



October 6, 2022

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

**7:00 PM**

**CALL TO ORDER**

**ROLL CALL**

**SALUTE TO FLAG**

**PUBLIC COMMENT PERIOD / 15 MINUTES**

**PRESENTATION**

1. 2023 Comprehensive Budget

**EXECUTIVE SESSION**

1. Pending Litigation – Article 7 Assessment Matter – 534 Broadway Property

**CONSENT AGENDA**

1. Approval of 6/21/2022 Pre-Agenda Meeting Minutes
2. Approval of 6/6/2022 Pre-Agenda Meeting Minutes
3. Approval of 6/7/2022 City Council Meeting Minutes
4. Approval of 7/18/2022 Pre-Agenda Meeting Minutes
5. Approval of 7/5/2022 City Council Meeting Minutes
6. Approval of 7/5/2022 Pre-Agenda Meeting Minutes
7. Approval of 8/1/2022 Pre-Agenda Meeting Minutes
8. Approval of 8/15/2022 Pre-Agenda Meeting Minutes
9. Approval of 8/16/2022 City Council Meeting Minutes
10. Approval of 9/6/2022 Pre-Agenda Meeting Minutes
11. Budget Amendments – Regular
12. Budget Transfers - Regular
13. Approve Payroll 9/23/2022 \$688,216.80
14. Approve Payroll 9/30/2022 \$464,165.57
15. Approve Warrant 2022 22OCT1 \$1,687,753.58
16. Approve Warrant 22 MWSEP2 \$94,479.68

**MAYOR'S DEPARTMENT**

1. Proclamation: Retirement of Bob Kovachick
2. Announcement: Thanking Ruth Horton for Planning Board Service
3. Announcement: Appointment of Judy Aronstamm to Arts Commission
4. Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 5 to UDO – Required Notice
5. Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 6 to UDO – Architectural Review in Inner District

6. Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 7 to UDO – Demolition in the Inner District
7. Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 8 to UDO – Review of City Projects
8. Discussion and Vote: Authorization for Mayor to Sign City of Saratoga Agreement Contract X004648
9. Discussion and Vote: Authorization for Mayor to Sign CLG Grant Insurance
10. Discussion and Vote: Halloween on Ice Promotion
11. Discussion and Vote: Authorization for Mayor to Sign Skate Park Agreement with Artisan Concrete Services, Inc. dba Artisan Skate Parks, Inc. \$405,100.08
12. Announcement: Date Change for Enhancing Union Avenue Public Meeting

#### **ACCOUNTS DEPARTMENT**

1. Discussion and Vote: Settlement of Article 7 Case for Parcel: 165.52-1-78
2. Award of Bid: Extension of Bid – Fire Suppression Services to SRI Fire Sprinkler, LLC
3. Discussion and Vote: SEQRA Resolution – Liberty Saratoga Workforce Housing
4. Discussion and Vote: Authorization for Mayor to Sign Contract with Sprague Gas
5. Appointment: Re-appointment of Camille Daniels to the Board of Assessment Review
6. Announcement: Special Events
7. Discussion: City Council Meeting Schedule

#### **FINANCE DEPARTMENT**

1. Discussion and Vote: Authorization for Mayor to Sign Google Analytics User Access
2. Discussion and Vote: Budget Transfers – Payroll and Benefits
3. Announcement: 2023 Budget Workshop Schedule
4. Set Public Hearing: 2023 Comprehensive Budget
5. Discussion and Vote: 2022 City Fees – Recreation Department Update

#### **PUBLIC WORKS DEPARTMENT**

1. Discussion and Vote: Authorization for the Mayor to Sign Contract with Greenwich Ford for 2 Ford F350s
2. Discussion and Vote: Approval to Pay Invoice #09262022-1 to Greenwich Ford in the Amount of \$62,189.43
3. Discussion and Vote: Approval to Pay Invoice #09262022-2 to Greenwich Ford in the Amount of \$62,189.43
4. Discussion and Vote: Street Acceptance
5. Discussion and Vote: Authorization for the Mayor to Sign Contract with SRI Fire Sprinkler, LLC for Fire Suppression Services
6. Discussion and Vote: Authorization for the Mayor to Sign Contract with Saratoga Auto Supply, Inc. for Automotive Replacement Parts, Supplies and Accessories
7. Discussion and Vote: Authorization for Mayor to Sign Contract with NetFore Systems, Inc. for Access E11 Platform
8. Discussion and Vote: Authorization for the Mayor to Sign Addendum #4 with Schnabel Engineering for Loughberry Lake Dam Spillway Project

#### **PUBLIC SAFETY DEPARTMENT**

1. Discussion and Vote: Authorization for Mayor to Sign Contract with National Grid for Service at Fire Station #3
2. Discussion and Vote: Acceptance of SAFER Grant

