

**ALBANY COMMON COUNCIL  
MINUTES OF A REGULAR MEETING**

**Monday, October 5, 2009**

The Common Council was convened at 7:00 p.m. and was called to order by Council President Pro Tempore Conti.

The roll being called, the following answered to their names: Council Members Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith, and Timmons.

Also present was the following staff: John Marsolais, Patrick Jordan, Barbara Samel, and Cashawna Parker.

Council Member Fahey led the Pledge of Allegiance.

**PUBLIC COMMENT PERIOD**

1. Dan Loomis, 37 Milner Ave., Albany, NY 12208 (Property Taxes)
2. Tim Carney, 277 Miller Ave., Albany, NY 12203 (Various Issues)
3. Marlon Anderson, 491 Livingston Ave. Albany, NY 12206 (Various Issues)
4. Patrick Avery, P.O. Box 875, Albany, NY (Gun Violence/AMC/APD)
5. Ryan Roberts, 8 Woodlawn Ave., Troy, NY 12180 (Achievement Academy & Videotaping of teachers & students)
6. Anton Konev, 268 Washington Ave., Albany, NY 12208 (City Employees/Budget Process)
7. Tom Ellis, 43 N. Pine Ave., Albany, NY 12208 (Library/Delaware Ave.)
8. Vincent Riguso, 13 Beach Ave., Albany, NY 12203 (Various Issues)

There being no further speakers, the President Pro Tem declared the Public Comment Period closed.

**APPROVAL OF MINUTES FROM PREVIOUS MEETING**

Council Member McLaughlin made a motion to approve the minutes of the meetings of July 15, July 20, August 3, and August 17, 2009, which was approved by unanimous voice vote.

**CONSIDERATION OF LOCAL LAWS**

Council Member McLaughlin made a motion to hold the Local Laws on the pending agenda, which was approved by unanimous voice vote.

**REPORTS OF STANDING COMMITTEES**

**General Services, Health and Environment** – Council Member O'Brien stated that the committee would be meeting September 23, 2009 to discuss pesticide use at the landfill and Ordinance 58.91.09 (multiresidential recycling).

**CONSIDERATION OF ORDINANCES**

Council Member Ellis introduced the following, which was held:

**Ordinance Number 61.101.09**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A PERMANENT EASEMENT TO 17 CHAPEL, LLC OVER AND UPON PORTIONS OF THE CITY RIGHT-OF-WAYS OF ORANGE, CHAPEL AND MONROE STREETS IN THE CITY OF ALBANY**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. It is hereby authorized that the City of Albany grant a permanent easement to 17 Chapel, LLC over and upon portions of the City right-of-ways of Orange, Chapel and Monroe Streets, adjacent to 17 Chapel Street, in the City of Albany.**

**Section 2. The form, content, terms and conditions of such easement shall be approved by the Corporation Counsel.**

**Section 3. The Grantees shall not hinder, interfere with, prevent, delay, obstruct or adversely affect the Grantor in the reasonable exercise of its governmental operations or function.**

**Section 4. This ordinance shall take effect immediately.**

Council Members Sano and Calsolaro introduced the following, which was referred to the Planning, Economic Development And Land Use Committee:

**Ordinance Number 62.101.09**

**AN ORDINANCE AMENDING ARTICLE XIV (SPECIFIC USE REGULATIONS) OF CHAPTER 375 (ZONING) OF THE CODE OF THE CITY OF ALBANY IN RELATION TO EXTERNAL FUEL-BURNING AND HEATING DEVICES**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. Article XIV of Chapter 375 of the Code of the City of Albany is hereby amended by adding thereto a new Section 375-112-a to read as follows:**

**Section 375-112-a. External Fuel-Burning and Heating Devices.**

A. Residences and commercial establishments situated within the City of Albany are entitled to clean air and environmental circumstances free of unreasonable dust, obnoxious odors, noxious fumes and smells, as well as an environment free of stored debris and storage of combustible fuels in adjacent or exposed exterior areas within densely populated areas.

B. Definitions. As used in this article, the following terms shall have the meanings indicated:

(1) Exterior Furnace -- Any device, contrivance or apparatus or any part thereof which is installed, affixed or situated out-of-doors for the primary purpose of the combustion of fuel from which heat or energy is derived and intended to be directed there from by conduit or other mechanism into any interior space for the supply of heat or energy.

(2) Exterior Furnace Device -- Any contrivance, apparatus or part thereof, including a boiler, fire box, exchanger, grate, fuel gun, fuel nozzle, chimney, smoke pipe, exhaust conduit and like devices used for the burning of combustible fuels for the creation of heat or energy from an exterior location into an interior location.

C. Installation standards. Standards for the installation of any exterior furnace or furnace device, exterior, in addition to any manufacturer's recommended installation requirements, shall also require the following:

(1) Installation upon a nominal six-inch thick permanent, reinforced cement pad in such dimension so as to allow a minimum of six inches of exposed surface area along the perimeter of the pad.

(2) The location of the exterior furnace or furnace device must be at least 100 feet from any structure heated by it, any accessory uses on the property, and the adjoining property line.

D. Fuel substances permitted for combustion in an exterior furnace installation shall be limited to the following:

(1) Natural gas, propane, home heating oil, coal and wood.

Fuel substances prohibited for combustion in an exterior furnace installation shall include the following:

(1) Industrial waste, rubber, plastic, used motor oil, toxic chemicals, contaminated waste, yard waste, household garbage, cardboard and wastepaper, animal waste and any material prohibited for combustion by federal or state statute.

No exterior furnace shall be utilized in any manner as a waste incinerator.

E. This section shall in no way be construed nor is the same intended to prohibit the installation, operation or use of exterior chimneys, stove pipes or similar contrivances that are otherwise in conformity with other federal or state laws, rules or regulations constituting any part of any interior furnace system or interior stove system or operation, or any system that provides the exhaust of waste heat, smoke or similar substances from interior spaces.

