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White, Sherry

From: Durocher, Michael J.
Sent: Tuesday, April 04, 2017 9:11 AM
To: Kremer, Brian
Cc: White, Sherry; Morse, Shawn
Subject: Workshop

Please place 2017 audit report on the next workshop Tuesday April 11th.

Ken Claflin from Cusack and Company will do the presentation.

Thank you

Michael J. Durocher
Comptroller
City of Cohoes
97 Mohawk Street
Cohoes, NY 12047
518-233-2123
518-233-2155 - Fax
mdurocher@ci.cohoes.ny.us
<http://www.ci.cohoes.ny.us>

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REQUEST FOR AGENDA ITEM
Legislative Request / BOM Request

Legislative Request BOM Request

Date ~~February 8, 2017~~ April 5, 2017

Department Economic & Community Development
Contact Person Debbie Jacques

PERPOSE FOR REQUEST:

Adoption of Resolution:

Adoption of Local Law:

Adoption of Ordinance:

Budget Amendment:

Bond Approval:

Contract Authorization:

Other (Briefly Explain) _____

Budget Amendment (State the following)

Increase Account/Line No. _____

Decrease Account /Line No. _____

Source of Funds _____

CONTRACT AUTHORIZATION

Purchase Equipment/Supplies: _____

Lease Equipment/Supplies: _____

Professional Services: _____

Education/Training: _____

Settlement of Claim: _____

Grants:

New : 2016 BRIDGE NY \$850,000.00 Award

Renewal _____

Submission Dead Line _____

Fiscal Impact in Dollars or Percentage

Federal _____

State _____

City of Cohoes _____

All back -up material has been submitted _____

Explanation:

City of Cohoes has been awarded \$850,000 from NYS Department of Transportation for Columbia Street over Eagles Nest Creek culvert improvements.

Use space or add typed attachment.

Submitted by: _____

date 2-8-17



Department of
Transportation

ANDREW M. CUOMO
Governor

MATTHEW J. DRISCOLL
Commissioner

Cheryl Calhoun
Chief of Staff

January 13, 2017

City of Cohoes
Garry Nathan
97 Mohawk Street
Cohoes, NY 12047

Dear Mr. Nathan:

The New York State Department of Transportation is pleased to announce that the City of Cohoes application for the Columbia Street over Eagles Nest Creek has been approved for funding through the 2016 BRIDGE NY Program in the amount of \$0.850 million.

Recommended projects were identified on the basis of a competitive scoring process and consideration of available funds. The Bridge NY Program will provide funding reimbursement for eligible expenses only up to the award amount.

A representative from the Department's Regional Planning Office will contact you shortly to begin development of the necessary project agreement which will be needed to effectuate award. For your advance information, sample copies of the project agreement form and sample copies of the accompanying resolutions can be found at <https://www.dot.ny.gov/divisions/engineering/structures/bridgeny>.

If you have any questions regarding this grant process implementation please contact Wahid Albert at (518) 457-4422.

Sincerely,

Matthew J. Driscoll
Commissioner

Columbia Street (NYS 470) over Eagles Nest Creek

Project Scope Description

An important component of the Columbia Street corridor designated as NYS Route 470, this culvert serves as a key link between downtown Cohoes and the western section of the city, serving dozens of businesses and local residences as well as providing direct access to I-87 and US Route 9.

The culvert provides access for commerce, employment and emergency services for more than 11,000 vehicles per day. Truck traffic is 1,000 per day. Many pedestrians and bicyclists also rely on this culvert. Critical water, sanitary sewer and gas lines also cross the creek at this culvert.

Businesses that rely on access provided by this culvert are the Columbia Crest (Elderly Independent Living), Eddy Village Green (Adult Care Facility), Glen Meadows subdivisions, plus many small locally-owned restaurants, pharmacies and funeral homes. The street also provides for the main access for four Cohoes schools. Not only does the street provide access to these schools and parks for residents on the east and west sides of the City, but is also an important evacuation route for the schools and elderly care facilities. A safe and reliable culvert structure is important to ensuring long-term reliability and safety of this important route. Development is taking place on the west end of NY 470, and in the neighboring Town of Colonie, with additional capacity for future development.