## **SUPERVISORS**

### Matthew Veitch

1. Airport Update
2. County Funds for Station #3
3. Saratoga County Long-Range Capital Committee
4. NYSAC Conference Report

### Tara Gaston

1. Public Health Update
2. NYSAC Conference

## **ADJOURN**



October 6, 2022

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

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

Matthew Veitch, Supervisor  
Tara Gaston, Supervisor

**STAFF PRESENT:** Heather Crocker, Deputy Commissioner, Finance  
Stacy Connors, Deputy Commissioner, Accounts  
Joe O'Neill, Deputy Commissioner, DPW

**EXCUSED:** Jason Golub, Commissioner of Department of Public Works

Angela Rella, Deputy Mayor  
Jason Tetu, Deputy Commissioner, DPS

**RECORDING OF PROCEEDING**

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

**PUBLIC HEARINGS**

ADA Transition Plan

Mayor Kim opened the public comment period at 6:53 p.m.

Mayor Kim advised this plan is to ensure sidewalks and byways are ADA accessible.

No one spoke.

Mayor Kim concluded the public hearing at 6:54 p.m. and kept it open.

Proposed Ordinance for Henry Street and McTygue Way

Mayor Kim opened the public comment period at 6:54 p.m.

Belinda Colon of Circular Street stated Henry Street runs behind her backyard. She disagrees with changing the street to one-way as people speed through there. Ms. Colon advised McTygue Way is supposed to be a one-way as should go north to south.

Mike Murray of Circular Street stated he found out about this public hearing due to seeing City staff installing signposts. McTygue is also not accessible in the winter going up the hill. One of the posts/sign is being placed in front of his house so they will no longer be able to park there.

Mayor Kim advised the City has a legal requirement to publish this. The City is not required to directly inform the neighbors.

John Sullivan of Saratoga Springs stated he lives across the street from McTygue Way. Changing the traffic there will be an inconvenience to the neighborhood. Mr. Sullivan stated he has never seen any accidents in that area.

Commissioner Montagnino stated the problem was brought to his attention by a neighbor who is experiencing the road encroaching on to their property. This problem was discovered by a survey that was completed.

Karen Pettigrew of Circular Street stated her side yard abuts McTygue Alley. Cars coming from Lake Avenue are able to gather enough speed so that they almost hit other cars. She has no problem with McTygue Alley remaining a two-way street.

Tony Izzo, city attorney, advised the ordinance in reference requires public notice and hearing.

Jack Palaska of Circular Street stated he has concerns with changing Henry Street. Henry Street can be widened by using City owned property, but according to Michael Veitch, there could be an issue with existing trees. Pedestrians going to the Farmer's Market use this area. Stop signs can be added on Circular Street to slow traffic down.

Nick Palmetto of Circular Street stated the elevation of Henry Street goes up at a 45-degree angle, it is steep.

Ken Schooly of Circular Street stated he likes the idea of changing the traffic flow. In order for him to clear his sidewalk with his tractor, he would have to go around the block to get to his driveway to clear that if made a one-way.

Mayor Kim concluded the public hearing at 7:16 p.m. and kept it open.

#### Street Acceptance – Bliven Way

Mayor Kim opened the public comment period at 7:16 p.m.

No one spoke.

Mayor Kim closed the public hearing at 7:17 p.m.

#### Weibel Avenue PUD Amendment

Mayor Kim opened the public comment period at 7:17 p.m.

Justin Grassi, attorney for the applicant provided an update on this project. The Planning Board provided recommendations and provided a statement that a warehouse is not consistent with the Comprehensive Plan. The applicant revised the amendment and resubmitted to the Planning Board. Once again, the

Planning Board still finds the warehouse to be inconsistent with the Comprehensive Plan. They are seeking clarification from the Planning Board, as warehouses are generally a permitted use within certain zoning districts in the City and specifically within the zone CMU.

Mayor Kim concluded the public hearing at 7:20 p.m. and kept it open.

## **CALL TO ORDER**

Mayor Kim called the meeting to order at 7:20 p.m.

## **PUBLIC COMMENT**

**Mayor Kim advised there are rules to public comment. People have two minutes to use or lose it. He asked all to be kind as we all are part of the same community. He also asked the speakers to be factual. The Council members may respond if they choose.**

Mayor Kim opened the public comment period at 7:21 p.m.

Melissa Evans of Saratoga Springs advised homelessness is a bad problem and is unacceptable. Ms. Evans stated she believes this is a mental health problem and told a story of how she gave a homeless man an opportunity to work as a dishwasher in her restaurant. This man did very well and got himself his own apartment until he 'fell off the wagon'.

Joseph Ogden of Saratoga Springs thanked the City Council for their support. He is encouraged to hear at the Infrastructure Committee meeting that part of the budget surplus will be used to fund this project. Mr. Ogden stated he hopes to hear about money being in the comprehensive budget for this project.

Commissioner Sanghvi advised she will discuss the surplus budget at the October 18, 2022 meeting.

