

**TROY CITY COUNCIL  
FINANCE MEETING AGENDA  
August 3<sup>rd</sup>, 2023  
6:45 P.M.**

Pledge of Allegiance  
Roll Call  
Presentation of Agenda  
Public Forum

**RESOLUTIONS**

79. Resolution Confirming The Appointment Of Dylan Medlock-Turek As Commissioner Of Planning And Community Development (Council President Mantello) (At The Request Of The Administration)

80. Resolution Authorizing Issuance Of Subpoenas To Produce Documents Before The Troy City Council In The Matter Of An Investigation Of The Unsafe Conditions Of The Structures At The Harbour Point Gardens Apartment Complex That Necessitated An Emergency Evacuation Of More Than 50 Apartments And The Response Of The Landlord, 182 Delaware Llc, To The Emergency (Council President Mantello)

**RESOLUTION CONFIRMING THE APPOINTMENT OF DYLAN MEDLOCK-TUREK  
AS COMMISSIONER OF PLANNING AND COMMUNITY DEVELOPMENT**

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**WHEREAS**, Troy City Charter § C-56(B) provides that there may be a Commissioner of Planning and Community Development; and

**WHEREAS**, Mayor Madden has appointed Dylan Medlock-Turek to the position of Commissioner of Planning and Community Development; and

**WHEREAS**, the Mayor’s appointment of Mr. Medlock-Turek has been duly made in a writing filed in the office of the City Clerk; and

**WHEREAS**, Mr. Medlock-Turek’s appointment is subject to confirmation by the City Council; and

**WHEREAS**, based upon his education, experience, and professional qualifications, Mr. Medlock-Turek is well-qualified for the position of Commissioner of Planning and Community Development.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council does hereby confirm the Mayor’s appointment of Dylan Medlock-Turek to the position of Commissioner of Planning and Community Development.

Approved as to form, \_\_\_\_\_, 2023

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Richard T. Morrissey, Corporation Counsel

**RESOLUTION AUTHORIZING ISSUANCE OF SUBPOENAS TO PRODUCE DOCUMENTS BEFORE THE TROY CITY COUNCIL IN THE MATTER OF AN INVESTIGATION OF THE UNSAFE CONDITIONS OF THE STRUCTURES AT THE HARBOUR POINT GARDENS APARTMENT COMPLEX THAT NECESSITATED AN EMERGENCY EVACUATION OF MORE THAN 50 APARTMENTS AND THE RESPONSE OF THE LANDLORD, 182 DELAWARE LLC, TO THE EMERGENCY**

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**WHEREAS**, under the authority of Part 2, Article V, Section C-16 of the Troy City Charter by duly enacted Resolution 2023-65, the Troy City Council authorized itself to conduct a public inquiry as a committee of the whole into the unsafe conditions of the structures at the Harbour Point Gardens apartment complex that necessitated the emergency evacuation of more than 50 apartments and the response of the landlord, 182 Delaware LLC; and

**WHEREAS**, on July 20, 2023, the City Council held an initial public hearing on this matter and took testimony from witnesses who appeared voluntarily; and

**WHEREAS**, the City Council desires to inquire further into the causes and potential resolution of this public emergency, including the conditions and habitability of Harbour Point Gardens and the conduct of the landlord in relation thereto and, if deemed advisable, to report its findings to the public.

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Troy, acting as a committee of the whole and by a 2/3 majority vote in accordance with Section C-16 of the Troy City Charter does hereby authorize the City Council President to issue subpoenas for the production of documents to the following individuals to appear and produce documents as demanded at a further public hearing to be noticed by the Clerk and upon the subpoenas:

Jay Friedman  
Sam Schwartz  
Rob Howard  
182 Delaware LLC

**AND BE IT FURTHER RESOLVED**, that the procedures for the scheduling and conduct of the investigation shall be the City Council’s Rules of Order, including Robert’s Rules of Order as incorporated by reference therein, except that witnesses appearing before the Council shall testify under oath administered by the City Clerk; and

**BE IT FURTHER RESOLVED**, that the City Clerk may employ a reputable process server or the Secretary of State or both to serve a subpoena authorized to be issued by the Council President.

Approved as to form, \_\_\_\_\_

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Richard T. Morrissey, Corporation Counsel

**WITNESS THIS SUBPOENA TO PRODUCE DOCUMENTS ISSUED IN THE NAME OF THE CITY COUNCIL OF THE CITY OF TROY, NEW YORK, AND THE PEOPLE OF THE STATE OF NEW YORK**

**TO:**

**FROM:** Carmella Mantello, Troy City Council President

**RE:** Harbour Point Gardens, 138-188 Delaware Avenue, Troy, New York

**DATE:**

**PLEASE TAKE NOTICE** that, pursuant to a resolution duly adopted under Troy City Charter § C-16 by a 2/3 majority vote of the Troy City Council convened as a committee of the whole:

**YOU ARE HEREBY COMMANDED** to appear in person at a meeting of the City Council of the City of Troy, New York, to be held at City Council Chambers, 433 River Street, Fifth Floor, Troy, New York on

\_\_\_\_\_, at \_\_\_\_\_, and to produce the following records at the meeting:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

**PLEASE TAKE FURTHER NOTICE** that the purpose of the meeting is to investigate and conduct a public inquiry concerning the condition and habitability of the above-referenced real property located within the City of Troy.

**PLEASE TAKE FURTHER NOTICE** that the records demanded herein shall be produced as they are kept in the regular course of business and it shall be sufficient for the custodian or other qualified person to deliver complete and accurate copies of the items to be produced.

**PLEASE TAKE FURTHER NOTICE** that, under Troy City Charter § C-16, any person who unlawfully fails or refuses to obey a lawfully issued subpoena pursuant to this section shall be guilty of a misdemeanor, punishable by a fine of not more than \$1,000 or by imprisonment for not more than one year or both.

If you have questions or concerns about this subpoena, you may contact the issuer identified below.

TROY CITY COUNCIL

By: \_\_\_\_\_

Carmella Mantello  
Troy City Council President  
c/o City Clerk  
433 River Street, Fifth Floor  
Troy, New York 12180  
518-279-7134