The majority of this culvert is at least 50 years old. In 2010, a detailed hydraulic study was completed for this Columbia Street culvert. The study indicates that this culvert carries flows from 187 acres of runoff and the water overtops the street, indicating that this culvert is undersized. There are residential properties immediately upstream of this culvert.

Project Commentary

Located just a few miles north of the Capital City of Albany, we are at the junction point of the Mohawk and Hudson Rivers and are centrally located with just a short commute to Saratoga, Albany and Troy. We have become a thriving bedroom community, fostering a common goal with our residents of enhancing the community and focusing on a high standard of living.

With major arterials as borders, it is evident that Cohoes is one of the most accessible communities in the Capital Region and is well positioned to capture the opportunities that abound due to our region also known as Tech Valley.

The City of Cohoes has experienced great growth and success over the years. One particular platform that the City has focused on over the past few years has been Expanding Economic Opportunity. We have worked hard to improve the City's infrastructure, promoting economic growth and making the City attractive to developers, businesses and travelers. The City strives to provide the services required to support its citizens, businesses and visitors and needs to ensure that the City's infrastructure is up to par, including our bridges. Improvements to this culvert will ensure safe and reliable access to this corridor.

The City owns 3 vehicular bridges, with an average age of 20 years and an average bridge length of 300 feet. These three bridges are in relatively good condition, in need of only cyclical maintenance. Due to the size of our bridges and the associated replacement costs, we recognize that we need to explore all potential infrastructure funding sources to keep pace with our aging bridge and culvert infrastructure. Closure of any bridge or culvert in the City street network would cause undue hardship to commuters and businesses. We now want to focus on keeping our culverts in a state of good repair as well.

Successfully receiving Bridge NY Initiative funding would go a long way to ensure continued safe and reliable access for our community as well as facilitating economic growth.

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REQUEST FOR AGENDA ITEM

Legislative Request / BOM Request

Legislative Request X BOM Request

Date April 4, 2016

Department ECD

Contact Person Melissa Cherubino

PURPOSE FOR REQUEST:

Adoption of Resolution: X

Adoption of Local Law:

Adoption of Ordinance:

Budget Amendment:

Bond Approval:

Contract Authorization:

Other (Briefly Explain)

Budget Amendment (State the following)

Increase Account/Line No.

Decrease Account /Line No.

Source of Funds

CONTRACT AUTHORIZATION

Purchase Equipment/Supplies:

Lease Equipment/Supplies:

Professional Services:

Education/Training:

Settlement of Claim:

Grants:

New X

Renewal

Submission Dead Line

Fiscal Impact in Dollars or Percentage

Federal

State

City of Cohoes

All back -up material has been submitted X

Explanation:

Submitted by:

date

BUILDING AND PLANNING

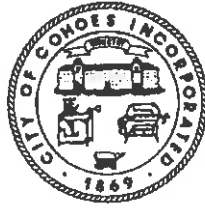
DEPARTMENT

97 Mohawk Street

Cohoes, New York

12047-2897

(518) 233-2127



Director, Melissa Cherubino

Phone: (518) 233-2127

Fax: (518) 233-2162

E-mail: mcherubino@ci.cohoes.ny.us

RE: TYPE II SEQR
Water Tank/Filter Bed Project

April 4, 2017

Dear Mayor,

The Water Tank/Filter Bed project requires a separate resolution designating the project a Type II Action for SEQR purposes. The Council had indicated its Type II status in a resolution which passed accepting the grant; however the granting agency has requested a separate resolution. Please feel free to contact this office with any questions.

Sincerely,

Melissa Cherubino

White, Sherry

From: Martin Daley <mdaley@cdrpc.org>
Sent: Friday, December 12, 2014 1:51 PM
To: Willaim Simcoe; Nathan, Garry; Chris Wheland
Subject: FW: SEQRA Type II Designation

From Steve – see below.

From: Stephen L. Gordon [mailto:SGordon@bdlaw.com]
Sent: Friday, December 12, 2014 10:58 AM
To: jcaruso@fiscaladvisors.com; rocky@cdrpc.org; mdaley@cdrpc.org
Cc: Richard S. Davis; John H. Paul
Subject: APC: SEQRA Type II Designation

Following is a short description of the SEQRA Type II classification of the LTCP projects, for inclusion in the bond resolutions. Please let me know if you have any thoughts or questions on this.