Mayor Kim advised the City was awarded a grant to reconnect the west side.

Belinda Colon of Saratoga Springs stated she and her husband have been adding mirrors to the corner of Henry Street. Also, it is dangerous to come up Henry Street and turn left or right because cars parked there.

Charlie Samuels of Saratoga Springs thanked the Recreation Commission for their unanimous vote to upgrade the skate park. Updating the skate park to current design standards will benefit the community.

Steve Chindano, owner of Stay Saratoga, stated he is here again to address the panhandling. He also cares about the homeless but takes issue with the grifters. There is a man that panhandles in front of Stewart's on Broadway that owns a home on Ballston Avenue and is not homeless. Mr. Chindano also stated the Cares Cards are too large to put in a wallet; they should be made a little smaller.

Daniel Fuentes of Vanderbilt Terrace stated the debate is about hypocrisy. If the City Council is concerned about the community, they should provide people with real accommodations with staffed assistance.

Becca Oppeneer of Saratoga Springs thanked Mayor Kim for the news about the grant for Grand Avenue. She looks forward to the day they can safely bike and walk safely on Grand Avenue.

Sheila Cowlson of Saratoga Springs enforced the need for safer streets and sidewalks along Grand Avenue. Their group will also be attending the Complete Streets meeting.

Dan Bullis of the Downtown Business Association Board of Directors stated they are in favor of the panhandling ordinance. It is a complex and difficult issue that has an impact on the downtown businesses.

John Kaufmann of Saratoga Springs stated it would be helpful to have a better mic for the public as it is hard to hear people. Mr. Kauffman stated the SAFER grant will cover the salaries of 16 new firefighters in the third fire station but after that, the City will need to be able to sustain the cost. Mr. Kauffman suggested tabling this item until there is a plan. If the City adopts this grant and takes no action to address its financial challenges, the City will be in a financial crisis in a few years.

Natalia Lakhtakia of Saratoga Springs asked the City Council to vote no on the aggressive panhandling ordinance.

Mayor Kim closed the public comment period at 7:42 p.m.

## **PRESENTATION**

### 2023 Comprehensive Budget

Commissioner Sanghvi presented the proposed 2023 comprehensive budget. (Copy of presentation and statement attached)

Commissioner Sanghvi advised the Finance Department will be holding a public hearing at the next City Council meeting to allow residents to comment on the proposed comprehensive budget. Budget workshops will be held from October 14<sup>th</sup> through October 28<sup>th</sup>. The budget must be passed on or before November 30; if the Council fails to pass the budget, the proposed budget presented tonight shall become the budget for 2023 for the City of Saratoga Springs.

Commissioner Sanghvi reviewed the budget process from call letter to vote. A total of \$68 million dollars in requests were made, which is 26% greater than the 2022 general fund budget. Sales tax, mortgage tax and occupancy tax have been strong in 2022 but they are not strong enough to cover the hole from the one-time ARPA funds received in 2022 plus another 26% to 2023 estimated revenues.

Commissioner Sanghvi stated her primary goal was to ensure there were no cuts to City services as well as no layoffs of City employees. A critical priority is budgeting for the third fire station. The Finance Department bonded \$7.1 million dollars in 2022 for building of the third fire station and will bond an additional \$1.4 million in 2023.

Commissioner Sanghvi stated she is reaching out to the residents for this budget by increasing the real property tax from \$6.43 to \$6.67 for the inside district and from \$6.37 to \$6.61 for the outside district for an average tax increase of 3.72%.

The estimated 2023 revenue is \$54.2 million with main sources of revenue coming from sales tax (\$16,800,000), mortgage tax (\$2,050,000), state aid revenue sharing (1,649,701), VLT aid (\$2,325,592), and real property tax (\$17,621,681). The 2023 revenue amount of \$54.2 million has been divided among the City departments.

Commissioner Sanghvi stated the 2023 capital budget is \$8,966,481 of which \$6,353,186 will be funded by general obligation bond; the ADA transition plan implementation will be funded by grants, and water and sewer projects will be bonded and paid for by the users of the water and sewer system.

## EXECUTIVE SESSION

**Commissioner Moran moved and Commissioner Montagnino seconded to enter into executive session for the purpose of pending litigation: Article 7 assessment matter for 534 Broadway at 8:14 p.m.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Council returned at 8:21 p.m. There is an item on the Commissioner of Accounts' agenda as a result of the executive session.

## PUBLIC WORKS (part 1)

Mayor Kim presented the Department of Public Works agenda in the absence of Commissioner Golub.

Discussion and Vote: Authorization for the Mayor to Sign Contract with Greenwich Ford for 2 Ford F350s (22-450)

Mayor Kim advised moving this item and the next two up before the Consent Agenda is to expedite the purchase of two Ford F350 trucks with plows for the Department of Public Works.