**Section 2. This ordinance shall take effect immediately.**

Council Member Fahey introduced the following, which was referred to the Planning, Economic Development And Land Use Committee:

**Ordinance Number 63.101.09**

**AN ORDINANCE AMENDING ARTICLE XVII (GENERAL AREA, YARD, HEIGHT AND LANDSCAPING REGULATIONS) OF CHAPTER 375 (ZONING) IN RELATION TO FRONT YARDS**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. Section 375-132 of Chapter 375 of the Code of the City of Albany is hereby amended to read as follows:**

§375-132. Front yards [exception].

A. In residential zoning districts, no more than 50% of a required front yard may be improved with pavement of concrete, asphalt, crushed stone or other similar impermeable substances.

B. When an unimproved lot is situated between two improved lots, each having a principal building within 25 feet of the side lot line of such unimproved lot, the front yard may be reduced to the greatest depth of the front yard of the two adjoining improved lots, but not less than 10 feet. Where an unimproved lot is in an area where no side yard is required, the front yard may be reduced to the average depth of the two adjoining improved lots.

**Section 2. This ordinance shall take effect immediately.**

Council Member Sano introduced the following, which was referred to the Finance, Taxation and Assessment Committee:

**Ordinance Number 64.101.09**

**AN ORDINANCE AMENDING ORDINANCE 5.22.08 ENTITLED "AN ORDINANCE AUTHORIZING CERTAIN PROJECTS BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$167,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$167,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF. (GARBAGE TRUCK)" WITH AN ORDINANCE AUTHORIZING CERTAIN PROJECTS BY THE CITY OF ALBANY, NEW YORK AT A MAXIMUM ESTIMATED COST OF \$124,000.00 AND AUTHORIZING THE LEASE FINANCING OR THE ISSUANCE OF \$124,000.00 SERIAL BONDS OF SAID CITY TO PAY THE COST THEREOF. (STREET SWEEPER)**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

Section 1. The objects or purposes to be authorized and financed pursuant to this ordinance are set forth below, together with estimates of the maximum estimated costs thereof; determinations of the periods of probable usefulness thereof and the subparagraphs of Section 11.00(a) of the New York Local Finance Law pursuant to which it is determined; the maximum amount of the bonds to be issued with respect to such object or purpose and the maximum term of the obligations to be issued with respect to each project or purpose.

Object or Purpose: Machinery and apparatus for construction and maintenance  
Local Finance Law Section 11.00(a) Subparagraph 28

Period of Probable Usefulness: 15 years  
Maximum Term of Obligations: 15 years  
Maximum Estimated Cost: \$124,000.00  
Maximum Amount of Bonds: \$124,000.00  
Comptroller's Bond Authorization Numbers: M-08  
Comptroller's Project Numbers: GH 81609813

Section 2. The plan of financing such objects or purposes is the lease financing of or the issuance of \$124,000.00 serial bonds hereby authorized to be issued.

Section 3. It is hereby ordered and directed that the projects specified above be undertaken and the amounts set forth as the maximum estimated costs are hereby appropriated therefor. The Board of Contract and Supply is hereby authorized to take such necessary and further steps to carry out the provisions of this section.

Section 4. Pending the sale of the bonds herein authorized, the temporary use of funds from the City's general fund, pursuant to the provisions of section 165.10 of the New York Local Finance Law, is hereby authorized. The City reasonably expects to reimburse such temporary expenditures with the proceeds of the bonds or bond anticipation notes authorized by section 1 of this ordinance. This ordinance shall constitute the City's "official intent" to reimburse such temporary expenditures in accordance with United States Treasury Regulation section 1.150-2.

Section 5. The faith and credit of the City of Albany, New York are hereby irrevocably pledged for the payment of the principal of and interest on such leases or bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such leases or bonds becoming due and payable in such year and such debt service payments may be made in substantially level or declining amounts as may be authorized by law. There shall annually be levied on all

taxable real property of said City, a tax sufficient to pay the principal of and interest on such leases or bonds as the same become due and payable.

Section 6. Subject to the provisions of the New York Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated in the City comptroller, as chief fiscal officer of the City of Albany. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Comptroller, consistent with the provisions of Local Finance Law.

Section 7. The City Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the leases or bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from federal income taxation pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

Section 8. The City Comptroller is further authorized to enter into a continuing disclosure agreement with the initial issuer of the leases or the purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c12-12, promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934.

Section 9. The validity of such leases or bonds and bond anticipation notes may be contested only if:

(a) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of publication of this ordinance pursuant to Section 8 hereof are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publications, or

(c) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. Upon this ordinance taking effect, the Clerk of the Common Council is hereby authorized and directed to publish the same together with a notice in substantially the form set forth in section 81.00 of the New York Local Finance Law.

Section 11. It is hereby determined that except as hereinafter specified, the authority and funding of the projects aforesaid constitute either unlisted of Type II actions under the New York State Environmental Quality Review Act and the regulations promulgated thereunder having no adverse effect upon the environment.

Section 12. This ordinance shall be dated February 21, 2008 and shall take effect upon its approval by the Board of Estimate and Apportionment of the City of Albany.

Council Member Igoe introduced the following, which was referred to the Law, Buildings and Code Enforcement Committee:

**Ordinance Number 65.101.09**

**AN ORDINANCE ESTABLISHING A NEW CHAPTER 225 (HEATING) OF THE CODE OF THE CITY OF ALBANY**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. A new Chapter 225 entitled “Heating” is hereby added to read as follows:**

**CHAPTER 225. HEATING**

**§ 225-1. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

**ADMINISTRATOR**

The Director of the Building Department or his/her designee.