The LTCP projects are not subject to SEQRA review, as they are specifically required by the administrative Consent Order between the Albany Pool Communities and NYSDEC. Under SEQRA, "Type II" actions not subject to SEQRA review include actions required by the terms of administrative orders arising from enforcement proceedings. The NYSDEC Consent Order arose from an enforcement proceeding against the APCs. The LTCP is an enforceable part of the Consent Order, and the LTCP specifies each project to be implemented. The Consent Order further requires the APCs to submit plans and specifications for each LTCP project to NYSDEC, and the plans and specifications become enforceable parts of the Consent Order upon their approval by NYSDEC. As a result, each project is specifically required by the Consent Order, and is therefore not subject to SEQRA review as a Type II action.

Regards,

Steve

Stephen L. Gordon

Principal
Beveridge & Diamond, P.C.
477 Madison Ave. 15th Floor
New York, NY 10022
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SGordon@bdlaw.com



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Please consider the environment before printing this e-mail.

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White, Sherry

From: Brian Kremer <bkremer@goldbergerandkremer.com>
Sent: Wednesday, April 05, 2017 4:56 PM
To: Yando, Lori
Cc: White, Sherry
Subject: RE: FW: Board of Ethics

Lori, Thanks.

Sherry, we need to put an item on the workshop agenda where we correct the name of Debra Usmanu to Deborah Gilchrist for her appointment to the Board of Ethics.

BK

From: Yando, Lori [mailto:lyando@ci.cohoes.ny.us]
Sent: Wednesday, April 5, 2017 12:59 PM
To: Morse, Shawn <smorse@ci.cohoes.ny.us>; Kremer, Brian <bkremer@ci.cohoes.ny.us>
Subject: FW: FW: Board of Ethics

For the Resolution for Board of Ethics. Correct name is Deborah Gilchrist

Lori A. Yando
City Clerk
City of Cohoes
97 Mohawk Street
Cohoes, NY 12047
518-233-2140
518-237-0072 - Fax
lyando@ci.cohoes.ny.us
<http://www.ci.cohoes.ny.us>

From: Charles Valenti [mailto:cgvalenti1@gmail.com]
Sent: Wednesday, April 05, 2017 12:23 PM
To: Yando, Lori
Subject: Re: FW: Board of Ethics

Lori,
Thanks. Her correct name is Deborah Gilchrist.
I will follow up with her.
Charlie

On Wed, Apr 5, 2017 at 8:30 AM, Yando, Lori <lyando@ci.cohoes.ny.us> wrote:

I will prepare a new oath in her correct name, please supply exactly as is should be. A new resolution will be passed at the regular meeting, April 25, 2017. She may have her oath of office administered at any time because she is a current member.

Lori A. Yando
City Clerk
City of Cohoes

97 Mohawk Street
Cohoes, NY 12047
518-233-2140
518-237-0072 - Fax
lyando@ci.cohoes.ny.us
http://www.ci.cohoes.ny.us

From: Kremer, Brian
Sent: Tuesday, April 04, 2017 5:01 PM
To: Yando, Lori
Cc: Morse, Shawn; Briggs, Christopher
Subject: RE: Board of Ethics

Lori:

I heard from the Mayor and Chris Briggs. The Council will pass a resolution correcting her name at the regular meeting in April. In the meantime, please ask Charlie V. to have he come in and sign the oath in her proper name. Thanks.

Brian S. Kremer

Corporation Counsel

City of Cohoes

97 Mohawk Street

Cohoes, NY 12047

Ph- 518.233.2114

Fax 518.233.2160

From: Yando, Lori
Sent: Tuesday, April 04, 2017 11:50 AM
To: Morse, Shawn <smorse@ci.cohoes.ny.us>; Kremer, Brian <bkremer@ci.cohoes.ny.us>
Cc: Charles Valenti <cgvalenti1@gmail.com>
Subject: FW: Board of Ethics

Charlie Valenti has some concerns about Debra's name on the Resolution. Should this be re-done?

