commissioner Sanghvi stated she has heard people are being asked to leave the shelter in the mornings but if the weather conditions are bad, these people need a place during the day.

Mayor Kim advised he understands the same. He is not sure Shelters is continuing to do extended care.

Commissioner Sanghvi stated the City worked hard to find the money for people to have 24/7 care. Commissioner Sanghvi appointed Hannah Hurley.

Commissioner Moran appointed Sheri Grinter.

Supervisor Veitch appointed Stephen Towne to the task force. Mr. Towne was president of the Saratoga Central Catholic School Board, and former Commissioner of Accounts for the City of Saratoga Springs.

Discussion: Appointments to Civilian Review Board (23-056)

Mayor Kim advised the order of appointments to the Civilian Review Board are Commissioner Golub, Commissioner Moran, Commissioner Montagnino, and then Commissioner Sanghvi. Their appointments are as follows:

- Commissioner Golub appointed Steven Boxley. Steven is a City resident and small business owner, preacher, and former member of task force.
- Commissioner Moran appointed Diane Goodwin.
- Commissioner Montagnino appointed Jack Maiellaro
- Commissioner Sanghvi appointed Caitlyn Jorgensen.

Mayor Kim advised he will provide the names of the appointees to Kristen Dart.

Commissioner Montagnino moved and Commissioner Sanghvi seconded to appoint the previous named appointees to the Civilian Review Board.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: MOAs City Unions (23-057)

Mayor Kim advised there are six separate MOAs that are all identical except for the union.

Mayor Kim moved and Commissioner Montagnino seconded to approve the mayor to sign six memorandum of agreements for the bargaining units CSEA City Hall, CSEA DPW, Fire Administration, Police PBA, Police Administrative Unit, and Police Supervisory Unit.

Mayor Kim advised City Hall entered into discussions with the unions to bring incremental increases in pay. Each contract is increasing by 1.5%, a modest increase considering inflation.

Commissioner Sanghvi advised the additional costs for the MOAs are as follows: CSEA City Hall increase in base salary is \$93,463; DPW is \$71,216; Fire Administration is \$3,953; Fire Fighters is \$69,311; PBA will be \$79,465; Police Administration is \$2,038; Police Lieutenants is \$6,783 for a total increase of \$326,229. These figures do not include overtime or holiday pay. Commissioner Sanghvi stated she understands disruptions and inflation has hurt all but the City budget is 84% employee salaries and benefits. If we keep increasing salaries, the Council either will have to increase taxes on the citizens or will have to cut employees. When budget season approaches and she asks for cuts, if sales tax and occupancy tax keeps increasing they will be good. If they don't see corresponding increases, then they will figure out how to pay for these increases in the long run.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Mayor to Sign Barton and Loguidice Change Order 176158 (23-058)

Mayor Kim moved and Commissioner Sanghvi seconded to authorize the mayor to sign a contract extension with Callanan industries for change order on the Missing Links Project.

Mayor Kim advised this is for time extension only and no money involved. The contract completion date will extend to July 28, 2023.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Authorization for Mayor to Sign Delta Addendum Two (override department approvals)

Mayor Kim pulled this item from his agenda.

Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Dalton Legal Fees)

Mayor Kim pulled this item from his agenda.

Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Kelly Legal Fees)

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Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (E. Stewart Jones Hacker Murphy)

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Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Kirby, Aisner & Curley)

Mayor Kim pulled this item from his agenda.

Discussion and Vote: Approval to Have 2022 P.O. Issued in 2023 (Miller, Mannix, Schachner & Hafner)

Mayor Kim pulled this item from his agenda.

Discussion and Vote: Authorization for Mayor to Sign Workforce Housing Deed for 168 Jefferson, Unit One (23-059)

Mayor Kim advised this is to ratification of something the Council did.

Mayor Kim moved and Commissioner Montagnino seconded to authorize the mayor to sign the workforce housing deed for 168 Jefferson unit.

Mayor Kim stated unit one of 168 Jefferson Terrace was transferred and this is a ratification of the transaction that occurred yesterday.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Merit for Review and Referral of 182 Excelsior Ave. Landmark Designation to Design Review Board and City and County Planning Boards (23-060)

Mayor Kim moved and Commissioner Montagnino seconded that there is merit for review and referral 182 Excelsior Avenue to the City and County Planning Boards for an advisory opinion.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion: Proposed Amendments 1 – 4 to the UDO

Mayor Kim advised the amendments needed to be slightly revised and will be republished and voted on at a subsequent meeting.