**APPRENTICE**

A person employed by a licensed heat technician performing heating work for which a permit is required under the direct and immediate supervision of a journeyman heat technician. An "apprentice" must be at least 18 years of age.

**APPRENTICE TRAINING PERMIT**

A permit issued by the Board. It allows a person to be employed by a licensed heat technician to do heating work for which a permit is required, under the supervision of a journeyman heat technician.

**EXAMINING BOARD OF HEAT TECHNICIANS**

The Examining Board of Heat Technicians, or Board, as provided under Section 225-2.

**HEAT TECHNICIAN**

A person who has passed the examination given by the Examining Board of Heat Technicians and who holds a valid license issued in accordance with the provisions of this article.

There shall be two (2) classes of licenses to be known respectively as Class A and Class B as follows: Any person may upon the recommendation of the Board receive a Class B license covering a single job or installation, which license shall not be good for more than one (1) location or property nor for more than one (1) continuous job therein. All other persons engaged in the trade, business or calling of heating work in the City of Albany shall be required to obtain a Class A license.

**JOURNEYMAN HEAT TECHNICIAN**

A person who meets any of the following qualifications:

A. Five years' experience doing heating work for which a permit is required under the supervision of a licensed heat technician.

B. Four years' experience doing heating work for which a permit is required under the supervision of a licensed heat technician plus the equivalent of one year of schooling at an accredited trade school or in an approved apprentice training school.

**JOURNEYMAN PERMIT**

A permit issued by the Board. It allows a person with the requisite journeyman heat technician qualifications to supervise apprentice heat technicians as provided in this article.

**PERSON**

A natural person, corporation, partnership, association, joint venture or any other entity however termed.

**§ 225-2. Examining Board of Heat Technicians.**

A. There is hereby created a Board to be known as the "Examining Board of Heat Technicians," which shall consist of five (5) members, four (4) of which will be appointed by the Mayor. Two (2) members shall be employing or master heat technicians of not less than ten (10) years' experience each. Two (2) members shall be practicing heat technicians in the City of Albany, and may have less than ten (10) years' experience each. The Chief Inspector of Heating for the City of Albany shall be the fifth member of said Board. When the Chief Inspector shall cease to hold his or her office by reason or on account of which he or she were so designated for appointment, his or her successor shall act on the Examining Board in his or her stead. The term of office for each member of such Board shall be three years from the first day of January following his appointment. Vacancies occurring by expiration of term shall be filled by the Mayor for a full term. Vacancies by death, removal, inability to act, resignation or removal from the City of any member shall be filled by him for the unexpired term. Any member or members may be removed by the Mayor for malfeasance in office, incapacity or neglect in duty. Such Board shall elect its own Chairman and Secretary. A majority shall constitute a quorum to transact the business thereof. The Board shall meet at least once each month and shall have authority to hold special meetings ff, in the opinion of the Chairman or a majority, such are desirable for the proper and efficient discharge of the business of such Board. It shall adopt such rules and regulations for the examination of all persons who desire to obtain a license as hereinafter required. The nature of the examinations to be conducted under this chapter shall be determined by the Examining Board, which shall examine the applicants as to their qualifications and fitness to receive a license to engage in the business of heating. Heat technicians and journeymen heat technicians serving as members of such Board shall receive such compensation as shall be determined by the Board of Estimate and Apportionment.

B. The Examining Board of Heat Technicians shall have power and it shall be its duty to:

(1) Have jurisdiction over and examine all persons desiring or intending to engage in the trade, business or calling of heating work as employing or heat technicians in the City of Albany, with the power to examine persons applying for licenses as such employing or master heat technicians or as inspectors of heating to determine their fitness and qualifications for conducting the business of heat technicians or to act as inspector of heating and issue licenses to all such persons who shall have passed said examination before such Board and shall be, by it, determined to be qualified for conducting business as employing or heat technicians or competent to act as inspectors of heating.

(2) Formulate, in conjunction with the local Board of Health, a code of rules regulating the work of heating in the City of Albany, including the materials, workmanship and manner of execution of such work, and from time to time add to, amend or alter the same.

(3) Charge and collect from each person applying for examination the sum of \$100 for each examination made by such Board, and all moneys so collected shall be paid over by the Board monthly to the City Treasurer.

(4) Have jurisdiction over and issue apprentice training and journeyman identification cards. An apprentice training identification card allows a person to be employed by a licensed heat technician to do heating work under the supervision of a licensed heat technician. A journeyman identification card allows a person with the requisite journeyman heating qualifications to install heating apparatus, conveyances or equipment under the supervision of a licensed heat technician.

(5) Adopt rules and regulations to govern its actions in exercising its powers and duties. A majority vote of the whole Board is required for the adoption or amendment of any rule or regulation. Twenty days' written notice of any proposed amendments to the rules and regulations must be given to all Board members.

### **§ 225-3. Meetings of Board.**

The Examining Board of Heat Technicians shall meet during the three months after the enactment of this chapter and as often as necessary to consider all applications received by it. Thereafter the Board shall meet within 10 days of the receipt of any application from the Administrator. Final action upon any application shall

be made by the Board within three weeks after the receipt of the same, and during said three weeks the Administrator, upon the recommendation of the Board, shall grant working permits pending examination.

**§ 225-4. Examination for heat technician's license required.**

Every person desiring to engage in any business or perform any work for which a heat technician's license is required and who has the experience required herein for doing so shall appear before the Examining Board of Heat Technicians and pass an examination as to his or her qualifications and competency for the class of license desired by him or her as required by the provisions of this chapter.

**§ 225-5. Deposit for examination.**

A deposit equal to the fee for the current calendar year must accompany each application for examination. In case the candidate passes the examination, such deposit shall be retained to cover examination and fee for the current calendar year.

