

**Council Member Frederick, on behalf of the Committee on Finance, Assessment, and Taxation introduced the following:**

**Resolution Number 6.12.22R (MC) (As Amended 02/01/2022)**

**A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN ALBANY POLICE BENEVOLENT ASSOCIATION POSITIONS FOR THE 2022 BUDGET**

**WHEREAS**, section 603(D)(b) of the Charter of the City of Albany dictates that any transfer of budgeted funds that affects a salary rate or salary total occurs outside of those described in the duly adopted budget requires the approval of the Common Council; and

**WHEREAS**, the Acting Budget Director has requested adjustments in salary for certain positions under the City’s new Collective Bargaining Agreement with the Albany Police Benevolent Association; and

**WHEREAS**, the requested changes are reflected in the following chart:

<b>Account Name</b>	<b>Account Number</b>	<b>Decrease</b>	<b>Increase</b>
Unassigned Fund Balance	A.0917	\$2,381,603	
Admin. Svc. Bureau – Salaries	A.3120.2900.01.7000		\$8,981
Admin. Svc. – SS	A.3120.2900.01.7801		\$687
Central Booking – Salaries	A.3120.2900.02.7000		\$21,375
Central Booking – SS	A.3120.2900.02.7801		\$1,635
Training – Salaries	A.3120.2900.05.7000		\$48,318
Training – SS	A.3120.2900.05.7801		\$3,696
Office of the Chief – Salaries	A.3120.2920.21.7000		\$8,981
Office of the Chief – SS	A.3120.2920.21.7801		\$687
Professional Standards - Salaries	A.3120.2920.22.7000		\$35,924
Professional Standards – SS	A.3120.2920.22.7801		\$2,748
Children & Family Svcs. - Salaries	A.3120.2940.41.7000		\$78,674
Children & Family Svcs. – SS	A.3120.2940.41.7801		\$6,019
Criminal Investigations – Salaries	A.3120.2940.41.7000		\$225,333
Criminal Investigations – SS	A.3120.2940.41.7801		\$17,238
Community Response – Salaries	A.3120.2940.43.7000		\$150,522
Community Response – SS	A.3120.2940.43.7801		\$11,515
Forensic Investigations – Salaries	A.3120.2940.44.7000		\$78,045
Forensic Investigations – SS	A.3120.2940.44.7801		\$5,970
Information Coordination – Salaries	A.3120.2940.45.7000		\$42,121
Information Coordination – SS	A.3120.2940.45.7801		\$3,222
Center Station – Salaries	A.3120.2960.61.7000		\$558,244
Center Station – SS	A.3120.2960.61.7801		\$42,706
South Station – Salaries	A.3120.2960.62.7000		\$537,414

South Station – SS	A.3120.2960.62.7801		\$41,112
Neighborhood Engagement – Sal.	A.3120.2960.63.7000		\$264,491
Neighborhood Engagement – SS	A.3120.2960.63.7801		\$20,234
Special Operations – Salaries	A.3120.2980.7000		\$153,935
Special Operations – SS	A.3120.2980.7801		\$11,776
		<b>Total</b>	\$2,381,603

**WHEREAS**, the Acting Budget Director has also requested authorization to transfer \$9,800,000.00 from the City’s fund balance to cover retroactive pay due to Albany Police Benevolent Association members under the newly-executed contract between the City and the Albany Police Benevolent Association; and

**WHEREAS**, the Acting Budget Director has also requested authorization under section 6 of Ordinance 31.102.21 (*As Amended on the Floor 11/15/2021*) to use American Rescue Plan Act funds as revenue replacement for 2020 in the amount of \$12,181,603.00, in order to fund essential governmental operations;

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Albany consents to the transfer of funds affecting salary totals for Albany Police Benevolent Association positions for the 2022 budget year; and

**BE IT FURTHER RESOLVED**, that the Common Council of the City of Albany authorizes the transfer of funds to cover the retroactive pay due to Albany Police Benevolent Association members under their new contract with the City; and

**BE IT FURTHER RESOLVED**, that the Common Council of the City of Albany authorizes the use of American Rescue Plan Act funds as revenue replacement for 2020 in the amount of \$12,181,603.00, in order to fund essential governmental operations.

**To:** Danielle Gillespie, City Clerk

**From:** Brett Williams, Senior Assistant Corporation Counsel

**Re:** Common Council Legislation  
Supporting Memorandum

**Date:** January 20, 2022  
*Updated February 1, 2022*

**Sponsor:** Frederick o/b/o Finance

**RESOLUTION 6.12.22R (MC) (As Amended 02/01/2022)**

**TITLE**

A RESOLUTION OF THE COMMON COUNCIL CONSENTING TO AN ADJUSTMENT IN SALARY FOR CERTAIN BLUE COLLAR UNION POSITIONS FOR THE 2022 BUDGET

**GENERAL PURPOSE OF LEGISLATION**

The City and the Albany Police Benevolent Association (“APBA”), which represents APD officers and detectives and succeeded the Albany Police Officers’ Union in that role as of September 27, 2021, recently signed a Memorandum of Agreement laying out the updated terms of their Collective Bargaining Agreement.

This new agreement provides for across the board raises for APBA members, as well as retroactive payment back to January 1, 2016.

This resolution approves these salary changes, which were not reflected in the 2022 budget passed by the Council on November 15, 2021.

This resolution also authorizes the use of American Rescue Plan Act (“ARPA”) funds as revenue replacement, in order to fund essential governmental operations.

**NECESSITY FOR LEGISLATION AND ANY CHANGE TO EXISTING LAW**

Pursuant to the City Charter the Council must consent to the transfer of funds that affect salary totals which occur outside of the Budget process.

Under Ordinance 31.102.21 (*As Amended on the Floor 11/15/2021*), the Council must authorize expenditures of ARPA funds not otherwise laid out in that Ordinance.

**FISCAL IMPACT**

To be determined.

**MESSAGE OF NECESSITY**

APBA signed its Memorandum of Agreement with the City on January 18, 2022, having been without an agreement since 2016. This resolution is requested for addition to the agenda by majority consent because the Administration would like to process the raises and pay long-overdue

to APBA members as quickly as possible and, indeed, the agreement provides that APBA members shall be paid according to their new rates no later than 30 days after the ratification of the Agreement.