**Mayor Kim moved and Commissioner Moran seconded to authorize the mayor to sign a contract with Scorpio Motors, LLC dba Greenwich Ford for two Ford F-350s in the amount of \$124,378.86.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Approval to Pay Invoice #09262022-1 to Greenwich Ford in the Amount of \$62,189.43 (22-451)

**Mayor Kim moved and Commissioner Sanghvi seconded to approve payment of invoice #09262022-1 to Greenwich Ford in the Amount of \$62,189.43.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Approval to Pay Invoice #09262022-2 to Greenwich Ford in the Amount of \$62,189.43 (22-452)

**Mayor Kim moved and Commissioner Sanghvi seconded to approve payment of invoice #09262022-2 to Greenwich Ford in the Amount of \$62,189.43.**

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

**Nays – 0**

**Absent - Commissioner Golub**



## **SUPERVISORS**

### Matthew Veitch

#### Airport Update

Supervisor Veitch reported \$230 million dollars from the state's 2021 budget for the airport was set up for revitalization projects but the distribution of funds was delayed with the new governor. The County put in a proposal for a new terminal for arrivals and departures, café seating, etc. The state awarded \$27 million of the \$31 million dollar project with the County covering the rest of the cost. It will take two years to build.

#### County Funds for Station #3

Supervisor Veitch reported the County keeps their hazmat vehicle in the City and will house it at Station 3. The County will contract with the City to pay the City \$30,000 a year for 10 years to build the bay to house the hazmat vehicle.

#### Saratoga County Long-Range Capital Committee

Supervisor Veitch reported the County funded \$35 million dollars for capital funds. This money will be used to purchase a new hazmat vehicle in 2023 and fund the airport project.

#### NYSAC Conference Report

Supervisor Veitch reported the NYSAC Conference was held in Buffalo. He is the vice-chair of the Public Safety Committee. One resolution they dealt with related to getting more state funding to counties to administer public safety requirements dealing with the new gun laws, order of protection laws, and administering medication to inmates in the county jails. Supervisor Veitch also attended seminars such as civil service hiring procedures, funding projects through federal and state grants, countywide strategic planning, and how to recruit and retain county workforce.

### Tara Gaston

#### Public Health Update

Supervisor Gaston reported the rolling positivity COVID rate is 10% for PCR tests only. If you have had COVID or a booster more than two months ago, you are eligible for the Bivalent booster.

Commissioner Moran asked if hospitalization rates are still being reported.

Supervisor Gaston advised the data on the website has not changed.

#### NYSAC Conference

Supervisor Gaston reported she sits on the Climate Action Committee where they discussed producer responsibilities. Manufacturers of products such as paint have the responsibility to work with municipalities to take back hazardous materials. At this time, the manufacturers of green technologies such as lithium batteries and solar panels do not have the producer responsibility. The Climate Action Committee is pushing for extend producer responsibility in New York State.

Supervisor Gaston reported she is a member of the Public & Mental Health Committee. That Committee discussed the current crisis of using the emergency room for mental health and the need to increase mental health personnel. Supervisor Gaston advised she lead a workshop on re-imagining public health.

## CONSENT AGENDA

### **Commissioner Moran moved and Commissioner Montagnino seconded to approve the Consent Agenda.**

1. Approval of 6/21/2022 Pre-Agenda Meeting Minutes
2. Approval of 6/6/2022 Pre-Agenda Meeting Minutes
3. Approval of 6/7/2022 City Council Meeting Minutes
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16. Approve Warrant 22 MWSEP2 \$94,479.68

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

**Nays – 0**

**Absent - Commissioner Golub**

## MAYOR'S DEPARTMENT

Proclamation: Retirement of Bob Kovachick

Mayor Kim read the following proclamation:

### A PROCLAMATION

#### OF THE CITY OF SARATOGA SPRINGS, NEW YORK

WHEREAS, since 1988 BOB KOVACHICK has served the public with skill and distinction as a trusted and respected meteorologist;  
and

WHEREAS, Bob is an outstanding example of a broadcast professional who gives unselfishly of his time and knowledge in service to others. He began his weather forecasts at WTEN in 1976, and since 1988 he has been an indispensable member of the team at WNYT. His calm professional demeanor has made him one of our region's best liked and most trusted on-air personalities. Viewers felt comfortable with his style, and relied on him for consistent and accurate information to plan their day's activities; and

WHEREAS, Bob recently announced that he will retire this week from his work at WNYT, NOW, THEREFORE, I, RON KIM, Mayor of the City of Saratoga Springs, am pleased to join with my fellow Saratogians, with Bob's family and with all of his fans, 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.

Announcement: Thanking Ruth Horton for Planning Board Service

Mayor Kim thanked Ruth Horton for her service on the Planning Board. Ruth served as an alternate for two years and then as a full member for almost six years.