Discussion and Vote: Permission for Poet Laureate to Apply for Academy of American Poets Laureate Fellowship (23-061)

Mayor Kim moved and Commissioner Montagnino seconded to approve the application by the poet laureate for a fellowship to the Academy of American Poets Laureate.

Mayor Kim advised the American Poet Laureates Fellowships are \$50,000 awards given to honor poets of literary merit appointed to service in civic positions and enable them to undertake projects that engage their fellow residents. Joe Bruchac is interested in a school project focused upon creating poetry and work with veterans.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Recreation Department Agreement Templates (23-062)

Mayor Kim moved and Commissioner Montagnino seconded to approve the Recreation Department agreement templates for use in 2023.

Mayor Kim advised the licenses vary slightly each year.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Recreation Department Request to Waive its Cancellation Policy for Saratoga Sparks AAU Tournament (23-063)

Mayor Kim moved and Commissioner Golub seconded to waive the cancellation policy and refund \$3,500 to the Saratoga Sparks AAU tournament.

Commissioner Sanghvi stated discounts are not covered in the Finance Policy and Procedure Manual. The Finance Department can't give discounts or waivers.

Mayor Kim advised this is for last year.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Announcement: City Council Meeting Agenda Deadlines and Procedures

Mayor Kim advised there will not be a pre-agenda meeting for the next City Council meeting due to the holiday on February 20th. A schedule of pre-agendas and changes to the meeting order will be issued. The Council is required by Charter to have a public comment period. There are groups that want to talk to the Council for more than two minutes at a time and would make sense that some procedure is in place to meet with groups. Time limits will still be set.

Commissioner Sanghvi suggested a monthly community hall.

Commissioner Moran suggested providing time before a Council meeting like a presentation.

Mayor Kim stated pre-agenda would be the day before the Council meeting and maybe include the groups at the pre-agenda meeting. He suggested meeting to do City business before the public comment period so people who can't make it so early in the evening can still be heard.

Commissioner Sanghvi stated the problem with public comment being held after the meeting is sometimes the public wants to comment on an item that is on the agenda.

Mayor Kim stated a draft will be provided so this can be done by March.

Announcement: Enhancing Union Avenue Workshop: February 16

Mayor Kim announced the workshop is February 16, 2023 in the Music Hall at 6 p.m.

Announcement: Appointment of Laura Faulk as Chair of Climate Smart Task Force

Mayor Kim announced the appointment of Laura Faulk as the chair of the Climate Smart Task Force.

Proclamation: February 1- 7 National Gun Violence Survivor's Week

Mayor Kim stated the City of Saratoga Springs is joining other cities in the country in naming February 1 – 7 as National Gun Violence Survivor's Week.

The following proclamation was written:

A PROCLAMATION
OF THE CITY OF SARATOGA SPRINGS, NEW YORK

This proclamation declares the week of February 1, 2023, to February 7, 2023, to be National Gun Violence Survivor Week in the City of Saratoga Springs, NY, to honor and remember all victims and survivors of gun violence and uplift the resilient voices of survivors across the nation.

WHEREAS, every year, nearly 40,000 Americans are killed in acts of gun violence and approximately 76,000 more are shot and wounded;

WHEREAS, every year, on average, 843 New Yorkers are killed in acts of gun violence and 2,607 more are wounded;

WHEREAS, by early February, more Americans are killed with guns than are killed in our peer countries in an entire calendar year;

WHEREAS, a gun violence survivor is anyone who has personally experienced gun violence — whether you have witnessed an act of gun violence, been threatened or wounded with a gun, or had someone you know and cared for wounded or killed;

WHEREAS, forms of gun violence can include, but are not limited to: gun suicides, gun homicides, domestic violence involving a gun, shootings by law enforcement, and unintentional shootings;

WHEREAS, 59 percent of American adults, including 71 percent of Black and Latinx Americans, or someone they care for has experienced gun violence in their lifetime, demonstrating the reach and impact gun violence has in communities across America;

WHEREAS, firearms are the leading cause of death for children and teens;

WHEREAS, people in America in cities across the nation are working to end the senseless violence by advocating for commonsense gun safety legislation;

WHEREAS, by commemorating National Gun Violence Survivors Week on February 1 to February 7, cities across America will raise awareness about gun violence and honor the lives stolen by gun violence; and

WHEREAS, we renew our commitment to reduce gun violence and pledge to do all we can to keep firearms out of the hands of those who are a danger to themselves or others and encourage responsible gun ownership to help keep our communities safe.