**§ 225-6. Application for license.**

All applications for a license accompanied with the proper fees shall be presented to the Administrator, who shall, when the license is finally granted by the Examining Board of Heat Technicians, pay into the treasury of the City of Albany the amount of such fees so received by said Administrator.

**§ 225-7. Grading of examinations; issuance of license.**

A. The Examining Board of Heat Technicians shall grade all examinations with not less than two (2) members present, participating in and concurring with the gradings. The Board shall certify to the Administrator the name of each applicant passing an examination and the grade of license for which he was qualified. A minimum grade of seventy percent (70%) shall be required as a passing grade.

B. Upon such certification and the payment of the prescribed fee and evidence of insurance where insurance is required, the applicant shall be issued a license of the grade for which he or she has been certified, which license shall be signed by the Administrator.

**§ 225-8. Frequency of examinations; reexaminations.**

A. The Examining Board of Heat Technicians shall conduct examinations at least once each calendar year and in no case more than 12 months from the date of the last test. The Board may conduct tests more frequently as in its determination is appropriate.

B. Applicants failing their first test may be reexamined at the next scheduled test. Applicants failing more than one test may be reexamined at yearly intervals only.

**§ 225-9. Period of time to obtain license.**

An applicant who has passed an examination for any grade of license must obtain the license by paying the prescribed fee within 30 days of receiving notice of passing said test. Failure to do so will require the applicant to again qualify himself or herself by passing another examination.

**§ 225-10. Notification of examination grade; review of examination.**

The Examining Board of Heat Technicians shall notify by mail any applicant of his or her grade within 10 days of the examination. Applicants failing the examination may review their tests at the Building Department for a period of 30 days after receiving notice of failure. All tests will be destroyed after the thirty-day period.

**§ 225-11. Qualifications for Class A heat technician’s license.**

- A. Applicants for the master heat technician’s license examination must meet the following qualifications;
  - 1. They must pay the prescribed fee.
  - 2. They must possess the following training or experience, said experience defined as 1,800 work hours constitutes one (1) year of experience:
    - a. Either seven (7) years' practical experience under the supervision of a licensed heat technician performing work for which a heat permit is required; or
    - b. A degree from an accredited trade school and at least five (5) years of practical experience under the supervision of a licensed heat technician performing heating work for which a permit is required in the City of Albany; or
    - c. A certificate from a New York State approved apprenticeship program, with in-service training totaling 5,000 hours and at least two (2) years of practical experience under the supervision of a licensed heat technician performing heating work for which a permit is required in the City of Albany; or
    - d. A heat technician’s license issued by another licensing jurisdiction, with evidence that the applicant has continuous practical experience under that license for at least ten (10) years; or
    - e. Such other schooling or training which the Board finds to be substantially equivalent to any of the above plus the requisite number of years of practical experience under the supervision of a licensed heat technician, so that the time of training plus practical experience is seven (7) years. Under this subsection, however, for at least three (3) of the seven (7) years the applicant must have been performing heating work under the supervision of a licensed heat technician for which a permit would have been required.
- B. The Examining Board of Heat Technicians, by rule or regulation, shall set forth the types of proof required to prove an applicant's qualifications. Under this section, the experience required may have been under a heat technician’s licensed by another jurisdiction whose requirements are substantially similar to those required by this article. Although various forms of proof of training and experience may be found acceptable to the Board, the following are typically considered acceptable:
  - 1. Notarized testimony from a licensed heat technician, listing dates, duration and total hours worked by the applicant.
  - 2. Official school transcripts.
  - 3. Apprenticeship training certificate.
  - 4. Payroll records or pay stubs with hours worked.
  - 5. Copies of a heat technician’s license issued to the applicant by another licensing jurisdiction, along with an itemization of that jurisdiction’s requirements for licensing.
  - 6. Copies of approvals of work issued to the applicant from a recognized inspection agency, listing the work performed and the dates completed.

The Board specifically reserves the right to accept or reject any of the above items as substantiation of an applicant’s qualification. Any proof of training or experience must clearly identify the applicant and the individual, agency or institution issuing the document. Documents must be accompanied by dates of

service, contact information of the individual, agency or institution and the contact information of an individual familiar with the applicant's work or schooling.

**§ 225-12. Issuance of Class A heat technician's license.**

Upon certification by the Examining Board of Heat Technicians that an applicant has met all the qualifications to be issued a Class A heat technician's license or a Class B heat technician's license, the Director of the Division of Buildings and Codes shall issue said applicant a Class A heat technician's license or Class B heat technician's license, as the case may be.

**§ 225-13. Apprentice and journeyman permits.**

The Examining Board of Heat Technicians may, at its discretion, require the issuance of individual permits for apprentice and journeyman heat technicians working in the City of Albany. The Board shall promulgate the qualifications required, terms under which such permits may be issued and the fees associated with such permits.

**§ 225-14. Qualifications for Class B heat technician's license.**

- A. In lieu of passing the examination given by the Examining Board of Heat Technicians, an individual may apply for a Class B heat technician's license. The applicant must present to the Board satisfactory evidence that he or she possesses all the qualifications for a Class A heat technician's license as set forth in Section 225-12. In addition the applicant must also:
1. Possess a master heat technician's license issued by another licensing jurisdiction whose requirements for licensing are substantially equivalent to those set forth in Section 171-32; and
  2. demonstrate that he or she has performed work continuously under the license issued by the other jurisdiction for a period of not less than ten (10) consecutive years.
- B. The Board may accept or reject any evidence of qualification submitted by the applicant. The Board may accept or reject any applicant for a Class B heat technician's license, regardless of the applicant's qualifications.

**§ 225-15. Insurance requirements.**

- A. All holders of heat technician's licenses shall carry workmen's compensation insurance, unemployment compensation insurance and disability insurance when required by law.
- B. All holders of such licenses shall furnish proof of bodily injury, public liability and property damage insurance, exclusive of motor vehicles, of not less than one hundred thousand dollars (\$100,000.) for one (1) person injured in any one (1) accident and three hundred thousand dollars (\$300,000.) for more than one (1) person injured in any one (1) accident and property damage insurance of not less than one hundred thousand dollars (\$100,000.) per accident.
- C. Proof of required insurance shall be submitted to the Examining Board of Heat Technicians at the time of the issuance or renewal of the license.
- D. If a holder of a Class A heat technician's licenses be regarded as having an inactive status by the Board, the license holder shall not be obligated to fulfill the above while said license holder is inactive in the City of Albany.

**§ 225-16. Licenses issued to entities other than individuals.**

A. Class A licenses issued in the name of entities other than individuals shall also designate the name of the licensed heat technician who actually holds the license.

B. Such Class A licensed heat technician shall be an officer, partner or employee of the firm to which the license is issued.

C. The same person shall not hold more than one heat technician's license.

D. In the event that the Class A licensed heat technician who holds an entity's license in his name becomes no longer employed by or associated with said entity, such change in circumstance shall be reported to the Administrator within 30 days of said change. The report must be made by both the entity and the actual license holder. At that time, the entity must certify to the Examining Board of Heat Technicians the name of another Class A licensed heat technician who shall hold the entity's license in his name.

E. For good cause shown, the Board may extend the time in which an entity must certify the name of the licensed heat technician who will hold their license. No extensions shall total more than one year.

**§ 225-17. License not transferable.**

No license granted under this chapter shall be transferable.

**§ 225-18. Employment of unlicensed heat technicians.**

It shall be unlawful for any person to employ an unlicensed heat technician to do any heating work in the City of Albany.

**§ 225-19. Unauthorized use of title.**

It shall be unlawful for any person to hold himself out to the public as a heat technician licensed by the City of Albany unless he or she possesses a valid heat technician's license issued by the City of Albany.

**§ 225-20. Penalties for offenses.**

A. In addition to the penalties prescribed below, the Administrator, upon recommendation of the Examining Board of Heat Technicians, may suspend or revoke any heat technician's license issued pursuant to this article for violations of any provisions of this article or any other City ordinance, local law, state law or rule or regulation of the Board with which said license holder must comply as a heat technician.

B. Any person violating any provision of this chapter shall be guilty of an offense punishable by a fine not exceeding \$1,000 or by imprisonment not exceeding 15 days, or by both such fine and imprisonment, or for a civil penalty not exceeding \$1,000 to be recovered by the City of Albany in a civil action.

C. The City of Albany, in addition to any other penalties provided for, may maintain an action or proceeding in a court of competent jurisdiction to compel compliance with, or to restrain by injunction the violation of, any provision of this article.

**§ 225-21. Suspension or revocation of license; hearings.**

A. Any person charged with the violation of any provision of this chapter or of any City ordinance with which a licensed heat technician must comply has the right to notice of the charges in writing and an opportunity to be heard.

B. Hearings shall be held before three members of the Examining Board of Heat Technicians. If a majority of the Board members hearing the case finds that the person charged has committed the violations, it may recommend to the Administrator that said person's heating license be suspended or revoked. Where the person charged has no heat technician's license, the recommendation may be to suspend the person's right to apply for a heat technician's license.

C. Upon recommendation of the Board, the Administrator may suspend or revoke a person's heating license as follows:

- (1) For the first offense: up to a maximum of six months.
- (2) For the second offense within one year: up to a maximum of one year.
- (3) For the third offense within one year: up to a permanent revocation.

D. During a suspension or revocation, the license shall be null and void. After the termination of the period of a suspension, such license shall become valid upon tender of any renewal fees that have become due. Upon permanent revocation, said license holder shall not be allowed to reapply thereafter.

E. The suspension or revocation penalties are in addition to any penalties imposed by the Court.

#### **§ 225-22. Notice of violation of rules.**

Whenever any inspector or other person reports a violation of any such rules and regulations for heating or a deviation from any approved plan or specification for heating work filed with any board or department, the Administrator shall first serve a notice of the violation thereof upon the heat technician doing the work. Such notice may be served personally or by mail, and, if by mail, it may be addressed to such heat technician. Unless the violation is removed within three days after the day of serving or mailing such notice exclusive of the day of service or mailing such notice, the Administrator may proceed according to law.

#### **§ 225-23. Inspectors of heating.**

The Administrator shall appoint inspectors of heating in the City of Albany, one (1) of whom shall be designated as chief inspector. They shall be practical heat technicians and shall not be engaged directly or indirectly in the business of heating during the period of their appointment. Before entering upon the discharge of their duties as such inspectors they shall be required to obtain a certificate of competency from said Examining Board of Heat Technicians. They shall be entitled to receive compensation to be fixed by the Board of Estimate and Apportionment. The inspectors of heating appointed under the provisions of this section, in addition to the duties prescribed by law or ordinance and those which may be enjoined or required by the Commissioner of the Department of Buildings of the City of Albany, shall inspect the construction and alteration of all heating work performed in the City of Albany and report in writing the results of such inspection to the Commissioner of the Department of Buildings. They shall also report in such manner any person engaged in or carrying on the business of employing heat technician without having obtained a license as herein provided.

#### **§ 225-24. Heating permits; inspections.**

- A. For work to be done in the City of Albany, it shall be unlawful for any person to contract for, allow or perform the installation of heating apparatus or equipment unless:
1. Prior to any such installation the proper heating permit is obtained from the Administrator; and
  2. The work is performed by or under the supervision of a licensed heat technician, so long as said work is done by an employee of the licensed heat technician.

- B. A heating permit shall be issued only to a licensed heat technician.
- C. It shall be unlawful for a person to employ anyone who is not a licensed heat technician to perform heating work for which a permit is required.
- D. Work shall not be deemed approved until such time as an inspector employed by the City of Albany's Bureau of Buildings shall inspect the installation, extension or alteration of heating apparatus, conveyances or equipment for which a permit is required.
- E. A final inspection of finished work shall be performed to close out all heating permits. If a license holder fails to schedule or arrange for a final inspection of the work, the license holder may be brought before the Examining Board of Heat Technicians to show cause. If it is determined that the license holder cannot provide adequate cause for failure to close out the permit, the license may be revoked or suspended. If through no fault of the license holder, the inspector cannot gain access to the premises to inspect the work, the property owner shall be required to allow entry to perform the inspection.
- G. The City of Albany will apply the standards set forth by the most current addition of the New York State Building Code when conducting inspections.
- H. Inspection requests shall be made by the permit holder only.

**§ 225-25. Severability.**

If any portion of this article shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the portion thereof directly involved in the controversy in which such judgment shall have been rendered.

**Section 2. This ordinance shall take effect thirty (30) days after passage.**

Council Member Sano introduced the following, which was referred to the Finance, Taxation and Assessment Committee:

**Ordinance Number 66.101.09**

**AN ORDINANCE ADOPTING THE BUDGET AS PRESENTED BY THE MAYOR ON OCTOBER 1, 2009, FOR FISCAL YEAR 2010**

**The City of Albany in Common Council convened, does hereby ordain and enact:**

**Section 1. The budget as presented by the Mayor on October 1, 2009, is hereby adopted as and for the Budget of the City of Albany for fiscal year 2010.**

**Section 2. It is hereby ordered and directed that the sums set forth therein as expenditures are hereby appropriated in the amounts and for the several departments, offices and purposes specified therein.**

**Section 3. It is further hereby ordered and directed that the sums set forth therein as revenues and the moneys necessary to be raised by tax in addition thereto to pay the expenses of conducting the business of the City shall be an are hereby applicable in the amounts specified for the purposes of meeting said appropriations.**

**Section 4. This ordinance shall be effective immediately.**

Council Member Sano introduced the following, which was held:

**Ordinance Number 67.101.09**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CONVEYANCE OF ALL THE RIGHT, TITLE AND INTEREST OF THE CITY OF ALBANY IN AND TO A PORTION OF 451-441 NEW SCOTLAND AVENUE IN THE CITY OF ALBANY, NEW YORK TO BERNARD DUFFY**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

Section 1. It is hereby ordered and directed that all the right, title and interest of the City of Albany in and to a portion of 451-441 New Scotland Avenue be conveyed pursuant to the provisions of Local Law No. 4 for 1984 to Bernard Duffy as owner of 3 Maplewood Street. Said conveyance shall then be merged into 3 Maplewood Street.

SUBJECT to all easements, restrictions and rights-of-way of record.

Section 2. It is hereby determined that the aforesaid property has been abandoned for municipal or public purposes.

Section 3. The form, content, terms and conditions of such conveyance shall be approved by the Corporation Counsel and shall be subject to the approval of the Board of Estimate and Apportionment, and if approved by said Board, the Mayor is hereby authorized and directed to execute a proper deed of conveyance for a valuable consideration.

**Section 4. This ordinance shall take effect immediately.**

Council Member Conti asked for passage of ORDINANCE 53.72.09(MC) (AN ORDINANCE AMENDING CHAPTER 251 (PARKS AND RECREATION) OF THE CODE OF THE CITY OF ALBANY BY ADDING A NEW ARTICLE VI ENTITLED: "PINE BUSH HABITAT RESTORATION PLAN"), which had been previously introduced.

*Ordinance 53.72.09(MC) was Co-Sponsored by Council Member Sano.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

Council Member Conti moved to amend Ordinance Number 57.91.09 and, having been amended, moved for adoption as follows:

**Ordinance Number 57.91.09 (as amended)**

**AN ORDINANCE AMENDING CHAPTER 255 (PEACE AND GOOD ORDER) OF THE CODE OF THE CITY OF ALBANY BY ADDING THERETO A NEW ARTICLE IX ENTITLED: "PROHIBITION AGAINST CERTAIN FORMS OF AGGRESSIVE SOLICITATION"**

**The City of Albany, in Common Council convened, does hereby ordain and enact as follows:**

**Section 1. Chapter 255 (Peace and Good Order) of the Code of the City of Albany is amended by adding thereto a new Article IX entitled “Aggressive Solicitation” to read as follows:**

**ARTICLE IX**

**Prohibition Against Certain Forms of Aggressive Solicitation**

**§ 255-57. Findings and intent.**

The Common Council of the City of Albany recognizes a constitutional right to beg or solicit in a peaceful and non-threatening manner. The Council finds, however, that an increase in aggressive solicitation within the city has become disturbing and disruptive to residents and businesses, and has contributed not only to the loss of access to and enjoyment of public places, but also to an enhanced sense of fear, intimidation and disorder.

Aggressive panhandling usually includes approaching or following pedestrians, the use of abusive language, unwanted physical contact, or the intentional blocking of pedestrian and vehicular traffic. The council further finds that the presence of individuals who solicit money from persons at or near banks or automated teller machines is especially troublesome.

This law is timely and appropriate because current laws are insufficient to address the aforementioned problems. The restrictions contained herein are neither overbroad nor vague and are narrowly tailored to serve a substantial government interest. Furthermore, in enacting this legislation, the council recognizes the availability of community service and other sentencing alternatives, which may be appropriate remedies for violations of this law.

The law is not intended to limit any persons from exercising their constitutional right to solicit funds, picket, protest or engage in other constitutionally protected activity. Its goal is instead to protect citizens from the fear and intimidation accompanying certain kinds of solicitation that have become an unwelcome and overwhelming presence in the city.