Announcement: Appointment of Judy Aronstamm to Arts Commission

Mayor Kim announced the appointment of Judy Aronstamm to the Arts Commission. Judy has been a resident and an advocate for the arts in Saratoga Springs since 1972 and is replacing Jason Olberg.

Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 5 to UDO – Required Notice (22-427)

Mayor Kim advised this proposed amendment was brought forward by the Design Review Board and relates to property noticing.

**Mayor Kim moved and Commissioner Sanghvi seconded that amendment 5 to the UDO – required notice has merit for review and referral to the City and County Planning Boards.**

Commissioner Moran advised he found the Design Review Board recommendations well thought out. He asked for the language to be embellished before referring to the City and County Planning Boards.

Mayor Kim advised the Planning Department staff stated the language was good at this point to forward.

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 6 to UDO – Architectural Review in Inner District (22-428)

Mayor Kim advised this amendment relates to a one-time review by the Design Review Board of a structure being proposed to be built on a vacant lot.

**Mayor Kim moved and Commissioner Montagnino seconded that amendment 6 to the UDO – architectural review inner district has merit for review and referral to the City and County Planning Boards.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 7 to UDO – Demolition in the Inner District (22-429)

Mayor Kim advised this proposed amendment would trigger the removal of 25% or more of an existing principle or accessory structure, either listed or eligible to be listed on the National Register of Historic Places located, within the inner district of the City of Saratoga Springs, will be subject to Design Review Board review.

**Mayor Kim moved and Commissioner Moran seconded that amendment 7 to the UDO – demolition in the inner district has merit for review and referral to the City and County Planning Boards.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Merit for Review & Referral to City & County Planning Boards – Proposed Amendment 8 to UDO – Review of City Projects (22-430)

Mayor Kim advised this proposed amendment would require an advisory opinion for any City project not just land use.

**Mayor Kim moved and Commissioner Montagnino seconded that amendment 8 to the UDO – review of City projects has merit for review and referral to the City and County Planning Boards.**

Commissioner Moran stated he is against the amendment as drafted as this could be done without it being mandated and would provide flexibility. The Design Review Board could make recommendations that will cost more than the City can afford to absorb.

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for Mayor to Sign City of Saratoga Agreement Contract X004648 (22-431)

Mayor Kim advised this a renewal of an agreement for Station 3. The Office of General Services is requiring the City to sign this contract.

**Mayor Kim moved and Commissioner Sanghvi seconded to authorize the mayor to sign the City of Saratoga agreement contract X004648.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for Mayor to Sign CLG Grant Insurance (22-432)

Mayor Kim advised the Preservation Foundation has received grant money for the Historic Preservation Speaker Series that will train members of the Design Review Board. There is no cost to the City.

**Mayor Kim moved and Commissioner Moran seconded to authorize the mayor to sign CLG grant insurance.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Halloween on Ice Promotion (22-433)

Mayor Kim advised the Recreation Center would like to offer an ice skating promotion to give out 100 passes for a total value of \$490. Attendees who wear a costume will skate free.

**Mayor Kim moved and Commissioner Montagnino seconded to approve the Halloween on ice promotion for an approximate value of \$490.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for Mayor to Sign Skate Park Agreement with Artisan Concrete Services, Inc. dba Artisan Skate Parks, Inc. \$405,100.08 (22-434)

Mayor Kim advised the Recreation Department requested funds from the Recreation Fee fund line to cover the cost to upgrade the skate park.

**Mayor Kim moved and Commissioner Sanghvi seconded to authorize the mayor to sign the skate park agreement with Artisan Concrete dba Artisan Skate Parks, Inc. in the amount of \$405,100.08.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Announcement: Date Change for Enhancing Union Avenue Public Meeting

Mayor Kim announced a change in the date for the enhancing of Union Avenue public meeting to October 12, 2022 at 6:30 p.m. at Empire State College. The goal of the project is to connect Union Avenue to DOT improvements between East Avenue and Henning Street for pedestrian connectivity.

**ACCOUNTS DEPARTMENT**

Discussion and Vote: Settlement of Article 7 Case for Parcel: 165.52-1-78 (22-435)

Commissioner Moran advised this item is a result of the executive session held earlier this evening.

**Commissioner Moran moved and Commissioner Sanghvi seconded for the City Council to settle the Article 7 case for parcel # 165.52-1-78 for the years 2021, and 2022 as follows:**

Parcel #	Original Assessment	Negotiated Assessed Value	Reduction Amount	Refund Amount
<b>165.52-1-78</b>				
<b>2021</b>	<b>\$22,121,960</b>	<b>\$14,335,000</b>	<b>\$7,786,960</b>	<b>\$50,075</b>
<b>2022</b>	<b>\$22,121,960</b>	<b>\$15,950,000</b>	<b>\$6,171,960</b>	<b>\$39,689</b>
<b>2023</b>	<b>\$22,121,960</b>	<b>\$18,150,000</b>	<b>\$3,971,960</b>	<b>Reduced AV/No Refund</b>
<b>2024</b>	<b>\$22,121,960</b>	<b>\$20,900,000</b>	<b>\$1,221,960</b>	<b>Reduced AV/ No Refund</b>

The grand total 2022 refunds for this parcel listed is \$89,764.