NOW, THEREFORE BE IT RESOLVED, that the City of Saratoga Springs, NY declares February 1 to February 7, 2023 to be National Gun Violence Survivors Week. We encourage all citizens to support their communities' efforts to prevent the tragic effects of gun violence and to honor and value human lives.

ACCOUNTS DEPARTMENT

Award of Bid: Extension of Bid for New York State Department of Health Certified Instructor Coordinator to Art Breault (23-064)

Commissioner Moran moved and Commissioner Montagnino seconded to extend the bid for New York State Department of Health Certified Instructor Coordinator to Art Breault for an additional year under the same terms, conditions, and pricing.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Award of Bid: Visitor Center Canopy Structural and Roof Repair to LaBella Associates (23-065)

Commissioner Moran moved and Commissioner Golub seconded to award the bid for Visitor Center Canopy Structural and Roof Repair to LaBella Associates in the amount not to exceed \$36,400.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Appointment: Officer William Marshall as Commissioner of Deeds

Commissioner Moran appointed Officer William Marshall as commissioner of deeds. Officer Marshall's name was accidentally omitted from the list of commissioner of deeds appointed at the January 3, 2023 meeting.

Discussion: Request for Quote Policy and Process

Commissioner Moran stated a couple items have to be rebid and purchase orders have to be issued.

Announcement: Business Milestones

Commissioner Moran congratulated Saratoga Arms (Smith family) for 25 years in business and The Local Pub & Tea House for 15 years in business; congratulations to Mike Phinney and Jonathan Haynes.

Announcement: Special Events

Commissioner Moran reminded the public that the next short term rental workshop is February 22 at 6 p.m. the City Center. The 24th Annual Chowderfest is this Saturday, February 11 with 82 vendors. National Eating Disorder Week is February 27 – March 3 and March 18 is the 13th annual St. Baldrick's.

FINANCE DEPARTMENT

Update: City Finances

Commissioner Sanghvi advised sales tax for 2022 is \$16.9 million dollars; a little lower than projected.

Commissioner Sanghvi stated the Strategic Forecasting and Budgeting Committee has been established to help the departments figure out how they are doing over the year and the resources can be accessed. This should help Finance better plan for 2024. They will forecast with the departments what their needs are.

Discussion and Vote: Approve Project Funds Disbursement for Participatory Budgeting (23-066)

Commissioner Sanghvi advised assigned fund balance was approved for participatory budgeting in the amount of \$96,000. This agenda item is for the approval of individual item project amounts. There is a correction to the total amount being \$96,100. The projects and amounts are as follows: Saratoga Dog Park water fountain is \$19,000; Saratoga Arts and Homemade Theatre Broadway Live Musical Theatre is \$14,100; C.R.E.A.T.E. Community Studios Youth Art Programs is \$12,000; Bikeatoga free bike repair is \$19,500; Sustainable Saratoga Urban Forestry Project is \$15,000; outdoor ice skating rink in Congress Park is \$2,500; Jefferson and Vanderbilt Terrace community garden is \$7,000; flower planting is \$4,500; and curling PILOT project is \$2,500.

Commissioner Sanghvi moved and Commissioner Moran seconded to approve project funds disbursement for participatory budgeting in the revised total of \$96,100 in the amounts listed on the public ballot.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Authorization for Mayor to Sign SOW Agreement with ePlus Technology, Inc. for VxRail Implementation (23-067)

Commissioner Sanghvi advised the statement of work was provided after the contract approval and requires the mayor's signature. There is no additional cost.

Commissioner Sanghvi moved and Commissioner Montagnino seconded to authorize the mayor to sign statement for of work agreement with ePlus Technology for VxRail implementation.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Approval to Pay Voucher Reimbursement to Michael Wangerin in the Amount of \$292.13 for Zimbra Zextras Costs Requiring Credit Card (23-068)

Commissioner Sanghvi advised this is for reimbursement of an annual renewal.

Commissioner Sanghvi moved and Commissioner Montagnino seconded to approve reimbursement to Michael Wangerin in the amount of \$292.13.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Authorization for Mayor to Sign Addendum One with BST for Additional Audit Procedures in an Amount not to Exceed \$11,500 (23-069)

Commissioner Sanghvi advised this addendum is for the restatement of the 2020 audit.