Lori A. Yando
City Clerk
City of Cohoes
97 Mohawk Street
Cohoes, NY 12047
518-233-2140
518-237-0072 - Fax
lyando@ci.cohoes.ny.us
<http://www.ci.cohoes.ny.us>

From: Charles Valenti [<mailto:cgvalenti1@gmail.com>]
Sent: Tuesday, April 04, 2017 11:23 AM
To: Yando, Lori
Subject: Board of Ethics

Good morning, Lori

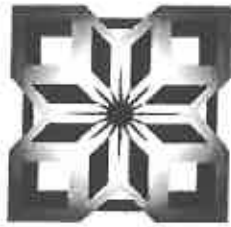
I contacted Erin and Deborah about the Oath of Office. Erin should be in today. I have yet to hear from Deborah but I will follow up.

I think that the resolution appointing Deborah is incorrect. It has her name as Debra Usmanu. It should read Deborah Gilchrist since she remarried.

Thanks for your continued support.

Charlie

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DISABILITY RIGHTS NEW YORK

New York State's Protection & Advocacy System and Client Assistance Program

Via Email and First Class Mail

March 20, 2017

Brian S. Kremer
Corporation Counsel
97 Mohawk Street
Cohoes, NY 12047
counsel@ci.cohoes.ny.us

RECEIVED

MAR 24 2017

CORPORATION
COUNSEL'S OFFICE

Dear Mr. Kremer:

Disability Rights New York ("DRNY") is the Protection and Advocacy agency for New York State. Protection and Advocacy agencies are authorized by federal law to provide legal representation and other advocacy services under federal and state laws to people with disabilities. We provide information and referrals, as well as training and technical assistance to service providers, state legislators and other policymakers.

In September 2016, we became aware that Cohoes City Code § 107-1(A) disallows dogs from being off leash. Based on the information known to us, City Code § 107-1(A) may violate the Americans with Disabilities Act (ADA) by failing to allow individuals with disabilities to control their service animals by means other than a leash when the individuals cannot use a leash or the animals must be off-leash to perform their designated tasks. Disability Rights New York therefore requests that § 107-1(A) be modified to allow for an exception for service animals.

Under the ADA and its implementing regulations, public entities must modify their policies, practices, and procedures to allow individuals with disabilities to use service dogs. 42 C.F.R. § 12132; 28 C.F.R. § 35.136(a). "(d)... A service animal shall have a harness, leash, or other tether, unless either the handler is unable because of a disability to use a harness, leash, or other tether, or the use of a harness, leash, or other tether would interfere with the service animal's safe, effective performance of work or tasks, in which case the service animal must be otherwise under the handler's control (e.g., voice control, signals, or other effective means)." 28 C.F.R. § 35.136(d) (emphasis added).

Some individuals with disabilities are unable to use leashes to control their service animals, or need their animals to remain off leash so the animals can perform their designated tasks. In order

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(518) 432-7861 (voice)

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725 Broadway, Suite 450
Albany, New York 12207
(518) 427-6561 (fax)

25 Chapel Street, Suite 1005
Brooklyn, New York 11201
(718) 797-1161 (fax)

44 Exchange Blvd, Suite 110
Rochester, New York 14614
(585) 348-9833 (fax)

mail@DisabilityRightsNY.org • www.DisabilityRightsNY.org

for them to benefit from the use of their service dogs, they must be allowed to control their animals using different methods. Failing to allow these individuals to use an alternate method to control their service animals effectively denies them use of the service animal, thereby violating 28 C.F.R. § 35.136(a).

Based on the information known to us, City Code § 107-1(A) may violate the Americans with Disabilities Act (ADA) by failing to allow individuals with disabilities to control their service animals by means other than a leash when the individuals cannot use a leash or the animals must be off-leash to perform their designated tasks. Disability Rights New York therefore requests that § 107-1(A) be modified to allow for an exception for service animals.

Please feel free to contact me if you have any additional questions or wish to discuss this matter further. You can reach me at (518) 512-4952 or sara.liss@dnny.org if you have any questions or wish to discuss this matter further. I will follow up if I do not hear from you in the next two weeks.

Very truly yours,



Sara Liss
Staff Attorney

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STATE OF NEW YORK
SUPREME COURT

COUNTY OF ALBANY

In the Matter of the Application of:
25-31 ONTARIO STREET, INC.,

Petitioner,

**CONSENT ORDER AND
JUDGMENT**

Index No.: 904008-16
900789-15

- against -

Hon. Margaret T. Walsh, AJSC

THE CITY OF COHOES,
A MUNICIPAL CORPORATION,
ITS ASSESSOR AND BOARD OF ASSESSMENT REVIEW,
AND THE COHOES CITY SCHOOL DISTRICT,

Respondents.

WHEREAS Petitioner having heretofore commenced the within proceeding under Article 7 of the Real Property Tax Law to review the assessment of a certain parcel or real property located at and known as 31 Ontario Street (SBL #11.62-1-4.1) in the City of Cohoes, County of Albany and State of New York for the tax years 2015-2016 and 2016-2017, and

WHEREAS this proceeding having duly come before this Court, and Brant, Steinberg, Lewis & Blond LLP, (Hubert J. Brandt, Esq.) having appeared for the Petitioner and the Vincelette Law Firm, (Daniel G. Vincelette, Esq.) having appeared for Respondents, and the parties having agreed to a settlement of these proceedings, it is

STIPULATED, ORDERED and ADJUDGED, that the assessment on the property designated as SBL #11.62-1-4.1 on the tax assessment roll of the City of Cohoes for the 2015-2016 tax year has been as follows:

ASSESSMENT YEAR	ASSESSMENT
2015	\$1,574,406

and it is further

STIPULATED, ORDERED and ADJUDGED, that the assessment on the property designated as SBL #11.62-1-4.1 on the tax assessment roll of the City of Cohoes for the 2016-2017 tax year has been as follows:

ASSESSMENT YEAR	ASSESSMENT
2016	\$1,574,406

and it is further

STIPULATED, ORDERED and ADJUDGED, that the assessment on the property designated as SBL #11.62-1-4.1 on the tax assessment rolls of the City of Cohoes for the 2015-2016 and 2016-2017 tax years shall be adjusted as follows:

ASSESSMENT YEAR	ASSESSMENT
2015-2016	\$1,270,000
2016-2017	\$1,270,000

and it is further

STIPULATED, ORDERED and ADJUDGED, that the assessment as reduced, corrected and adjusted herein is fair, equitable and proper for the purposes of this settlement, and it is further

STIPULATED, ORDERED and ADJUDGED, that the office or officers having custody of the aforesaid assessment rolls and the tax rolls of the City of Cohoes shall make or cause to be made upon the proper books and records of said City the entries, changes and corrections necessary to conform said assessments to such corrected and reduced valuations and that the appropriate financial officers are hereby directed and authorized to calculate and disburse any refunds of taxes resulting from such corrected and reduced valuations, without interest or costs, and it is further

STIPULATED, ORDERED and ADJUDGED, that Section 727 of the Real Property Tax Law shall apply to the adjusted assessment for assessment year 2016 (2016-2017 tax year) and shall affect the 2017, 2018 and 2019 assessment rolls, and it is further

STIPULATED, ORDERED and ADJUDGED, that each of the parties have the right to seek

specific enforcement of this Stipulation, Order and Judgment by whatever means provided by law, and it is further

STIPULATED, ORDERED and ADJUDGED, that this Stipulation, Order and Judgment hereby constitutes and represents the entire understanding and agreement among the parties and the full settlement of the assessment review proceeding herein, that there are no costs or disbursements awarded to, by, or against any party and that upon compliance with the terms of this Stipulation, Order and Judgment, the above proceedings shall be, and the same hereby are, settled and discontinued with prejudice.

ENTER

Hon. Margaret T. Walsh, AJSC

Signing and Entry of the within Order is hereby
Consented to:

BRANDT, STEINBERG, LEWIS & BLOND LLP

By: 

Hubert J. Brandt, Esq.
Attorneys for Petitioner
1430 Broadway, 6th Floor
New York, NY 10018-3308

THE VINCELETTE LAW FIRM

By: _____

Stephen M. Almy, Esq.
Attorneys for Respondents
421 New Karner Road, Suite 2
Albany, New York 12205