**§ 255-58. Definitions.**

For the purposes of this Article, the following terms shall have the following meanings unless the context clearly requires otherwise:

A. “Aggressive manner” – (1) Approaching or speaking to a person, or following a person, before, during or after soliciting, asking or begging, if that conduct is intended or is likely to cause a reasonable person to:

(a) fear bodily harm to oneself or to another, damage to or loss of property or the commission of any offense as defined in section ten of the penal law upon oneself or another; or

(b) otherwise be intimidated into giving money or other thing of value; or

(c) suffer unreasonable inconvenience, annoyance or alarm.

(2) Intentionally touching or causing physical contact with another person or an occupied vehicle without that persons consent in the course of soliciting, asking or begging;

(3) Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle to take evasive action to avoid physical contact; or

(4) Using violent or threatening gestures toward a person solicited.

B. "Solicit, ask or beg" – Includes using the spoken, written, or printed word, or bodily gestures, signs or other means with the purpose of obtaining an immediate donation of money or other thing of value or soliciting the sale of goods or services.

C. "Public place" – A place to which the public or a substantial group of persons has access, including, but not limited to: any sidewalk, street, highway, right-of-way, parking lot, plaza, transportation facility, school, place of amusement, park or playground, as well as any hallway, lobby or other portion of an apartment house or hotel not constituting a room or apartment designed for actual residence.

D. "Bank" – Any banking organization as defined in section 2 of the New York State Banking Law which has as its purpose or among its purposes the receipt of deposits.

E. "Check cashing business" – Any person duly licensed by the New York State Superintendent of Banks to engage in the business of cashing checks, drafts or money orders for consideration pursuant to provisions of article 9-A of the New York State Banking Law.

F. "Automated teller machine" – A device, linked to a financial institutions account records, which is able to carry out transactions, including, but not limited to: account transfers, deposits, cash withdrawals, balance inquiries and mortgage and loan payments.

G. "Automated teller machine facility" – The area comprised of one or more automated teller machines, and any adjacent space which is made available to banking customers after regular business hours.

#### **§ 255-59. Prohibited acts.**

A. No person shall solicit, ask or beg in an aggressive manner in any public place.

B. No person shall solicit, ask or beg within ten feet of any entrance or exit of any bank or check cashing business during its business hours or within ten feet of any automated teller machine during the time it is available for customers' use. Provided, however, that when an automated teller machine is located within an automated teller machine facility, such distance shall be measured from the entrance or exit of the automated teller machine facility. Provided further that no person shall solicit, ask or beg within an automated teller machine facility where a reasonable person would or should know that he or she does not have permission to do so from the owner or other person lawfully in possession of such facility. Nothing in this subsection shall be construed to prohibit the lawful vending of goods and services within such areas.

C. No person shall approach an operator or other occupant of a motor vehicle while such vehicle is located on any street to solicit, ask or beg, or for the purpose of either performing or offering to perform a service in connection with such vehicle or otherwise soliciting the sale of goods or services, if such approaching, performing, offering or soliciting is done in an aggressive manner as defined in this article. Provided, however, that this paragraph shall not apply to services rendered in connection with the lawful towing of such vehicle or in connection with emergency repairs requested by the operator or other occupant of such vehicle.

**§ 255-60. Exemptions.**

The provisions of this article shall not apply to any unenclosed automated teller machine located within any building, structure or space whose primary purpose or function is unrelated to banking activities, including but not limited to supermarkets and school buildings, provided that such automated teller machine shall be available for use only during the regular hours of operation of the building, structure or space in which such machine is located.

**§ 255-61. Penalties.**

Any violation of the provisions of this article shall be punishable by a fine which shall not exceed one hundred dollars (\$100) in amount or imprisonment for not more than fifteen (15) days or both or appropriate community service alternatives.

**§ 255-62. Severability.**

If any provision of this article or the application thereof to any person or circumstance is held invalid, the remainder of this article and the application of such provision to other persons or circumstances shall not be rendered invalid thereby.

**Section 2. This ordinance shall take effect thirty (30) days after enactment into law.**

*Ordinance 57.91.09 (As Amended) was Co-Sponsored by Council Members Rosenzweig and Sano.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

Council Member Sano asked for passage of ORDINANCE 59.91.09 (AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF A PERMANENT EASEMENT TO NATIONAL GRID OVER AND UPON A PORTION OF THE CITY RIGHT-OF-WAY OF MAPLEWOOD STREET AND THE CITY-OWNED PROPERTY LOCATED AT 441 NEW SCOTLAND AVENUE IN THE CITY OF ALBANY

*\*Note: There was discussion from Council Member Sano regarding this ordinance would allow National Grid to run power lines to the library which is under construction.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

**The remaining ordinances on the pending agenda were held at the request of Council Member McLaughlin.**

**CONSIDERATION OF RESOLUTIONS**

Council Members Herring, Calsolaro, Conti, Ellis, Fahey, Fox, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 77.101.09R**

RESOLUTION OF THE COMMON COUNCIL SUPPORTING THE CITY OF ALBANY'S DEPARTMENT OF DEVELOPMENT AND PLANNING IN ITS APPLICATION TO THE NEW YORK STATE DEPARTMENT OF STATE ENVIRONMENTAL PROTECTION FUND FOR STATE ASSISTANCE UNDER THE LOCAL WATERFRONT REVITALIZATION PROGRAM FOR THE CITY OF ALBANY'S BICYCLE INFRASTRUCTURE PROGRAM

**WHEREAS**, the City of Albany's Department of Development and Planning is applying to the New York State Department of State for funding under the Environmental Protection Fund to aid in the implementation of the Local Waterfront Revitalization Program for 2009-2010; and

**WHEREAS**, the City's application is requesting aid in the amount of \$250,000 to assist with bicycle infrastructure for the City's waterfront and downtown area; and

**WHEREAS**, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany does hereby approve and endorse the application of the Department of Development and Planning for funding from the New York State Department of State Environmental Protection Fund to assist the City of Albany's Local Waterfront Revitalization Program for 2009-2010 in the amount of \$250,000.

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

Council Member Conti offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 78.101.09R**

RESOLUTION OF THE COMMON COUNCIL CONGRATULATING UPPER HUDSON PLANNED PARENTHOOD ON THE OCCASION OF ITS 75<sup>TH</sup> ANNIVERSARY

**WHEREAS**, in 1934 Dr. Frances Vosburgh and others formed the Albany Birth Control Committee, following in the footsteps of Margaret Sanger who opened the first birth control clinic in America in Brooklyn in 1916; and

**WHEREAS**, on March 4, 1935 this same group founded the Mother's Health Center, the area's first family planning clinic; and

**WHEREAS**, the work of these pioneers is carried on today by Upper Hudson Planned Parenthood (UHPP) which operates three health centers in Albany, Hudson and Troy; and

**WHEREAS**, the principles that guide the work and services of UHPP had their beginnings seventy-five years ago with the founders of the Albany Birth Control Committee; and

**WHEREAS**, these guiding principles are that: every child is a wanted child; women and men have the right and ability to decide whether and when they want to become parents; children and youth should receive accurate, age-appropriate, and medically based, sexuality education; and, all people, regardless of age, income, race, ethnicity, nationality, ability or sexual orientation can obtain professional and compassionate healthcare services; and

**WHEREAS**, UHPP serves over 11,000 patients a year for a wide range of health services, the patients are women, men and teens who seek expert reproductive and related health care services at affordable prices; and

**WHEREAS**, over 6,000 youth and adults take part in UHPP’s educational workshops and presentations, take advantage of its extensive library resources or receive information from its community educators; and

**WHEREAS**, in an atmosphere where access to family planning, comprehensive sex education, and the right to choose are constantly under attack, UHPP this year is marking seventy-five years of service to the Capital District assuring access to vital health care services; and

**WHEREAS**, UHPP has distinguished itself through exceptional services, honest education and fearless advocacy, all of which are as needed today as they were when UHPP was founded in 1934.

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany applauds the volunteer leadership and professional staff of UHPP for their service to the community.

**BE IT FURTHER RESOLVED**, that the Common Council extends its best wishes and congratulations to UHPP on the occasion of its 75<sup>th</sup> anniversary of service to the community.

*\*Note: There was discussion from Council Member Smith stating that she was pleased that the Council was passing this resolution. She discussed planned parenthoods impact on the Capital Region.*

*There was discussion from Council Member Conti stating that Planned Parenthood had been at it’s location on Lark Street for 75 years and that they would be moving to a new facility soon. He discussed that their anniversary celebration is later in the month.*

*Resolution 78.101.0R was Co-Sponsored by Council Members Calsolaro, Ellis, McLaughlin, O’Brien, Sano, Smith and Timmons.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O’Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

Council Member Conti on behalf of Council Member Casey offered the following, asked for passage and a roll call vote thereon:

**Resolution Number 79.101.09R(MC)**

**RESOLUTION OF THE COMMON COUNCIL APPOINTING EARL V. BELCHER, JR. AS A MEMBER OF THE CITY OF ALBANY COMMISSION ON HUMAN RIGHTS**

**WHEREAS**, the Common Council of the City of Albany, pursuant to the Section 42-362 of Chapter 42 of the Code of the City of Albany, appoints Earl V. Belcher, Jr. as a member of the Commission on Human Rights.

**NOW, THEREFORE, BE IT RESOLVED**, that Earl V. Belcher, Jr. is hereby appointed as a member of the City of Albany Commission on Human Rights for a term ending on August 21, 2012.

*Resolution Number 79.101.09R(MC) was Co-Sponsored by Council Member Ellis.*

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

Council Member McLaughlin on behalf of Council Member Casey asked for passage of RESOLUTION 68.81.09r (RESOLUTION OF THE COMMON COUNCIL RE-APPOINTING GRACE B. WHITE AS A MEMBER OF THE COMMISSION ON HUMAN RIGHTS), which had been previously introduced.

**Passed by the following vote of all the Council Members elected voting in favor thereof:**

Affirmative -- Calsolaro, Conti, Ellis, Fahey, Fox, Herring, Igoe, McLaughlin, O'Brien, Rosenzweig, Sano, Scalzo, Smith and Timmons

Affirmative 14 Negative 0 Abstain 0

**The remaining resolutions on the pending agenda were held at the request of Council Member McLaughlin.**

**MISCELLANEOUS AND UNFINISHED BUSINESS**

Council Member McLaughlin offered the following, which was approved by unanimous voice vote:

RESOLVED THAT THE FOLLOWING PERSONS BE AND HEREBY ARE APPOINTED COMMISSIONERS OF DEEDS FOR THE CITY OF ALBANY, NEW YORK FOR THE TERM ENDING DECEMBER 31, 2010, AND WAIVE THE READING OF THE NAMES:

Heppelle, Michael, 7 Barclay Street, Albany, NY 12209

Council Member Sano stated that he wanted to comment on the secret videotaping in classrooms and that it bothered him that it was being used against teachers. He stated that he found it disturbing.

**ADJOURNMENT**

A motion was made for adjournment.

Council President Pro Tem Conti stated, hearing no objections, that the Council was adjourned.

A true record of the Common Council Minutes of October 5<sup>th</sup>, 2009.

CASHAWNA PARKER  
SENIOR LEGISLATIVE AIDE TO THE  
ALBANY COMMON COUNCIL