Commissioner Sanghvi moved and Commissioner Moran seconded to authorize the mayor to sign addendum one with BST for additional audit procedures in the amount not to exceed \$11,500.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: 2023 Annual Tax Resolution (23-070)

Commissioner Sanghvi advised the tax resolution is as follows:

2023 Annual Tax Resolution

February 7, 2023

RESOLVED, that the City of Saratoga Springs, New York on this 7th day of February, 2023 at 7:00 p.m. adopt and confirm the 2023 Tax Roll carrying a levy on the Inside District of \$12,021,974.15 for the City and \$7,302,022.77 for the County; total Inside District levy \$19,323,996.92. Levy on the Outside District \$9,982,117.72 for the City and \$6,120,990.05 for the County ; total Outside District levy \$16,103,107.77 making a total tax levy of \$35,427,104.69 and that the Commissioner of Finance be authorized to collect such a levy computed at the following rates per one thousand dollars of assessed valuation.

INSIDE DISTRICT RATES

CITY \$6.6170
COUNTY \$4.009882

OUTSIDE DISTRICT RATES

CITY \$6.5547
COUNTY \$4.009882

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the relevy of the 2022 utility tax in the amount of \$584,664.48.

FURTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2023 Omitted Tax in the amount of \$53,537.59 for the Inside District and \$20,452.23 for the Outside District; total Omitted Tax of \$73,989.82.

FUTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2023 Saratoga Lake Special Improvement Tax for the Saratoga Lake Improvement District in the amount of \$118,546.71.

FUTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2023 Special Assessment Tax for the Saratoga Springs Special Assessment District in the amount of \$139,535.84.

FUTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2023 West Ave Special District Tax for the Saratoga Springs West Ave Special District in the amount of \$51,003.03.

FUTHER RESOLVED, that the City Council of the City of Saratoga Springs, New York adopt and confirm the 2023 Gilbert Road II Water District Tax for the Saratoga Springs Gilbert Road II Water District in the amount of \$3,015.00.

TOTAL 2023 TAX ROLL \$36,397,859.56

Commissioner Sanghvi moved and Commissioner Moran seconded to approve the 2023 annual tax resolution.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Budget Transfers – Payroll & Benefits (23-071)

Commissioner Sanghvi advised lines 1-2 is for the Mayor's Department for NYCOM dues, lines 3-6 is for Department of Public Safety for Safer Grant; lines 7-8 is for Department of Public Works for Arts Center and Congress Park overtime; lines 9-16 are water and sewer sick leave and unemployment; lines 17-19 is for Accounts for Sara Grant and association dues.

Commissioner Sanghvi moved and Commissioner Montagnino seconded to approve the budget transfers – payroll and benefits.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Budget Amendments – Use of Fund Balance (23-072)

Commissioner Sanghvi advised lines 1-2 is for Recreation Department programs and lines 3-4 are for Accounts Department Article 7 settlement.

Commissioner Sanghvi moved and Commissioner Montagnino seconded to approve the budget amendments – use of fund balance.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

PUBLIC WORKS DEPARTMENT

Discussion and Vote: Authorization for Mayor to Sign Contract with LaBella Associates for Visitor Center Canopy Structural and Roof Repair Professional Services (23-073)

Commissioner Golub advised the roof and canopy were inspected and damage has been found. LaBella has been asked to design a replacement structure for the canopy and repairs to the roof.

Commissioner Golub moved and Commissioner Sanghvi seconded to authorize the mayor to sign a contract with LaBella Associates for the Visitor Center canopy structural and roof repair professional services valid until 6/1/23 in the amount of \$36,400.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Authorization for Mayor to Sign Addendum #2 with MJ Engineering for Gilbert Road Drainage Improvements (override department approvals) (23-074)

Commissioner Golub advised there are ongoing flood conditions on Gilbert Road. MJ was the sole qualified proposal for this phase.

Commissioner Golub moved and Commissioner Moran seconded to authorize the mayor to sign addendum two with MJ Engineering valid until December 31, 2023.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Authorization for the Mayor to Sign Addendum #2 with Designated Engineers (override department approvals)

Commissioner Golub pulled this item from his agenda.