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

**Nays – 0**

**Absent - Commissioner Golub**

Award of Bid: Extension of Bid – Fire Suppression Services to SRI Fire Sprinkler, LLC (22-436)

**Commissioner Moran moved and Commissioner Montagnino seconded to extend the award of bid for Fire Suppression Services to SRI Fire Sprinkler, LLC for an additional year under the same terms, conditions, and prices as in bid 2019-35.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: SEQRA Resolution – Liberty Saratoga Workforce Housing (22-437)

Commissioner Moran proposed the following resolution to the City Council for the Council to act as lead agent:

LIBERTY SARATOGA WORK FORCE HOUSING  
SEQRA RESOLUTION

This Resolution is issued pursuant to 6 NYCRR 617 pertaining to Environmental Conservation Law Article 8 (the State Environmental Quality Review Act or SEQRA).

Project Name: Liberty Saratoga Work Force Housing

Name and Address of Applicant: Liberty Affordable Housing Inc. 117 W Liberty Street, St #3, Rome, NY 13440

Location of Action: Crescent Avenue and Jefferson Street

Name and address of Lead Agency: City Council, 474 Broadway, Saratoga Springs, New York 12866

Brief description of Action: Proposal to construct two buildings of approximately 200 units of work force housing.

SEQRA classification of Action:  Type I ♦ Type II ♦ Unlisted

Documents Submitted and Reviewed:

The application to the Saratoga Springs City Council included the following documents, which have been reviewed by the City Council and discussed at a meeting on September 6, 2022 with the Applicant:

1. Application for Map Amendment, as amended
2. Narrative to supplement Application
3. SEQR Form -  Long Form ♦ Short Form
4. Location map depicting project
5. Renderings of Proposed buildings (hereinafter all collectively referred to as "Application")

Type of Review:  Coordinated Review ♦ Uncoordinated Review

WHEREAS, during the meeting held on September 6, 2022, the Saratoga Springs City Council reviewed the Application and allowed the Applicant to provide a presentation on the proposed project and had an opportunity to ask questions regarding the proposal; and

WHEREAS, following the presentation and dialogue with the City Council, the Council accepted the Application and deemed that it had merit for review and referred the matter to the Saratoga Springs Planning Board and the Saratoga County Planning Board; and WHEREAS, the Saratoga County Planning Board met on September 15, 2022 and unanimously issued an approval and determination that the project had no county wide impact; and

WHEREAS, the Saratoga Springs Planning Board will place this matter on an upcoming agenda and provide the City Council with its recommendation following a detailed review of the matter.

NOW, THEREFORE, BE IT RESOLVED, that the Saratoga Springs City Council has classified the action as a Type I action, declared its intent to serve as Lead Agency and authorized the circulation of the application, and

BE IT FURTHER RESOLVED, that the Planning Board of the City of Saratoga Springs is requested to provide the City Council with comments pertaining to the Long Form EAF prepared by the applicant as part of their review and recommendation on the proposal; and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

On the motion of City Council member \_\_\_\_\_, seconded by Council member \_\_\_\_\_, the foregoing resolution was adopted.

Commissioner Sanghvi asked what the benefits this time around for the City Council to be lead agent.

Commissioner Moran advised the City Council will have the ability to draw upon the Planning Board as done previously. The Liberty group took the advice of the Planning Board previously provided and brought back a project that addresses the issues. Commissioner Moran stated if there is a positive SEQRA declaration, the City Council loses control of the project.

Mayor Kim stated the last time the City Council did a major project where they were lead agent (for Saratoga Hospital rezoning) it ended up in years of litigation. He doesn't see why the City Council would not let the Planning Board to do SEQRA; it would expedite it.

Tony Izzo, city attorney, advised whoever lead agent is they must make the findings. The Council has acted as lead agent in the past. An agency who declares themselves a lead agent, they notify the other agencies of such.

Commissioner Moran asked Mayor Kim what he felt would bring a faster resolution.

Mayor Kim stated they should keep this project going as it take a while. He feels if the City Council takes lead agency, the Council will only defer to the Planning Board anyway.

Stephanie Ferradino, attorney for the applicant, stated they would like to have the City Council declare themselves lead agent tonight and maintain control of the project.

Commissioner Montagnino stated he feels the City Council should be lead agent.

**Commissioner Moran moved and Commissioner Montagnino seconded that the City Council adopt the resolution as included with the agenda for the City Council to be lead agent for SEQRA review of the Liberty Saratoga Work Force Housing project.**

Mayor Kim asked if it a statement regarding coordinated review should be added to the resolution.

Stephanie Ferradino, attorney for the applicant, suggested the resolution be changed to include "initiate coordinated review" in the Now, therefore be it resolved line.

**Commissioner Sanghvi seconded a friendly amendment to include coordinated review and have it read as follows: NOW, THEREFORE, BE IT RESOLVED, that the Saratoga Springs City Council has classified the action as a Type I action, declared its intent to serve as Lead Agency, initiate coordinated review, and authorized the circulation of the application, and..."**

Mayor Kim asked Tony Izzo, city attorney, to draft a letter of lead agency.

**Roll Call:**

**Commissioner Moran – Aye**

**Commissioner Sanghvi – Aye**

**Commissioner Golub – absent**

**Commissioner Montagnino – Aye**

**Mayor Kim - Aye**

Discussion and Vote: Authorization for Mayor to Sign Contract with Sprague Gas (22-438)

Commissioner Moran advised Sprague Gas is our current gas supplier for the City of Saratoga Springs. The price is \$.6959 per therm and the contract will be effective 1/1/2023 through 12/31/2023. Certificates of insurance are not required for this type of contract; purchasing has been involved in the process each step of the way; DPW and DPS are the departments that pay for these services and budget accordingly for it; and as in the past we use the contract issued by the vendor.

**Commissioner Moran moved and Commissioner Sanghvi seconded to authorize the mayor to sign the contract with Sprague Gas for natural gas rates as described.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Appointment: Re-appointment of Camille Daniels to the Board of Assessment Review

Commissioner Moran announced he is re-appointing Camille Daniels to the Board of Assessment review for another 5-year term to run until 2027. This is Camille's fourth appointment and has completed 15 years of service on this board for the City. Camille was first appointed on April 1, 2008. Camille has also served on Saratoga PLAN, the Comprehensive Plan Advisory Committee and has volunteered for many organizations. In August 2020, Commissioner Franck appointed Camille to the NYS Police Reform & Reinvention Collaborative where she served as vice-chair.

Commissioner Moran thanked Camille for all her service to the City of Saratoga Springs and the community.

Announcement: Special Events

Commissioner Moran announced the following special events:

- Saratoga International Flavorfeast - 10/8/22 - International food festival featuring various downtown/local restaurants offering tastings of different international dishes.
- Fall Festival - 10/22/22 - Hosted by Saratoga DBA - various fall/Halloween themed activities including the Pumpkin Roll, trick-or-treating downtown and costume contest
- Saratoga New Year's Fest – 12/31/22.

Discussion: City Council Meeting Schedule

Commissioner Moran stated this City Council was moved around a bit and there were announcements in the paper, and conversations behind the scenes. Commissioner Sanghvi recommended that the City Council look at the schedule and do a better job working out how to move a meeting due to a holiday.

Commissioner Sanghvi confirmed the City Council will receive a list of Council meetings that are being moved in 2023 before the end of the year.

Mayor Kim stated they did that and no one wanted to make any changes. They laid it out for 2022 and 2023.

Commissioner Sanghvi asked if the City Council could try again and have proposed dates.

Mayor Kim advised they will circulate proposed dates of City Council meetings.

## **FINANCE DEPARTMENT**

Discussion and Vote: Authorization for Mayor to Sign Google Analytics User Access (22-439)

Commissioner Sanghvi advised in order for the IT Department to analyze data on the website a view access form must be completed.

**Commissioner Sanghvi moved and Commissioner Moran seconded to authorize the mayor to sign the Google Analytics User Access.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Budget Transfers – Payroll and Benefits (22-440)

Commissioner Sanghvi advised lines 1 – 2 are to cover IT overtime; lines 3 – 5 are to cover Fire Department overtime and comp; lines 6 – 9 are to cover CHIPS paving; lines 10 – 11 are to cover Water Treatment Plant training; lines 12 – 14 are to cover gas and oil for Police Department; lines 15 – 16 are to cover legal expenses in the Accounts Department; lines 17 – 18 are to cover Arts Council compressor; and lines 19 – 30 are to cover the transfer of the Risk and Safety position from the Accounts Department to the Mayor's Office.

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



Commissioner Moran strongly objected to the transfer of monies for risk and safety from the Accounts Department budget to the Mayor's Office budget. He asked to have these lines removed from the transfer to discuss off-line. Commissioner Moran advised the Finance Policy has been violated in multiple ways. Commissioner Moran advised the agenda closed on Tuesday, October 4, 2022 at 5 p.m. The next day, Wednesday, October 5<sup>th</sup>, the deputy mayor uploaded a new document the next day to show the transfer of more than \$105,000 from the Accounts Department to the Mayor's budget. There is no certificate of sufficient funds provided relative to the transfer and the transfer deadline was not met. A new document was loaded at 1:15 p.m. on Wednesday, October 5, 2022. The deputy mayor signed the transfer document, but it is not her money.

Commissioner Sanghvi stated they have gone through the process and followed that there are monies.

Commissioner Moran asked if we don't follow policies and procedures, why do they exist.

Commissioner Sanghvi stated they have not used the certification of funds for payroll.

**Ayes – All (Mayor Kim, Commissioner Sanghvi, and Commissioner Montagnino)**

**Nays – Commissioner Moran**

**Absent - Commissioner Golub**

Announcement: 2023 Budget Workshop Schedule

Commissioner Sanghvi announced there will be six budget workshops for the 2023 comprehensive budget with five minutes of each workshop being given for public comment.

Set Public Hearing: 2023 Comprehensive Budget

Commissioner Sanghvi set a public hearing for the 2023 comprehensive budget for the October 18, 2022 City Council meeting.

Discussion and Vote: 2022 City Fees – Recreation Department Update (22-441)

**Commissioner Sanghvi moved and Commissioner Montagnino seconded the 2022 city fees – recreation department update.**

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

**Nays – 0**

**Absent - Commissioner Golub**

## **PUBLIC WORKS DEPARTMENT (part 2)**

Mayor Kim presented the Department of Public Works agenda in the absence of Commissioner Golub.

Discussion and Vote: Street Acceptance (22-442)

**Mayor Kim moved and Commissioner Sanghvi seconded to amend chapter 201, section 201-1 Official Street List, entitled Street Naming and Numbering, to be amended to add Bliven Way.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for the Mayor to Sign Contract with SRI Fire Sprinkler, LLC for Fire Suppression Services (22-443)

Mayor Kim advised this is for fire suppression service and maintenance of City buildings.

**Mayor Kim moved and Commissioner Moran seconded to authorize the mayor to sign a contract with SRI Fire Sprinkler, LLC for fire suppression services in the amount not to exceed unit bid price per proposal, valid until 10/5/2023.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for the Mayor to Sign Contract with Saratoga Auto Supply, Inc. for Automotive Replacement Parts, Supplies and Accessories (22-444)

Mayor Kim advised this is a 'piggyback' contract through the County.

**Mayor Kim moved and Commissioner Montagnino seconded to authorize the mayor to sign a contract with Saratoga Auto Supply, Inc. for automotive parts in the amounts not to exceed unit bid prices until 10/5/2023.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for Mayor to Sign Contract with NetFore Systems, Inc. for Access E11 Platform (22-445)

Mayor Kim advised this contract will improve two-way communication with public specific to the delivery of the Department of Public Works services.

**Mayor Kim moved and Commissioner Sanghvi seconded to authorize the mayor to sign a contract with NetFore Systems for public engagement platform valid until 3/20/2023 in the amount not to exceed \$10,500.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for the Mayor to Sign Addendum #4 with Schnabel Engineering for Loughberry Lake Dam Spillway Project (22-446)

Mayor Kim advised addendum #4 includes additional design activities and is in the amount of \$57,100.

**Mayor Kim moved and Commissioner Sanghvi seconded to authorize the mayor to sign addendum #4 with Schnabel Engineering of New York for the Loughberry Lake Dam Spillway Project in the amount of \$57,100 with a completion date of December 31, 2023.**

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

**Nays – 0**

**Absent - Commissioner Golub**

## **PUBLIC SAFETY DEPARTMENT**

**Commissioner Montagnino moved and Commissioner Moran seconded to add an item to his agenda regarding discussion and vote: accept grant of easement by BOCES for the installation of electrical power. (22-447)**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Authorization for Mayor to Sign Contract with National Grid for Service at Fire Station #3 (22-448)

Commissioner Montagnino advised this contract is for the installation of a high-pressure gas main.

**Commissioner Montagnino moved and Commissioner Sanghvi seconded to authorize the mayor to sign a contract with National Grid for service at Fire Station #3.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Acceptance of SAFER Grant (22-449)

Commissioner Montagnino stated this grant will provide for the salaries and benefits for 16 firefighters for three years and after that, the City will need to fund this.

**Commission Montagnino moved and Commissioner Sanghvi seconded to accept the SAFER grant.**

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

**Nays – 0**

**Absent - Commissioner Golub**

Discussion and Vote: Accept Grant of Easement by BOCES for Installation of Electrical Power (22-453)

**Commissioner Montagnino moved and Commissioner Sanghvi seconded to accept grant of easement from BOCES involving National Grid.**

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

**Nays – 0**

**Absent - Commissioner Golub**

## **ADJOURN**

**Commissioner Sanghvi moved and Commissioner Moran seconded to adjourn the meeting at 10:21 p.m.**

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

**Nays – 0**

City Council Meeting  
October 6, 2022

**Absent - Commissioner Golub**

Respectfully submitted,

Lisa Ribis  
Secretary to the City Council

Approved: 11/1/2022  
Vote: 5 - 0