Discussion and Vote: Authorization for Mayor to Sign Contract with Trojan Technologies Group ULC for Repair Wiper System on UV Disinfecting System at the Water Treatment Plant (23-075)

Commissioner Golub advised this contract is for the repair of the wiper system on the UV disinfecting system at the Water Treatment Plant.

Commissioner Golub moved and Commissioner Sanghvi seconded to authorize the mayor to sign contract with Trojan Technologies for repair of wiper system on UV disinfection system not to exceed prices in updated Exhibit A.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Water Leak Adjustment (23-076)

Commissioner Golub advised residents of 20 Pepper Lane are requesting a water adjustment as they had an emergency issue with a broken toilet flapper that resulted in a flooded basement. The Utilities Department has verified readings on the water meter. The October 2022 quarterly bill is in the amount of \$4,457.38. Commissioner Golub proposed a water adjustment of \$1,795.28 and a sewer adjustment of \$2,487.45.

Commissioner Golub moved and Commissioner Moran seconded to adjust the January 2023 bill for account 112120 to reduce the sewer charge to \$49.20 and reduce the water charge to \$39.45.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Water Leak Adjustment (23-077)

Commissioner Golub advised residents of 419 Broadway are requesting a water adjustment as they had a hot water heater burst in their basement. The Utilities Department has verified readings on the water meter. The January 2023 quarterly bill is in the amount of \$2,538.98. Commissioner Golub proposed a water adjustment of \$728.31 and a sewer adjustment of \$1,405.47.

Commissioner Golub moved and Commissioner Moran seconded to adjust the January 2023 bill for account 060019B to reduce the sewer charge to \$239.70 and reduce the water charge to \$79.50.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Non-Union Resolution Full Time Employees (23-078)

Commissioner Golub proposed this resolution is for the following positions: budget director, civil service coordinator, director of risk and safety, human resources administrator, human resources specialist, and executive assistant for the mayor and any commissioner that has one. These positions are not included within any union contract. This resolution is to establish a salary schedule for non-union employees so employees and department heads can predict what salaries will be without re-visiting them during each budget cycle. This also creates a ranged for selected new positions, new hires, and existing positions that

are defined from 2023 – 2026. The salary schedule was created by taking the existing salary for positions and calculating approximately a 5% increase into a specific grade. It also creates a 2% increase for each year thereafter. Compensation is capped for all positions at \$145,000. An additional benefit added in this resolution is an increase in vacation time for employees during their first five years of service. Employees will now receive 15 days of vacation in their first 10 years of service. Corrections were made to the opt-out of insurance and Juneteenth was added as a holiday.

Commissioner Golub moved and Commissioner Moran seconded to adopt the resolution for non-union full-time employees.

Commissioner Moran stated this is the result of many employees working on this to get it right.

Commissioner Sanghvi advised the cost is estimated at \$41,520 more for this set of salaries. There is an additional week of vacation most employees will be awarded and a slight increase in cost due to potential termination payouts. The deputy commissioner of finance, the deputy commissioner of public works and Mike Veitch have worked hard to ensure all non-union employees are included.

Mayor Kim stated he is not going to support this resolution. He appreciates everyone's hard work; however, the City's labor attorney advised this is not the way to do this. The budget is the most important document the City Council produces and should have all these salaries in it. This is less transparent how salaries are established.

Commissioner Sanghvi stated she understands the sentiments but when something like this is put in a budget, most people are not going to vote 'no' on a budget because they disagree with someone's salary. By removing this, it is becoming more transparent.

Mayor Kim stated this resolution establishes pay for several years in the future.

Commissioner Montagnino stated he is in favor of the notion of what is incorporated in the resolution but is abstaining from the vote as one of the people that would benefit from this has a notice of claim against the City. He understands that person will be retiring in a month or two. He does not want a vote in favor to be construed as a pay-off nor would he want a vote against to be seen as retaliation. If this resolution was brought forward after that employee's retirement, he would be in 100% support of the resolution.

Ayes – 3 (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub)

Nays – 1 (Mayor Kim)

Abstention – 1 (Commissioner Montagnino)

Discussion and Vote: Non-Union Resolution Executive Employees (23-079)

Commissioner Golub advised the deputies are referred to as executive employees and established as a grade NU5 on the non-union salary schedule. The 2023 salary schedule was increased by 9% to get to grade NU5. A new deputy would go back to the first level of the scale of NU5. On-call payment was created for a deputy who is required to respond on a 24-hour basis but works in a department that is not operationally staffed 24-hours per day. The stipend of \$125 per week will be reviewed by the commissioner and applied quarterly as appropriate. Vacation was increased to 15 days for the first five years of service and longevity only applying to the years of service covered under the resolution.

Commissioner Golub moved and Commissioner Moran seconded to adopt the resolution for non-union full time executive employees.

Commissioner Sanghvi stated the first resolution brought the deputy salary from \$80,000 to \$104,550, which would have been \$117,044 increase to the budget not including social security. The second resolution brought the salary to \$98,000, which would have been an additional \$84,294 increase to the budget not including social security. The current resolution includes a salary of \$89,853, which has an

impact of \$58,152 on the budget. Commissioner Sanghvi asked for clarification of when on-call pay will be issued.

Commissioner Golub stated the on-call pay only applies if the person is on-call.

Commissioner Sanghvi stated that in that case the maximum payout is \$6,518.20. The on-call pay is a more reasonable approach.

Commissioner Montagnino stated the Department of Public Safety has issues that it needs to respond to at any time on any day. The most recent incident was November 20. He offered a friendly amendment that would allow the same benefit for the deputy of the department of public safety.

Commissioner Sanghvi stated IT had to come in on November 20. If the Council is doing this, then they have to be consistent and make sure that all departments that have to have emergency services should be compensated.

Commissioner Montagnino amended his friendly amendment to say **any deputy that is called in outside of regular business hours Monday through Friday.**

Commissioner Moran seconded the friendly amendment.

Commissioner Sanghvi asked who gets to decide how many times a deputy was on call.

Commissioner Golub stated the commissioner has to look at it and submit it to finance.

Commissioner Sanghvi asked for quarterly updates to see if it is being handled responsibly.

Commissioner Golub stated that is the intent.

Mayor Kim stated he will vote no on this. He doesn't believe this resolution makes sense. He thinks they should put the number they feel their deputy is worth in the budget. He also doesn't agree that all deputies should be compensated the same.

Commissioner Sanghvi stated creating different salaries for deputies will create havoc.

Commissioner Moran stated when the Council goes into the next budget season the schedule will be in front of them and they will know what to pay people.

Commissioner Sanghvi suggested establishing the parameters of on-call pay.

Commissioner Golub stated he is removing from Section E the part of the sentence that says **“working in a department with 24/7 response requirements that is not operationally staffed 24/7”**.

Mayor Kim advised they are voting on all changes and friendly amendments at one time.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino)

Nays – 1 Kim

PUBLIC SAFETY DEPARTMENT

Discussion and Vote: Authorization for Mayor to Sign MOU with the Capital District Transportation Committee (CDTC) (23-080)

Commissioner Montagnino advised this is for the City's participation in a regional traffic signal timing program. As part of the project, the City must provide 25 hours of in kind labor directly related to the City of Saratoga Springs portion of the program. – Sanghvi seconded

Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize the mayor to sign the MOU with the Capital District Transportation Committee.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Authorization for Mayor to Sign Contract with Art Breault – EMS Concepts (23-081)

Commissioner Montagnino advised this for EMS training for the Fire Department.

Commissioner Montagnino moved and Commissioner Golub seconded to authorize the mayor to sign a contract with Art Breault.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Authorization for Mayor to Sign Contract with Dr. Angelini (23-082)

Commissioner Montagnino advised this is for three public safety employees that were required to be screened before returning to work. The estimated cost is \$1,800.

Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize the mayor to sign contract with Dr. Angelini.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0**

Discussion and Vote: Authorization to Pay Invoice to Axon Enterprises (23-083)

Commissioner Montagnino advised this is for year two of the ten-year contract. The amount is \$238,965.02.

Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize the payment of invoice to Axon Enterprises in the amount of \$238,965.02.

**Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim, Moran)
Nays – 0**

Discussion and Vote: Authorization to Pay Invoice to La Rosa's Automotive (23-084)

Commissioner Montagnino advised this invoice is for items ordered.

Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize payment of invoice to LaRosa's Automotive in the amount of \$7,968.30.

**Ayes – All (Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)
Nays – 0 Commissioner Moran)**

Discussion and Vote: Authorization to Reimburse Employee #1746 in the Amount of \$81.77 (23-085)

Commissioner Montagnino advised this expense occurred in 2022 for maintenance expense of a City vehicle.

Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize the reimbursement to employee #1746 in the amount of \$81.77.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Authorization to Reimburse Employee #3138 in the Amount of \$712.53 (23-086)

Commissioner Montagnino advised this is for mileage reimbursement to the Utica Fire Academy.

Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize the reimbursement to employee #3138 in the amount of \$712.53.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Discussion and Vote: Authorization for Mayor to Sign a Contract with DeNooyer (23-087)

Commissioner Montagnino advised this is for the purchase of a truck and plow for the Fire Department.

Commissioner Montagnino moved and Commissioner Golub seconded to authorize the mayor to sign a contract with DeNooyer.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Set Public Hearing: Proposed Ordinance Making Parking Spaces in the Vicinity of 353 Broadway 20 Minute Max 9 a.m. – 6 p.m.

Commissioner Montagnino set a public hearing for Tuesday, March 7, 2023.

SUPERVISORS

Matt Veitch

County Buildings & Grounds Update

Supervisor Veitch reported their first meeting was held on February 7. The building of a new terminal building should be starting soon and they are in the middle of facility study to better serve the public.

County Sewer Work to Begin on Railroad Run

Supervisor Veitch reported the Saratoga County Sewer District is schedule to begin a realigning project. Material will be pushed through pipes to give them more structure without digging up the pipes.

Tara Gaston

Health & Social Services Update

Supervisor Gaston reported flu and COVID continues to go around. Saratoga County has the highest flu rate outside of NYC and a low rate of the complete recommended booster series of only 15%.

Concerned about comments made by the superintendent of the Catholic schools. The County will not back any proposal that puts people at risk.

Commissioner Sanghvi stated some of the e-mails she received were from parents suggesting pedophiles would touch their kids if the City had a low barrier shelter. She confirmed if there were a concern about someone's prior history, the County would ensure that person would be placed elsewhere.

Supervisor Gaston stated the County makes sure there are policies and plans in place.

Commissioner Montagnino stated under law there is three levels of sex offenders. The City's Special Investigation Unit routinely checks on every registered sex offender in the City, as sex offenders are required to report their address.

Mayor Kim stated the City had plans before Shelters of Saratoga pulled the rug out from under them.

Supervisor Gaston stated the County must be a part of the conversation and requested they be engaged in the process. The county was not aware of the City's plans.

NACo Conference

Supervisor Gaston reported she is attending NACo starting tomorrow and will be back on Wednesday.

PUBLIC COMMENT

Mayor Kim advised there are new rules to public comment. People have 2 minutes to use or lose it. He asked all to be kind; we are a community. He also asked the speakers to be factual. The Council members may respond if they choose. He will also be starting a question period at the end of the City Council meeting. The public must register to present their questions.

Mayor Kim opened the public comment period at 8:11 p.m.

Rose Tate of Saratoga Springs asked the Council to take a trip around her block. When NYRA is open, Lincoln Avenue becomes a pedestrian exit. The view from her home is a 40-foot metal container.

Bill Crow of Greenfield stated he advocates for the shelter. His compassion for the homeless is profound and immeasurable. One of his children is at Spa Catholic. No homeless shelter should be by any school. He has seen homeless take baths in Congress Park

Sybil Newell executive director of RISE has been working with the Saratoga Springs community for 45 years. They are there for people on their worst day and their best day. There is no one size fits all solution. Services need to be made available where the homeless are. These are human beings each with a story and struggle. There is a need for a year round emergency shelter. (copy attached)

Mark Lawton stated he was outraged by the last session on this topic. Don't bend your knee to people involved in hate – he told the story of how Code Blue started. They went to every religious group in the City to support the idea. The basement of St. Peter's School was used for at least three years for Code Blue. There was never a safety problem or a criminal event. Homeless people are our neighbors and have to be treated as such. (copy attached)

Lindsay Connors, associate executive director of RISE stated they are hearing over and over that those with mental illness are dangerous. Those suffering from mental illness are more likely to be the victim of a crime rather than the perpetrator.

Mayor Kim closed the public comment period at 8:31p.m.

ADJOURNMENT

Commissioner Sanghvi moved and Commissioner Moran seconded to adjourn the meeting at 8:32 p.m.

Ayes – All (Commissioner Moran, Commissioner Sanghvi, Commissioner Golub, Commissioner Montagnino, Mayor Kim)

Nays – 0

Respectfully submitted,

Lisa Ribis
Secretary to the City Council

Approved:
Vote: