



COMMON COUNCIL MEETING

Common Council Chambers

Monday, August 17, 2015.

6:30 p.m.

I. ROLL CALL:

II. REVIEW OF MINUTES:

Common Council Minutes of November 3, 2014
Common Council Minutes of November 17, 2014
Common Council Minutes of December 1, 2014
Common Council Minutes of December 8, 2014
Common Council Minutes of December 15, 2014
Common Council Minutes of December 23, 2014
Common Council Minutes of the Organizational Meeting of January 2, 2015
Common Council Minutes of January 20, 2015
Minutes from the Public Hearing of February 5, 2015
Common Council Minutes of February 5, 2015
Common Council Minutes of February 17, 2015
Common Council Minutes of March 2, 2015
Common Council Minutes of March 16, 2015

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

V. MAYOR'S COMMENTS:

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VII. MOTIONS AND RESOLUTIONS:

1. **FROM CITY ASSESSOR TAYLOR**, Resolution R15-61, approving the 2015 Adjusted Base Proportions.
2. **FROM CHAIRMAN PETSAS**, a motion to override the Mayoral Veto of R15-59.
3. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R15-59, 62, waiving penalties for property located at 59 Gifford Avenue.
4. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R15-63, consenting to an agreement extending the sale of water to Hopewell Glen.

VIII. ORDINANCES AND LOCAL LAWS:

1. **FROM ASSISTANT CORPORATION COUNSEL AQEEL**, Ordinance O-15-5, amending parking regulations at the intersection of Platt Street and Loockerman Avenue, providing for the installation of a stop sign.

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding the 2016-2020 Capital Plan.
2. **FROM CHAIRMAN PETSAS**, a communication regarding the proposed Superintendent Law.
3. **FROM MICHAEL A. MARTIN, P.C.** a notice of personal injury sustained by Michael A. Martin on April 16, 2015.
4. **FROM MYSTIC CAFÉ, INC.**, a notice of intent to obtain a Liquor License.

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. ADJOURNMENT:

The City of Poughkeepsie

New York

Paul Ackermann
Corporation Counsel
packermann@cityofpoughkeepsie.com



62 Civic Center Plaza
Poughkeepsie, New York 12601
TEL: (845) 451-4065 FAX: (845) 451-4070

August 10, 2015

COMMON COUNCIL
City of Poughkeepsie

CC Meeting 8/17/15
ITEM# VII-1

Re: Resolution adopting adjusted base proportions for homestead and non-homestead properties for taxes levied based on the 2015 tax assessment roll

Dear Chairman Petsas and Councilmembers;

Annexed hereto please find the above proposed resolution. The base homestead and non-homestead proportions for the 2015 need to be approved so the Poughkeepsie City School District can prepare the school tax bills.

Annual adjustment to the base proportions is required in order to account for changes during the year due to new construction, demolition or destruction, or changes in exempt status or class membership. The method of calculating these adjustments is prescribed by Real Property Tax Law and rules and regulations of the NYS Office of Real Property Services which oversees property tax assessing in the State. Commissioner Taylor will be available at your Council meeting of August 17, 2015 to discuss the effects of this adjustment in greater detail. Your affirmative action at that time is requested.

Respectfully yours,

PAUL ACKERMANN
Corporation Counsel

PA/mt

RESOLUTION
(R 15-61)

INTRODUCED BY COUNCILMEMBER _____:

BE IT RESOLVED, that the attached certificates of Base Percentages, Current Percentage, Base Proportions and Certificate of Adjusted Base Proportions for the levy of taxes on the 2015 Assessment roll are hereby approved in accordance with Article 19 of the Real Property Tax Law.

SECONDED BY COUNCILMEMBER _____.

CERTIFICATE OF BASE PERCENTAGES, CURRENT PERCENTAGES AND
 CURRENT BASE PROPORTIONS PURSUANT TO ARTICLE 19, RPTL, FOR THE
 LEVY OF TAXES ON THE 2015 ASSESSMENT ROLL
 City of Poughkeepsie, 131300
 City of Poughkeepsie, 131300

DETERMINATION OF BASE PERCENTAGES

Section I	(A) 2006 Taxable Assessed Value	(B) 2006 Class Equalization Rate	(C) Estimated Market Value A/(B/100)	(D) Base Percentages (C/sum of C)
Class				
Homestead	1,663,288,662	100.00	1,663,288,662	70.8173
Nonhomestead	685,416,541	100.00	685,416,541	29.1827
Total	2,348,705,203		2,348,705,203	100.0000

DETERMINATION OF CURRENT PERCENTAGES

Section II	(E) 2014 Taxable Assessed Value Including Special Franchise	(F) 2014 Class Equalization Rate	(G) Estimated Market Value E/(F/100)	(H) Current Percentages (G/sum of G)
Class				
Homestead	1,063,386,499	100.00	1,063,386,499	64.5921
Nonhomestead	582,924,599	100.00	582,924,599	35.4079
Total	1,646,311,098		1,646,311,098	100.0000

DETERMINATION OF CURRENT BASE PROPORTIONS

Section III	(I) Local Base Proportion for the 2006 Assessment Roll	(J) Updated Local Base Proportion	(K) Prospective Current Base Proportion (L) Column (L) Prorated to 100.00	(L) Adjusted Base Proportion used for Prior Tax Levy	(M) % difference between prior Adjusted Base Proportion and Prospective Current	(N) Maximum Current Base Proportion	(O) Current Base Proportions
Class							
Homestead	65.20854	59.47639	58.48825	59.23971	-1.27		58.48825
Nonhomestead	34.79146	42.21308	41.51175	40.76029	1.84		41.51175
Total	100.00000	101.68947	100.00000	100.00000			100.00000

CERTIFICATION

I, the clerk of the legislative body of the approved
 assessing unit identified above, hereby certify
 that the legislative body determined on _____
 that the legislative body determined on _____
 base percentages, current percentages, and
 current base proportions as set forth herein for the
 assessment roll and portion as identified above.

signature _____
 title _____
 date _____

CERTIFICATE OF ADJUSTED BASE PROPORTIONS PURSUANT TO ARTICLE 19, RP TL
 FOR THE 2015 ASSESSMENT ROLL

Approved Assessing Unit City of Poughkeepsie, 131300
 Name of Portion City of Poughkeepsie, 131300
 Reference Roll 2014
 Levy Roll 2015

CERTIFICATION

DETERMINATION OF PORTION CLASS NET CHANGE IN ASSESSED VALUE DUE TO PHYSICAL AND QUANTITY CHANGES AND COMPUTATION OF CLASS CHANGE IN LEVEL OF ASSESSMENT FACTOR

Class	(A) Total Assessed Value on the Reference Roll (excluding Special/Franchise)	(B) Total Assessed Value of Physical and Quantity Increases between the Reference Roll and Levy Roll	(C) Total Assessed Value of Physical and Quantity Decreases between the Reference Roll and Levy Roll	(D) Net Assessed Value of Physical and Quantity Changes	(E) Total Surviving Assessed Value on the Reference Roll	(A-C) (B-C)
Homestead	1,090,909,035	947,400	2,927,990	(1,990,580)	1,087,981,055	(1,990,580)
Nonhomestead	593,739,362	1,129,652	8,047,965	(6,918,313)	555,690,397	(6,918,313)

I, the clerk of the legislative body of the approved assessing unit identified above, hereby certify that the legislative body determined on _____ base percentages, current percentages, and current base proportions as set forth herein for the assessment roll and portion as identified above.

COMPUTATION OF PORTION CLASS ADJUSTMENT FACTOR

Class	(F) Total Assessed Value of Equalization Increases between the Reference Roll and Levy Roll	(G) Total Assessed Value of Equalization Decreases between the Reference Roll and Levy Roll	(H) Net Equalization Changes	(I) Change in Level of Assessment Factor	(J) Total Taxable Assessed Value on the Reference Roll	(K)+1 (H)+1	(O) Class Adjustment Factor
Homestead	4,041,900	23,531,868	(19,490,268)	0.98209	1,063,396,489	1,001,75	0.9981
Nonhomestead	4,746,592	11,598,879	(6,952,287)	0.98749	582,924,599	1,00057	0.9877

COMPUTATION OF ADJUSTED BASE PROPORTIONS

Class	(J) Taxable Assessed Value on the Levy Roll excluding Special Franchise	(K) Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment	(L) Assessed Value of Special Franchise on the Levy Roll at the Reference Roll Level of Assmnt	(M) Total Taxable Assessed Value on the Levy Roll at the Reference Roll Level of Assessment	(N) Taxable Assessed Value on the Reference Roll	(O) Class Adjustment Factor	(P) Adjusted Base Proportions
Homestead	1,046,159,918	1,085,242,545	54,597,143	1,085,242,545	1,063,396,489	1,00175	0.9981
Nonhomestead	522,048,449	528,662,599	54,597,143	589,259,732	582,924,599	1,00057	0.9877

Section II	(P) Current Base Proportions	(Q) Adjusted Base Proportions
Class		(Sum of Q)
Homestead	58.48825	58.51863
Nonhomestead	41.51175	41.48937
Total	100.00000	100.00000

signature _____
 title _____

Local Adjustments to the Adjusted Base Proportions

The municipality may make certain adjustments to the ABPs.
See Subsection 1903-4(c) of the Real Property Tax Law.

City of Poughkeepsie

2015

STEP 1 - Subtract the Adjusted Base Proportion for the Homestead Class from the Current Percentage for the Homestead Class

Current Percentage for Homestead Class (part H of form RP-6701)	64.59207
Adjusted Base Proportion for Homestead Class (part R of form RP-6703)	58.51663
Difference	6.07544

STEP 2 - Take the Difference computed in STEP 1 and multiply it by 10%, 20%, 25%, 30%, 40%, 50%, 60%, 70%, 75%, 80%, and 90%.
Add this amount to the Homestead Adjusted Base Proportion.

Select a Percentage	Amount to be added to Homestead ABP	POSSIBLE TAX SHARES WHICH MAY BE ADOPTED	
		Homestead	NonHomestead
		58.51663	41.48337
10%	0.60754	59.12418	40.87582
20%	1.21509	59.73172	40.26828
25%	1.51886	60.03549	39.96451
30%	1.82263	60.33927	39.66073
40%	2.43018	60.94681	39.05319
50%	3.03772	61.55435	38.44565
60%	3.64527	62.16190	37.83810
70%	4.25281	62.76944	37.23056
75%	4.55658	63.07321	36.92679
80%	4.86035	63.37699	36.62301
90%	5.46790	63.98453	36.01547
100%	6.07544	64.59207	35.40793



Common Council
City of Poughkeepsie, NY
62 Civic Center Plaza
Poughkeepsie, NY 12601

To: Deanne Flynn, City Chamberlain; Common Council member; Mayor John C. Tkazyik

From: Tracy Hermann, Majority Leader, Councilman, 8th Ward

RE: Override of Mayoral Veto (R-15-59)

On July 24, 2015, City of Poughkeepsie Mayor John Tkazyik issued a mayoral veto of R-15-59. The resolution, which was brought before the Common Council at its regularly scheduled meeting of July 13, 2015, represents a non-binding resolution of support for the work of the New York State Wage Board, a group convened for the purposes of assessing the minimum wage for the state's fast-food workers. The resolution was brought before the council during the aforementioned meeting after it became apparent that the Board would be issuing its recommendations later in the month and before the Council recessed for the summer holiday.

On July 31, 2015, the Wage Board filed its recommendations with the State's Department of Labor. These included a raise of the minimum hourly wage for fast-food workers to \$15 to be phased-in over a period of seven years. As part of its deliberations, the board received and reviewed "written and oral testimony from fast food workers; employers; academics; policy experts; community, labor, and religious organizations; elected officials; and concerned citizens" (Wage Board Report, 2015), and thoroughly reviewed statistical information from the New York State Department of Labor's Division of Research and Statistics.

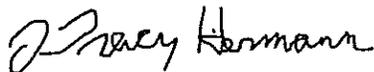
This data (along with the testimony provided) outlined a dire reality for the state's fast-food workers, many of whom (60 percent) receive some sort of public assistance yet fail to receive (87 percent) any sort of employer-sponsored health benefits. Statewide, an overwhelming majority of fast-food workers earn wages at the lowest level reported in Occupational Employment. The full report can be accessed online at <http://labor.ny.gov/workerprotection/laborstandards/pdfs/Fast-Food-Wage-Board-Report.pdf>.

Locally, as R-15-59 stated, fast food businesses employ a number of City of Poughkeepsie residents, including many who are the primary wage earners for the household.

In his veto remarks, Mayor Tkazyik suggested that the introduction of the resolution was in violation of the State's Open Meeting law, which encourages governing bodies to publish agendas and documents scheduled to be discussed at public meetings prior to said meeting "to the extent practicable as determined by the agency or department." Such an assertion (by the Mayor) is unfounded, in light of the fact that notification of the Wage Board's filing meeting was made public on July 11, several days after the City/Council's established deadline for submission of agenda items (for the July 13 Council meeting). The resolution was, however, sent to the administration earlier in the day, presenting an opportunity for distribution prior to the meeting. Additionally, R-15-59 represents a non-binding resolution of support — one without any commitment of financial allocation or establishment of ordinance or local law. Juxtaposed next to the myriad of agenda items requiring an allocation of resources and the establishment of an ordinance or local law that have been presented by the administration to the Council (and the public) at the onset of various Council meetings, and the futility of this assertion becomes all the more apparent.

In closing, I urge my colleagues to stand with me in overriding this mayoral veto and for adding our voices to the cacophony of others (a bipartisan representation of voices) supporting a better wage for New York workers and families.

Respectfully Yours,



J. Tracy Hermann

Majority Leader, City of Poughkeepsie Common Council

The City of Poughkeepsie

New York

Paul Ackermann
Corporation Counsel
packermann@cityofpoughkeepsie.com



62 Civic Center Plaza
Poughkeepsie, New York 12601
TEL: (845) 451-4065 FAX: (845) 451-4070

August 10, 2015

**CC Meeting: 8/17/15
ITEM VII-3**

**COMMON COUNCIL
City of Poughkeepsie**

RE: Redevelopment of 59 Gifford Avenue

Dear Chairman Petsas and Councilmembers:

Attached hereto, please find a resolution authorizing the Commissioner of Finance to waive certain fees and penalties for property located at 59 Gifford Avenue. This comes as a request from Chairman Petsas. This property has long been abandoned by the previous owners and has accumulated large fines and penalties. Subsequently, the properties have been acquired by tax deed to a local developer wishing to put it back to useful life. The issue is that since the time they have acquired their tax lien, large fines have been levied, making it financially impossible to rehabilitate.

The developer Gemmati Properties, LLC. This will require action by the Common Council and some of the monies have been relieved into tax.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "Paul Ackermann", written over a horizontal line.

Paul Ackermann, Esq.
Corporation Counsel

PA:mt
Attachment

RESOLUTION
(R-15-62)

INTRODUCED BY COUNCILMEMBER _____ :

WHEREAS, the City of Poughkeepsie is currently working to address the rehabilitation of several vacant and abandoned properties some of which have been vacant for years, and

WHEREAS, the Common Council is concerned that continued vacancy will draw criminal activity and other nuisances to the properties and there is a overwhelming need to return such properties to the useful life; and

WHEREAS, that the Common Council has determined there is an overwhelming support for returning vacant and abandoned properties back to useful life and accumulated fines attributable to a private owner often make it financially impossible, and

WHEREAS, the City has negotiated a settlement with the current owner of property located at 59 Gifford Avenue in order to bring the property back to useful life and such proposal would require the city waiving fines and penalties that are attributable to the previous owner some of which may have been relieved into tax, and

WHEREAS, after due deliberation, the Common Council concurs, and is desirous of authorizing the Commissioner of Finance to waive any penalties and fines for the property located at 59 Gifford Avenue for the purpose of redevelopment, and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council hereby authorizes the Commissioner of Finance to waive and remove any non-tax, fines and penalty attributable to a previous owner on property located at 59 Gifford Avenue; be it further

BE IT RESOLVED, that the Commissioner of Finance and Corporation Counsel is and are hereby authorized and empowered to take appropriate sets to give effect to this resolution.

SECONDED BY COUNCILMEMBER _____.

The City of Poughkeepsie

New York

Paul Ackermann
Corporation Counsel
packermann@cityofpoughkeepsie.com



62 Civic Center Plaza
Poughkeepsie, New York 12601
TEL: (845) 451-4065 FAX: (845) 451-4070

August 10, 2015

CC Meeting: 8/17/15
ITEM VII-4

COMMON COUNCIL
City of Poughkeepsie

RE: Resolution consenting to the extension of a agreement by DCWWA to sell water to Hopewell Glen.

Dear Chairman Petsas and Councilmembers:

Attached hereto is a resolution consenting to the extension of a current agreement between the Joint Water Board ("JWB") and the Dutchess County Water and Wastewater Authority ("DCWWA") to sell water to Hopewell Glen in East Fishkill. In 2004 the JWB and the DCWWA entered into an agreement selling potable water to the DCWWA and allowing the DCWWA to enter into third-party sales to other municipalities along its transition line. Such third-party sales require the consent to the JWB as well as the respective owners (City & Town). In 2010, pursuant to this agreement and with full consent the DCWWA entered into an agreement to sell water to Hopewell Glen Water District. The agreement had two parts: (1) the purchase of 50,000 gpd initially and (2) the option to purchase an additional 84,000 gpd. Both provisions were good for five years and expired on July 31, 2015.

The DCWWA now seeks proper consent to extend the term of the agreement to seven (7) years, an additional two (2) years from the initial agreement. The agreement has been approved by the JWB as well as the DCWWA.

Respectfully submitted,

Paul Ackermann, Esq.
Corporation Counsel

PA:mt
Attachment

RESOLUTION
(R-15-63)

INTRODUCED BY COUNCILMEMBER _____:

WHEREAS, the City of Poughkeepsie is a joint owner of the City/Town Joint Water Treatment Facility and pursuant to an inter-municipal agreement serves on the Poughkeepsie Joint Water Project Board (the, "Board"); and

WHEREAS, the Board is a party to an agreement with the Dutchess County Water and Wastewater Authority (the, "Authority") for the sale of potable water through the Authority's Central Dutchess Water Transmission Line ("CDWTL") which agreement further allows for the third-party sale of potable water by the authority to other municipalities; and

WHEREAS, the Authority's ability to sell water requires the consent of the Board and the legislative bodies of the City of Poughkeepsie and the Town of Poughkeepsie as owners; and

WHEREAS, in August of 2010, with full consent, the Authority entered into an agreement with the Hopewell Glen Water District to supply potable water which agreement expired on July 31, 2015; and

WHEREAS, the authority seeks consent, pursuant to the terms of the agreement between the Board and the Authority and under the inter-municipal agreement between the Town of Poughkeepsie and the City of Poughkeepsie to amend the agreement and provide for an additional term of two (2) years; and

WHEREAS, the Water Plant administrator has indicated that there is sufficient capacity to meet the needs of the agreement and the Board has approved the extension; and

NOW, THEREFORE,

BE IT RESOLVED, that this resolution shall serve as the consent of the City of Poughkeepsie required pursuant to the Poughkeepsie Water Sale and Purchase Agreement dated November 19, 2004 and pursuant to the Inter-Municipal Agreement between the City of Poughkeepsie and the Town of Poughkeepsie to the third Addendum in form and substance as attached hereto, and be it further

RESOLVED, that the City Chamberlain shall forward certified copies of this resolution to the Chairman of the Poughkeepsies' Joint Water Project Board and the Mayor, City Administrator or Corporation Counsel may execute any and all documents necessary to give effect to this resolution including but not limited to "Addendum No.3 to the Poughkeepsie Water Sale and Purchase Agreement by and Between Poughkeepsie's Joint Water Project Board and Dutchess County Water and Wastewater Authority".

SECONDED BY COUNCILMEMBER _____.

**ORDINANCE AMENDING §13-175
OF CHAPTER 13 OF THE CITY OF POUGHKEEPSIE
CODE OF ORDINANCES ENTITLED "MOTOR VEHICLES
AND TRAFFIC"**

(O-15-5)

INTRODUCED BY COUNCILMEMBER _____ :

BE IT ORDAINED, by the Common Council of the City of Poughkeepsie, as follows:

SECTION 1: §13-175 is hereby amended by the following addition:

Section 13-175 - Stop signs; locations designated.

Stop signs shall be erected and maintained at the locations following:

On Platt Street at its intersection with Loockerman Avenue

SECTION 2: Delete Yield Sign at Platt and Loockermann

SECTION 3: This Ordinance shall take effect immediately.

SECONDED BY COUNCILMEMBER _____ :

ADDITIONS denoted by **Underlining and Bold**

OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date

State of New York
 Executive Department
 Division of Alcoholic Beverage Control
 State Liquor Authority

Standardized NOTICE FORM for Providing 30-Day Advanced Notice to a Local Municipality or Community Board
 (Page 1 of 2 of Form)

2015 JUL 13 PM 1:06
 CITY OF POUGHKEEPSIE
 CITY CLERK

1. Date Notice was Sent: (mm/dd/yyyy) July 8, 2015
2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License
- New Application Renewal Alteration Corporate Change

This 30-Day Advance Notice is Being Provided to the Clerk of the following Local Municipality or Community Board

3. Name of Municipality or Community Board City of Poughkeepsie

Applicant/Licensee Information

4. License Serial Number, if not New Application: NEW APPLICATION Expiration Date, if not New Application: NEW APP.

5. Applicant or Licensee Name: MYSTIC CAFE, INC.

6. Trade Name (if any): N/A

7. Street Address of Establishment: 189 CHURCH STREET

8. City, Town or Village: POUGHKEEPSIE, NY Zip Code: 12601

9. Business Telephone Number of Applicant/Licensee: 845-486-4690

10. Business Fax Number of Applicant/Licensee: 845-486-4690

11. Business E-mail of Applicant/Licensee: MYSTICCAFE@GMAIL.COM

For New applicants, provide description below using all information known to date.
For Alteration applicants, attach complete description and diagram of proposed alteration(s).
For Current Licensees, set forth approved Method of Operation only.
Do Not Use This Form to Change Your Method of Operation.

12. Type(s) of Alcohol sold or to be sold: ("X" One) Beer Only Wine & Beer Only Liquor, Wine & Beer

13. Extent of Food Service: ("X" One) Restaurant (Sale of food primarily; Full food menu; Kitchen run by chef) Tavern/Cocktail Lounge/Adult Venue/Bar (Alcohol sales primarily; Meets legal minimum food availability requirements)

14. Type of Establishment: ("X" all that apply)

Recorded Music Live Music Disc Jockey Juke Box Karaoke Bar Stage Shows

Patron Dancing (small scale) Cabaret, Night Club (Large Scale Dance Club) Catering Facility

Capacity of 600 or more patrons Topless Entertainment Restaurant Hotel

Recreational Facility (Sports Facility/Vessel) Club (e.g. Golf Club/Fraternal Org.) Bed & Breakfast

Seasonal Establishment

15. Licensed Outdoor Area: ("X" all that apply)

None Patio or Deck Rooftop Garden/Grounds Freestanding Covered Structure

Sidewalk Cafe Other (specify):

OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

State of New York
 Executive Department
 Division of Alcoholic Beverage Control
 State Liquor Authority

Standardized NOTICE FORM for Providing 30-Day Advanced Notice to a Local Municipality or Community Board

(Page 2 of 2 of Form)

STATE OF NEW YORK
 DIVISION OF ALCOHOLIC BEVERAGE CONTROL
 JUL 13 PM 4:06

16. List the floor(s) of the building that the establishment is located on:
17. List the room number(s) the establishment is located in within the building, if appropriate:
18. Is the premises located with 500 feet of three or more on-premises liquor establishments? Yes No
19. Will the license holder or a manger be physically present within the establishment during all hours of operation? Yes No
20. Does the applicant or licensee own the building in which the establishment is located? ("X" One) Yes (If Yes SKIP 21-24) No

Owner of the Building in Which the Licensed Establishment is Located

21. Building Owner's Full Name:
22. Building Owner's Street Address:
23. City, Town or Village: State: Zip Code:

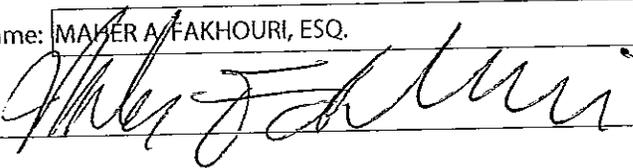
Attorney Representing the Applicant in Connection with the Applicant's License Application Noted as Above for the Establishment Identified in this Notice

25. Attorney's Full Name:
26. Attorney's Street Address:
27. City, Town or Village: State: Zip Code:
28. Business Telephone Number of Attorney:
29. Business Email Address of Attorney:

I am the applicant or hold the license or am a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

30. Printed Name: Title

Signature: X 

MICHAEL A. MARTIN
MARTIN LAW, P.C.

Email: mm@martinlawgroup.biz

<http://www.martinlawny.com>

Reply to:

2644 East Main Street
Wappingers Falls, New York 12590
Tel: (845) 440-8594
Fax: (845) 632-6233

100 South Bedford Road, Suite 340
Mt. Kisco, New York 10549
Tel: (914) 752-5521

* Admitted in NY and CT

July 6 2015

The Office of City Chamberlain
City of Poughkeepsie
Deanne Flynn
62 Civic Center Plaza
Poughkeepsie, NY 12601

Re: NOTICE OF CLAIM
Lamont Williams

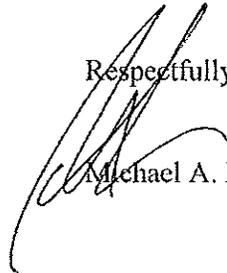
CITY OF Poughkeepsie
OFFICE OF CHAMBERLAIN
2015 JUL 10 AM 11:29

Dear Chamberlain Flynn:

Please be advised that this office represents the above individual concerning injuries he sustained in a fall from his wheel chair on April 16, 2015.

Enclosed is a Notice of Claim in connection with the incident which occurred at #68 North Bridge Street, Poughkeepsie.

Respectfully,



Michael A. Martin

MAM/dw
Enc.

PLEASE PRINT OR TYPE FORM CLEARLY

NOTE: Claim must be filed with and served to the City Chamberlain in triplicate (3 copies) within 90 days after the claim arises. Use additional sheets if necessary.

NOTICE OF CLAIM
AGAINST
THE CITY OF POUGHKEEPSIE, NEW YORK

TODAY'S DATE: 7/6/15

NAME AND ADDRESS OF EACH CLAIMANT:

Lamont Williams
76 North Bridge Street
Poughkeepsie, N.Y. 12601

TELEPHONE NUMBER: (918) 200-3781

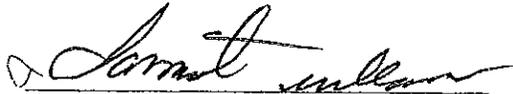
NAME AND ADDRESS OF ATTORNEY (IF ANY):

Michael A Martin
2644 East Main Street
Wappingers Falls, N.Y. 12590

DESCRIBE WHAT HAPPENED AND AMOUNT CLAIMED (PLEASE STATE DATE, TIME, LOCATION, AND MANNER IN WHICH CLAIM AROSE):

Fell from wheelchair due to a break
in side walk in front of 68 N. Bridge Street,
City of Poughkeepsie on April 16, 2015.

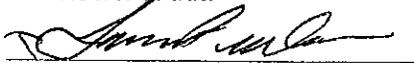
ITEMS DAMAGED OR INJURIES SUSTAINED: Fractured Tibia
and bodily injuries.


Signature of Claimant

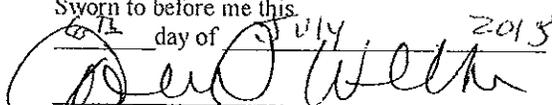
Signature of Claimant

STATE OF NEW YORK, COUNTY OF Dutchess s.s.:

Lamont Williams being duly sworn, say(s) that he/she is/are the claimant(s) named in the foregoing claim, that he/she has/have read the same and know(s) the contents thereof, that the same is true to his/her own knowledge, except as to the matters alleged upon information and belief and as to those items, he/she believes it to be true.


Signature of Claimant

Signature of Claimant

Sworn to before me this 6th day of July 2015

Notary Public

DEBRA D. WELKE
Notary Public, State of New York
Qualified in Dutchess County
Commission Expires March 30, 2019

NOTE: After submitting this form to the City Chamberlain, please direct any inquires to the Corporation Counsel at (845) 451-4065, Monday to Friday, 8:30 a.m. - 4:00 p.m.



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Monday, November 3, 2014 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

ADD

VII. MOTIONS AND RESOLUTIONS:

- 3. FROM CORPORATION COUNSEL ACKERMANN, Resolution R14-69, establishing a fee schedule for Ordinance O-14-17 (establishing a fee in lieu of parkland).**

REMOVE

VIII. ORDINANCES AND LOCAL LAWS:

- 2. FROM CORPORATION COUNSEL ACKERMANN, Ordinance O-14-21, approving the rezoning of an unnumbered Maple Street parcel (Tax Map Number 6161-25-504927) from C-2A/R4 to R-4.**

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

- 4. FROM CORPORATION COUNSEL ACKERMANN, a communication regarding proposed sale of 36 North Clover Street.**

IV. **PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.**

Matthew McNamara 32 Oakwood Blvd: expressed support of the waterfront rezoning for progress and urban renewal.

Ken Stickle 118 Catherine Street: does not support development near waterfront – believes previous promises of revitalization should be honored – **no** town houses or hotels should be built

Jacqueline Marone 20 Fountain Place: Fountain Place needs to be repaved – neighbor needs driveway skirt fixed – dog poop becoming a big problem – speeding on Main is also becoming a big problem

Darrett Roberts 148 Franklin Street: proud of the council for the bon to re- renovate housing – **does not** want land handed over to developers – thinks money should be used to improve current waterfront

Kari Rieser 16 Adriance Avenue: supportive of more active Poughkeepsie – wants zoning sorted out – use current assets and utilize waterfront’s beauty – wants more pedestrian friendly Poughkeepsie

Johnny Galbraith 5 White House Avenue: wants a more bike friendly Poughkeepsie – improved bike paths – supports proposal *if it makes Poughkeepsie more accessible* (for bikers)

Amelia Miller 8 Flannery Avenue: thanks Chris for making things easier for tenants of absentee homeowners/landlords – thinks waterfront is already being used – wants youth center – unsupportive of how tenants’ concerns over housing conditions are told to their landlords

Randall Johnson 52 Manitou Avenue: evening basketball concerns (does not want it to be dropped) – thanks DPW for cleaning glass mess

Sheila Blanding 89 Cannon Street: people already come to the river – no one came around to ask the people who live near the waterfront how they feel about developing – common council needs to care about the people – use already vacant spaces such as the big hill on Rinaldi

Craig Brandli 110 Hooker Avenue: disappointed in conduct between council members and politicians – taxes – budgets – maybe more taxable green space, trails and revenue with rezoning

Michael Young 20 Barclay Street: for rezoning proposal

Tanya Pinea 16 Davies Place: Wheaton Park/Pelton Manor concerns – does not want property sold to developers – it is a current green space and should be used as is

Terry Clayton 13 Plaza Road (CSEA President): concerned about DPW job loss – when will job cuts stop? – need to fix, hire more people, unfair how DPW are overworked and understaffed

Constantine Kazolias 47 Noxon Street: submitted statement

Bruce Dooris 31 North Clover Street: supports Terry – not acceptable job loss – sanitation fun concerns

Rasanda Squire Grey Street: Rip Van Winkle – concerns about development expenses – jobs! – economic growth – more communication with community

Steven Planck 81 Carroll Street: in favor of development so long as nothing from the Rip to the Children’s Museum is touched – school district

Melissa Whitaker 18 Beamont Avenue: Youth Programs – public safety – school district – fix current problems before worrying about making the City prettier

Tron Melton Morgan Avenue: concerned for lower income/minorities

Bill Dykus 96 South Hamilton Street: concerned for lower income/minorities

V. MAYOR’S COMMENTS:

Not Present

VI. CHAIRMAN’S COMMENTS AND PRESENTATIONS:

Chairman Mallory: addresses youth basketball concerns – addresses funding needs for designated parks and how the council and others are striving to maintain and enhance parks.

VII. MOTIONS AND RESOLUTIONS:

- 1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

Councilmember Hermann submitted said resolution indicating that it is on behalf of himself, and Councilmember Petsas. Said resolution supports open and transparent government by calling for the consistent and timely publication to the Web of

pertinent information-including meeting dates, agendas, minutes, member lists and contact information- relative to City committee boards, and commissions.

**RESOLUTION
R14-66**

INTRODUCED BY: COUNCILMEMBER HERMANN AND PETSAS

WHEREAS the City of Poughkeepsie has established over the course of its history numerous standing and ad-hoc boards, committees, and commissions to aid and advise in its mission of providing good governance, and, further, continues to enact such boards, committees, and commissions; and

WHEREAS the City of Poughkeepsie has, under Chapter 2, Article VIII of its Code of Ordinances, codified the public's access to records, mandating under section 2-101 of the aforementioned Chapter that "access to such information should not be thwarted by shrouding it with the cloak of secrecy or confidentiality"; and

WHEREAS the City of Poughkeepsie's sovereign state of New York further fosters open government and free access to information under the state's Freedom of Information Law (Public Officers Law §§ 84---90); and **WHEREAS** the City of Poughkeepsie maintains a website for the purposes of promoting the City and providing its citizenry with access to information;

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby determines that in accordance with the existing local and state access and open government laws that supporting documents relative to each of the aforementioned committees, boards, and commissions be readily accessible to the public for the purposes of open and transparent governance, including, but not limited to:

- Meeting dates
- Meeting locations
- Meeting agendas
- Meeting minutes
- Member listing
- Dates of member appointment and expiration; and,

BE IT FURTHER RESOLVED, that each committee, board, and commission, in further support of existing open government laws, will also make available to the public the address, phone number and email address of each member; and,

BE IT FURTHER RESOLVED, that a resolution entitled "Publication of Committee, Board, and Commission Directory" be and is hereby introduced to the Common Council of the City

of Poughkeepsie in the County of Dutchess and State of New York; and,

BE IT FURTHER RESOLVED, that City of Poughkeepsie department heads and committee chairs are directed to provide the aforementioned information to IT and to members of the Common Council within 30 days of this resolution and that any changes to membership makeup or contact information be provided, similarly, within 30 days of the change; and,

BE IT FURTHER RESOLVED, that, upon receipt of the aforementioned information by the City's IT Department, the information is to be posted to the City's Websites in a timely and uniform manner as outlined below:

- Documents are to be published in a sub-directory of the website created for each active committee, board, and commission;
- Each sub-directory is to be accessible through a link on the home page's navigation menu;
- New documents such as timely agendas and minutes are to be posted within two days of their availability; changes to existing documents such as member lists/directories are to be posted within five days of their amending action; and,

BE IT FURTHER RESOLVED, that the Mayor, City Administrator, Chamberlain, and Web manager are hereby authorized and directed to do all things necessary to give effect to the terms of this resolution.

SECONDED BY COUNCILMEMBER RICH

R14-66			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**RESOLUTION INTRODUCING LOCAL LAW
AND PROVIDING FOR PUBLIC
NOTICE AND HEARING
(R-14-68)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that an introductory Local Law, entitled "Local Law to override the

tax levy limit established in General Municipal Law §3-c” be and it hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law are laid upon the desk of each member of the Council; and

BE IT FURTHER RESOLVED that the Council shall hold a public hearing on said proposed local law at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 6:00 o’clock P.M., on November 12, 2014; and

BE IT FURTHER RESOLVED that the Clerk publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least five (5) days prior thereto.

SECONDED BY COUNCILMEMBER JOHNSON

R14-68			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print:

**RESOLUTION
(R-14-69)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, the Pursuant to Section 19-6.3(4) of the Code of Ordinance of the City of Poughkeepsie the Common Council hereby sets the following fees in lieu of parkland reservation:

\$1,000 per single bedroom unit or studio unit

SECONDED BY COUNCILMEMBER JOHNSON

R14-69			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. ORDINANCES AND LOCAL LAWS:

1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**ORDINANCE
O-14-17**

INTRODUCED BY CHAIRMAN MALLORY

19-6.3 Reservation of Parkland; Fees in Lieu of Reservation

- (1) The Planning Board may require that a subdivision or site plan containing residential units also contain a park, or parks, or playground suitably located for playground or other recreational purposes. Before the Planning Board will require that land be reserved for park, playground or other recreational purposes, the Planning Board must make a finding that such requirement is warranted.
- (2) Criteria for land reservation. In determining whether or not to require the reservation of land for public park, playground or recreational purposes, the Planning Board, in its review of residential site plans or subdivisions, shall consider the following factors:
 - a. an evaluation of the present and anticipated future needs for park and recreational purpose in the City of Poughkeepsie based on the projected population growth to which the particular site plan and/or subdivision will contribute;
 - b. Whether suitable land exists within the parcel boundaries of the proposed; development, in terms of its size, shape, and dimensions, to reasonably accommodate a park, playground or other recreation use;

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- c. Whether the characteristics of the land in terms of topography, soils, vegetative cover, hydrology and/or other natural features readily lend themselves to development of the site for active recreation use;
- d. Whether there are state or federal regulatory restrictions that would limit the usefulness of the site for active recreation development;
- e. Whether the site, in terms of its physical characteristics, would provide an attractive and safe area for recreational use;
- f. Whether the site is located such that reasonable and safe pedestrian, bicycle and vehicular access can be provided between the site and surrounding residential areas;
- g. Whether the character of the proposed residential development and that of the surrounding area are compatible with a public and/or recreational use;
- h. Whether the anticipated population of the proposed residential, together with the population density of surrounding neighborhoods, is sufficient to justify development and long-term maintenance of a park, playground or other recreation facility at the location;
- i. Whether the site is located near or duplicates recreation facilities already provided in the area, particularly those providing the same type of recreation opportunities, including facilities located on public school grounds; and
- j. Whether development and long-term maintenance of the site would place an undue burden on the City of Poughkeepsie Department of Public Works, given other commitments and priorities of that department;
- k. Whether the site contains any unique and significant physical, aesthetic or ecological features that would make it particularly suited for environmental education, trail development, a nature preserve, or other passive recreation use;
- l. Whether reservation of the land is consistent with recommendations contained in the Town Plan and/or the Master Plan for Parks and Recreation in the City of Poughkeepsie, If any, in effect at the time the development application is made; and

- m. Whether reservation of the land is consistent with the general goals and objectives of the City of Poughkeepsie Department of Public Works, with respect to parks and recreation facility development.
- (3) Ownership of park area. The ownership of a reservation for park purposes shall be clearly indicated on the site plan or subdivision and established in a manner satisfactory to the Planning Board so as to insure its proper future continuation and maintenance. The Planning Board may require:
- a. A metes and bounds description of the site that is proposed to be reserved for public park, playground or recreational purposes; and
 - b. The placing of deed restrictions upon the site. Said deed restrictions shall be in a manner and form acceptable to Corporation Counsel and shall indicate that the land is so reserved for park, playground or recreational purposes, and cannot be further subdivided or built upon except for such purposes. Said deed restrictions shall be filed in the office of the County Clerk, and upon their filing the land so reserved shall become part of the Official Map of the City of Poughkeepsie.
- (4) Where the Planning Board makes a finding that the proposed subdivision or site plan presents a proper case for requiring a park or parks suitably located for playground or other recreational purposes, but that a suitable park or parks of adequate size cannot be properly located on such site plan or subdivision, the Planning Board may require, as a condition to the approval of the site plan or subdivision, a payment to the City of Poughkeepsie of a sum of money in an amount to be determined and set annually, by resolution of the Common Council. Fees imposed pursuant to this article shall be paid prior to final site plan or subdivision approval and shall be set aside in a fund to be exclusively for park, playground or other recreational purposes, including acquisition of property for use as park or playgrounds.
- (5) Expenditures from recreation fund. All expenditures from the recreation fund shall be made at the recommendation of the Commissioner of Public Works and consent of the Common Council.
- (6) Applicability. This section shall apply to all current and future application for site plan or subdivision approval containing residential units.

SECONDED BY COUNCILMEMBER RICH

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O-14-17						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

AN ORDINANCE OF THE CITY OF POUGHKEEPSIE, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCE, ENTITLED "BUILDING AND UTILITY CODES" ORDINANCE (O-14-22)

INTRODUCED BY CHAIRMAN MALLORY, COUNCILMEMBERS HERMANN AND PERRY

WHEREAS, the City of Poughkeepsie has experienced an increase in the number of abandoned properties; and

WHEREAS, it is important for the City of Poughkeepsie to establish a process to address the abandoned properties throughout the City; and

WHEREAS, the presence of vacant and abandoned properties can lead to a decline in property value, create aesthetic nuisances, and lead to general decrease in neighborhood and community aesthetics; and

WHEREAS, the current conditions of vacant and abandoned properties present a serious threat to the public health and safety of the community; and

WHEREAS, the presence of vacant and abandoned properties discourage buyers from purchasing property within the City; and

WHEREAS, many vacant and abandoned properties are the responsibility of out-of-state lenders and trustees who fail to adequately secure and maintain such properties; and

WHEREAS, as a result of the high number of foreclosures the City has suffered and continues to suffer from an increase in the number of abandoned and vacant properties leading to declining property values and a reduced tax base for the City; and

WHEREAS, vacant, foreclosed, and foreclosing properties present a danger to the safety and welfare of public safety officers, the public, occupants, abutters, and neighborhoods and, as such, constitute a public nuisance; and

WHEREAS, the City has a vested interest in protecting the City against the decay caused by vacant and abandoned properties and concludes that it is in the best interest of the residents to amend the Code of Ordinances and impose registration requirements on such properties located within the City; and

WHEREAS, it is the purpose and intent of the City to promote the health, safety and welfare of the public, to protect and preserve the quiet enjoyment of occupants, abutters, and neighborhoods, and to minimize hazards to public safety personnel inspecting or entering such properties by requiring the owners of vacant and foreclosed or foreclosing properties to post a cash bond to secure the continued maintenance of such properties throughout any vacancies and to remunerate the City for expenses incurred in inspecting, securing, marking, or making such properties safe.

SECTION 1- Chapter 6, Section 36 of the City of Poughkeepsie Code of Ordinances is hereby amended by the following additions and deletions:

Section 6-39 Abandoned/Vacant and Foreclosed/Foreclosing Properties

(a) Purpose and Intent. It is the purpose and intent of the City to establish a process to address the number of abandoned, vacant, and foreclosed or foreclosing properties located within the City. It is the City's further intent to specifically establish an abandoned, vacant, and foreclosed or foreclosing residential property program as a mechanism to protect residential neighborhoods from becoming blighted through the lack of adequate maintenance and security of abandoned such properties.

(1) Definitions. The following words, terms and phrases when used in this section shall have the meanings ascribed to them in the section except where the context clearly indicates a different meaning:

"*Abandoned Real Property*" shall have the meaning as defined in Section 14-48(h) of the City of Poughkeepsie Code of Ordinances.

"Building" shall mean any combination of materials having a roof and enclosed within exterior walls or firewalls, built to form a structure for the shelter of persons.

"*Building Inspector*" shall mean the duly appointed Building Inspector or his Designees.

"*City*" means the City of Poughkeepsie.

"*Days*" means consecutive calendar days.

"Default" shall mean, with respect to a residential building containing four or fewer dwelling units, when the mortgagor is sixty (60) days past due on the mortgagor's obligation to make a scheduled payment under a mortgage or a mortgage note. With respect to all other buildings, when the mortgagor is ninety (90) days past due on the

mortgagor's obligation to make a scheduled payment under a mortgage or a mortgage note.

"Evidence of Vacancy" means any condition that on its own, or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but not be limited to, overgrown and/or dead vegetation, accumulation of abandoned real property, as defined herein, statements by neighbors, passers-by, delivery agents or government agents, among other evidence that the property is vacant.

"Foreclosed" described a property for which a new deed has been recorded with the county clerk following the foreclosure process and is recorded in the name of a bank, credit union, mortgage servicer, financial institution, REO, government corporation such as Government National Mortgage Association (Ginnie Mae), government-sponsored enterprise such as the Federal National Mortgage Association (Fannie Mae) or the Federal Home Loan Mortgage Corporation (Freddie Mac), the Secretary of Housing and Urban Development, the Veterans Administration, or other such entity.

"Foreclosing" describes a property that is in the process of foreclosure.

"Foreclosure" means the process by which a property, placed as security for a real estate loan, is sold at auction to satisfy the debt if the owner or borrower defaults.

"Initiation of foreclosure proceedings" means commencing a foreclosure action on a property in any court of competent jurisdiction pursuant to N. Y. RPAPL § 1301 et seq.

"Mortgagee" means the creditor, including but not limited to, service companies, lenders in a mortgage agreement and any agent, servant, or employee of the mortgagee, or any successor in interest and/or assignee of the mortgagee's rights, interests or obligations under the mortgage agreement.

"Notice of Default" means a recorded notice that a default has occurred under a mortgage and that the mortgagee intends to proceed with a foreclosure sale.

"Owner" means any person, ~~co-partnership, association, corporation, entity, or fiduciary~~ having a legal or equitable title or any interest in any real property **service company, alone or severally with others:**

Has legal title to any real property, including but not limited to a dwelling, dwelling unit, mobile dwelling unit, or parcel of land, vacant or otherwise, including a mobile home park;

Has care, charge or control of real property, including but not limited to any dwelling, dwelling unit, mobile dwelling unit, or parcel of land, vacant or otherwise, including a mobile home park, or any administrator, administratrix, executor, trustee or guardian of the estate of the holder of legal title;

Is the mortgagee of any such property who has initiated foreclosure proceedings as defined in this Section;

In an agent, trustee or other person appointed by the courts and vested with possession or control of any such property;

Is an officer or trustee of the association of unit owners of a condominium. Each such person is bound to comply with the provisions of these minimum standards as if he were the owner. However, "owner" shall not mean a condominium association pursuant to Article 9-B of the Condominium Act, to the extent that such association forecloses on or initiates the foreclosure process for unpaid assessments due or owing to the association;

Every person who operates a rooming house;

Is a trustee who holds, owns or controls mortgage loans for mortgage-backed securities transactions and has initiated the foreclosure process; or

Has initiated foreclosure proceedings against a property pursuant to N.Y. RPAPL § 1301 et sec.

"*Owner of Record*" means the person having title to the property as indicated upon the records of the Dutchess County Clerk.

"*Property*" means any improved residential real property, or portion thereof, situated in the City and includes all the buildings or structures located on the property.

"*Vacant Structures*" means a building or structure that is not legally occupied.

(2) Registration. Whenever a structure is vacant and/or abandoned, the owner or mortgagee of such structure shall have an affirmative duty to register said structure within ten (10) days of the existence of such vacancy and/or abandonment. This registration must be renewed at the end of each six months if the property is still vacant. The Common Council, by resolution, shall establish a fee schedule for the registering of such vacant building or dwelling.

- a. Properties with vacant structures. Within ten (10) days of the date on which a structure becomes vacant, or within ten (10) days of being provided notices from the Building Inspector of the existence of a vacant structure that has not been registered, the owner shall register said property with the Building Department on a form provided by the Department.
- b. Foreclosed and foreclosing properties. Within ten (10) days of the effective date of this Ordinance or within ten (10) days of the initiation of foreclosure proceedings, whichever is later, the owner of any foreclosed or foreclosing property shall register said property with the Building Department on a form provided by the Building Department.

- c. Registration pursuant to this Paragraph must be renewed at the end of each six (6) months if the property is still in foreclosure and/or is vacant.
- d. Any mortgagee who holds a mortgage on real property located with the City shall perform an inspection of the property that is the security for the mortgage, upon default by the mortgagor, prior to the issuance of a Notice of Default. If the property is found to be vacant or shows evidence of vacancy, it shall be deemed abandoned and the mortgagee shall, within ten (10) days of the inspection, register the property in accordance with this Paragraph and obtain a Vacant Property Permit in accordance with Section 6-39(a)(8) below. If the property is occupied but remains in default, it shall be inspected by the mortgagee or mortgagee's designee on a monthly basis until the mortgagor or other party remedies the default; or it is found to be vacant or shows evidence of vacancy. Such determination may be made by communication with the mortgagor, a visual inspection of the real estate, or other means reasonably calculated to determine if the structure is vacant. The property shall be deemed abandoned upon such time as it is found to be vacant or shows evidence of vacancy, and the mortgagee shall within ten (10) days of the inspection register the property in accordance with this Paragraph.
- e. The Common Council, by resolution, shall establish a fee schedule for the registering of vacant structures and foreclosed or foreclosing properties but shall not require that an owner pay more than one registration fee per parcel per six (6) month period.
- f. The owner shall notify the Building Inspector within ten (10) days of any change in the registration information, including the sale or transfer of the property, by filing an amended registration statement on a form provided for such purposes.

(3) Form. The registration shall be submitted on forms available at provided by the Building Department and shall include the following information supplied by the owner:

- (1) A description of the premise;
- (2) The names and addresses of the owner or owners;
- (3) If the owner does not reside in Dutchess County, the name and address of any third party who the owner has entered into a contract or agreement with for property management;
- (4) The names and addresses of all known lien holders and all other parties with an ownership interest in the building;
- (5) A telephone number where a responsible party can be reached at all times during business and non-business hours; and
- (6) A vacant building plan described in Section 6-39(a)(4).

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(4) Statement of Plan. At the time a vacant building or dwelling is registered as required above, the owner shall submit to the Building Department a Statement of Plan and obtain a vacant property permit pursuant to Section 6-39(a)(8). The plan shall include at least the following:

- (1) The length of time the owner expects the vacancy to continue;
- (2) The proposed rehabilitation or improvement to be made to the structure so as to make the structure suitable for its last use of record;
- (3) A form in which the owner grants permission to the Building Inspector, Police Chief or Fire Inspector to enter and inspect the property;
- (4) A description of what will be done to secure the structure so that it will not become open to the general public;
- (5) An open trespass complaint to be filed with the Police Department.

(5) Failure to File a Statement of Plan and/or register. Should the owner fail to submit a plan or fail to comply with such plan after it has been approved by the Building Department, the Building Inspector, shall recommend to the Office of Corporation Counsel that a criminal information be filed in City Court and the property shall be deemed Abandoned pursuant to Section 6-39(1012) of this Chapter.

(6) ~~Vacant Building or Structure~~ **Maintaining and securing vacant structures**. All vacant real property shall at all times be properly maintained. A vacant ~~building or~~ structure shall be considered properly maintained if it:

- (a) Has all doors and windows and other openings weather-tight and secured against entry by the general public as well as animals.
- (b) All roof and roof flashings shall be sound and tight such that no rain will penetrate the structure and must allow for appropriate drainage so as to prevent deterioration of the interior walls or other interior portions of the building.
- (c) The building must be maintained in good repair, be structurally sound and free from **overgrown vegetation**, rubbish, garbage, and other debris.
- (d) Structured members of the building shall be capable of bearing both live and dead loads and the foundation walls likewise shall be capable of supporting an appropriate load.
- (e) The exterior of the structure shall be free of loose or rotten materials as well as holes. Any exposed metal, wood or other surface shall be protected from the element by appropriate weather- coating materials (paint or similar treatment).
- (f) Any balconies, canopies, signs, metal awnings, stairways, fire escapes or other overhanging extensions shall be in good repair, appropriately anchored. The exposed metal and wood surface of such overhanging extensions shall also be protected from the element against rust or decay by appropriate application of paint or similar weather-coating.
- (g) Any accessories or appurtenant structures, including but not limited to garages, sheds and other storage facilities shall meet the same standards.
- (h) The Property contains a posting with the name and twenty-four hour contact phone number of the local individual or property management

company responsible for the maintenance. This sign must be posted on the front of the property so it is clearly visible from the street.

- (i) All bushes must be trimmed so as to provide an unobstructed view of the front of the house from the public roadway.
- (j) **The owner shall comply with all other relevant state and local regulations concerning the maintenance of property.** All weeds, grass and rank vegetation must be maintained pursuant to and in compliance with Chapter 9, Sections 6 and 7.

(7) Inspections. The building inspector, fire department, sanitation inspector and or/ police department shall have the authority to inspect properties subject to this Section for compliance with Section 6-39(a)(6) and to issue citations for any violations **with directions to remedy the violation within ten (10) days of the date of the citation.**

(8) Vacant Property Permit. The Building Inspector will issue a Vacant Building Permit upon being satisfied that the property is properly registered pursuant to Section 6-39(a)(2) and properly maintained pursuant to Section 6-39(a)(6). This permit shall be valid for a period of six (6) months, at the end of which the inspection process must again be carried out by the Building Inspector.

~~(9) — Mortgagee's requirement to register. Any mortgagee who holds a mortgage on real property located within the City shall perform an inspection of the property that is the security for the mortgage, upon default by the mortgagor, prior to the issuance of a Notice of Default. If the property is vacant or abandoned or shows evidence of vacancy or abandonment, it shall be deemed vacant or abandoned and the mortgagee shall, within ten (10) days of the inspection register the property in accordance with Section 6-39(a)(2) above and obtain a Vacant Property Permit in accordance with Section 6-39(a)(6) above.~~

~~a. — If the property is occupied but remains in default, it shall be inspected by the mortgagee or mortgagee's designee on a monthly basis until:~~

~~(1) the mortgagor or other party remedies the default; or~~

~~(2) it is found to be vacant or abandoned or shows evidence of vacancy or abandonment at which time it is deemed abandoned, and the mortgagee shall within ten (10) days of the inspection, register the property in accordance with Section 6-39(a)(2) above.~~

(9) Cash bond. Within ten (10) days of the date on which the registration form is required under Section 6-39(a)(2), the owner of any vacant and/or foreclosing or foreclosed property shall provide a cash bond in the amount of ten thousand dollars (\$10,000) to the Building Inspector as security in the event the Building Inspector is authorized pursuant to Section 6-39(a)(12) below to secure the continued maintenance of the property until such time as the property is again legally occupied, sold, or transferred and to remunerate the City for any expenses incurred in inspecting, securing, marking, maintaining, or making such property safe. A portion of said bond, in an amount to be

determined by the Building Inspector, not to exceed ten percent (10%) of the total bond value, shall be retained by the City as an administrative fee to fund an account for expenses incurred in inspecting, securing, maintaining and marking other vacant and/or foreclosed or foreclosing properties that are not in compliance with this Section. Any owner of a vacant and/or foreclosed or foreclosing property providing a bond pursuant to this Paragraph must also provide bonds for all other vacant and foreclosed or foreclosing properties it owns in the City.

(10) Liability insurance. Within ten (10) days of the date on which the registration form is required under Section 6-39(a)(2), the owner of any vacant and/or foreclosed or foreclosing property shall procure liability insurance for the property with a coverage amount to exceed \$150,000 and shall furnish the building Inspector with a copy of said certificate of insurance.

(11) Expiration of obligations. An owner's obligations under Section 6-39(a)(2)-(10) shall expire at such time as (1) a property in foreclosure is sold or transferred, or (2) a vacant property that is not in foreclosure becomes legally occupied again.

~~(12)~~ Certification of Abandonment. Upon the Building Inspector's or his designee determining a property has been abandoned and/or is otherwise vacant and not in compliance with Section 6-39(a)(2)-(6), the Building Inspector he/she shall cause a Certification of Abandonment to be filed with the building department's records and such certification shall be served upon the owner of the premises either personally or by posting a copy of the Certification in a conspicuous place on the property and by mailing a copy by certified mail to the owner('s') or mortgagee(s) last known address.

- a. Upon the Building Inspector's filing a Certification of Abandonment, the Building Inspector, Sanitation Inspector, Police Department and/or Fire Department may, without further notice to the owner, take necessary steps to ensure the property and/or dwelling is properly maintained pursuant to Section 6-39(a)(6). ~~Costs incurred under this section plus a sum equal to 10% of such actual cost for inspection and other additional costs in connection therewith shall be paid out of the municipal treasury on certificate of the Building Inspector. Such costs plus a penalty in the amount of \$1,500 shall be charged against the land on which the building existed, as a municipal lien, or shall be added to the tax roll as an assessment or shall be levied as a special tax against the land upon which the building stands or stood or shall be recovered in a suit at law against the owner.~~ The Building Inspector shall then provide the owner with a written statement of all costs associated with inspecting, securing, and maintaining the property. If the owner fails to reimburse the City within five (5) days of receiving said written statement of costs, the City shall draw down upon the bond paid by the owner pursuant to Section 6-39(a)(9). If there is no bond available, the costs incurred to ensure the property and/or dwelling is properly maintained shall be paid out of the municipal treasury on the certificate of the Building Inspector. Such costs shall be charged against the land on which the building existed, as a municipal lien, or shall be added to the tax roll as an

assessment or shall be levied as a special tax against the land upon which the building stands or stood or shall be recovered in a suit at law against the owner.

- b. If the Building Inspector draws down a cash bond provided pursuant to Section 6-39(a)(9), he or she shall forthwith notify the owner of the amount by which the cash bond has been drawn down, and the owner shall have ten (10) days from the date of said notice to replenish the bond to the ten thousand dollar (\$10,000) minimum required in Section 6-39(a)(9).
- c. The owner of a property declared abandoned may petition the Building Department remove the certification of abandonment by providing proof to the Building Inspector that the basis of the certificate of abandonment no longer exists and the owner is in compliance with this Article.

(4113) Establishment of list. The Building Inspector is hereby directed to compile a list of all properties declared abandoned.

(4214) Penalties. ~~Notwithstanding and in addition to any costs and penalties imposed pursuant to Section 6-39(10), a~~ Any person, firm, corporation, or association violating the provisions of this chapter ~~Section~~ shall be subject to a penalty ~~as provided in Section 6-11 and Section 6-12.~~ Of three hundred dollars (\$300) per day, per property for the following violations, which shall constitute distinct and separately chargeable violations:

- a. Failure to register a property as required in Section 6-39(a)(2). The first date on which a penalty for failure to register may be imposed is the latter of the following:
The eleventh (11th) day after the owner is provided with written notice the existence of a vacant property;
The eleventh (11th) day after the initiation of foreclosure proceedings; or
The eleventh (11th) day after the effective date of this Ordinance.
- b. Failure to provide a cash bond as required in Section 6-39(a)(9). The first date on which a penalty for failure to provide a cash bond may be imposed is the latter of the following:
The twenty-first (21st) day after the owner is provided with written notice of the existence of a vacant property;
The twenty-first (21st) day after the initiation of foreclosure proceedings;
or
The twenty-first (21st) day after the effective date of this Ordinance.

- c. Failure to replenish a cash bond that the Building Inspector has drawn down pursuant to Section 6-39(a)(12). The first date on which a penalty for failure to provide a cash bond may be imposed is the eleventh (11th) day after the Building Inspector notifies the owner of the obligation to replenish the bond to the ten thousand dollar (\$10,000) minimum.
- d. Failure to provide proof of liability insurance as required in Section 6-39(a)(1). The first date on which a penalty for failure to provide a cash bond may be imposed is the latter of the following:

The twenty-first (21st) day after the owner is provided with written notice of the existence of a vacant property;

The twenty-first (21st) day after the initiation of foreclosure proceedings;
or

The twenty-first (21st) day after the effective date of this Ordinance.

- e. Failure to rectify violations of Section 6-39(a)(6). An owner who fails to remedy violations of Section 6-39(a)(6) within ten (10) days of the date of a citation issued pursuant to Section 6-39(a)(7) shall be subject to civil penalties as set forth in Section 6-11 and 6-12 for each day the violation is unremedied or until the Building Inspector exercises his or her authority under Section 6-39(a)(12) to take necessary steps to ensure the property is properly maintained pursuant to Section 6-39(a)(6).

(15) Procedure for serving notices. Notices required pursuant to this Section shall be served in the following manner:

Personally on any owner as defined in this Section;

Left at the last and usual place of abode of any owner, if such place of abode is known and is within or without the State; and sent by certified or registered mail, return receipt requested.

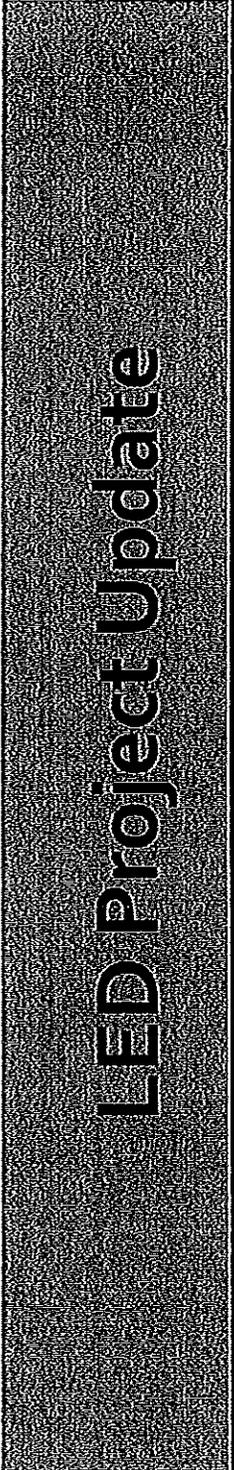
SECTION 2- This Ordinance shall take effect immediately upon adoption.

SECONDED BY COUNCILMEMBER RICH

O-14-22			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM BUILDING INSPECTOR BECK**, a communication regarding amendments to the Building Code.
2. **FROM COMMISSIONER OF PUBLIC WORKS GENT**, a communication regarding the proposed changes to the snow emergency route on Mill Street.
3. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the proposed changes to the Hawking and Peddling Ordinance with regard to Market Street.
4. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding proposed sale of 36 North Clover Street. **Removed**
5. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding the LED Lights.



LED Project Update

City of Poughkeepsie

November 3, 2014

Common Council Meeting

(Proposed Phase 1 and Phase 2)

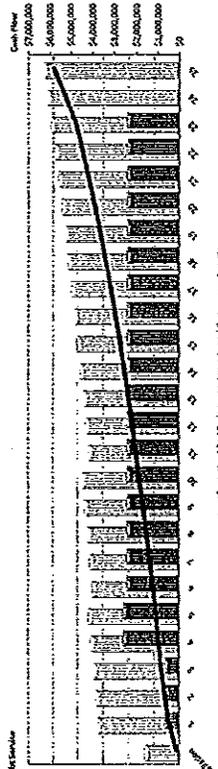
City of Poughkeepsie Street Lighting - Phase I Current Rate
TOTAL PROJECT SUMMARY
10/28/2014

Year	EDM No.	EDM Description	Total Measure Cost (C)	Annual Electric Savings (S)	Annual Gas Savings (S)	Annual Electric Savings (S)	Annual Gas Savings (S)	Yearly Annual Savings (S)	Simple Payback Period (Yr)	Estimated Total Program Payback
Y	1	Street Lighting Rate E	\$2,392,381	\$400,488	\$240,969	\$130,142	\$0	\$389,630	6.2	\$288,038
Y	2	Traffic Signals	\$481,785	\$53,870	\$8,273	\$35,576	\$0	\$45,650	10.5	\$23,040
Y	3	Street Light Purchase from CHGE	\$374,797	0	\$0	\$0	\$0	\$0	0.0	\$0
PROGRAM TOTALS - Recommended Measure			\$3,248,963	\$454,358	\$249,242	\$165,718	\$0	\$434,650	7.7	\$191,078

- NOTES:**
- TOTAL MEASURE COST includes direct construction costs (subcontractor materials and labor) and DOES include fees for the following services: Energy, Electrical and Mechanical engineering, Construction documents, Financing assist, Subcontractor coordination and administration.
 - SIMPLE PAYBACK PERIODS DO NOT include incentives. Payback is given by the total measure cost divided by total annual savings.
 - ESTIMATED TOTAL INCENTIVE is based on NYSEG's Existing Facilities Program Performance Based Incentive at a rate of \$0.12/AWH and is subject to First Energy approval, program rules and modifications, and eligibility. This line account for customer-sourced third party firms or their costs to provide program deliverables, such as submittals.

10/28/14
 [Signature]

City of Poughkeepsie
Cashflow Analysis - Phase I Current Rate
10/28/2014



Project Financing:	
Phase Cost:	\$2,716,820
Costs Above Inc-COLA RNDMG:	\$2,716,820
Unfunded Amount:	\$2,716,820
Unfunded Percent:	100%
Term of Financing:	20
Payment Frequency:	Annually
Net Present Value (NPV):	\$1,274,256
Return on Investment (ROI):	13.00%

Weighted Pay Back (Including Income and Maintenance Costs):	0.29
---	------

Year	Initial Outlay	Energy Cost Savings	Chilled Water Savings	Maintenance Costs	Utility Incentives	Amortizable MAU Cost	Financing Costs	Net Annual Costs	Annual Cash Flow	Principal Payment	Chilled Water Flow
1	\$2,716,820	\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
2		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
3		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
4		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
5		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
6		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
7		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
8		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
9		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
10		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
11		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
12		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
13		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
14		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
15		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
16		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
17		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
18		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
19		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
20		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
21		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
22		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
23		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
24		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000
25		\$200,000	\$200,000	\$100,000	\$0	\$0	\$0	\$100,000	\$1,000,000	\$0	\$1,000,000

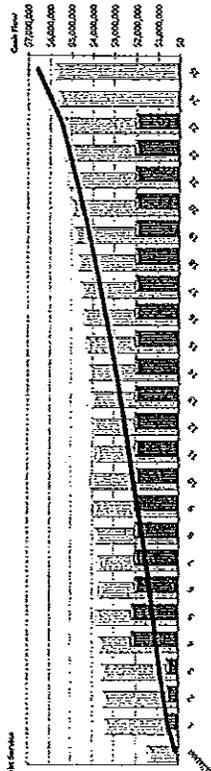
Note:
1. Include all costs for Demolition/Phase services and all costs for design and construction of CHW. Does not include O&M or monitoring and validation (M&V) costs.
2. If the Present Value of Annual Savings - Financing Cost over overage equipment useful life (10 year) is positive.

**City of Poughkeepsie Street Lighting - Phase I Pending Rate
Cashflow Analysis - Phase I Pending Rate
10/28/2014**

Line Item	Estimate	Open	Year	Energy Conservation Measure	Total Measure Cost (\$)	Annual Electric Savings (kWh)	Annual Gas Savings (\$)	Annual Bulk Service Savings (\$)	Total Annual Savings (\$)	Simple Payback Period (Years)	Estimated Total Incentive (\$)
1	Y	1	1	Street Lighting LED C	\$2,382,261	1,400,483	\$294,855	\$110,041	\$405,178	3.0	\$186,058
2	Y	2	1	Traffic Signals	\$487,785	183,870	\$0,488	\$36,376	\$420,734	3.0	\$22,040
3	Y	3	1	Street Light Purchase from CHGE	\$314,797	0	\$0	\$0	\$0	0.0	\$0
PROGRAM TOTALS - Recommended Measures					\$3,184,843	1,584,353	\$305,343	\$152,417	\$457,740	3.1	\$208,098

NOTES:
 1. TOTAL MEASURE COST includes direct construction costs (subcontractor materials and labor) and DOES include fees for the following services: Energy, Electrical and Mechanical engineering, Construction documents, financing and subcontractor coordination and administration.
 2. SIMPLE PAYBACK PERIOD includes incentives. Payback is given by the total measure cost divided by total annual savings.
 3. ESTIMATED TOTAL INCENTIVE is based on NYSERDA's existing Facilities Program Performance Based Incentive at a rate of \$0.12/kWh and is subject to First Energy approval, program rules and modifications, and eligibility. This incentive account for establishment of their own limits or their costs to provide program deliverables, such as substations.

City of Poughkeepsle
Cashflow Analysis - Phase I Pending Rate
10/28/2014



Account	Amount
Project Cost	\$2,176,825
Costs After NYS/GRPA Rebate	\$2,081,724
Financed Amount	\$3,577,485
Cost of Bonds (Interest)	3,078
Cost of Bonds (Principal)	3,078
Loan Term Interest Total	2,176
Term of Financing	20
Payments Frequency	Annually
Net Present Value (NPV)	\$4,052,415
Return on Investment (ROI)	34%-52%

Simple Pay Back (Including Rebate)	ROI
DNV Maintenance Costs	8.7%

Year	Principal	Energy Cost Savings	Offset Pro Savings	Clearance Cost Savings	Maintenance Cost	Utility	Anticipated	Financing Cost	Net Annual Cost	Initial Cash Flow	Financed Payment	Remaining Cash Flow
1	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825	\$2,176,825
2	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412	\$1,088,412
3	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608	\$725,608
4	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505	\$453,505
5	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402	\$281,402
6	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701	\$145,701
7	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851	\$72,851
8	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425	\$36,425
9	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213	\$18,213
10	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106	\$9,106
11	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553	\$4,553
12	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277	\$2,277
13	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138	\$1,138
14	\$569	\$569	\$569	\$569	\$569	\$569	\$569	\$569	\$569	\$569	\$569	\$569
15	\$284	\$284	\$284	\$284	\$284	\$284	\$284	\$284	\$284	\$284	\$284	\$284
16	\$142	\$142	\$142	\$142	\$142	\$142	\$142	\$142	\$142	\$142	\$142	\$142
17	\$71	\$71	\$71	\$71	\$71	\$71	\$71	\$71	\$71	\$71	\$71	\$71
18	\$35	\$35	\$35	\$35	\$35	\$35	\$35	\$35	\$35	\$35	\$35	\$35
19	\$17	\$17	\$17	\$17	\$17	\$17	\$17	\$17	\$17	\$17	\$17	\$17
20	\$9	\$9	\$9	\$9	\$9	\$9	\$9	\$9	\$9	\$9	\$9	\$9
21	\$4	\$4	\$4	\$4	\$4	\$4	\$4	\$4	\$4	\$4	\$4	\$4
22	\$2	\$2	\$2	\$2	\$2	\$2	\$2	\$2	\$2	\$2	\$2	\$2
23	\$1	\$1	\$1	\$1	\$1	\$1	\$1	\$1	\$1	\$1	\$1	\$1
24	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
25	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250	\$21,768,250

Note:
1. Needs call out for Development Phase and use of cash for repair and construction of C&D. Does not include Debt or financing and valuation (M&V) costs.
2. [Net Present Value of Annual Savings - Financing cost, cost savings (equipment debt pay)] / [Total Project Cost]

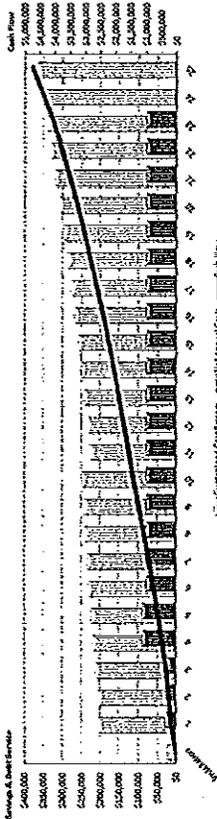
City of Poughkeepsie Street Lighting - Phase II Current Rate
 TOTAL PROJECT SUMMARY
 10/28/2014

Type (N/S/Other)	ESL No.	Energy Conservation Measure	Total Measure Cost (\$)	Annual Electric Savings (kWh)	Annual Electric Savings (\$)	Annual DSM Savings (\$)	Annual Board Savings (\$)	Annual Fuel Savings (\$)	Total Annual Savings (\$)	Simple Payback Period (Years)	Simple Payback Incentive
Y	1	Street Lighting (Formerly Rate A) Rate C	\$1,400,519	626,711	\$14,788	\$53,090	\$0	\$0	\$78,878	4.95	\$79,045
PROGRAM TOTALS - Recommended Measures			\$1,400,519	626,711	\$14,788	\$53,090	\$0	\$0	\$78,878	4.95	\$79,045

NOTES:
 1. TOTAL MEASURE COST includes direct construction costs (subcontractor materials and labor) and DOES include fees for the following services: Energy, Electrical and Mechanical engineering, Construction documents, Permitting and Subcontractor coordination and administration.
 2. SIMPLE PAYBACK PERIOD DOES NOT include incentives. Payback is given by the total measure cost divided by total annual savings.
 3. ESTIMATED TOTAL INCENTIVE is based on NYSERDA Existing Facilities Program Performance Based Incentive at a rate of \$0.12/kWh and is subject to First Energy approval, program rules and modifications, and eligibility. This Inc account for customer-secured third party firms or their costs to provide program deliverables, such as calculations.

PA Wronczel

City of Poughkeepsie
Cashflow Analysis - Phase II Current Rate
10/28/2014
Preliminary - Installation and Equipment Pricing not Finalized



Year	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25
Project Cost*	\$1,400,310																									
Costs After Incentive Rebate	\$1,350,374																									
Revenue*	\$1,400,310																									
Operating Expenses																										
Net Cash Flow																										
NPV Present Value (10%)	\$2,384,250																									
Return on Investment (ROI)	214.52%																									

Category	Year 0	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Year 11	Year 12	Year 13	Year 14	Year 15	Year 16	Year 17	Year 18	Year 19	Year 20	Year 21	Year 22	Year 23	Year 24	Year 25
Capital Expenditures (Including Reserves and Maintenance Costs)	1,400,310																									

Year	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25					
Principal Balance	1,400,310	1,350,374	1,300,438	1,250,502	1,200,566	1,150,630	1,100,694	1,050,758	1,000,822	950,886	900,950	851,014	801,078	751,142	701,206	651,270	601,334	551,398	501,462	451,526	401,590	351,654	301,718	251,782	201,846	151,910	101,974	52,038			
Energy Cost Savings		100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000		
Electricity Savings		100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	
Gas Savings		100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	
Water Savings		100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	
Maintenance Costs																															
Utility Incentives																															
Warranty Costs																															
Interest Cost																															
Net Annual Cash Flow		100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	
Annual Cash Flow		100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	100,000	
Principal Balance	1,400,310	1,350,374	1,300,438	1,250,502	1,200,566	1,150,630	1,100,694	1,050,758	1,000,822	950,886	900,950	851,014	801,078	751,142	701,206	651,270	601,334	551,398	501,462	451,526	401,590	351,654	301,718	251,782	201,846	151,910	101,974	52,038			
NPV Present Value (10%)	2,384,250																														
Return on Investment (ROI)	214.52%																														

Note:
1. Includes all costs for installation, phase II equipment and all costs for design and construction of 100kW. Does not include O&M costs.
2. (Net Present Value of Annual Savings - Presenting each year savings equipment useful life) / (Total Project Cost)

**City of Poughkeepsie Street Lighting - Phase II Pending Rate
Cashflow Analysis - Phase II Pending Rate
10/28/2014**

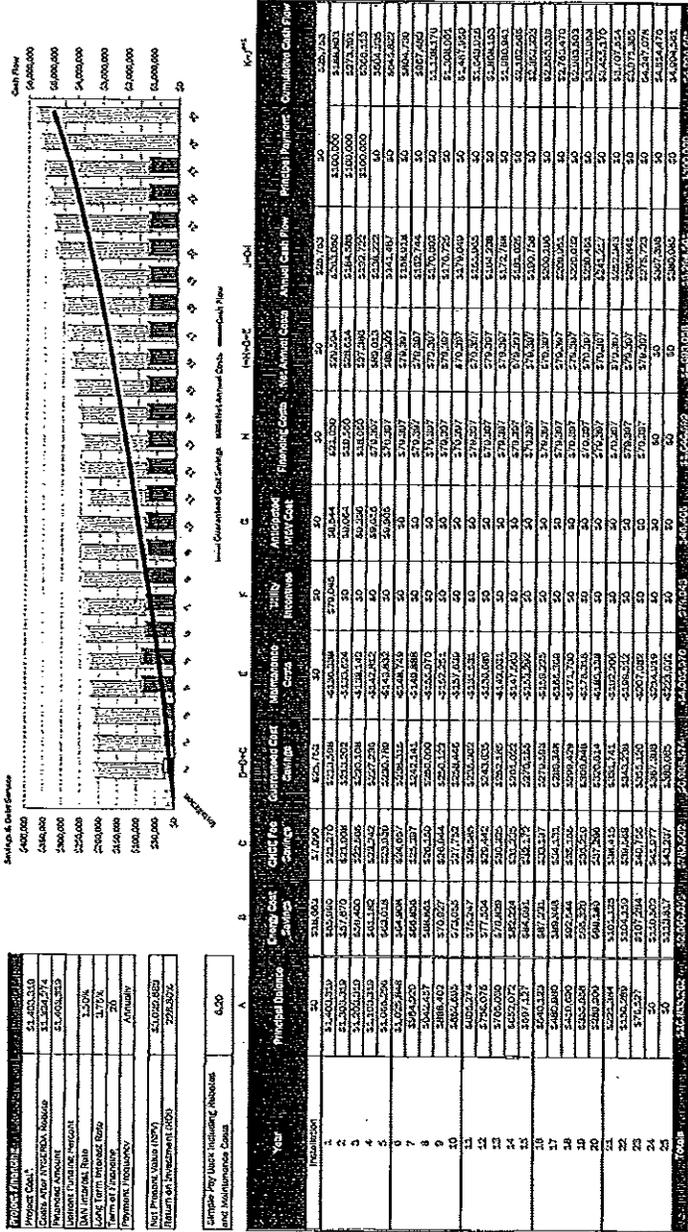
Year	EDM No.	Energy Conservation Measure	Total Measure Cost (\$)	Annual Electric Savings (kWh)	Annual Gas Savings (\$)	Annual Electric Savings (\$)	Annual Fuel Savings (\$)	Total Annual Savings (\$)	Simple Payback Period	Estimated Total Incentive
Y	1	Street Lighting (Formerly Rate A) Rate C	\$2,400,519	859,721	\$22,970	\$55,900	\$0	\$77,260	22.2	\$70,045
PROGRAM TOTALS - Recommended Measures										
			\$2,400,519	859,721	\$22,970	\$55,900	\$0	\$77,260	22.2	\$70,045

NOTES:

- TOTAL MEASURE COST includes direct construction costs (subcontractor material and labor) and DOES include fees for the following services: Energy, Electrical and Mechanical engineering, Construction documents, Permitting and Subcontractor coordination and administration.
- SIMPLE PAYBACK PERIOD DOES NOT include incentives. Payback is given by the total measure cost divided by total annual savings.
- ESTIMATED TOTAL INCENTIVE is based on NYSERDA's Existing Facilities Program Performance Based Incentive at a rate of \$0.12/kWh and is subject to First Energy approval, program rules and modifications, and eligibility. This line account for customer-acquired third party firms or their costs to provide program deliverables, such as calculations.

Ben Weisdel

City of Poughkeepsie
 Cashflow Analysis - Phase II Pending Rate
 10/28/2014
 Preliminary - Installation and Equipment Pricing not Finalized



Project/Item	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9	Year 10	Year 11	Year 12	Year 13	Year 14	Year 15	Year 16	Year 17	Year 18	Year 19	Year 20	Year 21	Year 22	Year 23	Year 24	Year 25	
Project Cost	\$1,400,000																									
Energy Cost Savings	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000
Maint. & Repairs	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000	\$100,000
Net Present Value (NPV)	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000	\$1,150,000

Year	Principals	Energy Cost Savings	Guaranteed Cost Savings	Maintained Cost Savings	Intuitive	Anticipated	Financial Cost	Net Annual Cash	Annual Cash Flow	Principal Payment	Cumulative Cash Flow
1	\$1,400,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,400,000	\$1,250,000
2		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$2,500,000
3		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$3,750,000
4		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$5,000,000
5		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$6,250,000
6		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$7,500,000
7		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$8,750,000
8		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$10,000,000
9		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$11,250,000
10		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$12,500,000
11		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$13,750,000
12		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$15,000,000
13		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$16,250,000
14		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$17,500,000
15		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$18,750,000
16		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$20,000,000
17		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$21,250,000
18		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$22,500,000
19		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$23,750,000
20		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$25,000,000
21		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$26,250,000
22		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$27,500,000
23		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$28,750,000
24		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$30,000,000
25		\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000	\$1,250,000		\$31,250,000

Note:
 1. Includes all costs for Development Phase schedule and all costs for design and construction of plants. Does not include BOM or monitoring and validation (M&V) costs.
 2. (Net Present Value of Annual Savings - Financing cost over average equipment useful life) / (Total project cost)

CHC Fee: 3.0%
 Energy Escalation: 3.0%
 Inflation Escalation: 3.0%
 Discount Rate: 4.0%

6. FROM EBENEZER BAPTIST CHURCH, a notice of property damage sustained on September 3, 2014. Referred to Corporation Counsel

7. **FROM GERSON GOLDMAN**, a notice of property damage sustained on March 7, 2014. Referred to Corporation Counsel
8. **FROM GEICO ASO NELL A. MALLEN**, a notice of property damage sustained on June 24, 2014. Referred to Corporation Counsel

X. UNFINISHED BUSINESS:

Councilmember McClinton –Wanted to thank Corporation Counsel Ackermann for his help.

Councilmember Hermann – inquired about a received by City for \$150,000 for LWRP?

Councilmember Johnson – just thanks to Commissioner of Public Work Gent and DPW

Councilmember Klein – inquired about the status of the supermarket.

Councilmember Petsas – thanks for Stop signs.

Councilmember Rich – inquired about the parking on Delano Street.

XI. NEW BUSINESS:

Councilmember Petsas – asked about the broadcasting of the meeting on Time Warner. Also asked about the leaf clean up in 1st ward – crosswalks in 1st ward. Stated that he was concerns about Rip Van Winkle.

Councilmember Klein – inquired about zoning requirements for solar panels.

Councilmember Perry also inquired about the broadcasting of the meetings on Time Warner Cable. Cottage Street between North Clinton and Smith Street, there is no parking

Councilmember Hermann -- inquired about the status of the parking amnesty (old news) – thanked Commissioner of Public Works Gent (old news) – Waterfront Development -- stated that he won't be intimidated

Councilmember McClinton -- asked about the South Clinton Street sign and parking -- WTOD upset -- waterfront (unsure)

XII. ADJOURNMENT:

Official Minutes from the Common Council Meeting of November 3, 2014

A motion was made by **Councilmember Hermann** and seconded by **Councilmember Johnson** to adjourn the meeting at 9:54 p.m.

Dated: July 16, 2015

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, November 17, 2014 at 6:30 p.m.

Respectfully submitted,
Deanne L. Flynn
City Chamberlain



COMMON COUNCIL MEETING

Common Council Chambers

Monday, November 3, 2014

6:30 p.m.

5:45 pm Public Hearing regarding proposed 2015 Budget

I. ROLL CALL:

III. REVIEW OF MINUTES:

IV. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

V. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

- 1. FROM COUNCILMEMBER HERMANN AND PETSAS,** Resolution R14-66, requiring the publication of information with regard to boards and committees.

2. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R14-68, introducing Local Law LL-14-5, and setting a public hearing to override the tax cap.

IX. ORDINANCES AND LOCAL LAWS:

1. **FROM CHAIRMAN MALLORY**, Ordinance O-14-17, establishing a fee in lieu of parkland.
2. **FROM CORPORATION COUNSEL ACKERMANN**, Ordinance O-14-21, approving the rezoning of an unnumbered Maple Street parcel (Tax Map Number 6161-25-504927) from C-2A/R4 to R-4.
3. **FROM CHAIRMAN MALLORY AND COUNCILMEMBERS HERMANN AND PERRY**, Ordinance O-14-22, amending Chapter 6, Section 36 entitled Abandoned-Vacant Properties, requiring the posting of a bond.

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

9. **FROM BUILDING INSPECTOR BECK**, a communication regarding amendments to the Building Code.
10. **FROM COMMISSIONER OF PUBLIC WORKS GENT**, a communication regarding the proposed changes to the snow emergency route on Mill Street.
11. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the proposed changes to the Hawking and Peddling Ordinance with regard to Market Street.
12. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding proposed sale of 36 North Clover Street.
13. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding the LED Lights.
14. **FROM EBENEZER BAPTIST CHURCH**, a notice of property damage sustained on September 3, 2014.
15. **FROM GERSON GOLDMAN**, a notice of property damage sustained on March 7, 2014.
16. **FROM GEICO ASO NELL A. MALLEN**, a notice of property damage sustained on June 24, 2014.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT:



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Monday, November 17, 2014 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

REMOVE

VII. MOTIONS AND RESOLUTIONS:

4. FROM ASSISTANT CORPORATION COUNSEL VALK, Resolution R14-74, introducing a Local Law amending the sign ordinance to allow the Building Inspector to approve certain signs.

VIII. ORDINANCES AND LOCAL LAWS:

3. FROM CORPORATION COUNSEL ACKERMANN, Local Law LL-14-5, approving to over-ride the tax cap.

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

2. FROM SCHOOL BOARD PRESIDENT RALPH COATES, YVONNE FLOWERS AND TYRELL BENNERMON, a communication regarding the Student Athlete Basketball Program.

IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

Darrett Roberts 148 Franklin Street: talks about waterfront issue – waterfront is for everyone, not just the rich – low income residents shouldn't have to be displaced for developers

Mae Parker-Harris 16 Allen Place: change is not always good – gentrification due to community development – no one takes responsibility for what happens in Poughkeepsie – one part doesn't know what the other is doing

Mike Butts 7 Lown Court: talks of parking issues at Lown Ct and Davies Pl – Daniels Ct is one-way but he's seen cars parked both ways – garbage is left on streets – streets crowded while lots are empty – police need to start giving tickets

Ken Stickle 118 Catherine Street: dead set against waterfront development – many projects done in the past have failed (Main Mall, fountains) – no thought process going on – nobody thinks things through before they spend taxpayer money – talks about high crime on Union St, Perry St, and S Bridge St

Penny Lewis 28 Harrison Street: tired of absentee landlords – garbage put out onto street before 5:00 (pm? am?) – wants laws enforced

Randall Johnson 52 Manitou Avenue: any revitalization should begin on Main St corridor to waterfront – re: waterfront condos: tax dollars don't outweigh enjoyment of waterfront by taxpayers – waterfront should be enjoyed by waterfront, not developers

Arnie Serotsky 188 South Grand Avenue: on WAC WTOD district zoning is consistent with development plan – public threats must stop

Sheila Blanding 89 Cannon Street: submitted a petition to stop waterfront development

Gwen Johnson 52 Manitou Avenue: submitted statement

Statement from Gwen Johnson for CC meeting November 17, 2014

Snake Oil Salesmen headed by want-a-be politicians.

Are now our new WAC experts, making generational decisions about our precious waterfront, which will have devastating effects that will haunt us for generations to come.

Yet they have not addressed **two major** waterfront projects that remain in limbo... the **DeLavel Project** on the waterfront with millions of city tax paying dollars invested and the **Dutton Project** that is still being held up in limbo since 2012 with the planning board.

Yet as I look around at the rest of the city that has fallen into disrepair, the Lucky Platt, the Up-to Date building... looking like abandoned buildings with white sheets and graffiti art covering their windows to block out the dried up blood stained, litter infested, parking meter nightmare streets, while our corner hanging out drug dealers are acting like security guards watching out for potential customers walking and driving by.

***And I quote:** It requires little wisdom or statesmanship to repress to crush out, to retard the hopes and aspirations of a people; but the highest and most profound statesmanship is shown in guiding and stimulating a people so that every fiber in body, mind, and soul shall be made to contribute in the highest degree to the usefulness of the state. **(Booker T. Washington)**

The Gentrification of RIP and the elimination of Waryas Park, three public parking lots to local residents, as proposed by the WTOD plans. So that that the Walkway and Metro North tourist and commuters can have a walkable plaza is not appealing to me. I believe in revitalization, but not at the expense of the community that I represent and protect. **The Waterfront belongs to them!**

My second topic is the proposed overriding of the tax cap, with the 2015 budget. When you have 1000 homes on the 2014 tax lien sale on December 10th, with taxpayers who already can't pay their property taxes, and may lose their homes. I am sure that they can use some relief not higher taxes.

This Fall, rebate checks went out to homeowners for the school taxes which represent about 60% of a total bill.

Next fall homeowners will get a rebate check for the **total increase** in property taxes for **schools and municipalities** that stayed under the 2 % tax cap.

The 2015 and 2016 budgets for municipalities that stay under the 2% tax cap, will be among the 2.5 million households that will get a check each year that will total about **\$1.5 billion in property tax relief**...~~except Poughkeepsie~~

In the **2013 budget** we had a **2% tax levy** under my leadership as chairwoman (Gwen Johnson) with a **surplus in the general fund**.

2014 budget went over with with a **3.56% tax levy** under Chairman Bob Mallory leadership.

And now we have the 2015 budget which is yet to be determined

***And I will close with this quote:**

The world is full of little people who through **lack of wisdom and patience and perseverance** merely **add** to the worlds burdens.

(Booker T. Washington)

Thank you- and I am submitting my statement into the minutes.

Gwen Johnson

Holly Whalberg 35 Garfield Place: 204 Church St, listed on register of historic places – addresses the concept of selling public park, Wheaton Park, requires vetting of the public and approval of the legislature

Peter Bernard 110 Mill Street: designer for Scenic Hudson Valley – strongly supports WTOD, feels it would better connect the waterfront and the City – Scenic Hudson has earned the reputation of high quality waterfront development

Scenic Hudson, Inc.
One Civic Center Plaza, Suite 200
Poughkeepsie, NY 12601-3157
Tel: 845 473 4440
Fax: 845 473 2648
email: info@scenichudson.org
www.scenichudson.org



Statement of

Peter Barnard, MCP
Urban Designer
Scenic Hudson, Inc.

Poughkeepsie Waterfront Redevelopment Strategy and
Waterfront Transit-Oriented Development (WTOD) District

City of Poughkeepsie
Common Council

November 17, 2014

My name is Peter Barnard. I am the Urban Designer at Scenic Hudson, and a resident of the City of Poughkeepsie. Scenic Hudson has been in Poughkeepsie for over 25 years, and we currently employ more than 50 people in our offices on Main Street. We are committed to the city's success and vitality, and have been an active partner in realizing the City's goals.

Scenic Hudson strongly supports the proposed Poughkeepsie Waterfront Redevelopment Strategy (PWRS) and Waterfront Transit Oriented Development (WTOD) zoning. We believe that it is critical that The City adopt the strategy and proposed zoning to further build on the success of Walkway through the right balance of waterfront development, improvements to Waryas Park, and strengthened connections across Route 9 to Little Italy, the Union Street Historic District, and Main Street.

The plan and zoning before you tonight present a cohesive vision for how a strong, redeveloped waterfront can benefit the city as a whole. The strategy is intended to complement and support the revitalization of the City's core by creating an attractive and inviting gateway to the city, and a solid anchor point for the western end of Main Street. Provisions in the strategy will improve connections across Route 9 through redevelopment, streetscaping, and walkability improvements that will better connect the waterfront and the city center. Ongoing efforts, such as the Main Street Economic Development Strategy and the Middle Main Revitalization Initiative, will be able to build upon this foundation to draw people, interest, and economic development up Main Street - allowing for balanced redevelopment across the city's commercial areas.

Scenic Hudson has earned a reputation as an advocate for high-quality riverfront development in keeping with the principles of Smart Growth. Our central focus through much of this work is to help residents gain access to the Hudson River through the preservation and creation of public open space. We have opposed past proposals, such as the 1997 Transportation Strategy, because they called for development within Waryas Park and Kaal Rock Point that would have privatized park space. You can be assured that if the current strategy before you called for any reduction in public open space or waterfront access, we would be here tonight expressing concern about the strategy and its associated zoning.

Lou Strippoli 145 Mill Street: born and raised in Poughkeepsie – family business since 1942 – in favor of waterfront proposal – mix of residential and commercial

necessary – doesn't want some parks to be open space – wants bidding to be open to private, local investors, not big developers

Harvey Flad 115 Academy Street: agrees with Lou Stripoli

Doug Nobiletti 145 Academy Street: believes in rezoning – parking lots do not need to be in-center of parks – many options on the table but it's hard to get investors interested

Mark Pasterich 1 Civic Center Plaza: City moving backwards because of parking, especially 2 hour parking limit – meters in front of Post Office is ridiculous, never know how long the wait will be – meters prevent visitors from coming back

Debbie Gamiel 72 College Avenue: meters in front of Post Office

Tanya Pineda 16 Davies Place: where's the mayor? Why would the City sell a park? Too many properties up for sale

Roger Christenfield 103 South Hamilton Street: wants to express perplexity about waterfront proposals – it would be a change for the better allowing access to the waterfront for everybody – those making this a class issue are doing the plan a disservice

Mike Young 28 Barclay Street: approves of the proposed zoning change – wants more green, more space, for wider sidewalks – encourages community development – the proposal is simply a zoning issue

Denise 10 Rinaldi Blvd: very concerned about proposal – sees the leaders as “sell outs” – represents Rip Van Winkle – received an illegal notice of eviction

Ms. Squire Corlies Avenue: thanks young woman who just spoke – speaking for the people: wake up, council!

Tron Melton Morgan Avenue: disappointed in people elected – low income families are not disposable – the youth of the city are our future and they need people to look up to and right now they don't have that, at least not in our councilmembers

V. MAYOR'S COMMENTS:

Not Present

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Chairman Mallory: Before the council today is setting the footprint, the height of structures for possible development on the parcels of property that are privately or city owned along our

waterfront – and nothing else. I know there are concerns, based on illustrations and comments, on what will be built along our waterfront – but there isn't any guarantee that any or all will happen. There will always be proper checks and balances that this WTOD zoning doesn't take away. The public, the council, the planning board, the waterfront advisory committee, the administration will always have an input in some form or fashion on development. What this vote tonight will do is – again – establish height, location, type of structure that could possibly be built. The WTOD zoning has no impact on what is happening to tenants in Rip Van Winkle's apartments. There is no correlation – contrary to what people have been saying – of management's legal procedure against tenants, recertification, and the proposed WTOD. I can understand that this uncertainty and fear of the unknown what this zoning that might have with the tenants. As I shared with two tenants, at the WTOD public hearing, I and my fellow councilmembers are committed to ensuring all tenants of Rip Van Winkle are treated fairly and their rights are respected. In addition, our local NAACP chapter and Dutchess County Legislator, Barbara Jeter-Jackson, haven't found any inappropriate or unlawful actions taken by management at Rip Van Winkle towards tenants, and certainly see no correlation with the WTOD zoning. Rip Van Winkle is under contract to provide affordable and Section 8 housing until 2024. Energies should be focused on working with management to come to agreement on an extension now for another 10 years if not for the life of the structure, and educating tenants on what resources they have if they feel their rights are being violated. Besides the possible economic impact and increased tax base, the WTOD zoning could provide an opportunity like Nubian Direction's Youth Build to have their participants utilize their skills and knowledge on the various developments that could come our way. This is something our community needs to assist on when projects come before us. We all can – and should – benefit from this opportunity. Finally, we as a community, a city, need to work together in solving our problems and addressing our needs in moving the City of Poughkeepsie forward in a positive direction. That's why I find it very troubling when members of our community are using fears, prejudices, and misinformation to achieve a goal. Diversity is one of our greatest assets, which we should embrace and encourage – not use to divide us; providing factual information to the community is what's needed at all times. This ends my chairman's comments.

VII. MOTIONS AND RESOLUTIONS:

- 1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

Corporation Counsel Ackermann informed the Council that said resolutions are SEQRA and Sale resolutions authorizing the sale on an unnumbered lot on Church Street to Ethan Allen Personnel Group and another resolution accepting a gift of real property from Ethan Allen for 204 Church Street. This is an in-kind swap of property. This request comes from Councilmember Petsas who is desirous of preserving 204 Church Street. It should be noted that as a condition of the swap, Ethan Allen will put a restrictive covenant in the deed limiting the use of the property to commercial and not residential. This City has been unable, at this time, to find a buyer willing to accept the property and rehabilitate.

**NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW
ACT (SEQRA) RESOLUTION REGARDING A SALE OF
CERTAIN CITY OWNED PROPERTIES
(R-14-70)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, the Common Council of the City of Poughkeepsie is considering the sale of certain property in which the City of Poughkeepsie now has a possessory interest in known by its Tax Map No.: 6161-21-101984, an unnumbered parcel located on Church Street; and

WHEREAS, the Common Council considers the proposed sale to be an Unlisted Action under Title 6 NYCRR, Section 617.2 of the SEQRA regulations; and

WHEREAS, the Common Council considers itself to be the only "involved agency" with respect to this proposed sale of properties; and

WHEREAS, the Common Council has reviewed the proposed sale of properties in accordance with Title 6 NYCRR, Section 617.11; and

WHEREAS, the Common Council has considered the hereto attached Short Environmental Assessment Form (EAF)

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. In accordance with Section 617.5(a)(1) of Title 6 NYCRR, the Common Council determines that the above described action is subject to SEQRA; and
2. In accordance with Section 617.5(a)(2) of Title 6 NYCRR, the Common Council determines that the action does not involve a federal agency; and
3. In accordance with Section 617.5(a)(3) of Title 6 NYCRR, the Common Council determines that the above described action does not involve any other agencies; and
4. In accordance with Section 617.5(a)(4) of Title 6 NYCRR, the Common Council classifies the above described action as an unlisted action. The Common Council in making such classification considered Section 617.12 of Title 6 NYCRR and determined that the above action did not fall into any of the categories listed under Type I, and also considered Section 617.13 of NYCRR and determined that the above described action did not fit under any of the categories listed under Type II Actions, thus reaching the conclusion that it is to be considered an unlisted action; and

5. In accordance with Section 617.5(a)(5) the Common Council determines that the above described project will not require a long EAF since the short EAF provides sufficient information; and
6. The Common Council officially makes a determination of non-significance in that the proposed sale of properties are not expected to result in a significant adverse impact on the environment and, therefore, the preparation of a draft environmental impact statement is not necessary; and
7. This determination shall be considered a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law; and
8. The City Chamberlain shall maintain a file of this determination as well as the attached EAF which is hereby made a part of this resolution.

SECONDED BY COUNCILMEMBER JOHNSON

R14-70		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

RESOLUTION

(R-14-71)

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, the City of Poughkeepsie has a possessory interest in real property known as Tax Map No.: 6161-21-101984 and located at unnumbered Church Street in the City of Poughkeepsie by reason of unpaid taxes, all of which is hereinafter referred to as the "Property"; and

WHEREAS, the above mentioned Property has been offered for sale by the City in compliance with the policy for the sale of City owned property; and

WHEREAS, an offer has been received to purchase the Property under certain circumstances from Ethan Allen Personnel Group for the sum of \$10.00 with the condition that Ethan Allen gift to the city property located at 204 Church Street with certain conditions; and

WHEREAS, the Administration of the City of Poughkeepsie, after consideration of the City's policy for the sale of City owned property, has recommended that the City of Poughkeepsie accept this offer; and

WHEREAS, the Common Council hereby finds that the offer from Ethan Allen Personnel Group is the most favorable of the offers presented and that it is in the best interests of the City of Poughkeepsie to approve such offer;

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council hereby makes the following determinations: (a) that there is no existing municipal purpose or need for the Property, and (b) that the sale price and conditions imposed herein represent fair and adequate consideration for the conveyance; and be it further

RESOLVED, that the offer from Ethan Allen Personnel Group to purchase the parcel located at unnumbered Church Street in the City of Poughkeepsie known as Grid #(s) 6161-21-101984 for the sum of \$10.00 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

RESOLVED, that this sale is approved subject to the following conditions:

- A. the conveyance of title and the payment of the purchase price shall take place within ninety days of the date of this resolution, unless the Corporation Counsel shall grant such extension as he deems appropriate;**
- B. Purchaser shall obtain a site plan approval and a building permit for the proposed redevelopment of the property into a parking lot within six (6) months of the date of closing of title;**
- C. Purchaser shall obtain a valid Certificate of Occupancy for the Property within one (1) year after obtaining the building permit, unless the Corporation Counsel shall grant an extension as he/she deems appropriate;**
- D. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;**

- E. Purchaser shall accept such title to the real property as the City of Poughkeepsie is possessed of and agrees to accept such title by quitclaim deed subject to any defects or encumbrances as are of record;
- F. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and
- G. This sale shall be contingent upon Purchaser gifting to the City property commonly known as 204 Church Street in form and manner acceptable to Corporation Counsel; and
- G. Prior to the closing of title, Purchaser shall apply for and obtain the approval from the Planning Board and/or the Zoning Board of Appeals of any site plan approval or zoning variances required by law

RESOLVED, that the Mayor is hereby authorized to enter into a contract for the above mentioned transaction provided such contract contains the terms contained herein together with such other terms and conditions which the Corporation Counsel shall deem appropriate, and the Mayor, the City Administrator and the Corporation Counsel are hereby authorized and directed to do all things necessary to give effect to the terms of this resolution.

SECONDED BY COUNCILMEMBER JOHNSON

R14-71			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- 3. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**RESOLUTION
(R-14-72)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, Ethan Allen Personnel Group have offered to convey title to a parcel of real property located at 204 Church Street in the City of Poughkeepsie and know as Grid No. 6161-21-098986 as a gift to the City; and

WHEREAS, the City of Poughkeepsie is interested in preserving the building which has been determined to have significant historical value to the Common Council and is presently pending confirmation as a local Historic Landmark; and

WHEREAS, the Common Council has found it to be in the best interest of the City and the residents thereof to accept the offer;

NOW, THEREFORE,

BE IT RESOLVED, that the City of Poughkeepsie hereby accepts the gift from Ethan Allen Personnel Group of title to the real property known as Grid No. 6161-21-098986 and further described in a certain deed to them and recorded in the Dutchess County Clerk's Office as Document No.: 02 2014 1626 on or about March 3, 2014; and be it further

RESOLVED that the Mayor and the City Administrator and the Corporation Counsel be and they hereby are authorized and empowered to execute all documents and to take any steps necessary and convenient to give full effect to this Resolution.

SECONDED BY COUNCILMEMBER JOHNSON

R14-72			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

R-E-S-O-L-U-T-I-O-N
(R-14-73)
 (amended 11/14/14)

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, in accordance with CFR 24 Part 91, Consolidated Submission for Community Planning and Development Programs, the City of Poughkeepsie submitted a one year Action Plan in

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2007 which outlined proposed uses of Community Development Block Grant (CDBG) funds for that year; and

WHEREAS, that plan allocated certain monies for the “Scattered Sidewalks” project; and

WHEREAS, the Social Development Director has determined that the “Scattered Sidewalks” project came in under budget and a balance of \$6,988.31 remains in such project and now recommends that this money be re-allocated to the “Hudson River Housing in-take facility” project and 2014 “Scattered Sidewalks”; and

WHEREAS, the Common Council of the City of Poughkeepsie desires to amend the 2007 Action Plan as approved by the U.S. Department of Housing and Urban Development and in accordance with the Social Development Director’s recommendation; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby approves the amendment of the 2007 Consolidated Action Plan to re-allocate the sum of \$6,000 from the “Scatter Sidewalks (2007)” project to the “Hudson River Housing in-take facility” project and \$988.31 to the “Scattered Sidewalks (2014)” project; and

BE IT RESOLVED, that Hudson River Housing shall, include monies need to cover additional cost for the in-take center in future CDBG applications and no future reallocations will be made for this project; and

BE IT FURTHER RESOLVED, that the Common Council of the City of Poughkeepsie hereby authorizes the submission of the amendment to the U.S. Department of Housing and Urban Development.

SECONDED BY COUNCILMEMBER JOHNSON

R14-72			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

Corporation Counsel Ackermann informed the Council that said resolution is adopting a Notice of Declaration of non-significance for the proposed amendments to the zoning code. By Resolution R14-65, the Common Council declared themselves lead agency for the purpose of SEQRA. This requires the Council to review the action for any potential adverse environmental conditions that might be a result of the underlying action. The action of rezoning is a Type I action under SEQRA because it involves the rezoning of property in excess of 25 acres. A review indicates that the rezoning is consistent with the City of Poughkeepsie's Comprehensive Plan and the Local Waterfront Revitalization Plan. The rezoning will increase usable parkland and access to the waterfront. Additionally, the proposed zoning will result in a net decrease in density, protect scenic views and allow for less intense land uses.

Based on the review, it is suggested that the Council adopt a Notice of Determinations: Negative Declaration as any impacts will be minimal.

R E S O L U T I O N
(R-14-75)

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, the Common Council prepared and is in the process of adopting amendments to its Zoning Law; and

WHEREAS, the Common Council prepared and accepted Parts 1, 2 & 3 of the Full Environmental Assessment form, reviewed City Code and SEQRA regulations, and made the determination that the Proposed Action is a "Type I" Action under the State Environmental Quality Review Act ("SEQRA"); and

WHEREAS, the Common Council by resolution R-14-65 made the determination that they wish to serve as Lead Agency and there are no other involved agencies under SEQRA for the purpose of this Action; and

WHEREAS, the Common Council, according to SEQRA, completed and accepted a Full Environmental Assessment form for Type I Actions of this kind that will serve as the basis of the Common Council's determination of the environmental significance of this Action; and

WHEREAS, the Common Council reviewed and considered the "Poughkeepsie Waterfront Development Strategy" a public study undertook to analyze ways to strengthen its waterfront and link other key projects; and

WHEREAS, the Common Council has reviewed and considered verbal and written comments from the public, Dutchess County Planning, Scenic Hudson, the Waterfront Advisory Committee and key stakeholders; and

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to SEQRA Regulation 617.7, the Common Council of the City of Poughkeepsie has made a Determination of Significance of the Action and by this resolution issues a Negative Declaration. In coming to this determination, the Common Council considered areas of environmental concern, such as: topography/soils; vegetation, wildlife, and wetlands; surface and groundwater/hydrology and drainage; utilities; transportation; historical and archeological; municipal services; presences of an agricultural District; and land use and zoning. Based on the information available, and in consultation with the City of Poughkeepsie's Comprehensive Plan, and the Local Waterfront Revitalization Plan, the Common Council has determined that a Negative Declaration is hereby adopted because the impacts of the Action are individually and collectively minor in scale and scope and not environmentally significant; and be it further,

RESOLVED that the City of Poughkeepsie will circulate its Notice of Determination of Significance, and Negative Declaration (attached), and supporting Full EAF to interested agencies pursuant to the regulations.

SECONDED BY COUNCILMEMBER JOHNSON

R14-75			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VII. ORDINANCES AND LOCAL LAWS:

1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**LOCAL LAW AMENDING CHAPTER XIX, ARTICLE III OF
THE CITY OF POUGHKEEPSIE CODE OF ORDINANCES
ENTITLED DISTRICT REGULATIONS AND MAP
(L-14-4)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT ENACTED, by the Common Council of the City of Poughkeepsie as follows:

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SECTION 1: The official Map of the City of Poughkeepsie as adopted by the Common Council on February 20, 1979 and as amended thereof is further amended by the addition of Section 19-3.25 entitled "Waterfront Transit-Oriented Development" district was is attached in is entirety hereto.

SECTION 2: Section 19-3.1 of Chapter 19 entitled "List of Districts" is amended by the insertion of "Waterfront Transit-Oriented Development" to the list following "W-G Walkway-Gateway District".

SECTION 3: Section 19-3.1 of Chapter 19 entitled "List of Districts" is amended by the deletion of "Transportation District".

SECTION 4: by separate resolution the Common Council has previously determined that the action is found not to have a significant impact on the environment as stated in the Declaration of Significance, for the reasons stated therein; pursuant to 6 NYCRR Part 617.

SECTION 5: that the City Chamberlain be and she hereby is directed to amend the official Zoning Map in accordance with this Ordinance.

SECTION 6: This Local Law shall take effect immediately upon compliance with all provisions of the law, including but not limited to the requirement of filing this Local law with the New York State Secretary of State.

SECONDED BY COUNCILMEMBER JOHNSON

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Section 19-37 Waterfront Transit-Oriented Development District (WTOD)

REVISED DRAFT JULY 2014

- (1) *Purpose of district* - The purpose of the WTOD District is to encourage a pedestrian-friendly, urban mix of public, recreational, residential, and compatible commercial uses within walking distance of waterfront parks, the Walkway Over the Hudson elevator, and the Railroad Station. This mixed-use district is designed to promote public access to the waterfront along a continuous Greenway park and walkway system and to create a regionally connected destination center around the Railroad Station with direct links up Main Street to the City Center.

The waterfront is one of the City's greatest assets and represents exceptional opportunities for balancing high value development with public access to riverfront recreational and entertainment activities. The standards in this section are designed to achieve the following additional objectives:

- (a) To encourage a mix of water-dependent and water-enhanced recreational, public, residential, and compatible commercial uses, which complement each other and take advantage of this unique location along the Hudson River and around the Railroad Station.
- (b) To promote the most desirable and appropriate use of land and building development based upon consideration of land characteristics and other environmental features, adjacent neighborhoods, and overall community needs, while also protecting historic buildings, enhancing the value of land and buildings, and increasing the tax revenue base.
- (c) To enhance public access to the river and ensure that development and land or water use activities occur in harmony with the parkland and ecological systems that exist along the Hudson River.
- (d) To promote new mixed-use development at levels sufficient to encourage an active waterfront walking district and public transit use for residents and visitors.
- (e) To ensure that development of the waterfront is consistent with the City's Local Waterfront Revitalization Program as described in Chapter 18 ½ of the City of Poughkeepsie Code, the City's Comprehensive Plan, and Greenway Connections, the Hudson River Valley Greenway Compact.

In case of any conflict between these additional standards and other provisions in this Zoning Code, this section shall control.

- (2) *Development standards for the WTOD district* - Development should implement the principles and overall illustrative plans in the 2014 *Poughkeepsie Waterfront Redevelopment Strategy*, although the uses and forms of individual buildings may vary. Adoption of this plan by the Common Council was intended to streamline the development review process for proposals deemed consistent with the *Waterfront Redevelopment Strategy*.

(a) Permitted Uses in the WTOD district

1. Permitted uses and uses subject to a special use permit or site plan review are included in Section __, Table A, Principal Use Table.
2. Permitted accessory uses shall include off-street parking, fully enclosed storage, signs subject to Section 19.4.9, and other subordinate uses customarily associated with any permitted use.
3. Full development of non-park parcels within ½ mile of the Railroad Station is encouraged. Multiple uses are permitted on a lot and a vertical mix of uses in a building is preferred.
4. In order to promote a mix of uses, activate sidewalks near the waterfront, and promote transit-oriented development near the Railroad Station, buildings fronting N. Water Street west and south of the existing parking structure and buildings fronting Main Street east of the Water Street intersection shall have permitted retail, restaurant, hotel, personal service, public, or cultural use on the ground floor.

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5. To ensure that partial development of a parcel will not preclude future development consistent with the purposes of the WTOD district, the Planning Board may require the applicant to prepare a conceptual plan for the entire parcel when applying to develop or subdivide a portion of a larger parcel.

(b) Dimensional Standards for the WTOD District

1. All new construction or change in existing structures shall be subject to the permitted building heights, setbacks, and other dimensional standards listed in the Regulating Plan, Blocks A through G (see Figures ___).
2. Chimneys, vent pipes, mechanical systems, elevator shafts, antennas, roof gardens, greenhouses, solar collectors, and other rooftop accessory structures may project up to 15 feet above the maximum height. With the exception of roof gardens and solar collectors, such projections shall occupy no more than 20% of the roof area and must be set back at least 15 feet from the front edge of the roof or otherwise be screened from public views.
3. Buildings with varied heights, rooflines, roof gardens, and roof terraces are encouraged. The Planning Board may approve a corner or central tower one-story above the permitted height, subject to a Special Use Permit, if it meets the following conditions:
 - a. Occupies no more than 20% of the total roof area;
 - b. Does not obstruct a public view identified in the Local Waterfront Revitalization Program;
 - c. Contributes to a more architecturally varied building and block; and
 - d. Provides access to a roof garden or terrace for all building residents and/or the public.

(c) Streetscape Standards for the WTOD District

1. Street dimensions and designs for Water Street south of the Fall Kill Creek and Rinaldi Boulevard north of Gerald Drive shall be consistent with the illustrative sections in Figures ___.
2. Street trees are an essential element of the streetscape and shall be located adjacent to the curb line on average 30-40 feet apart, depending on driveways and utilities. The Planning Board may require lot owners or commercial businesses to provide and care for street trees, planters, or other landscaping improvements as part of Site Plan approval.
3. Sidewalks shall be required on both sides of the street with an unobstructed space for pedestrian activity at least 5 feet wide along residential frontages and at least 8 feet wide along commercial frontages, whenever possible.
4. On-street parking is encouraged, wherever possible, to provide convenient public parking for nearby parkland and commercial uses, to reduce the need for off-street surface lots and structures, to calm vehicle speeds, and to protect pedestrians from vehicular traffic.
5. Art installations, pocket parks, benches and sitting spaces, and seasonal dining areas with movable tables, chairs, umbrellas, and low planters or partitions are encouraged on or adjacent to the sidewalk and may be approved by the Planning Board if there is sufficient unobstructed space for pedestrian through traffic.
6. The Planning Board may require the placement of a transit shelter and/or bicycle rack on or adjacent to sidewalks as part of Site Plan approval.
7. All sidewalk furnishings, including light fixtures, trash receptacles, benches, bike racks, planters, and ornamental fencing (up to four feet high), shall have a coordinated design appearance. Vinyl or chain link fencing shall be prohibited.

Official Minutes of the Common Council Meeting of November 17, 2014

(d) Site Standards for the WTOD District

1. Concrete or paver walkways at least 5 feet wide shall link all primary building entrances and public parking areas to the adjacent municipal sidewalk system.
2. Any setback areas not devoted to structures, driveways, walkways, and sidewalks shall be planted and/or landscaped including a combination of street trees, shade trees, and ornamental plantings.
3. Land shall be developed in such a way as to enhance overall public views toward the Hudson River and provide new river view opportunities from buildings. Site layout and design shall consider public view corridors or locations identified in the Local Waterfront Revitalization Program and shall also consider the important views of the City from the Hudson River.
4. Sites and buildings shall meet A.D.A. requirements and provide barrier-free design, whenever possible, to enable those with mobility impairments unrestricted access.
5. Lighting fixtures shall be a maximum of 15 feet in height, except pole lights in rear parking lots may be a maximum of 20 feet high. Lighting shall be energy efficient, have full spectrum color quality, and shall prevent any light over 40 watts above the horizontal level into the night sky.
6. The following accessory uses are discouraged on the riverfront side of parcels directly adjacent to the waterfront or along public streets: truck docks; service drives; parking lots; storage; electrical or mechanical equipment; private trash or garbage containers or other building maintenance facilities; ventilator exhausts; or freestanding commercial signs. If such uses are permitted by the Planning Board as part of Site Plan review, uses shall be completely screened with plantings, architecturally treated walls and other appropriate means. All new utilities shall be underground.}}
7. Because of the compact, mixed-use character of the district, the Planning Board has the authority to set restrictions on permitted uses that may involve hazardous materials, excessive noise, vibrations, smoke, odors, or other forms of pollution, and to limit hours of operation for businesses.
8. Ecological and sustainable site and building design practices are encouraged and may be required by the Planning Board, when deemed appropriate, including such techniques as:
 - a. Adaptively reusing buildings or building materials, whenever possible.
 - b. Incorporating green infrastructure techniques for stormwater management and providing shared, multi-parcel drainage and parking solutions (see NYS Stormwater Management Design Manual and Greenway Guide E8, Green Infrastructure).
 - c. Integrating eco-roofs/green roofs or similar permeable building roofing systems.
 - d. Capturing rainwater for irrigation or other uses.
 - e. Incorporating the use of pervious paving systems in areas intended for pedestrian or vehicular use.

(e) Building Standards for the WTOD District

1. Orientation and Entrances

- a. Buildings shall be oriented to frame the street and encourage a lively walking district with buildings and multiple storefront entrances directly along the sidewalk, more detailed architectural elements on the first floor, and pedestrian-scale lighting and signs. A maximum distance of 60 feet between individual store entrances is encouraged.
- b. The main pedestrian entrances shall be designed to face the primary frontage. Where rear parking is provided, a rear entrance may be permitted, but shall be clearly secondary to the main entrance along the street or park sidewalk frontage.

2. Frontage Types for the W TOD District

The following frontage types are permitted (see Figure ___):

- a. Shop Front. The building is located at or very close to the front property line with the entrance at sidewalk grade. This type is conventional for retail use, with a high percentage of display windows on the first floor, a prominent entrance, and often with a recessed doorway and an awning.
- b. Arcade. An attached colonnade extends the building over the sidewalk on the first floor, which can be covered by upper stories. Arcades shall be no less than 8 feet deep and 10 feet high.
- c. Forecourt. A semi-public exterior space with the back and sides surrounded by a building and the front open to the street forms a court, which is suitable for landscaping, gathering space, or outdoor dining.
- d. Stoop. Entry porch and ground floor are elevated by stairs from the sidewalk, allowing privacy for first floor residential use even when placed close to the frontage line. Stoops shall be raised at least 18 inches and up to 36 inches above the finished grade.
- e. Porch. The building is set back from the frontage line with an open porch allowed to encroach into the planted front yard. Porches shall be no less than 8 feet deep.

3. Building Architecture

- a. Architectural features and windows shall be continued on all sides of the building and blank exterior walls shall not be permitted, unless the wall is not visible from a public street, parkland, or parking area.
- b. Buildings fronting on more than one street shall have facades with the same materials.
- c. Buildings shall have top floor cornice or crown feature and first floor architectural articulation, such as storefronts with a secondary cornice or an architecturally emphasized entrance doorway, to accent the central body of the building.



Figure ___: Use projecting cornice features and more detailed architectural elements on the first floor to create architectural variety on building facades.

- d. Building elements that add architectural interest, such as balconies, bay windows, and cornices, may encroach up to 4 feet into the front setback or beyond the front lot line, if the bottom of the encroaching building element is at least 12 feet above grade.
- e. Buildings shall have at least a 2-foot break in depth in all street facades and roof lines for every 50 feet of continuous facade. Such breaks may be met through the use of bay windows, porches, porticos, building extensions, towers, recessed doorways, and other architectural treatments.

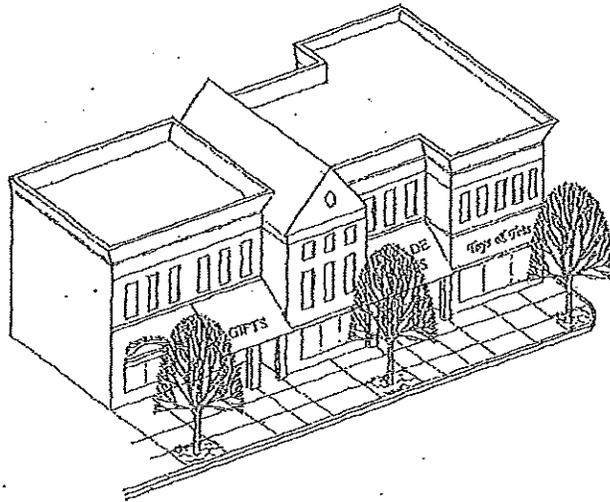


Figure ____: Break up facades through the use of bay windows, porches, porticos, building extensions, towers, recessed doorways, and other architectural treatments.

- f. Any new building, addition, or alteration should be finished with materials that fit in with the traditional buildings in the area. Recommended materials include brick, natural stone, wood siding and trim, shingles, slate, stucco, and smooth fiber-cement siding and trim. Vinyl, aluminum, or sheet metal siding, exposed concrete blocks or walls, plywood or unpainted lumber, all-glass walls, and synthetic stone, brick, or stucco are not permitted.
- g. Structural metal, glass, or canvas-type canopies, canvas-type awnings, and projecting signs may encroach up to 6 feet into the front setback or over a sidewalk above 7 feet. Vinyl, aluminum, or backlit awnings or canopies and exterior roll-down security gates shall not be permitted.
- h. Street level commercial facades shall have a minimum of 70% window coverage and transparent door-area between 2 and 10 feet above the sidewalk, with views provided into the business. All other facades shall have a minimum of 30% window coverage.
- i. Windows shall be transparent (not mirrored or visibly tinted) and primary individual window proportions shall be greater in height than in width, although the Planning Board may allow exceptions for storefront, transom, and specialty windows. Windows shall be recessed a minimum of 2 inches from the facade on all newly constructed buildings.

(f) Parking Standards for the WTOD District.

Because of the regional transit connections provided by the Railroad Station, frequent bus service to the City Center, and the intention to create a pedestrian- and bicycle-friendly waterfront district where it is convenient to arrive by transit or park once and walk around, parking requirements are reduced and shared parking arrangements away from the riverfront are encouraged.

1. The following off-street parking standards shall be considered both minimum and maximum numbers, unless a professional parking analysis of the proposed use and the surrounding area demonstrates to the Planning Board's satisfaction that a different amount of parking is appropriate for the use and location:
 - a. Residential dwelling: 1 space per unit.
 - b. General retail: 1 space per 400 square feet of gross floor space.
 - c. Personal service business: 1 space per 350 square feet of gross floor space.
 - d. Restaurant or café: 1 space per 250 square feet of gross floor space.
 - e. Office: 1 space per 350 square feet of gross floor space.
 - f. Hotel or other lodging: 0.75 space per guest bedroom.
 - g. Other uses: As set by the Planning Board.
2. As part of any analysis of potential parking reductions, the Planning Board may consider if the peak hour activities of the use are such that parking is available to the public in the parking structures or lots surrounding the Railroad Station or at nearby on-street parking.
3. Surface parking lots and garage doors for residential uses shall be located toward the rear of the lot, behind buildings whenever possible, and screened from public street views.
4. Shared parking arrangements are encouraged (see Section 19-4.3). The Planning Board may require shared driveways and/or interconnected parking lots to facilitate fewer curb cuts.
5. Loading shall be arranged in non-peak hours, whenever possible, to avoid the need for separate loading facilities.
6. Parking structures shall be designed in conformance with the following standards:
 - a. The river or park facade and any facade visible from a public street shall be finished with quality materials and given attractive architectural and landscaping treatments.
 - b. Vehicular access to the structure shall have minimal impact on pedestrian circulation.
 - c. Ramping (sloping) floors, unfinished structural elements, lights or mechanical appurtenances shall not be visible from the river, public parkland, or a public street.
 - d. Vehicles parked within the structure shall be screened so that they are not visible from the river, public parkland, or a public street.
 - e. Freestanding parking structures permitted as a principal use require first floor retail or other active uses along the primary street frontage.

Official Minutes of the Common Council Meeting of November 17, 2014

Section 19-2.2 Definitions - Additional Definitions

Art studio – Place of work for one or more artists, artisans, or craftspersons where art is taught, studied, practiced, or sold, including but not limited to, painting, sculpture, photography, writing, vocal or instrumental music, dance, drawing and modeling, but shall not include any art associated with tattoos, body piercing, or an adult use.

Banquet facility – Establishment rented by individuals or groups to accommodate private functions, including but not limited to, banquets, weddings, anniversaries, and other similar celebrations.

Bar or tavern – Establishment in which alcoholic beverages are served, primarily by the drink, and where food may also be served.

Broadcast studio – Building or portion of a building used to produce and/or broadcast audio, radio, video, or television programs.

Conference center – Facility consisting of meeting rooms, lecture rooms, and display space, and which may include dining, used for the conduct of business, professional or educational meetings, conferences, seminars, or displays.

Cultural facility – Public or private establishment that documents, displays, or offers activities involving the social, intellectual, or artistic achievements of a society, such as a museum, performance space, or art gallery.

Hotel – Facility with guest rooms or suites with access from an interior hallway rented to the general public for overnight or temporary lodging for 30 days or less, and which may include accessory uses, such as a restaurant, kitchen facilities, swimming pool, gym, gift shop, and meeting rooms.

Live/work space – A dwelling unit that includes a workspace appropriate for the practice of an occupation permitted in the district and conducted by a resident in the dwelling. If any retail sales or services to the public are conducted in the workspace, it shall be located on the ground floor.

Mixed-use development – Development or redevelopment of a building or group of buildings for the purpose of allowing a combination of permitted uses with complementary functions, such as residential above retail, and which share parking areas, pedestrian access, and other site features.

Nightclub – A standard restaurant, which is open at night, serving food and drink and providing music, live or recorded, often with space for dancing.

Office – Building or portion of a building where services are performed that are predominantly administrative, professional, or clerical operations.

Personal service establishment – Establishment or place of business primarily engaged in the provision of recurrently needed services of a personal nature. Typical uses include, but are not limited to, beauty and barber shops, shoe repair shops, tailor shops, and spas.

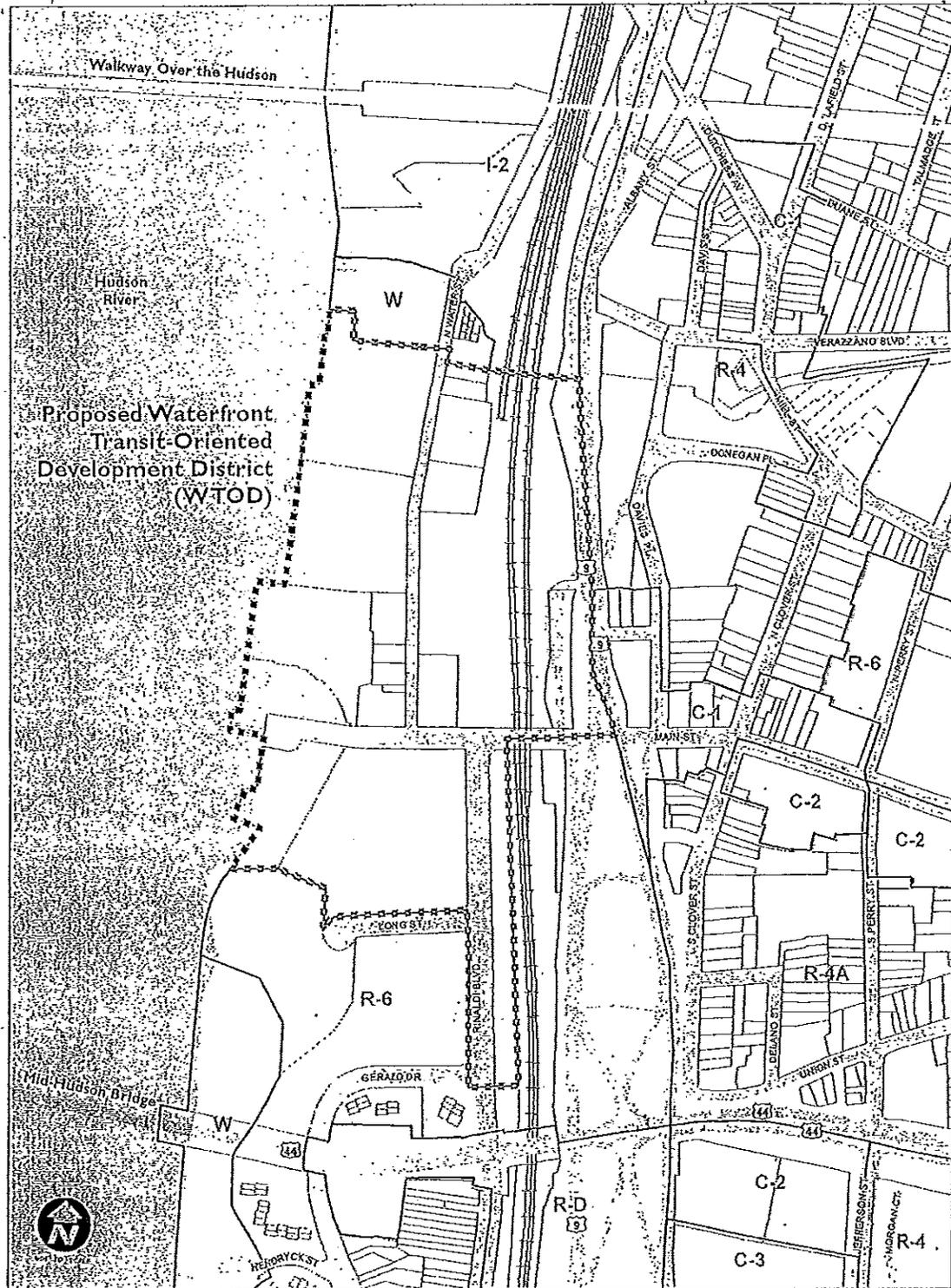
Public Use/Community Service – Use operated by a public entity and used for a public purpose, such as a library, public safety building, post office, public utility building, or community center.

Recreational facility, commercial – Commercial establishment equipped for the conduct of sports or leisure-time activities, such as a gym, fitness or martial arts center, swimming pool, or health club, but not including video or other game arcades.

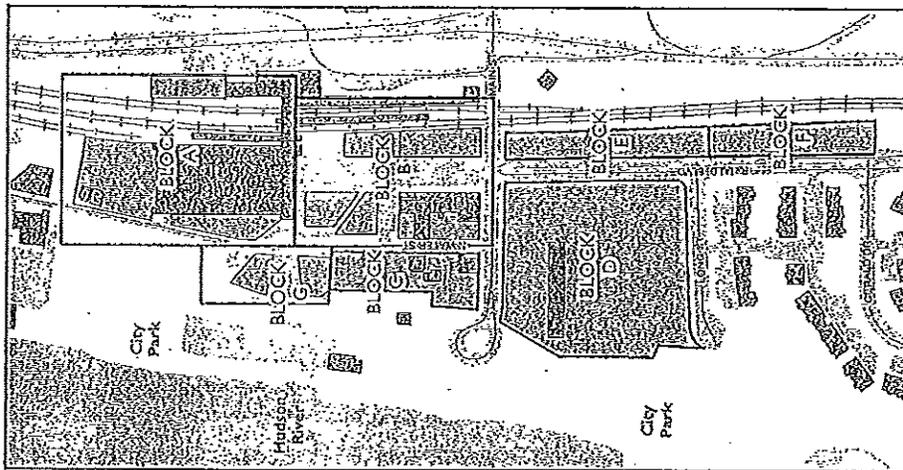
Retail establishment – Establishment engaged in the sale to the general public of general merchandise for direct use or consumption, including on-premises incidental production or assembly, but not including sale to another business for resale purposes. Any establishment separately defined in this Chapter shall not be considered a retail establishment.

Transit-oriented development – Pedestrian-friendly, mixed-use building or neighborhood within a ½-mile walk of a rail station or major transit stop, designed to take advantage of existing infrastructure, integrate housing with other

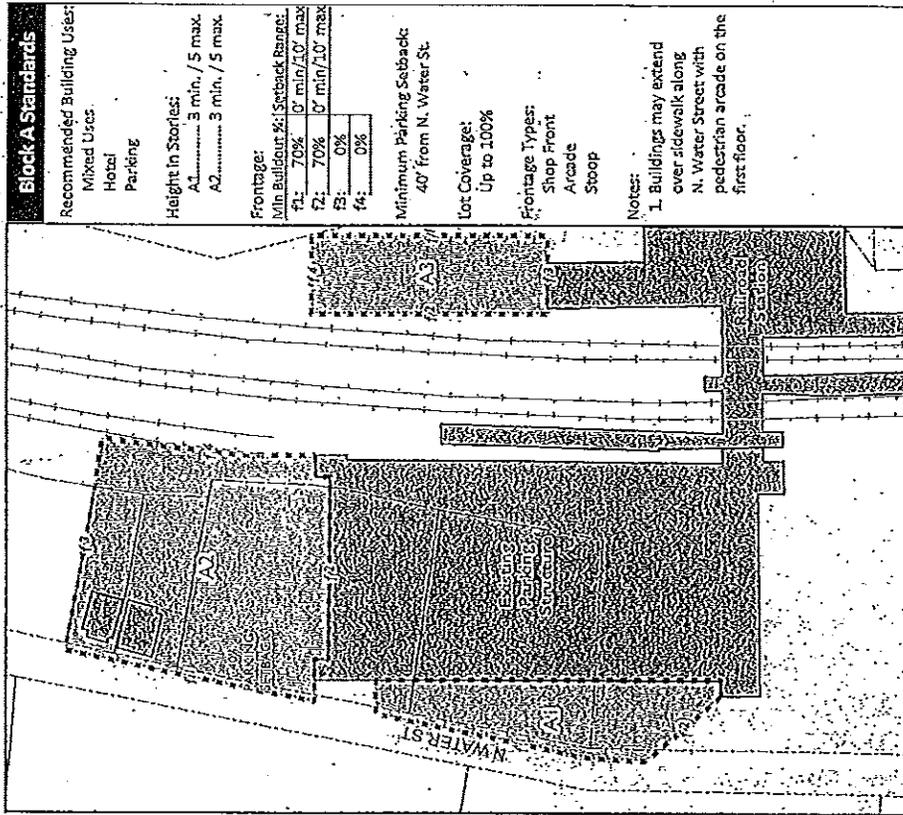
uses, improve access to jobs and economic opportunities, increase transit ridership, and reduce pollution and auto dependency.



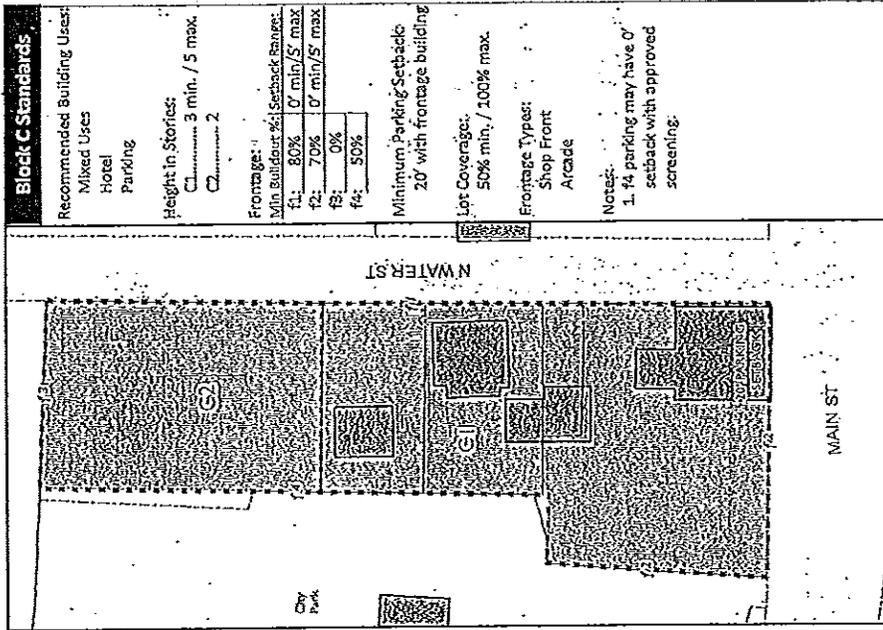
REGULATING PLAN



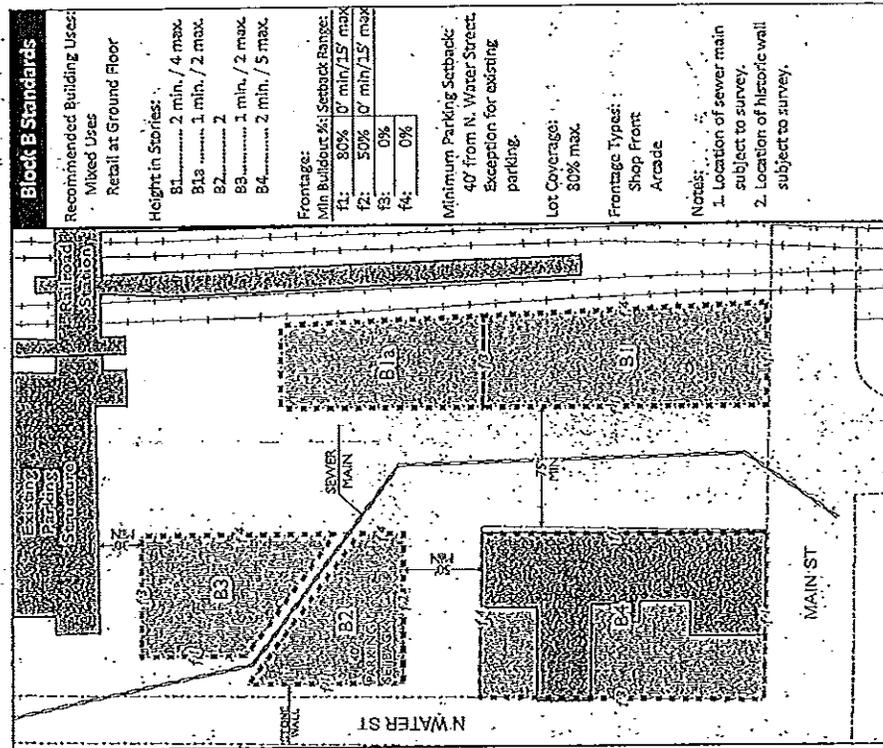
BLOCK A



BLOCK C

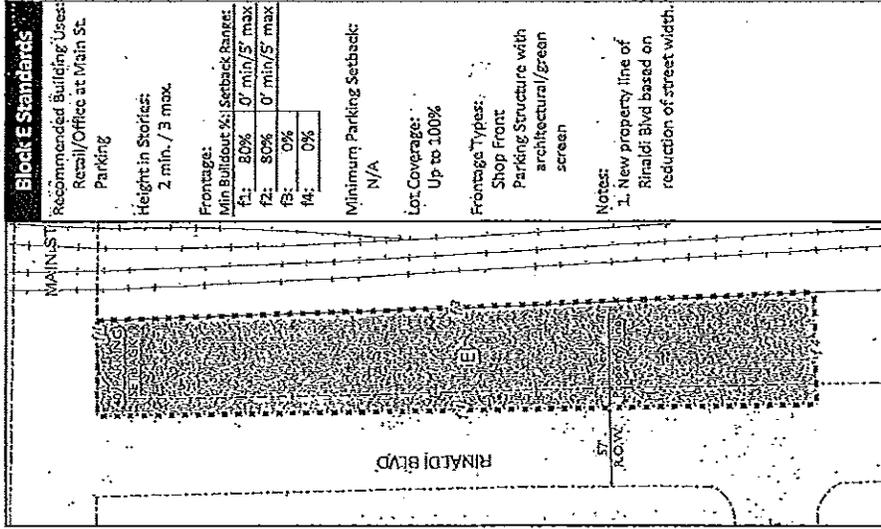


BLOCK B



Existing Buildings (2014)
Proposed Building Envelopes
Property Lines

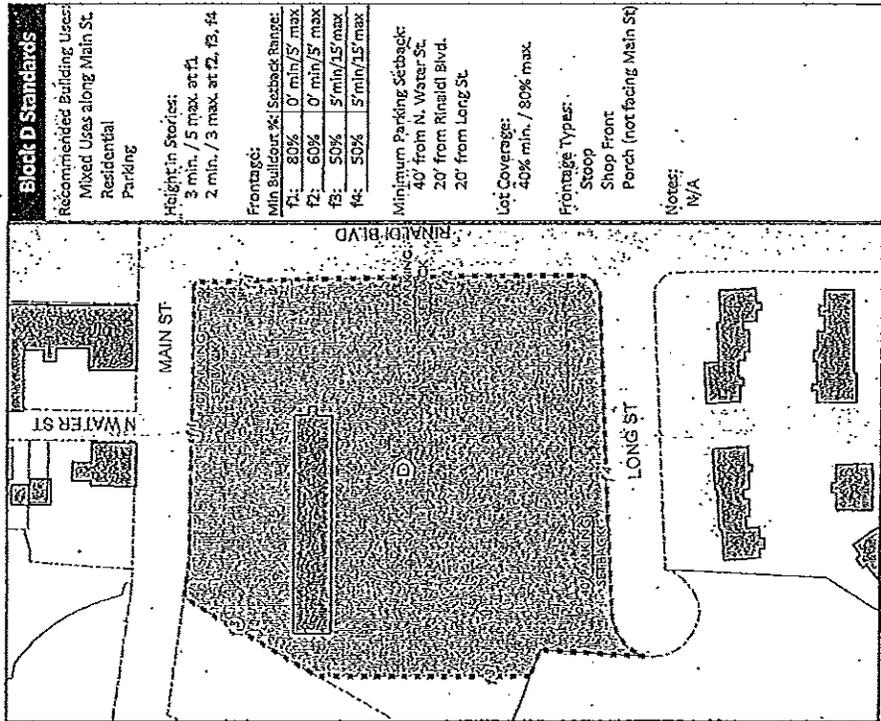
BLOCK E



Block E Standards
 Recommended Building Uses:
 Retail/Office at Main St.
 Parking
 Height in Stories:
 2 min. / 3 max.
 Frontage:
 Min Bulldoer %: Setback Ranges:
 F1: 80% 0' min / 5' max
 F2: 80% 0' min / 5' max
 F3: 0%
 F4: 0%
 Minimum Parking Setback:
 N/A
 Lot Coverage:
 Up to 100%
 Frontage Types:
 Shop Front
 Parking Structure with architectural/green screen
 Notes:
 1. New property line of Rinaldi Blvd based on reduction of street width.

Existing Buildings (2014)
 Proposed Building Envelopes
 Property Lines

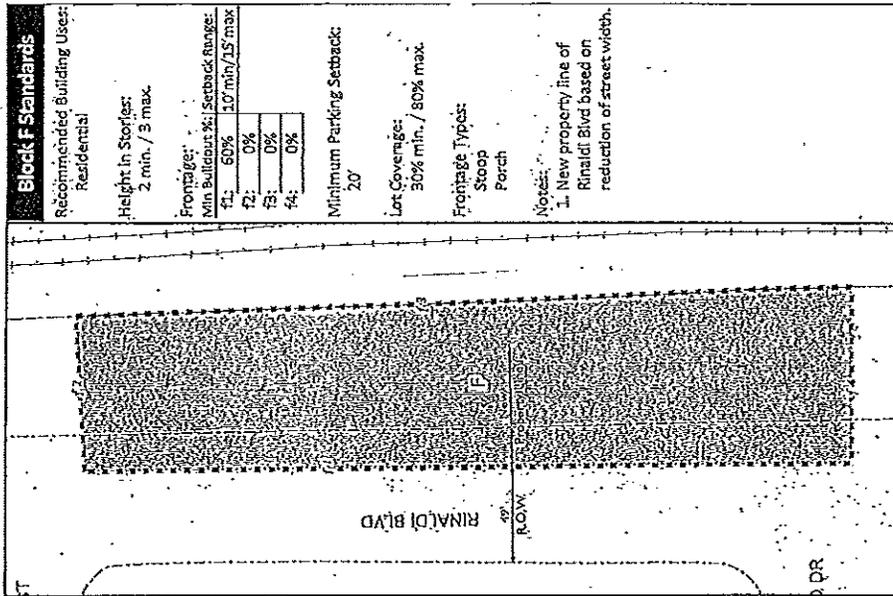
BLOCK D



Block D Standards
 Recommended Building Uses:
 Mixed Uses along Main St.
 Residential
 Parking
 Height in Stories:
 3 min. / 5 max. at F1
 2 min. / 3 max. at F2, F3, F4
 Frontage:
 Min Bulldoer %: Setback Ranges:
 F1: 80% 0' min / 5' max
 F2: 60% 0' min / 5' max
 F3: 50% 5' min / 15' max
 F4: 50% 5' min / 15' max
 Minimum Parking Setback:
 40' from N. Water St.
 20' from Rinaldi Blvd.
 20' from Long St
 Lot Coverage:
 40% min. / 80% max.
 Frontage Types:
 Stoop
 Shop Front
 Porch (not facing Main St)
 Notes:
 N/A

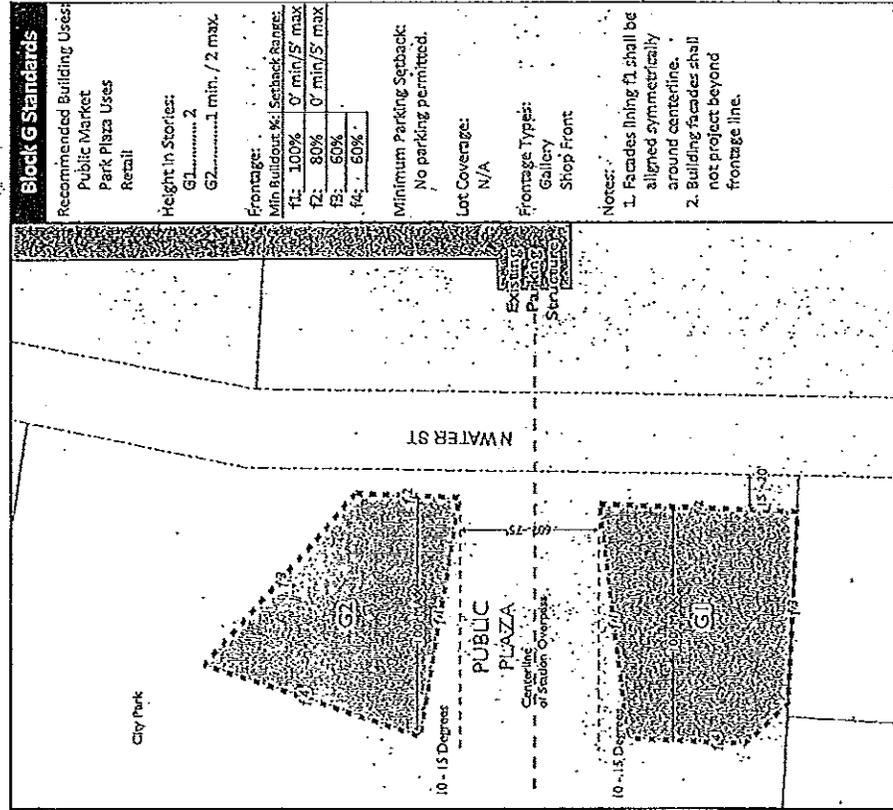
Existing Buildings (2014)
 Proposed Building Envelopes
 Property Lines

BLOCK F



Block F Standards
 Recommended Building Uses:
 Residential
 Height In Stories:
 2 min. / 3 max.
 Frontages:
 Min. Building %: Setback Ranges:
 F1: 60% 10 min / 15' max.
 F2: 0%
 F3: 0%
 F4: 0%
 Minimum Parking Setback:
 20'
 Lot Coverages:
 30% min. / 80% max.
 Frontage Types:
 Stoop
 Porch
 Notes:
 1. New property line of Rinaldi Blvd based on reduction of street width.

BLOCK G



Block G Standards
 Recommended Building Uses:
 Public Market
 Park Plaza Uses
 Retail
 Height In Stories:
 G1: 2
 G2: 1 min. / 2 max.
 Frontages:
 Min. Building %: Setback Ranges:
 G1: 100% 0' min / 5' max.
 G2: 80% 0' min / 5' max.
 G3: 60%
 G4: 60%
 Minimum Parking Setback:
 No parking permitted.
 Lot Coverage:
 N/A
 Frontage Types:
 Gallery
 Shop Front
 Notes:
 1. Facades lining 'f1 shall be aligned symmetrically around centerline.
 2. Building facades shall not project beyond frontage line.

Existing Buildings (2014)
 Proposed Building Envelopes
 Property Lines

LL14-4						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**ORDINANCE AMENDING §13-175 OF THE
CITY OF POUGHKEEPSIE CODE OF ORDINANCES
ENTITLED “STOP SIGNS; LOCATIONS DESIGNATED”
(O-14-22)**

INTRODUCED BY COUNCILMEMBER PETSAS:

BE IT ORDAINED, by the Common Council of the City of Poughkeepsie, as follows:

SECTION 1: Section 13-175 of the City of Poughkeepsie Code of Ordinances entitled “**Stop Signs; Locations Designated**” is amended by the ADDITION of the following language:

On Delafield Street, at its intersection with Spruce Street, both directions.

SECTION 2: This Ordinance shall take effect immediately upon adoption.

SECONDED BY COUNCILMEMBER RICH

**BOLD and UNDERLINING INDICATE ADDITION
BRACKETS [] AND STRIKETHROUGH INDICATE DELETION**

O-14-22						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM NATHANIEL ALMEIDA**, a communication regarding The Ambassador Program.
2. **FROM SCHOOL BOARD PRESIDENT RALPH COATES, YVONNE FLOWERS AND TYRELL BENNERMON**, a communication regarding the Student Athlete Basketball Program. **Removed**
3. **FROM ROCCO FUNICIELLO**, a notice of property damage sustained on October 22, 2014. **Referred to Corporation Counsel**
4. **FROM RAYMOND GLASGOW**, a notice of property damage sustained on July 13, 2014. **Referred to Corporation Counsel**

X. UNFINISHED BUSINESS:

Councilmember McClinton – there are many issues that Poughkeepsie has been afforded – we need to look out for ways to support each and every person – NAACP never went to talk to anyone from Rip Van Winkle that she knows – of course management seemed nice when questioned by officials – no minutes for months – we pay for a lot of services we don't get – parking issues, some residents don't have permit parking and as such are constantly ticketed – asks Commissioner of Public Works Gent for help with S Clinton parking

Councilmember Petsas – inquiries about what is happening with the TWC broadcasting

XI. NEW BUSINESS:

Councilmember Petsas – inquires about when the Stop signs will go up at Spruce and Delafield – also inquires about the crosswalks at the same location – also inquires about the replacement of the DeWayne/Delafield St sign – announces 1st ward neighborhood meeting – ensures the audience that the push for parking meters on Mansion and at Polaski and Waryas Parks is not from the city council but from the administration

Councilmember Klein – requests councilmember Petsas to speak for himself on the subject of parking meters – also inquires about when the stairs at the financial lot will be fixed

Official Minutes from the Common Council Meeting of November 17, 2014

Councilmember Johnson – mentions a power outage that affected a few traffic lights in his ward and asks if Commissioner of Public Works Gent can look into it

Councilmember Perry – informs Commissioner of Public Works Gent that there have been complaints from residents of N Hamilton about the jail lights being too bright – also informs him that the water use notice came the day before construction was to take place – people don't always look online for information and need to be made aware of things in advance

Councilmember Hermann – asks City Administrator Bunyi about the status of the YMCA – what is Potter's House and what is happening there? – asked Commissioner of Public Works Gent about the signage on S Grand across from Krieger – announces 8th ward neighborhood meeting

Councilmember McClinton – asks Commissioner of Public Works Gent about the CDBG money that was given away and when we will get ours for the parks and sidewalks – why are things that we need being given away – Potter House is recreational and educationally zoned and should help bring forth a Youth Center that is multicultural – also garbage cans in the city are being abused and overused

XII. ADJOURNMENT:

A motion was made by **Councilmember Petsas** and seconded by **Councilmember Hermann** to adjourn the meeting at p.m. (172 minutes)

Dated: July 16, 2015

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, November 17, 2014 at 6:30 p.m.

Respectfully submitted,
Deanne L. Flynn
City Chamberlain



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Monday, December 1, 2014 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

Common Council Minutes of 6/2/14						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Common Council Minutes of 6/16/14						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Public Hearing (WTOD) 10/22/14						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

REMOVE

VII. MOTIONS AND RESOLUTIONS:

1. **FROM CHAIRMAN MALLORY** motion to override mayoral veto of Resolution R14-66.

IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

T'Shaiyia Augustine 57 Cannon Street-Apt 2: inquires about the lights coming in – parking meters are generating money so the City should have money and if it has money it should provide a safe haven for the youth to help them in some positive way

Holly Whalberg 35 Garfield Place: wants to end the confusion of Pelton Manor's park status – it was gifted to the city under the condition it be a public playground – it was accepted as a park and should be kept as such – frequently sites quotes where the property is called a park by previous councilmembers and administrators – states that it's frightening that the city can get rid of parks without going through the proper channels and without allowing the residents of the city to be aware or weigh in

Harvey Flad 115 Academy Street: also came to speak about Wheaton Park – notes that there is a communication about the park but no information about what the communication is – would like to see more transparency so that there can be a true conversation about the matter – requests that the council take Holly Whalberg's history about the park into consideration and that they get more information from her which she has – Wheaton Park is a park

Doug Nobelitti 145 Academy Street:

Official Minutes of the Common Council Meeting of December 1, 2014

12/1/2014

Dear members of the Poughkeepsie Common Council and City Administration, I have a packet I would like to distribute of photographs illustrating trash issue which has plagued Main Street for many years.

What you see is mostly residential trash being dumped in open-top city receptacles. When there is not enough room it is placed on top until it can bear no more. Once it spills over, it is then left alongside the receptacles as you can plainly see.

Adding to this problem are the homeless and bottle pickers rummaging through the garbage ripping the bags open looking for recyclables. When they are done the mess is usually twice as bad.

For the past several months I've intensified my attempts to end this "illegal dumping". I have been working with our sanitation inspector Scott Johnson, Chris Gant department head of DPW and City Administrator Bunyi by presenting a considerable amount of stills & video showing the misuse of just two receptacles on Liberty Street.

If we accessed the police video cameras no doubt we'd see who the offenders are of the receptacles on the corners of Academy and Main. The landlords and tenants identified are in the process of being notified or fined.

I show you these photographs to advise you it's not "my problem" as I've heard some call it, "is our city's problem". When people come downtown this is what they see. When prospective business owners come to look at vacant spaces, and determine whether Poughkeepsie is good place for them to start or relocate their business this is what they see. In the absence of a development director the City of Poughkeepsie needs to sell itself EXTRA HARD and it does a very poor job of it. When people come downtown and see nothing but trash, litter and those who other members of our community describe as "the riff-raff", then you can be sure investors question doing business here and we limit the types of businesses that do open.

Contrary to what some believe, the Ambassador Program received the blessing of the DPW and CSEA, and was designed to show people we are invested in our city. It also set out to prove to disbelieving property and business owners that the city could commit some of the revenue generated by the contentious parking meters for the betterment of downtown. Whether you knew those aspects or not, it was done with your support.

I come here to ask your aid and supporting an economic development director in next year's budget, in order to aid our city's advancement, and to support the DPW in helping them do their job.

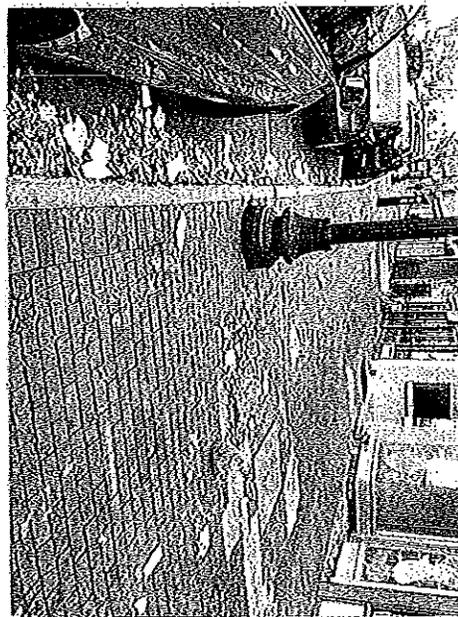
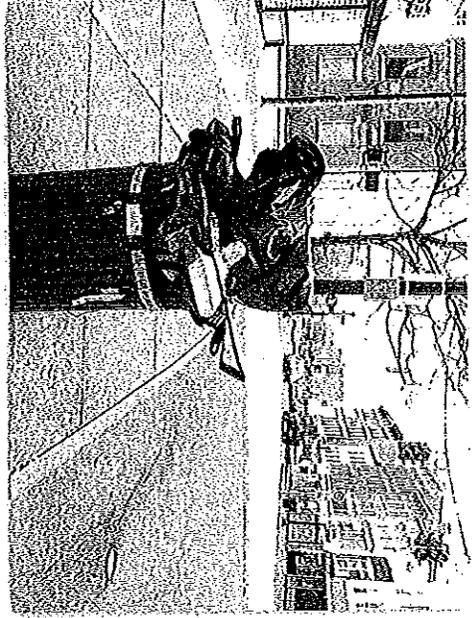
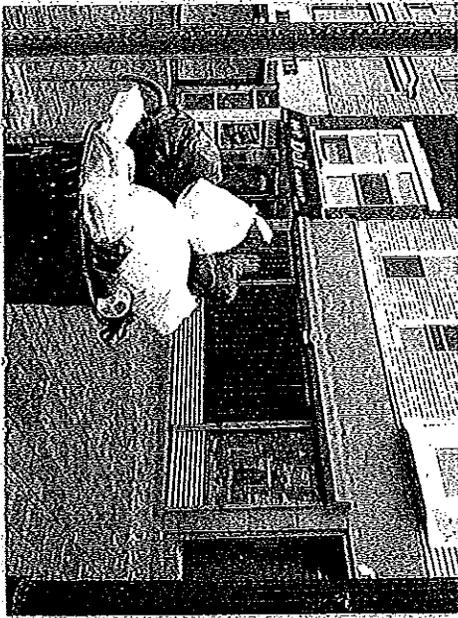
Businesses understand you need to spend in order to gain, and most businesses understand you need to borrow what is needed to spend.

We must invest further in ourselves.

Thank you,

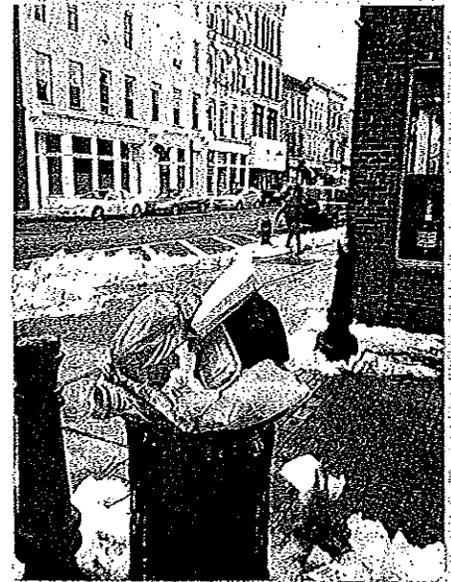
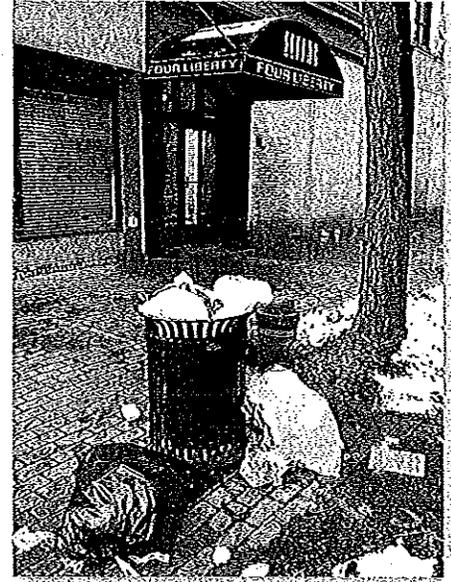
Doug Nobilelli
Nobus Group
145 Academy St
Poughkeepsie NY 12601

1.
4 images; November 2014



Official Minutes of the Common Council Meeting of December 1, 2014

1.
1 images, November 2014



Scott Marston-Reid 303 Main Street: garbage on Main St – 309 and 315 Main St both have tenants who take their trash out and put it wherever they can – the tenants at 315 have taken their trash behind the Bull and Buddha and throwing it wherever

they want – called sanitation, 2 weeks later the trash was still there and a week or two later there was more

Sheila Blanding 89 Cannon Street: budget concerns – hopes the lights are bright and help keep crime down – hopes there's money in the budget for winter issues – need to give the young people something to do and out of trouble and teach them responsibility – reach out and everyone can help build our city and save it

Tanya Pineda 16 Davies Place: disturbed by the way that the city is handling Wheaton Park – they ignore the fact that it is a park – not a vacant lot, it is historic, and it is the first thing that people see when they come up from the train station – make people feel welcome there rather than destroy it – make it a community art center, build an interactive playground there, honor its history and beauty

Bruce Davis 31 North Clinton Street: job erosion at DPW and City Hall – down to 70 at DPW from over 100 – the street sweeper also drives the garbage truck, he can't do two things at once – Dungan and Wheaton are beautiful parks – keep sign job in house, give it back to Buildings and Grounds

Tron Melton Morgan Avenue: wants Wheaton Park to be saved – does not approve of Petsas' conduct or attitude – doesn't approve of the council's behavior and seeming betrayal – does not think the council cares about the lower income or minorities

Constantine Kazolias 47 Noxon Street: Wheaton Park is a park and that's how it is – garbage is a problem and it's most prevalent with absentee landlords – also parking meters should be placed in critical places so revenue can be generated, put them in front of the Post Office – why doesn't MTA pay taxes?

V. MAYOR'S COMMENTS:

Mayor Tkazyik – Thank you, Mr. Chairman. First I would start by saying that the gentleman's comments from Morgan Avenue regarding the WTOD and the Rip are completely out of line and outrageous. I will not stand or tolerate any of [those] comments. On behalf of the administration, there is no correlation between the vote and the rezoning of the WTOD and the Rip Van Winkle and the residents of the Rip – that is a private entity. Rezoning of the waterfront has nothing to do with the Rip Van Winkle, they're their own entity, with their own owner, and the City does not own the property in any way. So it's completely out of line, and to say it's a Democrat-Republican thing is just simply ridiculous. These projects that are coming before you here are projects that are of major concerns to the City and to the taxpayers to do good things – to build up jobs, to build up revenue, and to try to make the City a better place to live and to enhance the quality of life. We talk about creating more jobs here in City Hall – Well I read the New York Times today – Mayor DeBlasio added 3000 jobs in one year to the City of New York. I wish the City of

Official Minutes of the Common Council Meeting of December 1, 2014

Poughkeepsie had the money from the Albany politicians that send it to New York City. I hope they sent it to the City of Poughkeepsie so that I can meet the demands and the needs that Bruce Dooris speaks of in the CSEA and the Department of Public Works. I want everyone to come here next Wednesday at 10 o'clock – we're gonna have the lax lien sale at 10 o'clock. Let's look at all the 700 names that are in the Poughkeepsie Journal of people who are struggling to pay their taxes. Make the budget number whatever you want, make the tax levy whatever you want – it's the ability [of] people to be able to afford to pay. And we see the struggles from abandoned and vacant properties around – people who are walking away and throwing their keys at the front door, the people who come to my office and say "Mayor, I'm gonna lose my home, and I don't know how to tell my kids." These are real stories and real situations, and we're doing what we can each and every day to hold the line. Yes, to do more with less; yes, it may take a little bit more time; yes, someone else may have to do the job or we may have to find a new way to do it to make it cheaper. We can't afford to add these new positions to the City budget. I wish we could. Plus – we have a 2% tax cap that we're opposed upon, with no additional revenue coming from the state that imposes such a burden to local municipalities. Tonight, before you – First, I want to remind everyone that the Festival of Lights celebration will be taking place this Friday. The parade kicks off at 6:30. We will light the two trees on Main Street and down at Donegan, and we invite everyone to be there. I [want] thank the River district and the Bardavon for sponsoring the event, and I know HealthQuest came through with a major donation to the parade as well. I would also like to commend all the members of the Department of Public Works and Commissioner Chris Gent, members of the police and fire department and all who assisted our dispatchers, all who assisted in the recent snow storm event – I think they did a terrific job. They were out there around the clock – everyone worked together, equipment was running – and I would like to give them all a big round of applause for the work that they did. Tonight as well, you have several initiatives that the administration is bringing forward to the council to consider. One, of course, is the citywide LED project. The citywide study and survey has now been complete and the City council's now going to review the financing that will come along with replacing all the lights to LED citywide. And also you have before you tonight a communication regarding the RFP at 36 North Clover Street. The City received two responses to the RFP. The internal committee has met and is recommending the one to the common council to consider for redevelopment Pelton Partners and we look forward to that communication and information to be provided to the council, and I know legal can discuss the ongoing concerns in relation to the designation, alienation – what's designated, what's not – and any future issues and concerns that may have come from that. Also the supermarket presentation, long awaited – we're glad to see them back on the agenda. We're looking forward to a nice development project on the corner of the arterial and Hamilton Street for a supermarket and possible drugstore – if that all pans out. Again, looking to create more jobs and enhance the tax base in the City. On a final note, I will be giving my last state of the city address as the mayor on Tuesday, January 20th at 6:30 pm at the Common Council Chambers. Thank you, Mr. Chairman. That concludes my comments.

VI. CHAIRMAN’S COMMENTS AND PRESENTATIONS:

Chairman Mallory – Just one thing from myself: here in Council Chambers, we will have two additional council meetings – one, Monday December 8th, where the council will submit their proposed budget, and a tentatively scheduled meeting for the 23rd of December. That ends my comments.

VII. MOTIONS AND RESOLUTIONS:

- 1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

Councilmember Rich stated that all of the Councilmembers have before them the original ordinance that, we were asked to create a residential parking permit area, and it would be a part of District 2, Mount Carmel District. Unfortunately, after looking at the results, we decided that this was not going to do the job that we wanted to be done. The actual job to make it fantastic down there, from a very difficult parking situation would cost us many tens of thousands of dollars, and has proposed, along with Mr. Rossi that idea. But we don’t have the money right now, and there may be a time when we can. Would like to ask the Council to say that this particular ordinance that was passed was null and void, and that we are going to take it out of existence. So this is a motion to reconsider an ordinance that was adopted, if passed, the ordinance will be rescinded.

Motion to reconsider O-14-18						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. ORDINANCES AND LOCAL LAWS:

- 1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

Corporation Counsel Ackermann informed the Council that said ordinance adding Mill Street from Columbus Drive to South Clover Street to those streets listed in the Emergency Snow Route. This addition comes at the request of a committee that reviewed past storms, to make recommendations to improve the safety during those storms, and it was a recommendation of the Police Department and the Fire Department to add this street to the Emergency Snow Route.

**ORDINANCE AMENDING §§13-214 OF THE
MOTOR VEHICLES AND TRAFFIC ORDINANCE
ENTITLED "EMERGENCY SNOW ROUTES"**

(O-14-23)

INTRODUCED BY COUNCILMEMBER RICH.

BE IT ORDAINED, by the Common Council of the City of Poughkeepsie as follows:

SECTION 1: Section 13-214 of the City of Poughkeepsie Code of Ordinances entitled "Emergency Snow Routes" is hereby amended by the addition:

Mill Street from Columbus Drive to South Clover Street

SECTION 2: This Ordinance shall take effect immediately upon adoption.

SECONDED BY COUNCILMEMBER HERMANN

Underlining and Bold denotes ADDITION.

O-14-23			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding the LED financing.
2. **FROM MCGRATH REALTY**, a communication regarding the proposed Supermarket.
3. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the Pelton Mansion/Clover Street parcel.

X. UNFINISHED BUSINESS:

Councilmember McClinton – congratulated to Commissioner of Public Works Gent and Corporation Counsel Ackerman for the resolution to make windows more transparent to be able to see into stores, thanked them for that – mention of the CDBG grant – congratulated Commissioner of Public Works Gent again for snow removal this time

Councilmember Hermann – also congratulated Commissioner of Public Works Gent for how well snow removal was handled – wanted to know when crosswalks will be replaced – wondered what keeps the corporation from getting information to the council before the agenda – inquired about having a sign installer but not a sign maker

Councilmember Perry – asked about scattered sidewalks

Councilmember Petsas – asked about the update on the auctioning of city properties

Councilmember Rich – mentioned the Liberty/Main St area garbage situation

XI. NEW BUSINESS:

Councilmember McClinton – asked after the permits for Fairmont/S Clinton – wondered when the 9/11 memorials will be finished – mentioned the garbage cans on Main St – mentioned the Youth Programs and how the budget is still being worked on

Councilmember Hermann – went back to unfinished business with parking ticket amnesty – asked about citation dispenser and about the issues on Hooker – asked for clarification on the RFP committee – asked about copy machine in the council chambers – announcement of toy drive at the Hudson Valley Community Center

Councilmember Perry – announcement of 5th ward community event for the holiday that everyone is invited to – mentioned the residents of Reservoir St have issues with trees not being cleared

Councilmember Johnson – thanked Commissioner of Public Works Gent and the rest of the Department of Public Works for seeing to the lights that were out in front of the high school

Councilmember Klein – went back to unfinished business with mention of the Time Warner Cable issue and asked if there was any news on that front – inquired after the county police test – thanked Mr. Dooris, Commissioner of Public Works Gent and the rest of the Department of Public Works for decorating the tree

Official Minutes of the Common Council Meeting of December 1, 2014

Councilmember Petsas – also said thanks for the snow removal – congratulations again for the 9/11 memorial – thanked residents of the 1st ward for coming out to the meeting – mentioned the lights for the flags at City Hall and Waryas Park being out – asked if all of the city’s vehicles were up and running for the snow storm – mention of a garbage taking a long time in the 1st ward that morning

Councilmember Rich – congratulated the snow removal crew

Chairman Mallory – also congratulated the snow removal crew

XII. ADJOURNMENT:

A motion was made by **Councilmember Hermann** and seconded by **Councilmember Johnson** to adjourn the meeting at 8:45 p.m.

Dated: July 16, 2015

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, December 1, 2014 at 6:30 p.m.

Respectfully submitted,
Deanne L. Flynn
City Chamberlain



COMMON COUNCIL MEETING

Common Council Chambers

Monday, December 1, 2014

6:30 p.m.

I. ROLL CALL:

III. REVIEW OF MINUTES:

Common Council Meeting of June 2, 2014

Common Council Meeting of June 16, 2014

Public Hearing of October 22, 2014 (WTOD)

IV. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

V. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

2. **FROM CHAIRMAN MALLORY** motion to override mayoral veto of Resolution R14-66.
3. **FROM COUNCILMAN RICH** motion to reconsider Ordinance O-14-18 amending parking regulations on Delano Street.

IX. ORDINANCES AND LOCAL LAWS:

1. **FROM CORPORATION COUNSEL ACKERMANN**, Ordinance O-14-23, approving amendments to the Snow Emergency Route, adding Mill Street.

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

4. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding the LED financing.
5. **FROM MCGRATH REALTY**, a communication regarding the proposed Supermarket.
6. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the Pelton Mansion/Clover Street parcel.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT:



THE CITY OF POUGHKEEPSIE
NEW YORK
SPECIAL COMMON COUNCIL
MEETING MINUTES

Monday, December 8, 2014 6:00 pm City Hall

Chairman Mallory called the meeting to order at 6:00 p.m.

I. PLEDGE OF ALLIANCE:

ROLL CALL

All Present

II. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

III. MOTIONS AND RESOLUTIONS:

1. A motion was made by Councilmember Rich and seconded by Councilmember Petsas to receive and print.

Chairman Mallory stated that all Councilmembers were provided time to make comments, offer amendments, and gather support for their amendments. The amendments to the proposed 2015 budget will address crime, safety, youth, and vacant properties. The amendments focus on the needs of a few city departments, and provide Councilmembers additional funding to address the needs of their wards. The amendments also reflect budget reduction, while increasing additional revenue sources. This budget provides money to the Police Department for foot patrol, and a school resource officer, a fire inspector, a fire fighter, and new windows to the fire department. A part time Deputy Building Inspector, a municipal administrative assistant for the Building Department, a part time City Clerk, for the City Chamberlain's Office, and restores funding to Public Works for a heavy equipment operator and sign painter. This budget adds additional funding to youth programs, with specific criteria, and vetting process, established by this Council that will be offered two times in 2015. This budget makes cuts in the Fire Department and Public

Works, and removes all funding for new parking meters. This budget projects additional revenue sources for the Building and Fire Department for permit parking offered for Metro North and Amtrak commuters, sales of city properties, and advertising on city buses. It should be noted, that the additional revenue source in the Building Department will pay for the salaries of their two additional employees. The amended proposed 2015 budget will discontinue meters operating on Saturdays, and increase the user time for 25 cents for ten minutes, for 25 cents for fifteen minutes. All being done by maintaining the levy at 1.56.

**RESOLUTION
(R-14-76)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, pursuant to the Administrative Code of the City of Poughkeepsie, estimates of budget requirements for the year 2015 have been certified to the Mayor, City Administrator and the Commissioner of Finance by the various departments, officers, agencies and boards of the City of Poughkeepsie, and

WHEREAS, the Mayor with the help of the City Administrator and the Commissioner of Finance did review the aforementioned estimates with the various departments, officers, agencies and boards, and

WHEREAS, the Mayor did prepare a proposed budget for the year 2015 based on these aforementioned reviews, which proposed budget with the Mayor's budget message was submitted to the Common Council on September 12, 2014; and

WHEREAS, subsequent to a notice of public hearing being published in the official newspaper in compliance with provisions of the City Administrative Code, a public hearing was duly held on November 3, 2014; and

NOW, THEREFORE, BE IT

RESOLVED, that the 2015 preliminary budget amended by the changes set forth on the annexed Exhibit A-G be and hereby is adopted and declared to be the budget of the City of Poughkeepsie for the year 2015, and be it further

RESOLVED, that the amounts of said budget appropriations, estimated revenues, and contributions from fund balances, be and are hereby appropriated as therein specified in accordance with the provision of the Charter and Administrative Code of the City of Poughkeepsie and General and Special laws of the State of New York applicable to said City, and be it further

RESOLVED, that the aforementioned general ad valorem taxes required to be raised for such budget purposes would need a homestead tax rate of \$10.38 per one thousand dollars and a non-

Special Common Council Meeting Minutes of Monday, December 8, 2014

homestead tax rate of \$13.02 of assessed valuation upon all taxable property of the City of Poughkeepsie according to the valuation of the assessment roll for the current year, and be it further

RESOLVED, that the required water rate for taxable and nontaxable properties is established at \$3.45 per 100 cubic feet, and be it further

RESOLVED, that the required sewer rate for taxable and nontaxable properties is established at \$3.00 per 100 cubic feet, and be it further

RESOLVED, that pursuant to Local Law 3 of 2012 the required sanitation rate for eligible taxable and nontaxable parcels is established as follows:

Single family residence: \$25.50 a month
 Two family residence: \$51.00 a month
 Three family residence: \$76.50 a month

4 yard dumpster \$170 a month
 6 yard dumpster \$240 a month
 8 yard dumpster \$320 a month

RESOLVED, in accordance with the Charter and Administrative Code of the City of Poughkeepsie and on or before the date therein specified, a warrant shall be issued to the Commissioner of Finance as City Treasurer, to collect such taxes in accordance with the provisions of the Charter and Administrative Code of the City of Poughkeepsie applicable thereto, with penalties and interest therein provided.

SECONDED BY COUNCILMEMBER PETSAS

R14-66						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

X. ADJOURNMENT:

A motion was made by **Councilmember Petsas** and seconded by **Councilmember Johnson** to adjourn the meeting at 6:50 p.m.

Dated: July 17, 2015

Special Common Council Meeting Minutes of Monday, December 8, 2014

I hereby certify that this true and correct copy of the Minutes of the Special Common Council Meeting held on Monday, December 8, 2014 at 6:30 p.m.

Respectfully submitted,
Deanne L. Flynn
City Chamberlain



**SPECIAL MEETING OF THE
COMMON COUNCIL**

Common Council Chambers
Monday, December 8, 2014
6:30 p.m.

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

II. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

III. MOTIONS AND RESOLUTIONS:

- 1. FROM CHAIRMAN MALLORY, Resolution R14-76, adopting the 2015 Budget with amendments.**

IX. ADJOURNMENT:

Official Minutes of the Common Council Meeting of December 15, 2014



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Monday, December 15, 2014 6:30 p.m.

City Hall

6:00 Presentation by Joe Chenier from Engineering regarding the MS4 Report

Managing Stormwater Pollution



Presented By:

Joe Chenier, CPESC, CMSS4S, Assistant City Engineer
Common Council Presentation December 15, 2014

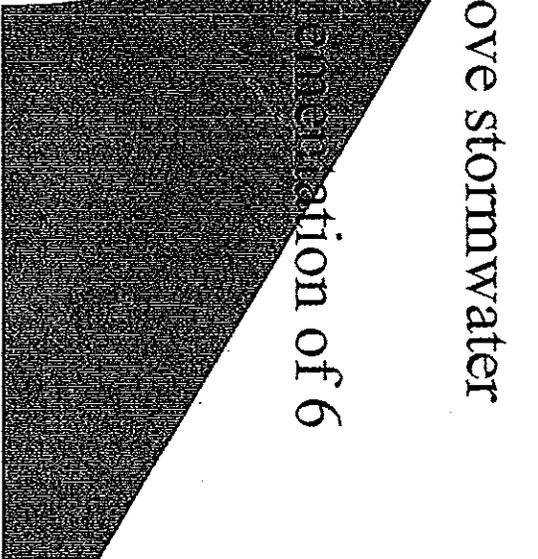
The Goals of this Presentation are:

- Provide an overview of the City's stormwater management program.
- Discuss problems associated with stormwater runoff.
- Identify the sources of common pollutants carried in runoff.
- Suggest practices to reduce the volume of stormwater as well as the amount of pollutants carried in runoff originating from construction activities and those occurring at your home.

What is MS4 all about?

• MS4 is an acronym for Municipal Separate Storm Sewer System. It is a stormwater program mandated by the U.S. EPA and implemented in New York by the DEC. The goal of the program is to improve stormwater quality.

The program includes the implementation of 6 minimum measures.



Introduction

The City filed a Notice of Intent to operate their *municipal separate storm sewer system* (MS4) and obtain coverage under the state general permit. The general permit became effective 4/10/03. MS4's are required to provide a means to institute a stormwater management program to conform with federal and state requirements.

These management plans must incorporate the six minimum measures including adoption of local laws to facilitate the program. Certification of conformance with the six minimum measures is documented annually via Municipal Certification Reports prepared by the Engineering Department and are submitted to NYSDEC by June 1 of each calendar year.

Six Minimum Measures

1. Public Education & Outreach in Stormwater Impacts Presentations, Distribution of Flyers, etc.
2. Public Involvement/Participation-Storm drain cleaning, Creek Week, Volunteer groups, Fallkill Creek Clean-up Days, Adopt-a-Spot, etc.
3. Illicit Discharge Detection & Elimination-establish law to enforce the stormwater management plan
4. Construction Site Stormwater Runoff Control-site plan reviews and construction inspection to maintain performance with the management plan
5. Post Construction Stormwater Management-regulate post construction runoff via local ordinances, inspections, etc.
6. Pollution Prevention & Good Housekeeping-DPW measures undertaken to reduce stormwater pollution

What is Stormwater?



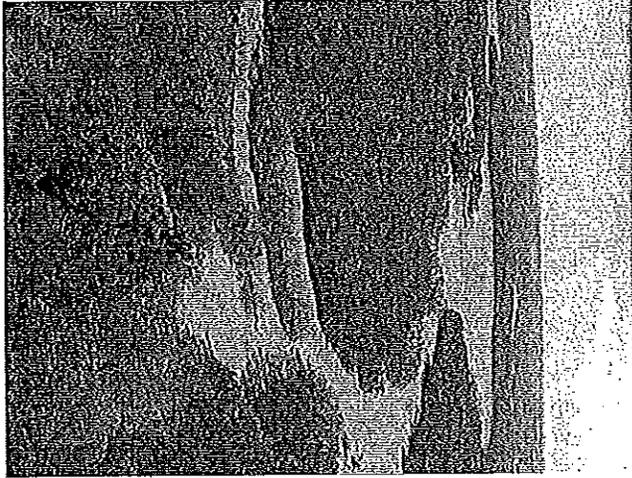
- Runoff originating from rainfall or snowmelt that enters natural or man-made drainage systems.
- Where inlets and pipes are involved, these systems are referred to as storm sewer systems.
- Runoff carried by storm systems usually does not receive any treatment before entering surface waters.

Stormwater is NOT Clean Water!

- As runoff travels over land it captures and transports a variety of pollutants lying on the ground. The stormwater management plan is designed to mitigate this problem.
- The specific types of pollutants carried in runoff usually depends on the dominant land use or uses within the watershed.
- Many problems associated with stormwater can be minimized with careful planning and preparation. Education, therefore, can play a key role in informing citizens on what they can do to help protect our state's valuable surface waters.

Common Types of Pollutants Found in Runoff

- Sediment
- Nutrients
- Fecal Coliform Bacteria
- Metals
- Organic Materials
- Oil and Grease
- Pesticides and Herbicides
- Floatables – litter (styrofoam cups, bottles, cigarette butts etc.)



Sediment

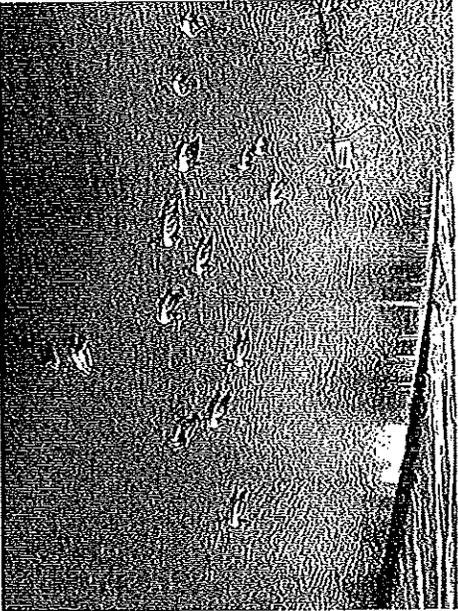
- By volume, sediment is usually the largest pollutant affecting water quality
- Sediment fills in water bodies, degrades habitat, increases water treatment costs, and transports other pollutants into lakes and streams.
- Major sources of sediment include agriculture, construction, and forestry operations.



Nutrients

- Nutrients include nitrogen and phosphorus. Phosphorus is the limiting nutrient in most waters of the state.
- Excessive amounts of nutrients can cause algal blooms and contribute to taste and odor problems in drinking water.
- Sources of nutrients include some urban and agricultural practices and effluent from point-source dischargers (e.g., pipe outfalls).

Fecal Coliform Bacteria

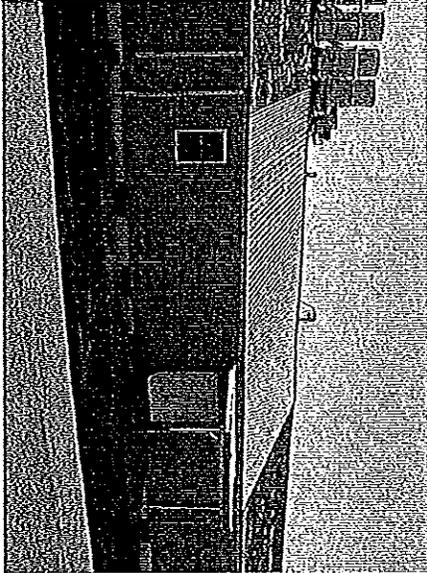


Waterfowl can be major contributors of bacteria in small urban ponds.

- Fecal coliforms are associated with the intestinal tract of warm-blooded animals. These bacteria are used as an indicator of the potential presence of disease-causing bacteria, viruses & other microbes.
- The presence of disease-causing pathogens can make surface waters unsafe for water-contact recreation.
- Sources include malfunctioning waste-water treatment plants, leaking sewer lines, failing septic system, wildlife and pets.

Metals

- Metals are toxic to many aquatic organisms. In addition, because metals can accumulate in the tissues of aquatic life, these contaminants can affect humans who consume fish and shellfish. Sources of metals include automobile emissions, paint, motor oils, spills from industrial areas and the natural weathering of rocks.



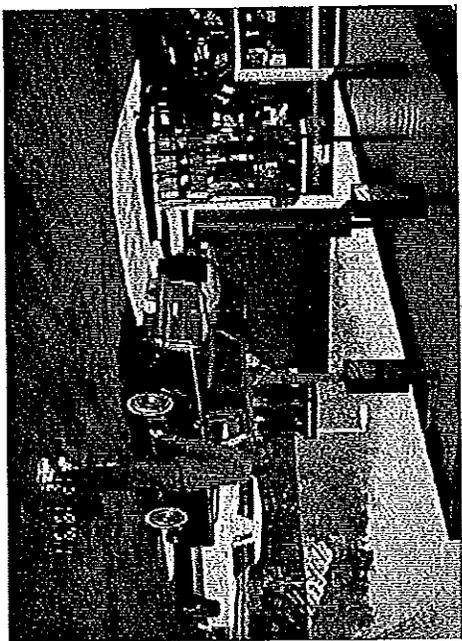
Roofs can also be a contributor of metals to the environment.

Organic Matter



- Organic matter is material that consumes oxygen during decomposition. These materials include leaves, grass clippings, garbage and animal wastes.
- High amounts of organic matter can contribute to low dissolved oxygen levels.
- Sources include effluent from waste-water treatment plants, yard wastes, and pet and wildlife feces.

Oil and Grease



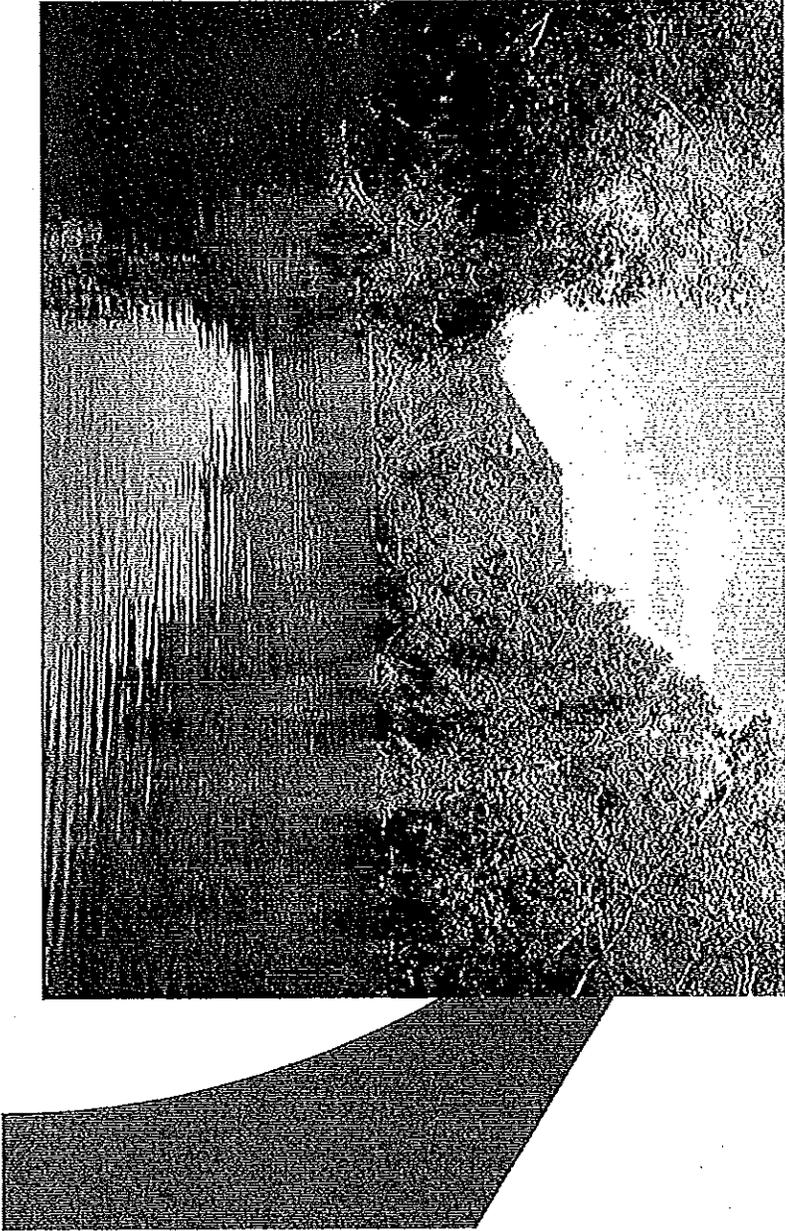
- Oil and grease can bind to the bottom sediments of lakes and streams where it can affect aquatic life.
- Sources of these pollutants include driveways, parking lots, gas stations and ware housing and freight operations.

Pesticides and Herbicides

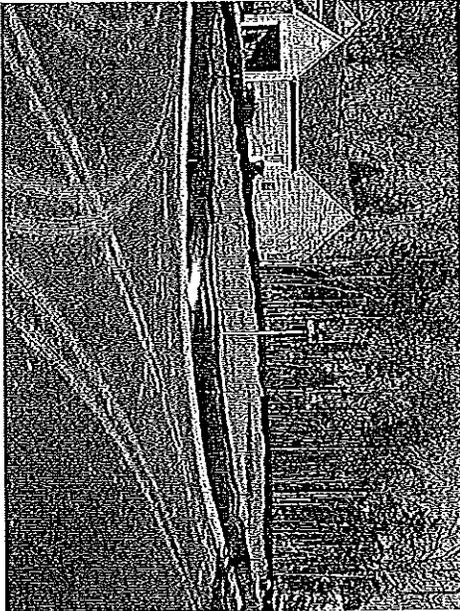


- This category represents man-made compounds used to control insects and weeds.
- These chemicals may be directly toxic to aquatic life; some compounds may accumulate in the tissues of fishes.
- Principal sources include agricultural and urban uses.

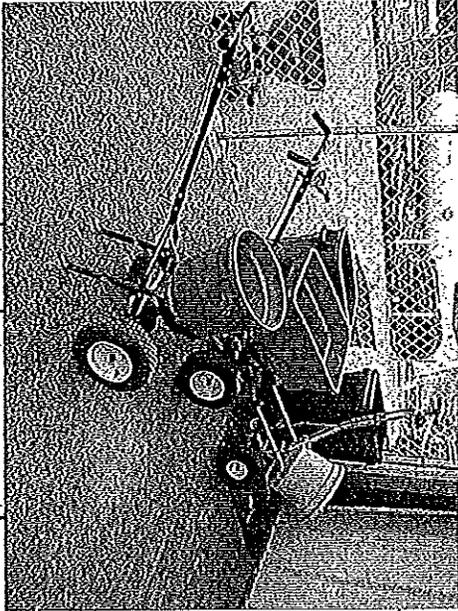
**Managing Stormwater Pollution-
Nonpoint Source Pollution**



Managing Sediment



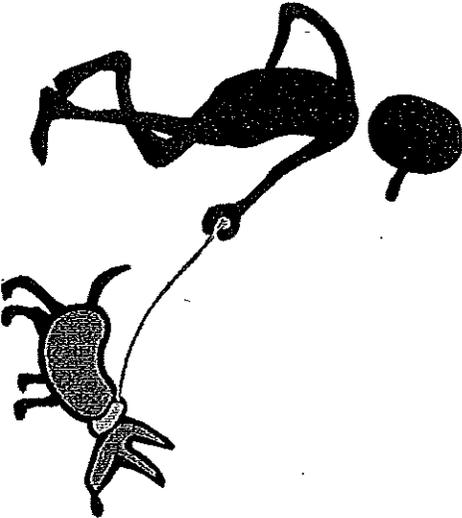
- Use of proper erosion control measures such as silt fences and sediment basins trap sediment to prevent transport off site.
- To minimize erosion, establish ground cover as soon as possible following any land disturbance.
- Seed bare areas with quick growing grasses, cover ground with straw or similar material until vegetation is established.



Managing Nutrients

- Test your soil to determine the appropriate amount of fertilizer necessary.
- Select the appropriate grade of fertilizer for your soil conditions.
- Calibrate your fertilizer spreader or applicator.
- If rain is in the forecast, postpone fertilizing.
- Use slow-release fertilizers.
- Keep clipping on the ground to recycle nutrients.
- Do not fertilize near ditches and streams.

Managing Bacteria

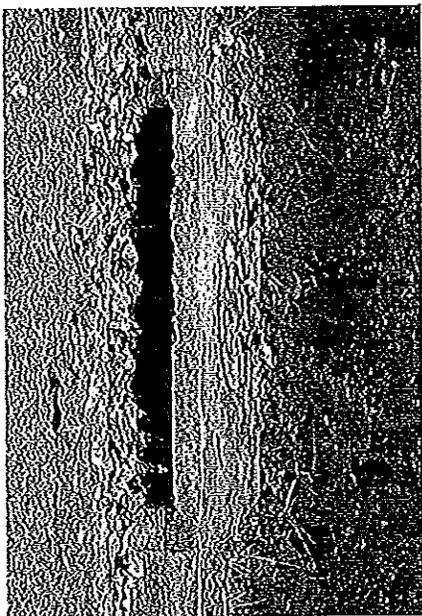


- Take responsibility for disposing of wastes from pets.
- Do not feed waterfowl (ducks, geese, sea gulls).
- Report odors of sewage and discharges from open pipes to the City Engineering Department.

Managing Metals

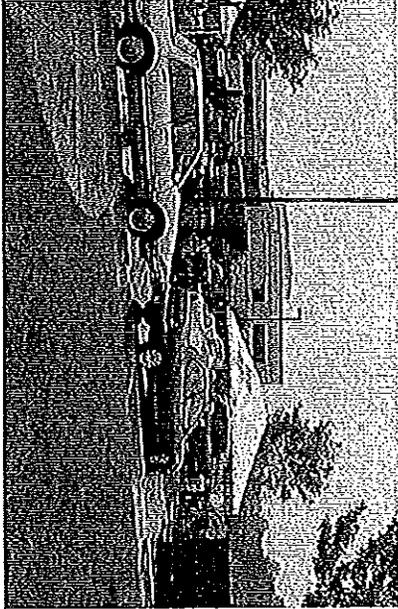
- Have your car inspected and maintained regularly. Car brakes are a potential source of metals. Well maintained vehicles reduce pollutants contained in air emissions, including metals.

Managing Organic Matter



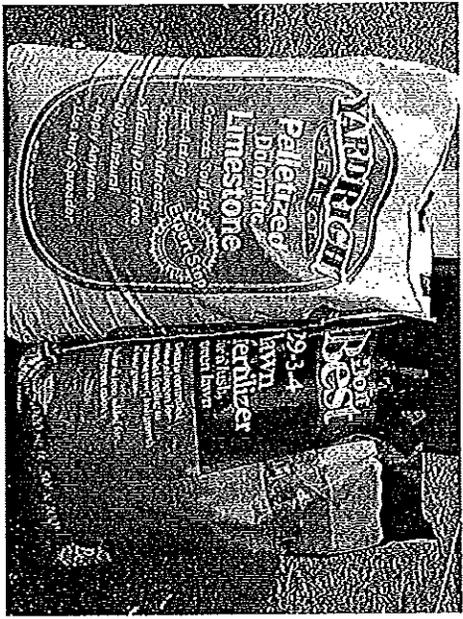
- Do not place or store grass clipping or leaves near catch basins, drainage inlets, streams or drainage ditches.
- Keep leaves out of street gutters and away from storm drains.
- Dispose of wastes properly from your pets.

Managing Petroleum Products



- Have your car serviced regularly. Repair leaks.
- Do not pour discarded fluids into storm drains or waterways.
- Dispose of fluids from vehicles properly. Where available, take used fluids to a local recycling or collection center.
- Take advantage of County opportunities for Household Hazardous Material Disposal Events <http://www.derra.org>

Managing Herbicides & Pesticides



- Always follow label directions.
- Do not apply if rain is anticipated.
- Avoid or minimize applying chemicals to places growing along streams and water.
- Do not wash applicator equipment near streams or water ways.
- Keep left over products in original containers and clearly marked in safe storage areas.
- Dispose of empty containers properly.
- Promptly clean up any spills.

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

Official Minutes of the Common Council Meeting of December 15, 2014.

All Present

II. REVIEW OF MINUTES:

Common Council Minutes of 7/7/14						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Common Council Minutes of 7/14/14						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

REMOVE

VII. MOTIONS AND RESOLUTIONS:

1. FROM CITY ADMINISTRATOR BUNYI, Resolution R14-77, approving the financing for the LED Street Light Replacement Project.

ADD

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

5. FROM MAYOR TKAZYIK, 3rd Quarter Report (July-September 2014)

IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

Jason Fox 20 Academy Street: complaint about the year-long construction on northeast corner of Academy Street and Cannon, blocking off 30 feet of sidewalk with no signage, needs to be made safer for pedestrians, faded crosswalks, more attention should be paid to pedestrians all over the city

Craig Brendl 110 Hooker Avenue: Wheaton Park development plans, Wheaton Park IS a park and has a history as a park, it was donated to the City for that purpose, still need a place for the community center and it would be nice to see that placed there at Wheaton Park, it needs better signage in order to help it be noticed as a park, townhouses would be worth about 20% less because of the noise from Route 9 and the train station, the mansion is worth a lot of money due to build quality, preserve the mansion and not build cheap and undesirable condos, preserve history and don't go backwards

Mary Fled 115 Academy Street: thanks the common council for the opportunity to showcase her tapestries in the council chambers, actively involved in the art community in the city, excited to see new programs taking place, a lot of new photographers and painters, graphic and performance artists living in the city, encourages the council to encourage this creative trend

Linda Marston-Reid 303 Main Street: also wants to thank the council for opening the doors and letting the art come in, encourages them to slow down the process and bring more community discussion about Wheaton Park, quick decisions are bad decisions, more community involvement and express their ideas about Wheaton Park

Frank Clark 50 Rinaldi Boulevard: would like to see a group of local investors open a bed and breakfast in the mansion at Wheaton Park and leave the rest of it as a park, issues about the parking meter revenue and city owned properties: Democrats and Republicans seem to be parroting each other a year later about money, boys basketball game

Nancy Cozean 115 Hooker Avenue: reads statement from Barbara Jeter-Jackson – *Wheaton Park is a park*

Doug Nobiletti 145 Academy Street: supports everything that came before him, came to discuss streetlights, complaints from senior regarding the LED lights – too bright, historic dome lights – need reflective covers – concerned about light pollution and the unnatural daylight lighting at night is bad for everyone and everything in the area

Bruce Dooris 31 North Clover Street: agrees that there are more pressing issues in Poughkeepsie than the LED lighting – electrician truck needs to be replaced – 204 Church Street, we need to save every building in the city of Poughkeepsie that we can

V. **MAYOR'S COMMENTS:**

Mayor Tkazyik – thanks to everyone who participated in the Festival of Lights – city of Poughkeepsie was awarded \$280,000 from the CFA funding for the Poughkeepsie City Center Connectivity Project

VI. CHAIRMAN’S COMMENTS AND PRESENTATIONS:

Chairman Mallory – stated that the bus service committee will be suspended during budget review, the next meeting will be in January, working close with the Administration.

VII. MOTIONS AND RESOLUTIONS:

- 1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

**RESOLUTION
(R-14-78)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, pursuant to Section 7.03 of the Administrative Code of the City of Poughkeepsie, the Commissioner of Finance is designated as the Purchasing Agent of the City of Poughkeepsie; and

WHEREAS, the purchasing agent has not in recent years issued a bid for janitorial services for City of Poughkeepsie properties; and

WHEREAS, the Common Council is desirous of issuing a bid for such work in order to insure the best price possible; and

NOW, THEREFORE, BE IT

RESOLVED, that the Common Council of the City of Poughkeepsie hereby requests that the Commissioner of Finance as the Purchasing Agent of the City of Poughkeepsie issue a comprehensive bid for janitorial service for all facilities of the City of Poughkeepsie.

SECONDED BY COUNCILMEMBER JOHNSON

R14-78		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Accepted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Accepted as Amended	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**RESOLUTION
(R-14-79)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, due to a retirement, a vacancy has opened in the Department of Public Works sign shop; and

WHEREAS, the Common Council has fully funded the position in the 2014 and 2015 budget; and

WHEREAS, the Common Council is desirous of having the position filled as it is vital to the operation of the City; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council hereby requests the administrator's take all steps necessary to fill the position of Sign Painter in the Department of Public Works which include the posting of the position in compliance with the Collective Bargaining Agreement between the City and the CSEA.

SECONDED BY COUNCILMEMBER JOHNSON

R14-79		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**RESOLUTION
(R-14-80)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, Poughkeepsie City School District (PCSD) owns and maintains gymnasiums and related facilities at its High School, Middle School, and five elementary schools; and

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WHEREAS, the City is desirous of utilizing PCSD's gymnasiums for the City Recreation Basketball League; and

WHEREAS, the Common Council of the City of Poughkeepsie and governing boards of PCSD have determined that it is in their mutual interests to enter into an Agreement for the purpose of allowing the [Student Athletic Basketball Program] to use the gymnasiums for the City Recreation Basketball League; and

WHEREAS, the Common Council of the City of Poughkeepsie and governing boards of PCSD have determined that it is in their mutual interests to share the costs of running such program which operates for the benefit of youth in the City of Poughkeepsie who are students of the Poughkeepsie City School District; and

WHEREAS, Article 5-G of the General Municipal Law specifically authorizes and encourages municipal corporations to enter into agreement with each other in order to provide cooperatively, jointly and by contract any facility, service, activity or undertaking which each participating municipal corporation has the power to provide separately; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council hereby authorizes the Mayor to execute the attached Inter-municipal Agreement in form and substance as attached hereto.

SECONDED BY COUNCILMEMBER JOHNSON

R14-80		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**RESOLUTION
(R-14-81)**

INTRODUCED BY COMMON COUNCIL MEMBER RICH

Official Minutes of the Common Council Meeting of December 15, 2014

WHEREAS, the City of Poughkeepsie proposes to upgrade portions of its drinking water distribution system and replace its current single finished water reservoir with a new reservoir consisting of a single or multiple tank reservoir (the, "Project"); and

WHEREAS, that portion of the Project that includes the replacement of water pipes is an in-kind replacement of an existing facility with new pipes; and

WHEREAS, that portion of the Project that addresses replacement of the single finished reservoir will consist of the complete replacement of the current 5.0 million gallon reservoir with an new 5.0 million gallon or less reservoir on lands adjacent to the existing facility; and

WHEREAS, the existing facility is, and the new facility will, be located at College Hill Park a designated city park located at 149 North Clinton Street, City of Poughkeepsie, County of Dutchess, State of New York; and

WHEREAS, the Project will require the alienation of approximately 2.0 acres of parkland for the new facility which the City proposes to swap, in-kind, the former open reservoir which is approximately 3.0 acres adjacent to the Project; and

WHEREAS, College Hill Park contains a locally designated historical rock garden, and Guilford Dudley Memorial, a golf course and Morgan Lake; and

WHEREAS, the reason for this coordinated review under SEQRA is for financing of the Project and the necessity to alienate parkland; and

WHEREAS, the SEQRA regulations set forth procedures for initial review of actions in 6 NYCRR §617.6 (a) and (b),

NOW, THEREFORE,

Pursuant to the procedures set forth in 6 NYCRR §617.6, the Common Council of the City of Poughkeepsie makes the following determinations:

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- a. the Project is an action is subject to SEQRA;
- b. the action may involve a federal agency;
- c. the action may involve one or more state or local agencies;
- d. the action is preliminarily classified as Type I pursuant to 6 NYCRR §617.4 (b)(5)(iii);
- e. the Project is not located in an agricultural district;
- f. the Common Council of the City of Poughkeepsie proposes to serve as lead agency for a coordinated environmental review;
- g. the initial Project materials proposed by the City of Poughkeepsie, to wit, a full Environmental Assessment Form, conceptual site location plan, and conception design report be circulated to the following agencies for the purpose of establishing a lead agency:
 1. New York State Department of Environmental Conservation
 2. New York State Department of Health
 3. Dutchess County Department of Health
 4. New York State Department of State
 5. New York State Office of Parks, Recreation and Historic Resources and State Historic Preservation Office (SHPO)
 6. New York State Environmental Facilities Corporation
 7. City of Poughkeepsie Historic District & Landmark Preservation Committee
 8. to such other potentially involved agencies as the engineering consultants deems advisable

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9. the circulation communication shall notify all of the recipients that a lead agency must be agreed upon within thirty calendar days of the date of the circulation of the aforesaid materials to the receiving agencies.
10. Interested parties shall be notified of the selection of the Lead Agency and the scheduling of scoping proceedings (in necessary) at the appropriate time.

SECONDED BY COMMON COUNCIL MEMBER JOHNSON

R14-81		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5. **From Chairman Mallory motion to override the mayoral veto of Resolutions R14-70, R14-71 and R14-72, regarding the gift of 204 Church Street, A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

Chairman Mallory before you is what was brought before us last week, the Mayor's veto of 204 Church Street. At this time I would like to refer to the Councilman of the second ward, **Vice Chair Rich**.

Councilmember Rich stated that this transaction is not really a gift, it's a trade. He stated that they are going to get a piece of land that is sitting there currently zoned by the city, it's a small lot, undeveloped. We are going to give them that property, undeveloped piece of land, right near this 204, and we're going to get possession of 204. Why would we want possession of 204, because it is a federally designated historic site of great importance. We are trying to save this historic building from being demolished. And to do this, we need to swap, and then we intend to sell it. We are going to sell it because we have no use for the building, it's got to be an individual, or a group. The last price that was paid for this individual building was forty-eight thousand dollars. This is an historic building, and there will be bidders, just because it's historic. And it saves one more piece of the City of Poughkeepsie's history.

Official Minutes of the Common Council Meeting of December 15, 2014

Motion to override mayoral veto of R14-70, R14-71 and R14-72			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. ORDINANCES AND LOCAL LAWS:

1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.

**ORDINANCE AMENDING CHAPTER 13,
ARTICLE IX OF THE CITY OF POUGHKEEPSIE
CODE OF ORDINANCES ENTITLED "PARKING METERS"
(O-14-25)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT ORDAINED, by the Common Council of the City of Poughkeepsie, as follows:

SECTION 1: Chapter 13, of the City of Poughkeepsie Code of Ordinances is hereby amended by the following additions and deletions:

Section 13-150 Times Rates and Provisions to control

- (a) When any vehicle shall be parked, from 8:00 a.m. to 6:00 p.m., Monday through Saturday Friday, except holidays, of each week in any meter zone pursuant to Section 13-149 (a), the operator shall, upon entering said parking space, deposit the sum of \$1.50 1.00 for each 60 minute period there parked.
- (b) When any vehicle shall be parked, from 8:00 a.m. to 6:00 p.m., Monday through Saturday Friday of each week in any meter zone pursuant to Section 13-149 (c), the operator shall, upon entering said parking space, deposit the sum of \$0.25 for the first 40-15 minutes, and \$0.25 for each 40 15 minutes thereafter. The parking space may be lawfully occupied for a period of 120 minutes.

SECTION 2: This Ordinance shall take effect January 1, 2015.

SECONDED BY COUNCILMEMBER JOHNSON

Underline & Bold indicates addition.

~~Strikethrough~~ indicates deletions

O-14-25			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the proposed approval of a settlement of a tax cert for 235 Main Street.
2. **FROM DIANE A. GEHRINGER**, a notice of personal injury sustained on September 14, 2014. **Referred to Corporation Counsel**
3. **FROM JOHNNY H. JOHNSON**, a notice of property damage sustained on November 10, 2014. **Referred to Corporation Counsel**
4. **FROM DAVID MACKKEY**, a notice of property damage sustained on October 16, 2014. **Referred to Corporation Counsel**
5. **FROM MAYOR TKAZYIK**, 3rd Quarter Report (July-September 2014).

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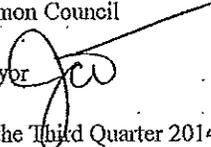
The City of Poughkeepsie
New York

John C. Tkazyk
Mayor

MEMORANDUM

December 15, 2014

TO: Robert Mallory, Jr., Chair
Members of the Common Council

FROM: John C. Tkazyk, Mayor 

RE: Quarterly Report for the Third Quarter 2014

Attached for your review, please find a copy of the report for the Third Quarter 2014, which covers the period from July 1, 2014 until September 30, 2014.

Municipal Building • 62 Civic Center Plaza • Poughkeepsie, NY 12601 • 845.451.4073 • 845.451.4201

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Quarterly Report
3rd Quarter 2014
July 1, 2014-September 30, 2014

Assessor:

- LaTisha Reed appointed Assessor Aid.
- July 1, 2014 - Published 2014 final tax roll.
- Received Certification of 100% for our new LOA (Level of Assessment) from New York State Office of Real Property Tax Services (ORPTS).
- Developed, wrote and submitted State required year end Assessors Report.
- Developed and verified with State the city 2014 Adjusted Base Proportions. Presented on August 18, 2014 to Common Council for adoption.
- Coordinated 2014 Grievance process including required legal notices and directed grievance hearings with BAR.
- Compiled, sorted and mailed mandated grievance determinations from Board of Assessment Review.
- Complied STAR exemption and Co-Op ownership status data file and coordinated with NY State.
- Began compiling RPS Land Tables for 2015 Tax Roll with ORPTS.
- Began compiling RPS Mass Valuation Tables for 2015 Tax Roll with ORPTS.
- Began spreadsheet analysis of sales from 7/1/2012 to 6/30/2013 for 2015 Tax Roll.
- Continued Assessor Certification: Introduction to Mass Appraising, presented by Office of Taxation and Finance, Albany.
- Continuing Education: Legal Documents and Value, presented by Manfred School of RE Education, Kingston.
- Presented 2015 Budget to Common Council, September 29 2014.
- Continued to verify multiple tax exempt properties status for wholly exempt requirements.
- Continue to consult with Corporate Council regarding resolutions to tax certioraris.

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- Continued to verify NY State sales data documents, RP-5217 (Real Property Transfer Report)
- Continued tracking building permits and fire loss properties to adjust assessment accordingly.
- Attended Dutchess County Assessor's Association Meetings.
- Verified sales data for NY State ORPS to develop annual residential, commercial and vacant land market trends.
- Continue performing Field Inspections of commercial and residential properties concerning assessment review and exemption status.
- Continue to provide an open door policy regarding concerns of residents and property owners related to assessment and exemption administration.
- Continued to monitor for data and status changes, Multiple Listing Service, returned data mailers from new purchasers.
- Mailed out NY State mandated STAR applications for 2015 exemption season.
- Attended the Informational Meeting in the Common Council Chambers, September 15, 2014.
- Ongoing public servicing of both walk-ins and telephone inquiries from property owners, STAR, Enhanced STAR and Senior STAR applicants, title companies, banks, realtors and other governmental agencies.

City Clerk:

See report attached

Corporation Counsel:

Parking Violations

See chart attached

*Corporation Counsel is now representing the City for miscellaneous parking trials for police officers to eliminate the four (4) hour "call back" and need to pay police officers for overtime for appearing in court for one or two parking tickets.

Claims against City

See chart attached

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Poughkeepsie Housing Authority

Continued representation of PHA eviction proceedings, general advice and counsel, numerous court appearances and Board meetings.

City Court

492 appearances were made on prosecutions of City Ordinance violations. City Court imposed \$5,875.00 in fines.

*Corporation Counsel is now responsible for "first appearance" in City Court for traffic tickets for state trooper and city police officer tickets. This has further added to the time spent in court by the attorneys and the need to have two attorneys in court every morning. See traffic ticket chart attached.

City Property

Updated and maintained city-owned property and prepared same for sale.
Monitored abandoned properties in the City.

Miscellaneous

- Continued monitoring of DeLaval site remediation project
- Stamford Wrecking v. City of Poughkeepsie—monitor case with outside counsel
- Continue review and presentation of Dutton Lumber before Planning Board
- Attend Common Council meetings
- Meet with prospective city investors, developers
- Participate in mandatory continuing legal education
- Legislative drafting
- General advice and counsel to Plumbing Board, Councilmembers, Planning Board, Zoning Board, Board of Contract & Supply; City Administration, Safety Committee, Nuisance Committee
- Ongoing assistance to department heads
- FOIL issues - advise FOIL officer, respond and research FOIL requests
- Nuisance Task Force management

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- Filed Real Property Action Proceeding Law cases against nuisance properties in Dutchess County Supreme Court
- Filed suit and/or collected delinquent funds for unpaid parking bills owed to the City for parking in City lots
- Continue consultation on Section 8 matters
- Section 8 hearings
- Prosecute Disciplinary Proceedings and defend against grievances
- Assist Planning staff on Waterfront, Dutton
- Office administration
- Assist Mayor with Charter & Code interpretations, personnel issues
- Attend Leadership meetings; prepare documents for meeting agendas
- Assist Chamberlain with procedures, notices and event planning
- Manage Special Counsel
- Manage self insurance and claims management
- Attend to Joint Landfill issues
- Act as Administrator for property and casualty claims
- Negotiate tax cert matters
- Title research for misc. City-owned land parcels
- Advise Mayor on insurance issues; budget issues; cost recovery legislation for code enforcement
- Collaborate with Town of Poughkeepsie on proposed application for development of Dutton parcel
- Consult on HUD grants
- Consult on Joint Water issues
- Consult on city-owned property

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- Research and consult on water plant employee issues
- CSEA Labor Management discussions
- Prepare for collective bargaining negotiations

Police Department

- 207-c claim administration
- Contract Negotiations
- Respond to grievances

Fire Department

- 207-a claim administration
- Resolve grievances
- Contract Negotiations

CSEA

- Contract Negotiations
- Manage Labor Management Negotiations
- Impact Negotiations
- Respond to Grievances
- Prepare Disciplinary Documents
- Conduct Disciplinary Hearings

Other

- Collect restitution from insurance companies for damage to city property/vehicles
- Review and approve purchasing contracts
- Review files on diary

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- Assist Mayor with strategic planning initiatives
- Develop inter-municipal initiatives with other municipalities
- Consult with staff regarding neighborhood issues
- Conduct staff meetings and peer review
- Riverkeeper suit management
- Consult with Planning Board chair and staff

Department of Public Works:

See report attached

Development:

See report attached

Engineering:

Administration/Engineering

- Input data into CSO Annual Report forms for the third quarter of 2014. Prepared and submitted the Semi-annual CSO Report to the NYSDEC.
- Conducted Hertel Landfill Q3 2014 inspection and collaborated necessary repairs to site with Hatch Mot MacDonald. In addition, coordinated proper maintenance with City of Poughkeepsie Department of Public Works Commissioner Chris Gent.
- MS4 (Municipal Separate Storm Sewer System) -- Attended monthly Dutchess County MS4 Committee Meetings. Attended Southeast NY Stormwater Conference.
- Prepared documents and attended an audit of sanitary sewer overflows by EPA.
- Attended Poughkeepsie-Dutchess County Transportation Council (PDCTC) meetings.
- Attended meetings with Wendell, Finance Department and City Administrator to discuss Energy Performance project with regard to street and traffic lights.
- Conducted water sampling of the City's water distribution system. Sampling has included routine water sampling for total and free chlorine residuals, six days a week, approximately one to two times day, including holidays. Work includes correspondence with the Joint Water Plant, Smith Laboratory, and Dutchess County Health Department, including weekly updates of sampling results. In addition, Engineering personnel have

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taken random water samples to be tested for total coliform, heterotrophic plate counts, and delivered to Smith Laboratory.

- Prepared professional AutoCAD drawings for the City of Poughkeepsie Bus Committee. The City of Poughkeepsie Bus Committee proposed new bus routes for C/POK in collaboration with Dutchess County Loop and Ulster -- Dutchess Link to provide residents with seamless bus service. Attended appropriate meetings for proper execution of the drawings as requested by the committee.

Contract Administration/Construction Management

- Garden Street Connection from Main Street to FPD. Prepared conceptual drawings and construction estimates for conversion of pedestrian walk north of Main Street to a drive lane for vehicles. Several scenarios were shown and estimates prepared. This included a scenario entailing streetscape improvements from Main Street to the West Bound Arterial. The project is being funded by a Central Hudson grant.
- 911 Memorial at City Hall. Attended numerous meeting and groundbreaking ceremony. Coordinated efforts for Groundbreaking Ceremony with Kiwanis Club, DPW and the offices of several dignitaries that attended the ceremony.
- 911 Memorial at City Hall. Coordinated preliminary design with project architect and structural engineer. Provided construction cost estimates and site drawings.
- FPD Emergency Stair Repair. Inspected current condition of stairs at request of Parking Department. Recommended to Administration and Building Inspector that the southwest stair be closed due to safety concerns. Provided drawings and coordinated preliminary work with contractor.
- Morgan Lake Dam. Met with DPW Commissioner Gent to review action items noted in Engineering Assessment. Discussed and scheduled work to be done in-house by DPW. Inspected the same.
- Delaval Environmental Restoration. Litigation is ongoing. Transmitted documents to City council as requested. This often required coordinating efforts with engineering consultants and sub consultants for the project. Was deposed by the 6 attorneys representing the various parties involved in the case.
- Parking Meter Installation. Provided oversight for installation of parking meters. Coordinated startup activities and issues. These activities included training of City technicians to repair and maintain meters, training on software for office personnel preparing reports and monitoring meters. Worked through programming issues with parking meter vendor, Cale and City staff.

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Engineering Design/Analysis

- Morgan Lake Dam – Weekly dam safety inspections continued, including survey to monitor water level behind dam. Filled out annual dam certification for the 2014 calendar year.
- Created RFP for engineering assessment of Morgan Lake Dam, a Class C hazard dam. The assessment is required by NYSDEC and is due August 2014. The RFPs for the required assessment have been submitted to the Engineering Department and are currently under review for awarding.
- Performed stormwater outfall inspections in compliance with the City's Illicit Discharge Detection and Elimination program and MS4 requirements.
- Prepared documentation of illicit discharge at Grand Street at request of NYDEC.
- Continued to work on the water basemap of the entire City with valves and reducers. Work on this task continued through 3rd quarter as time permitted. Continued to add to the basemap and update water gate drawings per street on a periodic basis. Established a plan of action to update water gate pages for the Water Department on a necessary basis.
- Continued the recreating process of City Water drawings for the location of water mains and valves, to be utilized by DPW personnel. Recreating the outdated drawings will allow for the immediate updating of future changes made in the field.
- Continued working on sewer separation designs for the Riverview CSO. Separation of the combined sewers tributary to the Riverview CSO is the next deadline the City must adhere to of the CSO LTCP.

Development

- Site Plan Reviews – 5 site plans were reviewed and comments forwarded to the Planning Board.
- Proposed Kidney Creek storm sewer will be replaced on the Dutton site. Several Engineering analyses were received by the applicant's engineer. Engineering reviewed these analyses and subsequently conditionally approved the proposed pipe.

Finance:

Key Tasks/Functions

- Triennial Review entrance conference
- EFC Conference Call

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- Preliminary Audit Finding Review for Joint Water
- Conference Call—Police Car Financing
- FTA Review
- Wrote Finance Policy & Procedure Manual, 104 pages
- Meeting with Regina, re: Budget
- Reviewed with Chris Chale BAN transcripts for Police vehicles
- Meeting about taxes on auctioned properties
- Real Property Tax Service meeting at Dutchess County with Eric Axelsen
- Conference calls and ongoing correspondence with Sedore & Company regarding Fiscal '13 audit
- Review of Constitutional Tax Limit with outside consultant
- Meeting with Cathy Maloney, re: Bonura PILOT and discussion regarding IDA PILOT agreement
- Responded to numerous FOIL requests
- Review and approve payroll
- Review and report on payroll overtime hours
- Budget review sessions (Assessor, Chamberlain, Common Council, City Administrator, Mayor, Corporation Counsel, Finance, Debt Service, Revenue, and other departments)
- Poughkeepsie Ozone & Centrifuge project bidding update
- Attended Joint Water Board meetings
- Approval of Purchase Orders, Invoice Batch posting, and P-Card transactions
- Meetings with numerous taxpayers regarding property and school tax as well as water/sewer and sanitation billing and payments.
- Moody's prep call

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- Prepared 2015 Tax Limitation Data worksheet
- Prepared City tax rate summary for 2015
- Calculation of tax and debt limitation schedules
- Prepared 2015 Preliminary Budget Class Distribution report
- Prepared 2015 Debt Recondition for Budget allocation
- Prepared Commissioner's Certification Report for 2015 Preliminary Budget

Personnel

Additions

Christopher Quigley, Police Officer Trainee, Police Department
Kellie Doherty-Conti, P/T Parking Control Officer, Police Department
Christopher Schneider, Police Officer, Police Department
Herbert L. Bullock, Jr., Director of Social Development, Development Department
Travis Outwater, P/T Code Enforcement Officer, Section 8 Department
Judith Massarelli, P/T Bus Driver, Public Works Department

Transfers/Promotions

Erian Falcon, Administrative Assistant, Development Department

Resignation/Termination

Jason Caufield, Public Safety Dispatcher, Police Department
Paul Hesse, Director of Social Development, Development Department

Retirement

William Beehler, Sign Painter, Public Works Department—29 years
Jeffrey Moseman, Firefighter, Fire Department—20 years
Donald Cocker, Deputy Building Inspector, Development Department—4 years

Purchasing

- In the third quarter of 2014, 107 purchase orders were generated encumbering \$819,156.84 for various departments including the Joint Water Plant. Of these, 3 PO's were voided out totaling (\$4,000.00), 21 were increased totaling \$556,621.31, and 9 were decreased or closed out totaling (\$51,465.00).

Previous Bids:

RFB-COP-04-14-01: Ozone and Centrifuge Project—was put-out by Joint Water—
Opened—Award Pending

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RFB-COP-04-14-02: Scattered Sidewalks—Awarded to DiCorsia Mason Contractors

RFB-COP-05-14-01: City Hall Roof Replacement—Opened May 28th—Award Pending

Previous Quotes:

Heating unit replacement at Clover Street Firehouse—Awarded to Cleveland Plumbing—completed

Foam & Wash Carwash Service—Renewed August 19, 2014

Bids this Quarter:

RFB-COP-07-14-01: DPW Security Cameras—Opened August 20th—Awarded to Eclipse Networks—Waiting for signed contracts

RFB-COP-08-14-1: Bus Batteries—Opens November 5th

RFB-COP-08-14-02: Lease PDN—Opens September 30th

RFP-COP-08-14-03: Sale of PDN—Opens September 30th

RFB-COP-09-14-01: Utility Service Vehicle—Transit—Opens November 19th

Renewals:

RFB-COP-07-13-01: Pest Control—Craig Thomas

- Procurement Card (P-Card) Program: Expense reporting has been made through September. Year-to-date total is \$297,978.76. Expenses for third quarter total \$107,079.79. To date, \$12,753.63 has not been reported on an Expense Report.
- Auction update: Auctions continue to be held almost monthly. Collections this quarter were \$45,515.00.

Fire:

Alarm Reports

Building Fires	8
Other Fires/Non-Structure	12
Multiple Alarm Fires	2
Vehicle Fires	5
Smoke or Odor Removal	25
Outside Rubbish Fires	7
Carbon Monoxide Incidents	3
Motor Vehicle Accidents	59

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Gas Leaks/Hazardous	20
Water Problems/other	1
Good Intent Calls	33
Public Assistance Calls	2
Mutual Aid Given	13
Mutual Aid Received	4
Alarm Activations/Smoke	21
False Alarms	8
System Alarms Total	83
Assist EMS	550
TOTAL ALARMS ANSWERED	1089

Loss from Fires

Dollar Losses From Fire	\$114,500
Civilian Deaths	0
Civilian Injuries from Fire	1

Personnel

Firefighters Hired	0
Firefighters Retired	1
Total Firefighters Injuries	9
Days Lost Due to Injury	58
Total Sick Days Used	120
207-a Long Term Personnel	1
Total 207-a Lost Work Days	58
Total Lost Work Days	178

Revenue

Foil Revenue	\$ 11.25
Miscellaneous Revenue	\$ 0.00
Total Revenue	\$ 11.25

Training

In House Training by M.T.O./M.F.I

• Elevator Training/Emergencies	26 personnel @ 24hrs each	Total hrs.	52
• Marine Operations	28 personnel @ 2hrs each	Total hrs.	56
• Hose Testing/Maintenance	44 personnel @ 3hrs each	Total hrs.	132
• Radio Operations	12 personnel @ 1.5hrs each	Total hrs.	18
• Foam Firefighting Techniques	8 personnel @ 2.5hrs each	Total hrs.	20
• Critique of recent operations	13 personnel @ 1hr each	Total hrs.	13

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Outside Training Hours

• EVOC Instructor Training	1 personnel @ 13hrs each	Total hrs.	13
		Total Training Hours	304

Police:

- The Police Department began the quarter with three vacancies. They hired one new officer on a lateral transfer from the Kingston Police Department (Christopher Schneider 08/18/14). Of these three positions, one has been frozen until the end of the year (Horton). They are currently interviewing officers from the county list and expect to fill the one (not frozen) position in the third quarter. Therefore, they ended the quarter with two vacancies.
- Frederick Yerks (hired January 2014) continues field training and Devon Zanin hired in March graduated the Orange County Police Academy (8/15/2014) and is currently in the field training rotation. Jonathan Geuss ended field training (07/27/14) and is now at full performance level in patrol.
- Officer Michael Longbard was reassigned from patrol to the Neighborhood Recovery Unit (07/15/14).
- One of the two Public Safety Dispatchers hired in the first quarter one resigned (Jason Caufield 07/07/14). Mark Kascsak continues his communications training. We continue the transition of one of our dispatch supervisors (Bodin) to partial IT duties.
- We filled the vacant part-time civilian parking enforcement officer position with the hiring of Kellie Doherty-Conte (07/16/14).
- Of the two officers involved in the shooting incident on 05/24/14, one remains on 207-C leave. The second officer, McKinnon, returned to work full-duty on 08/19/14.
- During the quarter, the department focused on the upcoming police exam (Nov. 2014) with the Careers in Law Enforcement program. Lt. Clauson worked with a small group of candidates to prepare them for the exam. At one point, it appeared that the group would not be able to take the exam due to the Dutchess County Department of Human Resources imposing new standards (college credits). However, after Captain Minard met with the County Commissioner of Personnel, they established a conditional acceptance of the group.
- The department prepared and presented its budget for 2015.
- A new web-based service, Carfax, was launched in the beginning of June. It allows the public online access to their accident reports. The service charges \$15, which the City receives for allowing the service to receive our accident data. In the 3rd quarter 2014,

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they were paid \$210.00. The public can still continue to access the data as a FOIL request and receive their reports in that manner and at the FOIL page rate.

- The Citizen Observer continues to serves as their alert system to the public. They routinely send out information to the public to keep the community apprised of activity in their neighborhoods. During the winter months, they also use it for snow emergency announcements and cancellations. In addition to alerts, they have seen an increase in the number of "tips" received from the public.

Traffic Division: 3rd Quarter 2014

Impound statistics:

Jul:	31 impounds, 0 to salvage, 4 sold at auction (\$5280), 21 returned to owners, 15 Scofflaw vehicles impounds, 0 sanitation impounds, 6 evidence impounds Scofflaw Amt. Owed \$7,580.00	Scofflaw Amt Paid \$6,800.00
Aug:	36 impounds, 0 to salvage, 9 sold at auction (\$8095), 26 returned to owners, 17 scofflaw vehicle impounds, 0 sanitation impounds and 5 evidence impounds Scofflaw Amt. Owed \$10,090.00	Scofflaw Amt. Paid \$4,920.00
Sept:	17 impounds, 0 to salvage, 0 sold at auction, 17 returned to owners, 6 Scofflaw impounds, 0 sanitation impounds and 8 evidence impounds Scofflaw Amt. Owed \$4,100.00	Scofflaw Amt. Paid \$1,595.00
Total:	84 total impounds, 0 to salvage, 13 sold at auction, 64 returned to owners, 38 Scofflaw vehicle impounds, 0 sanitation impounds and 19 evidence impounds Scofflaw Amt. Owed \$21,770.00	Scofflaw Amt. Paid \$13,315.00

<u>Traffic Accidents:</u>	<u>2014</u>	<u>2013</u>
Jul	89	72
Aug	78	112
Sept	64	121
Total	231	305

Unit Assignments:

Days:

PO Dinonno	Mon-Fri
PO Lawless	Mon-Fri

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Evenings:

PO Morrone Tue-Sat

Monday-Friday (Days):

Traffic Enforcement Officers (TEO's)

Vinette

Williams

Michetti--Impounds

Young

Parking Enforcement Officers—Meters (Part-Time)

Harden (Mon-Fri. 10am-2pm)

Snell-Carter (Tues-Sat 2pm-6pm)

- Traffic has continued to enforce speeding on East/West Arterials during rush hour (165 UTT's were issued from 8/2-9/30/14).
- The Parking Enforcement Officers continue to enforce the areas of college student residents including Whinfield and Delafield Sts. to prevent the recurring complaints of students parking in the permit district.
- The Traffic Division participated in two programs this quarter: Stop DWI (48 DWI arrests, 502 UTT's issued) and Police Traffic Services Aggressive driving (273 UTT's issued)

Statistics: Below is the breakdown of 1st quarter unit activity:

• Parking Tickets-Traffic Enf. Officers	7642
• Parking Tickets-Sworn Traffic Officers	240
• City Ordinances—Traffic Officers	0
• Uniform Traffic Tickets—Traffic Officers	357
• Arrests--Traffic Officers	15
• Safety Seats Installed	15
• Safety Seats Issued	15

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Neighborhood Recovery Unit

The NRU made a total of 23 arrests this quarter (10 felonies, 10 misdemeanors, 3 violations). The unit conducted one search warrant. The unit seized 63.1 grams and 6 additional units of cocaine, 129 bags of heroin, 5 grams and 2 additional bags of marihuana, and 50 units of PCP. In addition, \$10,705.00 in cash and 4 firearms (3 handguns) were seized.

Dutchess County Drug Task Force

The unit reports a total of 14 investigations in the City of Poughkeepsie (38 county-wide). Their efforts resulted in 15 arrests (11 felonies and 4 misdemeanors). The unit executed 4 search warrants. They also report the seizure of \$17,769.00 in cash, 2.2 ounces of cocaine, 676 bags of heroin, and 26 lbs of marihuana.

Training During the 3rd quarter:

1. Total number of training give back time	.00 hrs
2. Total number of hours submitted for pay	341.25 hrs
3. Total number of hours submitted for CT	305.58 hrs
4. Total number of hours attended during RTD	320.00 hrs
5. Total man-hours officers attended training	966.83 hrs
6. Total training time amount paid	\$ 17,534.87

3rd Quarter Training Highlights:

- ESU Training conducted twice a month
- Sniper training conducted once every other month
- Motorcycle Training conducted once per month
- K-9 Training is conducted once monthly
- Scuba Diving training conducted once per month
- Accident reconstruction training conducted once a month.
- Sgt's Badner and Brodhead attended the Course in Police Supervision in Kingston, NY.
- PO VanNosdall attended Basic and Intermediate Motor Crash Management in Albany.
- Several sworn members attended a voluntary Shotgun and AR Recertification and Basic course at Washington Hollow Rod & Gun Club.

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Animal Control:

The Animal Control Division reports the following activity for the 3rd quarter 2013:

<u>Dogs</u>		<u>Cats</u>	
Taken In:	47	Taken In:	1
Redeemed by owner:	15	Redeemed by owner:	0
Euthanized:	10	Euthanized:	1
Adopted:	3	Adopted:	0
Total Tickets Issued:	63		

Other Projects Currently Overseen by the Police Department:

911 Phone System and Backup Room

- The 911 backup room serves as a backup to the County 911 phone system. It was also designed to serve as a city joint dispatch command center during “events”.
- The department continues to work on improvements to the backup room including expanding its readiness through computer enhancements.

Computerization

- Coplogic (on-line citizen reporting) has been operating for several years. There has been steady use of the system. The department also began receiving business jacket updates. We have also advertised this service in the City newsletter and on the City’s video sites.
- The reporting is available on the City website and the public can access it here.
- The IT director (Rocco German) continues to work on the various computer and hardware issues with Chris Bodin.

Camera Upgrade and Expansion

- The new camera system has been fully operational since the end of 2012. Since then, it has been used a number of times in investigations, evaluation of active calls and monitoring of the areas it covers.
- The new system continues to prove its value, both dispatch and the front desk regularly monitor and use the system and have reported its efficiency.
- The department has experienced several issues with the cameras not operating. However, the system is under warranty and the issues will be addressed with the vendor. The City also maintains a service contract with the vendor.

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- They also had “server” issues with cameras not recording and being unable to make access. The vendor has been working with IT on resolving these problems.

Redundancy

- The generator replacement project has been discontinued due to a lack of funding. They have adjusted the time of the present “exercise” of their existing generator after complaints of noxious fumes from the unit.

Injured/Restricted Status --

Sworn-Five members are currently out on long-term medical: Magistro (06/18/11), McGinley (RTW 07/21/11 restricted duty then back out on DI on 07/22/11), Tomaine (03/25/13), and Filippelli (09/04/13) and Knapp/Renee (03/24/14).

One member is currently out on short-term medical Diegan (09/05/14).

Two members are currently on restricted duty—Richards (RTW 09/12/10) and Vandewater (07/11/14 not DI).

Civilian-none

Statistics

- The 3rd quarter stats showed a 4% decrease in violent crime. This is due to decreases in robbery and rapes. The City did experience an increase in assaults (+4).
- During the same period, the department saw an 36% decrease in property crime. This mainly occurred due to a decrease in burglaries (-42) and larcenies (-61).
- The 3rd quarter also showed a 13% decrease in arrests, 79% increase in parking tickets, 12% decrease in moving violations and a 32% decrease in City ordinance tickets.
- The first three quarters of the year (Jan-Sept) stats indicate a 13% decrease in violent crime. Again, this is due to decreases in murder, rape, robbery, and assaults.
- During this same period (first three quarters) the stats indicate a 14% decrease in property crime. This was mainly due to a decrease in larcenies (-83).
- The first three quarters also indicated a decrease in arrests (-15%) and city ordinance tickets (-31%) while moving violations (7%) and parking tickets (11%) increased.
- Attached are the 2014 statistics for both the 3rd quarter and the first three quarters of the year with a comparison to the same periods in 2013.
- For further information please refer to the attached statistics.

Official Minutes of the Common Council Meeting of December 15, 2014

- The statistics format was changed in 2007 to better reflect how NY State maintains their information. For their records the State counts attempted crimes as actual crimes. Our previous reporting split this into separate categories and was not reflected in reports prior to 2007. However, we will now include this information as a separate part of the report.
- In addition, for statistical purposes, NY State considers unauthorized use of a motor vehicle as a motor vehicle theft. Therefore, we will also list these categories separately on the report.

Water Treatment Plant:

See report attached

Official Minutes of the Common Council Meeting of December 15, 2014

11/20/2014

Clerk Monthly Report Quarterly Report
July 01, 2014 - September 30, 2014

Page 1

CERTIFICATION OF REMITTING OFFICER:

Deanne L. Flynn, hereby certifies that she is the Chamberlain of the City of Poughkeepsie, State of New York; that she has examined the annexed report, that she knows such report to be a true and correct statement of operations for

Account Description	Fee Description	Account#	Qty	Local Share
After Hour re-inspection	After Hour Inspection		2	100.00
			Sub-Total:	\$100.00
After Hours Permit	After Hours Store Permit		2	1,000.00
			Sub-Total:	\$1,000.00
Clerk Admin Fee - .05 Postage	Clerk-Admin. Fee		18	288.90
			Sub-Total:	\$288.90
Dog Licensing	Exempt Dogs	A2544	1	0.00
Dog Licensing	Female, Spayed	A2544	46	270.00
Dog Licensing	Female, Unspayed	A2544	10	175.00
Dog Licensing	Male, Neutered	A2544	56	336.00
Dog Licensing	Male, Unneutered	A2544	23	402.50
Dog Licensing	Replacement Tags	A2544	4	12.00
			Sub-Total:	\$1,195.50
Marriage Lic.	Marriage License		170	2,975.00
			Sub-Total:	\$2,975.00
Minor Sales	Copies Of Records		86	210.00
	Dog Redemption		13	4,258.65
	Maps		1	5.00
	Other Sales		3	350.00
Other Licenses	Application Fee		3	105.00
			Sub-Total:	\$4,929.65
	Assembly Permit		13	455.00
	Garage/Yard Sales		29	203.00
	Private Event		1	100.00
			Sub-Total:	\$758.00
	Taxi Cab License 1 Year		11	1,650.00
	Taxi DI Process Fee		23	230.00
	Taxi Driver Perm. License		16	240.00
	Taxi Inspection		22	1,100.00
			Sub-Total:	\$3,220.00
	Town of Poughkeepsie HACK license		16	800.00
			Sub-Total:	\$800.00
	Vehicle for Hire License- Annual-Town of Pok		11	1,375.00
			Sub-Total:	\$1,375.00
	Vendor Permit/Community Event		10	350.00
			Sub-Total:	\$350.00
Vital Fees	Birth Certificates		1090	10,900.00
	Civil Marr. Off. (credit)		1	50.00
	Civil Marr. Off. (cash)		2	100.00
	Death Transcripts		1789	17,890.00
	Marriage Transcripts		96	960.00
Traffic	Scofflaw			\$29,050.00
			Sub-Total	\$29,050.00

Official Minutes of the Common Council Meeting of December 15, 2014

11/20/2014

Clerk Monthly Report Quarterly Report
July 01, 2014 - September 30, 2014

Page 2

CERTIFICATION OF REMITTING OFFICER:

Deanne L. Flynn, hereby certifies that she is the Chamberlain of the City of Poughkeepsie, State of New York; that she has examined the annexed report, that she knows such report to be a true and correct statement of operations for the period which it covers and that the amount remitted herewith is the full amount payable to the State Comptroller for such period pursuant to chapter 980 of the laws of 1976, as amended.

Account Description	Fee Description	Account#	Qty	Local Share
	N/C Birth Cert.		22	0.00
	N/C Death Cert.		5	0.00
	N/C Marriage Cert.		1	0.00
	Search Records		19	418.00
VS/Clerk Postage Reimbursement	Postage/residential		19	379.05
			Sub-Total:	\$30,697.06
Wagering Fees	Bingo Proceeds		13	160.34
	G O C Proceeds		1	29.95
	Games of Chance License		5	125.00
			Sub-Total:	\$315.29
Total Local Shares Remitted:				\$77,054.39 --
Amount paid to:	NYS Ag. & Markets for spay/neuter program			200.00
Amount paid to:	State Health Dept For Marriage Licenses			3,825.00
Total State, County & Local Revenues:				\$81,079.39
Total Non-Local Revenues:				\$4,025.00

CERTIFICATION OF ISSUING OFFICER:

Deanne L. Flynn, hereby certifies that she is the Chamberlain of the CITY OF POUGHKEEPSIE, State of New York; that she has prepared the annexed report, issued the licenses listed therein and that such report is a true and correct statement of operations for the period which it covers.

3P4BOPER
SYSTEM

BREAKDOWN-BY-OP.

CITY OF POUGHKEEPSIE PARKING TICKET
08/01/2014

BREAKDOWN BY OPERATOR REPORT

FOR MONTH ENDING 07/31/2014

PAGE 1

OPID	AMT-PD	AMT-DS	AMT-RED	AMT-PD-YTD	AMT-DS-YTD	AMT-RED-YTD			
413	.00	4,445.00	.00	.00	4,445.00	.00			
423	15,030.00	.00	705.00	15,030.00	.00	705.00			
425	18,425.00	.00	740.00	18,425.00	.00	740.00			
432	11,990.00	.00	.00	11,990.00	.00	.00			
456	4,025.50	.00	879.50	4,025.50	.00	879.50			
WEB	14,105.00	.00	.00	14,105.00	.00	.00			
GRAND TOTALS: PD :				63,575.50	DS :	4,445.00	RED :	2,324.50	PD YTD:
63,575.50				DS YTD:	4,445.00	RED YTD:	2,324.50		

Official Minutes of the Common Council Meeting of December 15, 2014

BREAKDOWN-BY-OP
CITY OF POUGHKEEPSIE PARKING TICKET
09/02/2014
BREAKDOWN BY OPERATOR REPORT
FOR MONTH ENDING 08/31/2014

PP4BOPER SYSTEM PAGE 1

OPID	AMT-PD	AMT-DS	AMT-RED	AMT-PD-YTD	AMT-DS-YTD	AMT-RED-YTD			
413	.00	1,805.00	.00	.00	1,805.00	.00			
423	15,880.00	.00	700.00	15,880.00	.00	700.00			
425	10,900.00	.00	610.00	10,900.00	.00	610.00			
432	9,090.00	20.00	270.00	9,090.00	20.00	270.00			
456	2,399.00	.00	561.00	2,399.00	.00	561.00			
WEB	12,340.00	.00	.00	12,340.00	.00	.00			
GRAND TOTALS: PD :				50,609.00	DS :	1,825.00	RED :	2,141.00	PD YTD:
50,609.00				DS YTD:	1,825.00	RED YTD:	2,141.00		

BREAKDOWN-BY-OP
CITY OF POUGHKEEPSIE PARKING TICKET
10/02/2014
BREAKDOWN BY OPERATOR REPORT
FOR MONTH ENDING 09/30/2014

PP4BOPER SYSTEM PAGE 1

OPID	AMT-PD	AMT-DS	AMT-RED	AMT-PD-YTD	AMT-DS-YTD	AMT-RED-YTD			
413	.00	2,895.00	.00	.00	2,895.00	.00			
423	16,345.00	.00	740.00	16,345.00	.00	740.00			
425	16,515.00	.00	1,430.00	16,515.00	.00	1,430.00			
432	7,970.00	45.00	10.00	7,970.00	45.00	10.00			
456	2,091.00	.00	385.00	2,091.00	.00	385.00			
WEB	14,280.00	.00	.00	14,280.00	.00	.00			
GRAND TOTALS: PD :				57,201.00	DS :	2,940.00	RED :	2,565.00	PD YTD:
57,201.00				DS YTD:	2,940.00	RED YTD:	2,565.00		

Official Minutes of the Common Council Meeting of December 15, 2014

PARKING TICKET TRIALS -- JUL 1, 2014-SEP 30, 2014

DATE	POTENTIAL REVENUE	ACTUAL REVENUE	PERCENTAGE	TIA'S ETC.
July 14, 2014	2,154.00	1,240.00	57%	19- Default Judgments 10-ACD 4-DIJ
July 22, 2014	1,590.00	650.00	41%	17-Default Judgments 12-ACD 2-DIJ
September 16, 2014	3,205.00	2,065.00	64%	22-Default Judgments 9-ACD 1-DIJ
September 25, 2014	1,110.00	360.00	32%	4-Default Judgments 2-DIJ 12-ACD

TOTALS \$8,059.00 \$4,315.00 53%

IN ADDITION, CORPORATION COUNSEL'S OFFICE COLLECTED \$3,560.00 IN PLEA BARGAINS FOR THE QUARTER.

Official Minutes of the Common Council Meeting of December 15, 2014

CLAIMS FILES OPENED
July 1, 2014-September 30, 2014

<u>Adverse Party</u>	<u>Date of Loss</u>	<u>Action/Cause of Claim</u>	<u>Amount in Controversy</u>	<u>Disposition of Matter</u>
Murdock,Overton	9/10/2014	Tree fell on car 25-27 Roosevelt Ave	\$1,619.50	Open
Bradby,Eileen	7/1/2014	Trip/Fall-Hamilton St by Fallkill Creek	Unknown	Open
Rodriquez,Benjamin	8/12/2014	Property damage from fallen tree	\$6,913.00	Closed-denied
Sero,Hwelda	7/14/2014	Rear-ended by DPW vehicle (Smith, R.)	Unknown	Open
Markett,Kevin	9/26/2014	Garbage can thrown and destroyed by sanitation worker	\$21.61	Closed-paid
Ebenezer Baptist Church	9/3/2014	City sewage back-up	\$5,800.00	Open
Glasgow,Raymond	7/13/2014	Tree lmb hit car-385 Main Street	\$1,261.78	Closed-denied

Claims Paid

Nell Mallen	Rear-ended by city police vehicle (M. Cutler)	\$ 375.24
Donald Stauss	Human Rights Complaint	\$15,000.00
Joan McDonnell	Fire truck damaged walkway	\$ 250.00
Bernice Bozyako	Plow truck plowed mailbox	\$ 50.00
GEICO a/s/o Miller, Glen	City Plow truck hit/damaged parked vehicle	\$ 1,225.64
Saul Holland	Police Excessive Force	\$50,000.00
	TOTAL	\$66,900.88

VEHICLE TRAFFIC
2014 THIRD QUARTER TOTALS

DATE	APPEARANCES	DATE	APPEARANCES	DATE	APPEARANCES	TOTALS
7/1	32	8/1	30	9/4	38	410
7/7	30	8/4	36	9/5	34	379
7/8	34	8/5	35	9/8	28	386
7/10	45	8/7	38	9/9	29	1175
7/11	37	8/8	55	9/10	1	
7/14	28	8/12	36	9/11	25	
7/17	4	8/14	26	9/12	37	
7/18	38	8/15	1	9/15	39	
7/22	43	8/18	26	9/16	27	
7/24	37	8/21	29	9/18	29	
7/25	1	8/22	37	9/19	30	
7/28	40	8/25	30	9/22	35	
7/31	41		379	9/26	34	
	410				386	

CRIMINAL COURT ~ 2014 THIRD QUARTER TOTALS

DATE	APPEARANCES	FINES	DATE	APPEARANCES	FINES	DATE	APPEARANCES	FINES	TOTALS
7/1	6	\$0.00	8/1	4	\$0.00	9/2	2	\$0.00	
7/2	9	\$0.00	8/4	12	\$400.00	9/3	2	\$0.00	APPS
7/3	5	\$0.00	8/5	17	\$25.00	9/4	8	\$50.00	174
7/7	3	\$50.00	8/6	7	\$100.00	9/5	12	\$75.00	156
7/8	8	\$100.00	8/7	8	\$0.00	9/8	5	\$200.00	162
7/9	9	\$50.00	8/8	6	\$50.00	9/9	8	\$500.00	492
7/10	10	\$0.00	8/11	6	\$25.00	9/10	13	\$25.00	
7/11	12	\$50.00	8/12	3	\$0.00	9/11	8	\$50.00	FINES
7/14	7	\$100.00	8/13	10	\$0.00	9/12	10	\$0.00	\$1,525.00
7/15	18	\$0.00	8/14	1	\$0.00	9/15	13	\$425.00	\$2,225.00
7/16	12	\$75.00	8/15	7	\$200.00	9/16	15	\$100.00	\$2,125.00
7/17	4	\$250.00	8/18	13	\$200.00	9/17	10	\$0.00	\$5,875.00
7/18	6	\$75.00	8/19	12	\$100.00	9/18	11	\$50.00	
7/21	8	\$0.00	8/20	3	\$25.00	9/19	4	\$0.00	
7/22	2	\$150.00	8/21	7	\$100.00	9/22	5	\$0.00	
7/23	4	\$75.00	8/22	2	\$0.00	9/23	10	\$50.00	
7/24	1	\$0.00	8/25	6	\$150.00	9/24	10	\$250.00	
7/25	7	\$250.00	8/26	2	\$100.00	9/25	6	\$0.00	
7/28	12	\$100.00	8/27	9	\$0.00	9/26	6	\$250.00	
7/29	11	\$175.00	8/28	18	\$650.00	9/29	2	\$100.00	
7/30	13	\$25.00	8/29	3	\$100.00	9/30	2	\$0.00	
7/31	7	\$0.00		156	\$2,225.00		162	\$2,125.00	
	174	\$1,525.00							

2014-Department of Public Works - 3rd Quarter Report

Department	Third Quarter
Buildings & Grounds	
City Hall	Worked on AC unit - replaced belt, filter and change oil filter on chiller and greased bearings. Unclog bathroom drain and fixed faucet leaks. Worked on circulator pump motor P-3 for AC service generate at City Hall.
Firehouses	505 Main St FH-Unit RT'S fixed. Clean floor drain. Exhaust fan on roof burn out repair. Worked on blower motor. Clover St FH-Drain plug had to get unplug. Generator serviced at each Fire House.
Police Division	Worked on Holding cell.
City Court	Replaced ceiling tiles. Take out garbage.
DPW Compound	Make out time cards/DWP main Gate had repairs and service. Working on overhead doors.
Abandoned Buildings	Secured 14 Buildings
Winterize/Unwinterize	Winterize City owned pools and pool house.
Miscellaneous	Repair bus shelters and removal bus shelter at North Perry. Make sure pools were operating ok. Drain city pool and winterize. Worked on DWP main gate. Parks Projects : Wheaton park - repair park benches. Spratt park -repairs plumbing in the bathrooms and repaired fence and repaired main water feed to Pulaski pool filter house which one pool. monitor hammer water line. Pulaski park - repaired damage fence surround pool area and working plumbing the bathroom. Worked on Playground equipment at Perishing park. Gleb house -repaired fence /window shutters. Stitzel park,-worked repairing fence.
Walk Through	
Work Orders	2

Official Minutes of the Common Council Meeting of December 15, 2014

Department	Third Quarter
Street Maintenance Snow Events	NA
Pot Holes	17 days of Patching with hot pot. Also patching with Asphalt Machine -Bobrick Rd , Yates, Gaskin Rd, Wilbur Blvd, Lookerman Ave, Thompson and Winnikee , Beechwood, South Randolph, Albany St , Cedarecliff.
Excavations Repaired	15 Excavations
Oil Spills Complaints	2
Top Soil Complaints	15
Graffiti Complaints	21
Compost Area	15 days
Others	Prep and Mill and Paved these streets- (Washington St,Parker Ave, Water St , Wilbur Blvd and Ferris Lane.) Prep Morgan Lake for inspection. Removed damage guard rail at lower Mill St bridge and barricade off sidewalk. Removed railroad ties from Hulme Park. (Replaced with top Soil.) Straighten out guardrail along Wilbur Blvd. Straighten out basketball pole at Spratt park. Assist City electrician through out city streets with issues. Assist Tree dept with tree work - (short on help) Assist Transfer station with dumpster containment and trailer driver. Assist sign dept with placing barricades out for events and portable stop sign as needed. assist Sewer as needed. Compost area Horizontal grinder is down . (needed repairs) just make wind rows for now until repairs are made. Patching pot holes is everyday event.
Work Order Complaints	114

Official Minutes of the Common Council Meeting of December 15, 2014

Department	Third Quarter
Tree Department	
Tree Planting	22
Tree Removal	12
Tree Trimming	44
Stump Removal	31
Banner and Flags	Replaced Flags in parks as needed
Christmas Decorations	NA
Christmas Trees	NA
Work Order Complaints.	15
Others	
Sign Department	
Street ID	10
Ordinance Change	3
New Signs	65
Sign Replacement	43
Faded Sign Replacement	2
Signs Straightened	2
Mark Out Request	9
Parking Lots	15
Cars & Trucks	1
Signs Made	134
Other	Set up and removed barricades for emergency situations w/PD. Set up and removed portable stop signs. Pick up Supplies. Research code book for Various ordinances requested and questioned. Layout areas for new sign locations, measure for new ordinance. Remove downed signs, snow damaged, remove trip hazards. Check complaints, respond to and rectify corp. counsel, PH, Head quarters.,, Make name Plates. Coat faded sign w/Hi intensity reflective material to reuse aluminum. Get prices and quotes, approvals and order materials. Remove signs and put downed sign post back into inventory to reuse. Cut bent & damaged sign post into drive post (stubs). Put up and removed temporary signs as needed (road closed, lots closed, ect). Research Fed MUTCH new standards info. Time & material list for sign replacement after accidents. Design new layout for Snow emergency route signs. Installed in street pedestrian signs 3 on hooker ave 1 on wilbur Blyd. Layout for new 2 hr parking ordinance. Painted hashes in boat trailer parking spaces in upper & lower lot at Waryas. Survey bus Stops for missing signs-not locations- (also bus stops in the prints schedule for public are only to provide a timeframe and do not correspond to designated stops in the code book.) Layout now permit parking signs for passes ordinance. Put together list of vendors used for signs material purchases. Train Terry on sign making program- (could have really used more time for this.)

Official Minutes of the Common Council Meeting of December 15, 2014

*City of Poughkeepsie
Office of the Water and Sewer Dept.*

3rd 2014 QUARTERLY REPORT

For the Quarter Ending June 30th 2014

WATER AND SEWER DIVISION

Water and Sewer Department

- Sanitary Sewer 63 manhole inspections, 1 manhole riser/frame repair and 18 line cleanings (3957' of 8" pipe, 698' of 10" pipe, 1450' of 12" pipe, 150' of 15" pipe)
- Combined Sewer 5 manhole inspections, 2 manhole riser/frame repair and 3 catch basin cleanings-removed 7 cy, 1 catch basin repair
- MS4 Storm Sewer 1 manhole inspections, 2 Manhole riser/frame repair, 2 catch basin inspections, 18 catch basin cleanings-removed 35 cy, 5 catch basin frame repairs and 6 catch basin repairs
- Sewer department completed 100 work orders
- Mark-Out Department received and completed 612 mark-out requests
- Water Department completed 185 work orders
- Water Dept. low pressure complaints and water quality complaints 2
- Water Dept. water leaks 15
- Water Dept hydrant and sample station repairs 54
- Water Dept. valve box repair/inspection 44
- Water Dept. flush water lines 2
- Water Dept. added chlorine to reservoir 7 times during the 3rd quarter
- Reservoir trees mostly removed from slope, help from trees and parks dept.
- Water Dept. replaced/changed 220 hydrant bands
- 3 Monthly Monitoring Reports for the Department of Health
- 1 Disinfection Byproduct report for Department of Health
- Continued Stage 2 DBP testing for Department of Health
- Lead and Copper sampling in August
- Continued monitoring water system for chlorine levels Joe Kane of engineering department has a large part in this task

Report Date: Dec/01/2014

Shop Statistics Report

Date Range: 07/01/2014 to 09/30/2014

Fleet Size: 582
 Available Hours: 1292928
 Number of Work Orders: 384
 Return Rate: 54.60%
 Number of Vehicles Returned: 89
 Number of Vehicles Repaired: 163
 00 - 24 hrs Turnaround Time: 77.85%
 24 - 72 hrs Turnaround Time: 6.25%
 72+ hrs Turnaround Time: 15.92%

Avg. Cost/WO (Labor): \$186.07
 Avg. Cost/WO (Parts): \$180.94
 Avg. Cost/WO (Total): \$377.01

Vehicle Downtime:

Total Downtime Percentage	Labor Hours	Labor Costs	Parts Costs	Reasons for Work	Number of Work Orders
0.00%	6.50	\$290.00	\$7,134.49		10
0.00%	34.90	\$2,094.00	\$404.73	A Inspection	15
0.00%	27.30	\$1,650.00	\$3,075.36	Accident Repair	15
0.00%	0.00	\$0.00	\$1,281.06	Aerial Inspection	1
0.00%	6.50	\$390.00	\$0.00	B Inspection	1
0.00%	2.50	\$150.00	\$0.00	Clean Shop / Paperwork	2
0.00%	5.00	\$300.00	\$25.42	Damage	1
0.00%	546.94	\$32,875.40	\$35,449.89	DDR	152
0.00%	21.50	\$1,290.00	\$1,149.43	DDR A/C	5
0.00%	16.50	\$990.00	\$1,406.06	DDR Dead Battery	12
0.00%	20.05	\$1,203.00	\$764.67	DDR Lights	19
0.00%	22.30	\$1,338.00	\$5,545.13	DDR Tires	27
0.00%	3.20	\$228.00	\$22.76	Found By Mech	2
0.00%	12.40	\$744.00	\$121.11	Inspection	7
0.00%	18.30	\$1,092.00	\$1,255.51	Make Ready For Service	6
0.00%	42.50	\$750.00	\$719.00	Management Decision	17
0.00%	3.50	\$210.00	\$503.65	Normal Wear	2
0.00%	6.50	\$390.00	\$62.62	Other	3
0.00%	327.93	\$19,669.80	\$14,150.12	PM	67
0.00%	88.80	\$5,393.00	\$4,875.28	Road Failure	17
0.00%	0.00	\$0.00	\$0.00	Warranty Recall	2
0.00%	6.00	\$360.00	\$0.00	Warranty Repair	1
0.00%	1,150.82	\$71,449.20	\$73,321.74		384

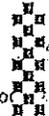
To C.M.C. SENT

P1

845-483-7382

Central

01 14:03:20



Official Minutes of the Common Council Meeting of December 15, 2014

2014 WORK ORDERS COMPLETED BY DEPT											
	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	TOTALS	
ADMINISTRATION	0	0	0	0	0	3	1	0	2	3	
BUILDINGS & GROUNDS	10	5	0	1	25	0	1	0	1	41	
DISPATCH	9	4	4	5	12	13	4	3	3	47	
MARKOUTS	64	52	150	132	166	136	190	233	189	700	
PARKS & RECREATION	2	2	0	4	4	9	0	5	1	21	
SANITATION	37	12	20	65	26	61	59	22	21	221	
SEWER	12	26	13	27	36	32	41	21	38	146	
SNOW REMOVAL	119	249	24	0	0	0	0	0	0	392	
STREET LIGHTING	67	42	43	68	67	55	63	64	98	342	
STREETS	34	4	81	37	50	68	26	4	84	274	
TREES	0	0	2	1	1	2	1	7	7	6	
WATER	29	31	20	61	84	150	80	48	57	375	
TOTALS	383	427	357	401	471	529	466	407	501	2563	

Planning - 2014 - 3rd Quarter

Planning, Division Statistics and notes Applications

Site Plans	5	
Extension of Time for Site Plan/ Subdivision Validity		
Subdivisions		
Special Permits	2	
Facades	7	
Signs		
SEQRA		
Area Variances	5	
Use Variances	1	
ZBA Interpretations		
<u>REVENUE</u>		
Facades		750.00
Signs		2,100.00
Site Plans		2,500.00
Special Use Permits		0
Variances		2,750.00
Subdivisions		0
<u>TOTAL REVENUE</u>		\$8,100.00

Grants:	Description:
Restore NY with Empire State Development Corp. 23 Academy St.	The site plan for 23 Academy St was approved by the Planning Board in January 2010. The City and ESD have an executed contract. The applicant has recently received necessary variances from the State and has begun work on the property, including lead and asbestos abatement, and other interior demo. Exterior work has been limited to geothermal drilling thus far.
Restore NY with Empire State Development Corp. Cottage/Winnikee	The 40-42 Cottage Street portion of this project has been completed and the contractor has been reimbursed through the grant. Work has begun on the other two properties - 209 Cottage and 211 Winnikee. The contract with ESD has been extended until 12/31/14.
NYSDOS Transit Oriented Development at Poughkeepsie Station Grant	Market study regarding transit oriented development around the MNR train station. Development pro formas were generated based on varying growth rates (base, 10% and 15%). Project was completed and final grant funds have been disbursed.
NYSDOS Waterfront & Lower Main Street Corridor Planning Grant	The consultants for this project have completed an Action Plan for Lower Main/Waterfront and schematic design concepts for improvements to Kaal Rock Park/Point, which were presented at a public meeting in May 2013. Consultants have completed final design and construction documents for the project. The final payment requisition are being prepared to send to the State to initiate project closeout.
NYSDOS WOTH - Washington Street Gateway Improvement Grant	Contract has been executed with the State as of the end of May 2013. The selected contractor completed construction in Nov 2013, with final topsoil, compost and seeding completed in Spring 2014. Final site amenities to be completed include plantings on the slopes on either side of the bridge abutment. Ribbon cutting for project is tentatively scheduled for September 2014.
NYSDOS Planning Grant - Waterfront Enhancement Project	Contract has been executed between the City and DOS. Project involves waterfront improvements and the creation of a 2.5 acre waterfront park adjacent to the Duffon site. A contractor has not been procured yet.

<p>NYSDOS Waterfront Redevelopment Strategy</p>	<p>City has been awarded the grant, and contract has been drawn but not executed yet. Project involves update to LWRP and preparation of GEIS for the LWRP and the waterfront redevelopment strategy.</p>
<p>NYSDEC Urban Forestry Grant Round II</p>	<p>Grant has been awarded and contract has been executed. Project involves purchase and planting of 105 trees at scattered locations. Project is underway, with the first phase of trees purchased and site preparation underway along lower Main St., Taldmadge St. and Smith St.</p>
<p>Hudson River Valley Greenway - Youth Enclave Strategic Initiative</p>	<p>Grant awarded in October 2013. Project involves partnership with Pattern for Progress and will create a strategy to encourage college grads and other young people to stay in the area. The report was completed and released in mid-June 2014. Final payment requisition is being prepared for project closeout.</p>
<p>Central Hudson Main Street Revitalization Grant Program</p>	<p>The city applied for and was granted a \$250,000 grant through the Central Hudson Main Street program for the Garden Street/Up-to-Date building improvement project. Contract between CH&G and the City are being prepared. Work is tentatively scheduled to commence in Spring 2015.</p>
<p>Other Projects and Activities:</p>	
<p>WAC continues to meet as projects within their purview arise. The WAC had no meetings during the 3rd Quarter 2014.</p>	
<p>Dutton The O'Neill Group has submitted a site development plan application. The project is currently under review by the Planning Board.</p>	
<p>CUNY NYSolar Smart The City is a participating jurisdiction and partner with City University of New York on a U.S. Dept. of Energy-funded project. CUNY was awarded \$1.4m in Nov. 2013. The project involves developing strategies to eliminate market barriers to rooftop PV and reduce the balance of systems costs for consumers. City staff is participating on the Planning & Zoning Working Group, whose purpose is to create model zoning for municipal use state-wide to streamline and encourage solar installation.</p>	

Community Development - 2014 - 3rd Quarter

Quarterly Statistics and Notes:

Community Development Block Grant (CDBG)

	# of Applications (Including Pulaski Pool)	# Funded	\$ Requested	\$ Recommended
Public Service	12	10	\$232,950	\$126,874*
Public Fac. & Infra.	N/A	N/A	N/A	\$578,952
Planning & Admin	N/A	N/A	N/A	\$140,000

*The City is statutorily capped at 15% of its total allocation for Public Services.

Housing Opportunities for People with Aids (HOPWA)

	# of Applications	# Funded	\$ Requested	\$ Recommended
	4	4	\$774,450	\$612,000

FAÇADE GRANT

	# of Applications	# Approved	\$ Requested	\$ Approved	\$ Paid out this qtr
Economic Development Loan Fund (EDLF)					
	# of Applications	# Approved	\$ Requested	\$ Approved	\$ Paid out this qtr

NOTES:

The Façade Grant is slated for funding during the 2014 program year and will be accepting applications soon, possibly by Summer 2014. The Façade Grant program has not been funded in the past several years, thus we have not had any applications.

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Building Department - 3rd Quarter 2014

Description	Count	Amount
CO Searches	128	18,650.00
Property Inspections	16	1,400.00
Electrical Licenses	8	1,250.00
Plumbing Licenses	12	2,100.00
Gas and Oil Licenses	39	9,900.00
Demolition Permits	24	4,224.15
Building Permits/Operating Permits	413	69,410.60
Reciprocal and Special Permits	17	6,900.00
Total	657	\$113,834.75
Freedom of Information Inquiries	85	
Complaints Received	147	

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2014 v 2013
Crime Comparison
Jan-Sept.

Comparison of Uniform Crime

	2014	2013	CHANGE	% CHANGE
MURDER	2	6	-4	-38%
RAPE	5	8	-3	-38%
ROBBERY	62	82	-20	-24%
ASSAULT	137	142	-5	-4%
TOTAL VIOLENT CRIME	206	238	-32	-13%
BURGLARY	141	150	-9	-6%
ATT. BURGLARY	11	8	3	38%
LARCENY UNAUTHORIZED USE OF MV	447	530	-83	-16%
MV THEFT	3	8	-5	-63%
TOTAL NON VIOLENT	616	717	-101	-14%

Comparison of Arrests and Calls

	2014	2013	CHANGE	% CHANGE
ARRESTS	1224	1432	-208	-15%
CALLS	ATTACHED	ATTACHED	ATTACHED	ATTACHED

Comparison of Tickets

	2014	2013	CHANGE	% CHANGE
PARKING	17785	15994	1791	11%
MOVING	4177	3901	276	7%
ORDINANCE	566	821	-255	-31%
TOTAL	22528	20716	1812	9%

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- 2014 V 2013
Crime Comparison
July-Sept

Comparison of Uniform Crime

	2014	2013	CHANGE	% CHANGE
MURDER	1	4	-3	-75%
RAPE	1	1	0	0%
ROBBERY	18	22	-4	-18%
ASSAULT	64	50	4	8%
TOTAL VIOLENT CRIME	74	77	-3	-4%
BURGLARY	39	81	-42	-52%
ATT. BURGLARY	2	4	-2	-50%
LARCENY UNAUTHORIZED USE OF MV	150	211	-61	-29%
MV THEFT	1	4	-3	-75%
TOTAL NON VIOLENT	6	9	-3	-33%
TOTAL NON VIOLENT	198	309	-111	-36%

Comparison of Arrests and Calls

	2014	2013	CHANGE	% CHANGE
ARRESTS	389	447	-58	-13%
CALLS	ATTACHED	ATTACHED	ATTACHED	ATTACHED

Comparison of Tickets

	2014	2013	CHANGE	% CHANGE
PARKING	8556	4775	3781	79%
MOVING	1546	1763	-217	-12%
ORDINANCE	207	305	-98	-32%
TOTAL	10309	6843	3466	51%

Poughkeepsies' Water Treatment Facility

MEMORANDUM

December 15, 2014

Subject: 3rd Quarter 2014 Status Report

Water Quality/Production Issues

Process data for the 3rd quarter of 2014 are presented in the following tables. Average Daily Flow was 9.63 MGD less than 2013 (9.93 MGD). Raw water turbidity held fairly steady as there were no significant storms within our watershed. Quality was excellent. Plant effluent turbidity averaged 0.03 NTU compared to the drinking water standard of 0.30 NTU Overall turbidity removal averaged 99.9%.

PWTF 2014 Key Process Statistics

Month	Raw Flow,	Turbidity		Residual Solids, gallons	Backwash, gallons	Thickener, gallons	Plate Settler,
	MGD	Influent	Effluent				
July	9.92	35	0.03	919,998	689,000	420,735	28,211
August	9.41	29	0.03	1,579,218	699,000	295,897	26,434
September	9.56	31	0.04	2,016,637	745,000	293,639	35,698
Total	NA	NA	NA	4,515,853	2,133,000	1,010,271	90,343
Average	9.63	32	0.03	1,505,284	711,000	336,757	30,114

Month	Centrifuge #1 gallons	Centrifuge #2 gallons	Centrifuge Total	Centrifuge #1 hours	Centrifuge #2 hours	Centrifuge hours	Centrifuge gpm
July	222,948	234,543	457,486	655.10	666.70	1322	5.8
August	176,690	187,839	364,529	568.10	515.40	1084	5.6
September	160,850	156,451	317,301	515.40	510.70	1026	5.2
Total	560,483	578,833	1,139,316	1,739	1,693	3,431	NA
Average	186,828	192,944	379,772	580	564	1,144	5.5

Plant Upgrade

Bids were advertised September 30, 2014 and received November 6, 2014. Bids are with budget.

Staffing

Staffing remained stable with no retirements.

Stage 2 Disinfection By-Product Waiver

The consent order required the Water Plant upgrade bid to be received by September 30, 2014. Bids were delayed due to design issues and delays in final State approval which was granted September 26, 2014. EPA was advised in the 3rd quarter report that project is currently 43 days behind schedule.

3rd Quarter 2014 Status Report

Wholesale Water

Total water sales for this quarter were 151,062,228 gallons. Income from wholesale customers was \$403,541.14. A breakdown of the usage follows.

Dutchess County Water and Wastewater Authority: The Water Authority used an average of 1.56 MGD, 0.44 MGD less than contracted. Income was \$382,660.28.

Dutchess County 2014 Monthly Demand, Invoice and Effective Rate

Month	Total	Average	Min.	Max.	Invoice
Aug	46,832,000	1,510,710	612,000	1,816,000	\$ 128,739.66
Sep	48,427,000	1,614,233	1,575,000	1,663,000	\$ 124,990.51
Oct	48,297,000	1,557,968	1,487,000	1,596,000	\$ 128,930.11
Average		1,560,970	1,224,667	1,691,667	
Total	143,556,000				\$ 382,660.28

Contract Amount 2,050,000 gpd

Hyde Park Arbors and Greenbush Water Districts: Arbors averaged 23,371 gpd while Greenbush averaged a daily demand of 56,471 gpd.

2014 Arbors and Greenbush 3rd Quarter 2014

Customer	Gallons	days	gpd	Taken	Not Taken	Invoice
Arbors	2,196,876	94	23,371	\$ 4,327.85	\$1,597.91	\$ 5,925.76
Greenbush	5,308,556	94	56,474	\$ 10,457.86	\$4,356.54	\$ 14,814.40
Total	7,505,432		79,845	\$ 14,785.70	\$ 5,954.46	\$ 20,740.16

Arbors take or pay at 32,000 gpd

Greenbush take or pay at 80,000 gpd

Rate is \$1.97/1,000 gallon

Cobey Terrace Customers: The five (5) customers on Cobey Terrace utilized an average day demand of 796 gallons and were charged \$140.70.

X. UNFINISHED BUSINESS:

Councilmember McClinton – wanted to know how is it determined what our electrician or LED contractor can do? Stated that there is profanity written on the sign at King Street Park. There is a house on Forbus Street that has a danger sign on it, said it is a fire hazard, and there is debris outside

Councilmember Hermann – Asked for clarification on LED light replacement and the intensity of the lights. Wanted to know about the crosswalks signage on Hooker: why are we taking signs down in winter, would like signs back up – status of the LWRP grant

Councilmember Perry – why was resolution R-14-77 was taken off the agenda

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Councilmember Johnson – wanted clarification about the LED lights – 1st annual hall of fame

Councilmember Klein – thanks for speaking about LED lights – requests that the historic commission identifies which historic sites are in distress, and redouble efforts to help get the sites back on track – job fair – asks for a report on the charter review commission

Councilmember Petsas – thanks those who voted to override veto – LED lights – flag lights out at Waryas Park and City Hall

Councilmember Rich – LED lights – Potter House wants to know if they can meet with the council

XI. NEW BUSINESS:

Councilmember Petsas – critical article regarding the joint water department – update on the properties that went to tax lien auction

Councilmember Johnson – spoke with Pastor Whitted and is happy to sit down and talk with the Potter House regarding the YMCA

Councilmember Perry – also willing to sit down with Pastor Whitted about the YMCA – questions why Mallory didn't allow Nancy Cozean and Penny Lewis to speak together

Councilmember Hermann – in response to Mr Fox's concern about the easement of construction – in response to Klein regarding the Youth Fair – youth jobs at McDonald's new place – wishes everyone a happy holiday time

Councilmember McClinton – wants a list of permitted after hour stores in her ward – congratulations to the Kennedy Fried Chicken for their good job – asks about the clean up on Rhodes St – asks about being involved in the supermarket meetings

XII. ADJOURNMENT:

A motion was made by **Chairman Mallory** and seconded by **Councilmember Perry** to adjourn the meeting at 9:25 p.m.

Dated: July 18, 2015

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, December 1, 2014 at 6:30 p.m.

Respectfully submitted,
Deanne L. Flynn
City Chamberlain



COMMON COUNCIL MEETING

Common Council Chambers

Monday, December 15, 2014

6:30 p.m.

*6:00 Presentation by Joe Chenier from Engineering
regarding the MS4 Report*

I. ROLL CALL:

III. REVIEW OF MINUTES:

Common Council Meeting of July 7, 2014

Common Council Meeting of July 14, 2014

IV. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

V. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

1. **FROM CITY ADMINISTRATOR BUNYI**, Resolution R14-77, approving the financing for the LED Street Light Replacement Project.
2. **FROM CHAIRMAN MALLORY**, Resolution R14-78, requesting Purchasing Agent issuance of Request for Proposal for janitorial services.

3. **FROM CHAIRMAN MALLORY**, Resolution R14-79, requesting the City Administrator fill vacancy in Department of Public Works for full-time sign maker.
4. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R14-80, approving an Inter-municipal Agreement with the Poughkeepsie City School District for the Student Athletic Basketball Program.
5. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R14-81, declaring City's intention to be lead agent for the Water System Upgrade Project and its circulation thereof.
6. **FROM CHAIRMAN MALLORY**, motion to override mayoral veto of Resolutions R14-70, R14-71 and R14-72 regarding the gift of 204 Church Street.

IX. ORDINANCES AND LOCAL LAWS:

1. **FROM CORPORATION COUNSEL ACKERMANN**, Ordinance O-14-25 amending Section 13-150 entitled "Times, rates and provisions to control" under Article IX entitled "Parking Meters".

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

6. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the proposed approval of a settlement of a tax cert for 235 Main Street.
7. **FROM DIANE A. GEHRINGER**, a notice of personal injury sustained on September 14, 2014.
8. **FROM JOHNNY H. JOHNSON**, a notice of property damage sustained on November 10, 2014.
9. **FROM DAVID MACKEY**, a notice of property damage sustained on October 16, 2014.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT:



**THE CITY OF POUGHKEEPSIE
NEW YORK
SPECIAL COMMON COUNCIL
MEETING MINUTES**

Tuesday, December 23, 2014 6:00 pm

City Hall

Chairman Mallory called the meeting to order at 6:30 p.m.

I. PLEDGE OF ALLIANCE:

ROLL CALL

All Present

II. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

III. MOTIONS AND RESOLUTIONS:

1. A motion was made by Councilmember Rich and seconded by Councilmember Petsas to receive and print.

**RESOLUTION
(R14-81)**

INTRODUCED BY CHAIRMAN MALLORY

WHEREAS, by resolution R14-76 the Common Council duly adopted an amended 2015 budget thereby setting the levy, water rate, sewer rate and sanitation rate; and

WHEREAS, on November 19, 2014, the Mayor sent the resolution back to the City Chamberlain and pursuant to Article II, Section 3.02 of the Charter and Section 3.04 of the Administrative Code he did veto Resolution R14-76 vetoing the Common Council's budget as amended, and

WHEREAS, the Common Council has had sufficient time to consider the Mayor's veto and duly has called a special meeting to override the Mayor's veto of R14-76; and

NOW, THEREFORE, BE IT

RESOLVED that the Common Council of the City of Poughkeepsie does hereby override the Mayor's veto of Resolution R14-76 dated November 19, 2014; and be it further

RESOLVED that the Common Council affirms the amended budget as adopted by the Common Council and that Resolution R14-76 shall be given in full force and effect as if adopted this date;

RESOLVED, in accordance with the Charter and Administrative Code of the City of Poughkeepsie and on or before the date therein specified, a warrant shall be issued to the Commissioner of Finance as City Treasurer, to collect such taxes in accordance with the provisions of the Charter and Administrative Code of the City of Poughkeepsie applicable thereto, with penalties and interest therein provided.

SECONDED BY COUNCILMEMBER RICH

Override Mayoral Veto						
			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

- Accepted
- Defeated
- Tabled

2. A motion was made by Councilmember Rich and seconded by Councilmember Petsas to receive and print.

Corporation Counsel Ackermann informed the council that this resolution is a proposed settlement with regard to 235 Main Street. At your last council meeting, in executive session we discussed the terms of the settlement, it was included in your packet. The council is being asked to approve this settlement for those years, 2009-2014.

**RESOLUTION
(R-14-82)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, there are now pending in Dutchess County Supreme Court tax review proceedings commenced in the years 2009, 2010, 2011, 2012, 2013, and 2014 by Mid-Hudson Properties, Inc.. concerning a certain parcel of real property in the City of Poughkeepsie known as 235 Main

Street seeking a reduction in the tax assessment rolls for the 2009, 2010, 2011, 2012, 2013 and 2014 assessment year; and

WHEREAS, the City Assessor and Corporation Counsel recommend that settlement of these tax review proceedings on the terms and conditions set forth herein below;

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby approves the settlement on behalf of the City of Poughkeepsie of the tax review proceedings by Mid-Hudson Properties, Inc. bearing Westchester Index Nos. 15641/2009, 17333/2010 and 12841/2011 and Dutchess County Index Nos. 04132/2012, 04257/2013 and 50434/2014 and by reducing the assessments as set forth in the proposed Stipulation of Settlement annexed to this Resolution; and be it further

RESOLVED, that the Mayor, the City Administrator, the Commissioner of Finance, the City Assessor and the Corporation Counsel are hereby authorized to take all action necessary and appropriate to effectuate the terms of this Resolution including but not limited to the execution of a Stipulation, the obtaining of an Order from the Dutchess County Supreme Court embodying the above settlement and a refund or crediting of tax payments all in accordance with the above authorized settlement.

SECONDED BY COUNCILMEMBER PETSAS

R14-82			Yes/Aye	No/Nay	Abstain	Absent
		Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A motion was made by Councilmember Rich and seconded by Councilmember Petsas to receive and print.

City Administrator Bunyi resolution taking the LED lighting program to the next level, which is the financing. As you remember this is the first phase, and we need this first phase so that we can proceed with the second phase, which includes basically addressing the poles that belong to Central Hudson. It is a very straight forward resolution, which has been reviewed by our Bond Counsel, The progress of the work has already begun. If you have driven through Route 9, you will see that 75% of the lights on Route 9 are already operational and the next move, once the financing is done, we will be in the

Special Common Council Meeting Minutes of Tuesday, December 23, 2014

process of securing the lights for Route 9 as soon as possible so that can be done, before the rest of the city can be done.

**RESOLUTION
R14-77**

**EXTRACT OF MINUTES
[LED Lighting]**

INTRODUCED BY COUNCILMEMBER RICH

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on December 23, 2014 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chairman Mallory, and, upon roll being called, the following members were:

PRESENT:

Councilmember Christopher D. Petsas
Councilmember Joseph Rich
Councilmember Robert L. Mallory, Jr.
Councilmember Lee David Klein
Councilmember Ann Perry
Councilmember ShaRon McClinton
Councilmember Randall A. Johnson II
Councilmember Tracy Hermann

ABSENT:

The following persons were ALSO PRESENT:

The following resolution was offered by Councilmember Rich, seconded by Councilmember Petsas, to wit;

BOND RESOLUTION DATED DECEMBER 23, 2014

A RESOLUTION AUTHORIZING THE INSTALLATION OF LED LIGHTING IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,180,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The acquisition and installation of LED lighting improvements including traffic lights and systems to replace existing traffic lights and systems at various locations throughout the City, to achieve energy savings, is hereby authorized at an estimated maximum cost of \$314,797, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 72 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty years.

SECTION 2. The acquisition and installation of LED lighting improvements including street and area lighting at various locations throughout the City, to achieve energy savings, is hereby authorized at an estimated maximum cost of \$2,865,203 and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 35 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is fifteen years.

SECTION 3. It is hereby determined that the aforesaid purpose described constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which have been determined under SEQR not to have a significant impact on the environment.

SECTION 4. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an amount not to exceed \$3,180,000, hereby authorized to be issued therefor pursuant to the Local Finance Law. The City anticipates receiving NYSERDA grant funds in the estimated amount of \$190,098 for the project purpose, to be applied to repay obligations so issued.

SECTION 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 6. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 7. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said 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 said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 8. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 9. The Commissioner of Finance 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 bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 10. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 12. This resolution shall take effect immediately.

SECONDED BY COUNCILMEMBER PETSAS

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

Councilmember Christopher D. Petsas	VOTING _____
Councilmember Joseph Rich	VOTING _____
Councilmember Robert L. Mallory, Jr.	VOTING _____
Councilmember Lee David Klein	VOTING _____
Councilmember Ann Perry	VOTING _____
Councilmember ShaRon McClinton	VOTING _____
Councilmember Randall A. Johnson II	VOTING _____
Councilmember Tracy Hermann	VOTING _____

The foregoing resolution was thereupon declared duly adopted.

Approved: December 23, 2014

John C. Tkazyik
Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 15th day of December, 2014 and entitled:

BOND RESOLUTION DATED DECEMBER 15, 2014

A RESOLUTION AUTHORIZING THE INSTALLATION OF LED LIGHTING IMPROVEMENTS AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,180,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this ____ day of _____, 2014.

-SEAL-

Deanne Flynn
City Chamberlain

Executive Summary--Not a part of the Resolution

This New Resolution for **\$3,180,000 LED Lighting Improvements** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1:	Acquisition and installation of LED traffic signals and systems at various locations	20 years	\$314,797	\$0	\$314,797
Section 2:	Acquisition and installation of LED lighting improvements including street and area lighting at various locations	15 years	\$2,865,203	\$0	\$2,865,203
Grand Total				\$0	<u>\$3,180,000</u>

Grant Funds estimated: NYSERDA \$190,098

RI4-77						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. A motion was made by Councilmember Rich and seconded by Councilmember Petsas to receive and print.

Chairman Mallory before us is a resolution funding and supporting a vehicle needed for the electrician. This will help us out with LED lighting, installment for the city, to provide a safe use of a vehicle for any activities for the electrician department.

**RESOLUTION
(R-14-83)**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, by resolution R14-77 the Common Council of the City of Poughkeepsie approved the funding of a Project known as the LED Street Light Replacement Project Phase 1; and

WHEREAS, the Common Council is desirous of utilizing city staff to partially install a portion of the LED lights;

WHEREAS, in order to undertake such a project, city staff needs proper equipment including a properly operating "platform" truck which could be funded through the utilization of city staff to install a portion of the LED lights; and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby authorizes and requires the purchase of a new "platform" truck in order to utilize city staff to install a portion of the lights installed under the LED Street Light Replacement Project Phase 1; and be it further

RESOLVED, that the Mayor, the City Administrator, the Commissioner of Finance, the City Assessor and the Corporation Counsel are hereby authorized to take all action necessary and appropriate to effectuate the terms of this Resolution.

SECONDED BY COUNCILMEMBER PETSAS

R14-83			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

X. ADJOURNMENT:

A motion was made by **Councilmember Rich** and seconded by **Councilmember Petsas** to adjourn the meeting at 7:13 p.m.

Dated: July 23, 2015

I hereby certify that this true and correct copy of the Minutes of the Special Common Council Meeting held on Tuesday, December 23, 2014 at 6:30 p.m.

Respectfully submitted,
Deanne L. Flynn
City Chamberlain



**SPECIAL MEETING OF THE
COMMON COUNCIL**

Common Council Chambers
Tuesday, December 23, 2014
6:30 p.m.

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

II. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

III. MOTIONS AND RESOLUTIONS:

1. **FROM CHAIRMAN MALLORY**, Resolution R14-81, overriding the Mayoral veto of Resolution R14-76 (adopting the 2015 Budget with amendments).
2. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R14-82, approving the settlement of a tax certiorari for 235 Main Street.
3. **FROM CITY ADMINISTRATOR BUNYI**, Resolution R14-77, approving the financing for the LED Street Light Replacement Project.
4. **FROM CHAIRMAN MALLORY**, Resolution R14-83, requesting funding from the LED Street Light Replacement Project be used to purchase a vehicle for DPW.

IX. ADJOURNMENT:



**ORGANIZATION MEETING OF THE
COMMON COUNCIL**
Common Council Chambers
11:00 a.m.
Friday, January 2, 2015

I. PLEDGE OF ALLEGIANCE:

II. ROLL CALL

All present

III. NOMINATIONS AND ELECTIONS:

1. A motion was made by **Councilmember Hermann** and seconded by **Councilmember Rich** to nominate **Councilmember Petsas** as **Council Chair**.

Council Chair Nominee						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by **Councilmember Hermann** and seconded by **Chairman Petsas** to nominate **Councilmember Rich** as **Council Vice-Chair**.

Council Vice Chair Nominee						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. Majority Leader: The Democratic Caucus has selected and appointed **Tracy Hermann** as 1st Ward Majority Leader.
4. Minority Leader: Request to self-nominate **Lee David Klein**, by reason of default.

IV. RESOLUTIONS:

1. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-1)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that the Common Council adopts for use during the year 2015 the Rules of Conduct and Procedure of the Common Council of the City of Poughkeepsie, a copy of which is attached hereto and made a part of this Resolution.

SECONDED BY COUNCILMEMBER HERMANN

***RULES OF CONDUCT AND PROCEDURE: BY-LAWS OF THE
COMMON COUNCIL OF THE CITY OF POUGHKEEPSIE FOR THE YEAR 2015***

RULE I. Regular meetings of the Common Council shall be held on the first and third Mondays of each month at six thirty in the evening at the City Hall, or at such other place as the Chairperson shall appoint. The first regular meeting of January shall be held on January 2, 2015 at eleven thirty in the morning at City Hall. In case of a holiday on any such day, the regular meeting shall be held on the Tuesday following at six thirty in the evening. The Common Council may adjourn when convened, to any other day or place, every such stated or adjourned meeting of the Council. In addition, there shall be informational meetings and special meetings held as provided in the Charter.

RULE II. The Common Council shall elect its Chairperson and Vice Chairperson in the manner provided for in the Charter. In the event of a vacancy in the office of Chairperson, the Vice Chairperson shall become Chairperson and the Council, at its next regular meeting and within thirty (30) days of the vacancy in Chairperson, shall elect, by majority vote, a new Vice Chairperson. In the event of a vacancy in the office of Vice Chairperson, the Council shall, by majority vote, elect a Vice Chairperson, at its next regular meeting and within thirty (30) days of vacancy of the office.

RULE III. Committee of the Whole, as so directed by the Chairperson of the Council, shall meet on either the 2nd Monday or the 4th Monday of the month at 6:30 p.m. The purpose of such meetings is for discussion, oversight, and strategic planning to those

Official Minutes of the Organizational Meeting of January 2, 2015

matters associated with **Finance** (tax/revenue, accounting, purchasing, payroll, risk management, human resources, budget management, data processing, debt management, treasury, assessor), **Public Safety/Public Works** (police department, neighborhood recovery, animal control, juvenile, communications, support services, fire department, fire suppression and prevention, code inspections, hydrant management, department of public works, engineering, building and grounds, garage, street maintenance, snow removal, street lighting, sanitation, transit, parking, water, sewer, trees, parks, and recreation), **Economic/Physical Planning/Development** (planning and zoning, property development, community development, Section 8 housing) and **Social/Community Issues** (senior citizens, youth programs, arts, schools, use of technology).

In order to promote community participation, the rules may be suspended at meetings of the Committee of the Whole to allow members of the public to speak on matters before the Committee.

The City Chamberlain will be responsible for maintaining the minutes of each meeting.

RULE IV. The City Chamberlain shall record the attendance at meetings. The order of business at regular meetings shall be as follows:

1. Pledge of allegiance and Roll Call.
2. Review of the minutes of the previous meeting.
3. Reading by City Chamberlain of any resolution or other item not listed on the printed agenda.
4. Public participation for a period not to exceed 45 minutes. At the outset of each meeting, individuals will be asked to register their intent to speak, providing their name and address. Each speaker may speak for up to three minutes on an agenda item or any aspect of City government or legislation. When the number of persons who have registered to speak requires that the allotted 45 minutes will be exceeded, an additional 15 minutes will be allotted for registered speakers, following all other business of the Council. Suspension of the rules will, as needed, be considered for those matters where further public participation may be warranted.
5. Mayor's comments
6. Chairperson's comments and presentations
7. Motions and resolutions.
8. Ordinances and local laws.
9. Presentation of petitions and communications.
10. Unfinished business.
11. New business.
12. Adjournment.

RULE V. The order of business may be departed from by majority vote of the members present.

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RULE VI. The presiding officer shall preserve order and decorum, and shall decide questions of order, subject to an appeal to the Common Council; the appeal to be taken without debate. The presiding officer shall designate the seating arrangement for Councilmembers and staff at Council meetings and the order of voting of Councilmembers on all matters coming before the Council for vote. The presiding officer may, if (s)he so desires, present motions and resolutions to the Common Council, and (s)he may debate on any question which is being considered by it. The presiding officer, if (s)he deems it appropriate, may allow Councilmembers or the Mayor to respond to or comment upon public comments made at each regular meeting during public participation (Item 4 of the Agenda set forth in Rule IV above), prior to the adjournment of the meeting.

RULE VII. When a question is under debate, no new motion shall be received, unless for the previous question, to amend it, to lay on the table, to commit it, to postpone it, or to adjourn.

RULE VIII. A motion to lay a question on the table shall be decided without amendment or debate, and a motion to postpone shall be decided without debate.

RULE IX. A motion to adjourn shall always be in order; and shall be decided without debate.

RULE X. Every member who shall be present when a question is put, shall vote for or against the same, or abstain with reasons for the abstention stated upon the record.

RULE XI. No question or motion, once put, or lost, shall again be put unless reconsidered; and a motion for reconsidering must be made not later than the next regular meeting after that on which the decision proposed to be reconsidered took place, and shall be made by a member who voted with the prevailing side. All motions for reconsidering must be passed by the affirmative vote of a majority of the voting power of the Common Council.

RULE XII. On the demand of any member, a roll call vote on any question shall be taken by ayes and nays; and it shall be the duty of the City Chamberlain to enter on the minutes the names of the members voting for or against the question, and also the name of the member demanding the roll call vote.

RULE XIII. All appointments of officers and fixing of salaries shall be by ayes and nays.

RULE XIV. The legislation described below shall be read and laid over until the next meeting of the Common Council unless a majority of the Common Council consent for immediate action. This rule shall apply to:

- (a) The adoption of the budget
- (b) Ordinances

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- (c) Resolutions amending the Rules and By-Laws of the Council
- (d) Resolutions appropriating money, amending the budget, or approving the execution of contracts.

RULE XV. In order to hear persons other than members of the Common Council, the Mayor, and members of City staff, it shall be necessary to pass a motion suspending the rules of order. A motion to suspend the rules may be made at any time during the meeting and shall be decided without debate. Any such person speaking shall confine himself-herself to the subject and not longer than three (3) minutes, unless the time is extended by the Chairperson. This rule shall not apply to public hearings.

RULE XVI. All meetings of the Common Council shall be recorded by means of a mechanical recording device. The taped results of the meetings shall be kept in the Office of the City Chamberlain, and shall be under his/her jurisdiction and control. A record of the proceedings shall be printed as soon as possible after each meeting and presented to the Common Council at its next meeting for its approval or correction. Twenty copies shall be bound annually in a volume to be preserved in the Office of the City Chamberlain. The minutes shall be available for public review in the Office of the City Chamberlain, and the City Chamberlain shall give a copy of the minutes to persons requesting the same to the extent that they are available. When a request is made for an annual record of the minutes, an annual fee of thirty (\$30.00) Dollars shall be made to cover the expenses of the handling and recording and mailing if the record is on paper. A Ten (\$10.00) Dollar fee shall be paid if the record is digital.

RULE XVII. An executive session is that portion of the meeting not open to the public because of the consideration of matters authorized for Executive Session pursuant to the New York State Open Meetings Law. Proposals, discussions, statements and transactions in executive session are intended to be and shall be held and maintained in confidence and shall not be disclosed.

RULE XVIII. Members of the public shall be prohibited from approaching any Councilmember or the Council dais and seating area in Council chambers during any regular, committee, or special meeting of the Common Council.

RULE XIX. The Mayor may be invited to comment to and address the Council and the public on any issues of public concern raised by Councilmembers at the Council's regular meetings each month, prior to motions and resolutions being heard and at any time thereafter at the discretion of the Council chairperson.

RULE XX. All legislation, including local laws, motions, resolutions, and ordinances presented to the Common Council, except for procedural motions, such as motions to amend and motions to refer, shall be numbered to simplify the tracking of such legislation, with the number clearly marked below the title of each piece of legislation and on Common Council agendas, as follows:

Local Laws:	LL-Year- Sequential Number (LL01-1; LL01-2; etc.)
Motions:	M-Year-Sequential Number (M01-1; etc.)

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Resolutions: R-Year- Sequential Number (R01-1; etc.)
Ordinances: O-Year- Sequential Number (O01-1; etc.)

RULE XXI. The Chairperson of the Common Council shall give an address in response to the Mayor's annual state of the City address presented pursuant to section 3.02 of the City Charter at the next regular meeting of the Common Council following the Mayor's address.

RULE XXII. The Chairperson, or Vice Chairperson in the Chairperson's absence, is authorized to excuse a Councilmember from attending up to three (3) consecutive regular meetings of the Common Council because of a medical injury or illness which physically prevents the Councilmember from attending the meeting(s), if the medical injury or illness and physical inability to attend the meeting(s) is documented by a physician's note. Absences beyond three (3) consecutive regular meetings, for no more than an additional three (3) consecutive regular meetings, may be excused by a majority vote of the entire Council, based upon a written physician's note documenting the medical injury or illness which physically prevents the Councilmember from attending the meeting(s).

RULE XXIII. The following rules shall apply to a legally required public hearing held before the Common Council:

- (a) Speakers shall register in writing prior to the beginning of the hearing by providing their name, address, and organization, if any. Individuals arriving after the commencement of the hearing shall be permitted to register upon arrival as long as the Chairperson has not closed the hearing.
- (b) The Chairperson shall recognize each speaker, in the order registered, when the hearing is commenced. Speakers shall identify themselves, their address and organization, if any, prior to the remarks.
- (c) Speakers must limit their remarks to five (5) minutes. Remarks shall be addressed only to the hearing issues. Speakers may not yield any remaining time they may have to another speaker.
- (d) All remarks shall be addressed to the Council as a body and not to any individual member thereof.
- (e) Speakers shall observe the commonly accepted rules of courtesy, decency, dignity and good taste. Any loud, boisterous individual shall be asked to leave Council chambers by the Chairperson and may be removed at the request of the Chairperson. Speakers addressing issues outside the scope of the hearing shall be asked to cease their comments.
- (f) Interested parties may address the Council by written communication. The statements shall not be read at the hearing, but shall be provided to all Councilmembers and entered in the minutes of the hearing by the Chamberlain.

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(g) The Chamberlain shall include in the minutes of the hearing the name, address and organization, if any, of each speaker, a summary of the remarks, and written statements submitted to the Council.

Adopted by the Common Council; January 2, 2015

Resolution R15-01

R15-1			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-2)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that Robert’s Rules of Order be and the same hereby are adopted as the Parliamentary Rules of the Common Council for the year 2015.

SECONDED BY COUNCILMEMBER HERMANN

R15-3			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R-15-3)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that the amount of the faithful performance duty bond, to be executed by the Commissioner of Finance as City Treasurer, and filed in the Dutchess County Clerk’s Office, pursuant to Section 2.12 of the Administrative Code of the City of Poughkeepsie, be and the same hereby is fixed at the sum of Five Thousand (\$5,000) Dollars; and be it further

RESOLVED, that the amount of the faithful performance duty bond, to be executed by the City Chamberlain and filed in the Dutchess County Clerk’s Office, pursuant to Section 2.12 of the Administrative Code of the City of Poughkeepsie be and the same hereby is fixed at the sum of Five Thousand (\$5,000) Dollars; and it is further

RESOLVED, that the amount of the faithful performance duty bond to be executed by the Clerk of the City Court and filed in the Dutchess County Clerk’s Office pursuant to Section 5 of the Act Creating a City Court in and for the City of Poughkeepsie, New York, be and the same hereby is fixed at the sum of Five Thousand (\$5,000) Dollars; and be it further

RESOLVED, that the Commissioner of Finance be and s/he hereby is empowered and directed to procure a public employee’s faithful performance blanket position bond in the sum of Five Thousand (\$5,000) Dollars covering every officer and employee of the City, with excess coverage in the amount set opposite the following office and position:

Collection in Department of Finance,
 Treasury Division.....\$20,000;

and it is further

RESOLVED, that all the premiums which may become due on said bonds during the year 2015 shall be paid by the City as a proper City expense.

SECONDED BY COUNCILMEMBER HERMANN

R15-3			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-4)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that the Commissioner of Finance be and s/he hereby is authorized and directed to draw warrants in favor of Chase Bank, Key Bank of New York, M & T Bank, Riverside Bank, Bank of America, TD Bank, Chase Manhattan Bank and Depository Trust Co., Rhinebeck Bank and Ulster Savings Bank for principal and interest on the public debt as it becomes due from time to time during the year 2015, and be it further

RESOLVED, the Commissioner of Finance, upon presentation to her or him of properly approved payrolls, be and s/he hereby is authorized and directed to pay the monthly and bi-weekly salaries and wages to the officers and employee of the City who shall be entitled to receive the same during the year 2015.

SECONDED BY COUNCILMEMBER HERMANN

R15-4		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-5)**

INTRODUCED BY COUNCILMEMBER RICH

RESOLVED, that Chase Bank, Bank of America, Key Bank of New York, Riverside Bank, a division Salisbury Bank, TD Bank, Rhinebeck Bank and M & T Bank, all of which are located in the City of Poughkeepsie, be and they hereby are designated as the banks in which the Commissioner of Finance is empowered and directed to deposit all monies of the City of Poughkeepsie; subject to such rules and regulations as the Common Council may from time to time prescribe and subject to such laws and regulations as may be prescribed by the State and Federal Governments from time to time hereafter in relation hereto; and be it further

Official Minutes of the Organizational Meeting of January 2, 2015

RESOLVED, that the Commissioner of Finance be authorized to invest idle cash balances in her or his custody with any bank or trust company authorized to do business in New York State and to otherwise make investments pursuant to the investment policy, as adopted and amended from time to time by the Common Council and subject to such laws and regulations in relation thereto as may from time to time be prescribed by the State and Federal governments; and be it further

RESOLVED, that the City Chamberlain be and hereby is directed to mail a copy of this resolution to each such depositories.

SECONDED BY COUNCILMEMBER HERMANN

R15-5						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

6. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-6)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that the "Poughkeepsie Journal" a newspaper published in the City of Poughkeepsie, be and is hereby designated as the official newspaper of the City of Poughkeepsie for the year 2015.

SECONDED BY COUNCILMEMBER HERMANN

R15-6						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

7. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-7)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby appoints the City Chamberlain and the Deputy City Chamberlain as Marriage Officers in accordance with and subject to the provisions of Domestic Relations Law §11-c; and be it further

RESOLVED, that the Marriage Officers are hereby appointed for a term of one year, subject to the pleasure of the Common Council.

SECONDED BY COUNCILMEMBER HERMANN

R15-7			Yes/Ayc	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

8. A motion was made by Councilmember Rich and seconded by Councilmember Hermann to receive and print.

**RESOLUTION
(R15-8)**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED, that the Common Council of the City of Poughkeepsie hereby adopts the purchasing policy of which a copy is attached hereto and made a part of this resolution.

BE IT FURTHER RESOLVED, that any Request for Proposal or Qualification which shall ultimately need Common Council approval shall be approved by the Common Council in advance to its release.

SECONDED BY COUNCILMEMBER HERMANN

CITY OF POUGHKEEPSIE



PURCHASING HANDBOOK POLICIES AND PROCEDURES

Jan. 1, 2015

1 | Page

COMPETITIVE BIDDING-GENERAL MUNICIPAL LAW, SECTION 103

General Municipal Law, Section 103, contains the primary requirements and reads in part:

“Except as otherwise expressly provided by an act of the legislature of by a local law adopted prior to September 1, 1953, all contracts for public work involving an expenditure of more than Thirty Five Thousand dollars and all purchase contracts involving an expenditure of more than Twenty Thousand dollars, shall be awarded by the appropriate officer, board, or agency of a political subdivision or of any district therein including but not limited to a soil conservation district, to the lowest responsible bidder furnishing the required security after advertisement for sealed bids in the manner provided by this section.”

BEST VALUE:

May award purchase contracts subject to bidding under General Municipal Law §103, including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract.

- A. The Criteria used to determine “Best Value” shall be made on an objective and quantifiable analysis of such criteria. The criteria may include, but is not limited to, any or all of the following:
 - Cost of Maintenance
 - Proximity to the end user if distance and response time is a significant term
 - Durability
 - Availability of replacement parts or maintenance contractors
 - Longer product life
 - Product performance criteria
 - Quality of craftsmanship
 - Price
- B. Where appropriate, the solicitation shall identify the relative importance and/or weight of each criterion identified.
- C. The basis for award shall be documented in the procurement file and in advance of the initial receipt of offers. See Local Law (LL-14-2) for additional information.

APPRENTICESHIP PROGRAM:

Any contractor or subcontractor who bids on a construction project having an anticipated value in excess of \$100,000.00, must have apprenticeship agreements appropriate for the type of work and scope of work to be performed. The apprenticeship program (s) must have been registered with the New York State Commissioner of Labor in accordance with Article 23 of the Labor Law. See Resolution R-11-34 for additional information.

PURCHASE CONTRACTS

1. Purchases of commodities and equipment, not the purchase of land.
2. Public works contracts: involve services, labor and construction and may also include materials used.
3. Aggregate amounts:
 - a. Bid when it is known or can reasonably be expected that the aggregate amount to be spent will exceed the bid limits within a fiscal year. Items of a similar nature which are generally handled by one vendor should be grouped together when determining the aggregate amount in one fiscal year.

EXCEPTIONS TO COMPETITIVE BIDDING-STATUTORY

1. Purchases through the Office of General Services;
2. Purchases under county contract; Piggybacking
3. Second-hand goods or surplus items from Federal or State government or another political subdivision;
4. Emergency: In the case of public emergency arising out of an accident or other unforeseen occurrence or condition whereby circumstances affecting public buildings, public property or the life, health, safety of property of the inhabitants of a political subdivision, require immediate action which cannot wait competitive bidding;
5. Municipal hospital purchases;
6. Purchases through agencies for the blind and severely handicapped;

7. Goods made in correctional facilities; Corecraft
8. Perishable foods-school districts only
9. Products offered by the Federal Government, Government Services Administration (GSA) Schedules 70 & 84

EXCEPTIONS TO COMPETITIVE BIDDING-COMMON LAW

1. Professional services-services which do not readily lend themselves to competitive bidding.

Guidelines:

- a. Whether the services are subject to State Licensing or testing requirements;
- b. Whether substantial formal education or training is a necessary prerequisite to the performance of the services;
- c. Whether the services requires a personal relationship between the individual and municipal officials.

Examples:

Services of a certified public accountant, services of an engineer engaged to prepare plans; securing insurance coverage or services of an insurance broker; printing services involving extensive writing; editing or art work; computer software or programming services for customized programs.

Whenever possible, alternative proposals or quotations for goods and services shall be secured by use of written requests for proposals, written quotations, verbal quotations or any other method of procurement for services listed above.

2. Sole Source;

A sole source can be a manufacturer, software developer or service provider that sells direct and there are no other sources offering an "or equal". Prior to a vendor being considered a sole source, a letter on the manufacturer's official letterhead must be on file with the Purchasing Agent detailing their sole source status.

3. Single Source;

A single source could be a distributor/wholesaler/retailer that has a contractual agreement for a specific territory to the exclusion of others. Prior to a vendor being considered single source, a letter on the manufacturer's official letterhead must be on file with Purchasing Agent detailing their single source status.

4. Leases: true leases, not installment purchases
5. Work performed by municipal employees under municipal cooperation agreements.

FTA THIRD PARTY CONTACTING REQUIREMENTS

CITY OF POUGHKEEPSIE TRANSIT SYSTEM

If requested FTA Manual is available in the Purchasing Office

STANDARDS OF CONDUCT

Every City of Poughkeepsie employee and department involved in the award or administration of contract will be given a copy of the City's standards of conduct, and will be required to sign a statement that they are familiar with and will abide by these standards.

1. Employees must not engage in outside employment which is inconsistent with their City responsibilities. For example, furnishing advice or services to a firm bidding on or planning to bid on a contract with the City, or which is doing business presently with the City.
2. No employee, officer, agent, immediate family member, or Board member of the City of Poughkeepsie shall participate in the selection, award, or administration of a contract supported by FTA funds if a conflict of interest, real or apparent, would be involved.
3. The City of Poughkeepsie's employees, officers, agents, or Board members will neither solicit nor accept gifts, gratuities, favors, or anything of

monetary value from contractors, potential contractors, or parties to sub-agreements.

4. Employees occupying positions which are directly involved in government procurement processes are required to disclose any investments in businesses which engage in bid activities with the City.

Failure to abide by these standards of conduct will result in disciplinary action, up to and including, termination. If said employee is a member of a union and is bound by a collective bargaining agreement, the sanctions undertaken will be addressed within the agreement.

BIDDING PROCEDURES:

1. Bid notice must be published in the municipality's official newspaper, if any, or otherwise in a newspaper designated for such purpose. The law only requires a statement of the time and place where bids received will be opened.

At least five days must lapse between the first publication and the date specified for opening and reading

In the case of an FTA funded procurement, the FTA website, (the current Master Agreement and FTA Best Practices Manual, found on the FTA Website, should be checked for the FTA required clauses.) shall be checked for FTA required clause at the time of the FTA funded procurement. Changes/addition/deletions shall be made accordingly.

2. Bid specifications documents which describe what the municipality is purchasing
3. The statute requires that some type of security be required-bid bonds, retained percentage, or bid deposit.
4. Non-Collusion Certificate -GML-§103d-required in every bid or proposal.
5. Iran Divestment Act Document --GML §103g --Required in every bid or proposal.
- 6.

STANDARDIZATION – GML §103(5)

Bidding for a particular brand, make or model

1. Adopt a resolution by a vote of 3/5 of the governing body explaining reason for standardization.

Guidelines:

- a) A substantial amount of equipment of the same make is presently being used by the municipality and uniformity of the make is essential to economy or efficiency
- b) Service facilities are peculiarly adapted to the handling of a particular make of equipment and cannot be converted economically
- c) The municipality has on hand a substantial supply of spare parts for a particular make of equipment and they cannot be disposed of except at a substantial loss
- d) The design, plan or method of construction of an installation is peculiarly suited to a particular make of equipment and cannot be altered economically
- e) Local geographic or atmospheric conditions require the use of a particular make of equipment to the exclusion of all others
- f) Employees are trained to operate one make of equipment and cannot be trained economically to operate other makes

BID OPENING:

“...all bids received shall be publicly opened and read at the time and place so specified...”

1. Governing body may designate any officer or employee to open bids
2. The bids must be recorded in the manner provided by the governing body and reported to the governing body at the next regular or special meeting.
3. Bid mistakes bidder makes a unilateral mistake in calculation the proposal. Bidder may withdraw the bid within three days after opening or before awarding the contract, whichever is shorter if
 - a. The price the bid was based is an error of such magnitude that enforcement would be unconscionable

- b. The bid was submitted in good faith and the bidder submits credible evidence that the mistake was a clerical error as opposed to a judgment error
- c. The error in the bid is actually due to an unintentional and substantial arithmetic error or an unintentional omission of a substantial quantity of work, labor, material, or services made directly in the compilation of the bid, which error can be clearly shown and
- d. It is possible to place the municipality in status quo. The bid is withdrawn and the security is returned. The municipality cannot agree to amend or reform the bid to rectify the mistake.

AWARD OF BIDS:

All contracts " shall be awarded by the appropriate officer, board or agency....to the lowest responsible bidder furnishing the required security after advertisement for sealed bids."

1. Non-compliance with bid specifications

Municipality may decline bids which fail to comply with the literal requirements of the bid specifications, or it may waive a technical non-compliance with bid specs if the defect is a mere irregularity and it is in the best interests of the municipality to do so. Where the variance between the bid and the specification is material or substantial, the defect may not be waived and the municipality must reject the bid.

2. Responsibility of the Bidder:

Governing body determines based on: accountability, reliability, financial responsibility, capital resources, skill, judgment, integrity, prior criminal activity or moral worth.

REJECTION AND RE-ADVERTISEMENT

Governing body in its discretion, may reject all bids and re-advertise.

WICKS GML §101

Separate specifications for all contracts for the erection, construction, reconstruction or alteration of buildings when the entire cost exceeds \$50,000 be prepared so as to permit separate bidding for:

1. Plumbing and gas fitting;
2. Steam heating, hot water heating, ventilation and air conditioning apparatus; and
3. Electric wiring and standard illumination fixtures.

INTENT:

It is the intent of this section to show the limits of purchase by the City of Poughkeepsie Departments, with respect to the limitations set forth by the State of New York, General Municipal Law § 103 §103b

Limits are as follows: Commodity(s)	\$20,000.00
Public Works Contracts	\$35,000.00

In addition to these limits, a procedure must be enacted by the local governing body (The Common Council) that sets forth the policy on purchase of goods and services which do not have to be bid.

The following will show the procedure that the City of Poughkeepsie will follow with respect to the purchase of goods, commodities and public works contracts.

AUTHORIZATION:

The payment of all invoices is the responsibility of the City of Poughkeepsie Finance Department, through the efforts of the Audits and Accounts Division, City Auditor, and the Purchasing Agent, with the direct supervision of the Commissioner of Finance.

The authorization for all payment of invoices is the responsibility of the Department Head or authorized representative; conversely the Department Head is the only person authorized to order equipment or services.

METHODS OF PURCHASE:

If a Department Head/Division Head has items and funds to purchase in the fiscal year's budget, the following procedure should be used to obtain the commodity or public works service:

1. Look at the estimated monetary amount allocated for the item, check the attached chart for the procedure to use, follow the procedure
2. If the procedure required involves a request for proposal, or a full advertised bid or (3) or more written quotations, the Purchasing Department should be called to find out if the item is on a New York State or Dutchess or other County Contract, or what will be involved in the purchase of that item.
3. Once a method of purchase has been chosen from the attached chart (s), it will be the responsibility of the department head or designated representative to perform the following:
 - a. Generate a "Request for Authorization" for the purchase of the commodity or public works service.

After the generation of the RFA, a modified flow chart of the routing is as follows:

- CITY DEPARTMENT:
Invoice or Purchase Order

TO
- AUDITS & ACCOUNTS AND/OR PURCHASING DEPARTMENT:
Invoice Becomes a Check
Purchase Order is approved and printed

TO
- VENDOR:
Purchase Order or Check
- CITY DEPARTMENT
Copy of Purchase Order

The above may be altered, as is the case in a Blanket Purchase Order or Public Work Contract purchase order, where multi payments may be made from a single Purchase Order Number. The flow will not be broken, the only difference will be in the number of payment sent to the vendor.

In ALL instances; purchase orders must be completed before a purchase is made. The only exception is an emergency purchase as described on page 3.

METHODS OF PAYMENT:

The payment for commodities and public work services are made in the following manner:

Goods or Services Delivered to the City Department

Vendor sends invoice for goods

Invoice entered into NWS/LOGOS System by Department. Invoice is signed by Department Head and sent to Audits & Accounts for payment processing. (Audits & Accounts must have all of the paper work in place in order to cut a check to the vendor)

Check sent to Vendor

SALE OF PROPERTY – REAL OR PERSONAL

Villages and Cities have the power to sell real or personal property as required for municipal purposes. There are no statutory guidelines.

PROPERTY WHICH MAY BE SOLD:

No requirement that property be declared surplus, but legislative body should make determination that property is no longer needed for public use.

Wharves, cemeteries and parks are held in public trust and may not be diverted to other uses or sold without State legislative authorization.

METHOD OF SALE:

Legislative body determines method of sale and notice of public hearing requirements.

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Method of sale should be the one which is thought to bring the best price or maximum financial benefits:

1. Public auction
2. Private negotiated sale request for proposals
3. Or any other reasonable method

PRICE:

Fair market value must be received – best price available in the board's judgment or the most beneficial terms available. Cannot make a gift of property or sell for nominal consideration.

SALE WHEN NO MARKET VALUE:

Make an attempt at sale of the property to prove no market value, than may discard or donate the items without being considered a gift.

Contract Threshold Chart

PURCHASE CONTRACT	
ESTIMATED AMOUNT	REQUIREMENT
\$1,000 - \$4,999	N/A
\$5,000 - \$9,999	2 Written or Electronic Quotations
\$10,000 - \$20,000	3 Written or Electronic Quotes
Above \$20,000	Formal Advertised Bid
PUBLIC WORKS CONTRACT	
ESTIMATED AMOUNT	REQUIREMENT
\$1,000 - \$4,999	N/A
\$5,000 - \$9,999	2 Written or Electronic Quotations
\$10,000 - \$35,000	3 Written or Electronic Quotations
Above \$35,000	Formal Advertised Bid

Bid Protest Policy

CITY OF POUGHKEEPSIE
BOARD OF CONTRACTS

BID PROTEST PROCEDURES

There are three basic types of protests, based on the time in the procurement cycle when they occur.

- A pre-bid or solicitation phase protest is received prior to the bid opening or proposal due date.
- A pre-award protest is a protest against making an award and is received after receipt of proposals or bids, but before award of a contract.
- A post-award protest is a protest received after award of a contract.

1. Form of Bid Protest. Each protest must be in writing and delivered to the Purchasing agent within ten (10) calendar days of the City's notice of intent to award, after receipt of proposal/bid prior to bid opening and shall be addressed as follows:

Bid Protest
Purchasing Agent
City of Poughkeepsie

62 Civic Center Plaza

Poughkeepsie, NY 12601

Specific contents of a protest shall include the name of the protester, the solicitation/contract number or description, and a statement of grounds for protest.

2. Notification of Bid Protest.

The Purchasing Agent shall contact the department responsible for the bid and inform him/her of the bid protest. The department shall gather the relevant information about the solicitation, evaluation, and award of the bid and provide it to the Purchasing Agent within ten (10) calendar days of notification of the Bid Protest.

3. Decision. The Purchasing Agent and the Board of Contract & Supply shall review the information relevant to the bid and shall render a decision on the protest, with the advice of the Office of the Corporation Counsel, in a prompt manner but not longer than thirty (30) days after the bid protest was received.

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The decision shall contain the action taken and the reasons for such action, and shall be mailed, certified mail, return receipt requested, to the protestor at the address set forth in the bid protest. A copy of the decision shall be distributed to the Department, the Board of Contract & Supply, and the Office of the Corporation Counsel. All documentation concerning the bid protest and the decision shall be retained in the Purchasing Department.

4. Appeal Process. An appeal of the decision may be made by either the department or the protestor as applicable. An appeal may be commenced by delivering seven copies of the following within seven (7) calendar days of the release of the decision: i) a notice of an appeal to the Purchasing Agent; a statement of the nature and the reasons for the appeal, including claimed errors; and iii) a complete set of the documents submitted to the Purchasing Agent. The Purchasing Agent shall promptly deliver the copies to the Board of Contract and Supply, which shall set a hearing date for the appeal to commence, which date should not be later than forty-five (45) days from the notice of appeal. The appellant and respondent will be presented with an opportunity to address the Board of Contract & Supply and may be accompanied by counsel if desired.

5. Appeal Decision. Upon the conclusion of the appeal, the Board of Contract and Supply shall issue a decision within thirty (30) days of the conclusion of the appeal. The decision of the Board of Contract and Supply shall be final and conclusive

6. Responsibility for Settlement of Contract Issues/Disputes. The City of Poughkeepsie alone will be responsible in accordance with good administrative practice and sound business judgment for the settlement of all contractual and administrative issues arising out of procurements. These issues include, but are not limited to, source evaluation, protests, disputes, and claims. These standards do not relieve the City of any contractual responsibility under its contracts.

Official Minutes of the Organizational Meeting of January 2, 2015

R15-8			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

V. ADJOURNMENT:

A motion was made by Councilmember Rich and Councilmember Hermann moved to adjourn meeting at 1:48 P.m.

Dated: July 20, 2015

I hereby certify that this true and correct copy of the Minutes of the Organizational Meeting held on Monday, January 2, 2015 at 11:00 a.m.

Respectfully submitted,
 Deanne L. Flynn
 City Chamberlain



**ORGANIZATION MEETING OF THE
 COMMON COUNCIL**

Common Council Chambers

11:00 a.m.

Friday, January 2, 2015

V. PLEDGE OF ALLEGIANCE:

VI. ROLL CALL

VII. NOMINATIONS AND ELECTIONS

1. Chairman
2. Vice – Chairman

3. Majority Leader
4. Minority Leader

VIII. RESOLUTIONS:

1. Resolution R15-01 adopting the 2015 Rules of Conduct and Procedure: By-Laws of the Common Council of the City of Poughkeepsie.
2. Resolution R15-02 adopting Robert's Rules of Order.
3. Resolution R15-03 setting bonds for Commissioner of Finance and City Chamberlain.
4. Resolution R15-04 authorizing the Commissioner of Finance to pay public debt, salary and wages for 2015.
5. Resolution R15-05 approving designation of banks for deposits.
6. Resolution R15-06 approving The Poughkeepsie Journal as the official newspaper.
7. Resolution R15-07 appointing the City Chamberlain and Deputy City Chamberlain as a Marriage Officers for the City of Poughkeepsie.
8. Resolution R15-08 Adoption of City's purchasing policy.

V. ADJOURNMENT:



THE CITY OF POUGHKEEPSIE
NEW YORK

PUBLIC HEARING

*6:00 PM PUBLIC HEARING REGARDING
PROPOSED DESIGNATION OF 204 CHURCH STREET
AS AN HISTORIC LANDMARK*

Thursday, February 5, 2015 6:00 p.m.

City Hall

Councilmember Rich called the meeting to order at 6: 00 p.m.

Ken Stickle 118 Catharine Street: opposed to making 204 Church Street a historic site – we already have buildings to refurbish – nobody is going to be able to bring the building back to the true value of a historical building – any commercial building has to be made disability friendly – we need to focus on the current buildings rather than giving the city more buildings to care for – concerned about money, who can afford all the refurbishing for the building

Holly Wahlberg 35 Garfield Place: was requested by Councilmember Petsas (who was not present) to put together the nomination, it was not something she instigated – 204 Church was the personal home and office of Arno Cannon, one of Poughkeepsie’s greatest architects and of the Hudson Valley – submitted the letter from Gregory Sokaris

Constantine Kazolias 47 Noxon Street: had no intention of speaking until the person who spoke before him spoke – the building should not be destroyed but preserved, especially because it’s on the National Historic Registry

Gregory J. Sokaris, Executive Director Wilderstein Historic Site: Submitted for the record

Official Minutes of Public Hearing of Thursday, February 5, 2015



WILDERSTEIN HISTORIC SITE

PO Box 383 - Rhinebeck, New York 12572
voice: 845.876.4818 fax: 845.876.3336
www.wilderstein.org

January 30, 2015

Common Council
Poughkeepsie City Hall
62 Civic Center Plaza
Poughkeepsie, NY 12601

Dear Common Council Members:

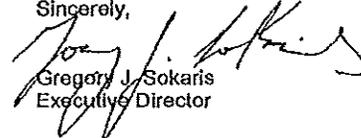
I am writing to express strong support for the designation of the Arnout Cannon house located at 204 Church Street in Poughkeepsie to the local register of historic places.

Architect Arnout Cannon was hired in 1888 to enlarge and remodel the Wilderstein mansion and design the estate's carriage house. Cannon utilized Queen Anne motifs at every opportunity from spiralling turrets to ornate millwork, slate roofs and massive brick chimneys. Wilderstein is one of the most finely articulated and fully developed Queen Anne Victorian style family estates to survive virtually intact and unchanged in the United States. Many regard Wilderstein as the Hudson Valley's best example of this type of architecture.

Thousands of tourists come to see Wilderstein each year. The value and significance of Cannon's architectural legacy is undisputable. Cannon's remaining body of work provides great insight and understanding of his development as a designer. Where his buildings survive, they should be preserved.

I encourage you to take action to recognize the importance of 204 Church Street as a historic and cultural asset, not only for Poughkeepsie but also for the entire region, by designating this structure a local landmark.

Sincerely,



Gregory J. Sokaris
Executive Director

Dated: July 28, 2015

I hereby certify that this a true and correct copy of the Minutes of the Public Hearing held on Thursday, February 5, 2015

Respectfully submitted,

Deanne L. Flynn
City Chamberlain



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Thursday, February 5, 2015 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL – 6 present, 2 absent

II. REVIEW OF MINUTES:

CCM 9-2-14		Yes/Aye	No/Nay	Abstain	Absent		
<input checked="" type="checkbox"/>	Accepted	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

NONE

IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

Ken Stickle 118 Catharine Street: thanks the city for giving him another piece of property, but it's not his so he doesn't know why he's getting the tax bills – snow keeps getting pushed back after he already cleans the sidewalks by the plows, it's unacceptable, the plows should drive slower

Ron Hawkins 1232 Brooklyn NY: advocate for Denise Freeman (108 Thompson Street) – she lost her property in the last auction due to taxes – she was in a partial coma and was unable to handle property and business taxes – wants something to be done on her behalf to save her home

Kay Geigel 310 Church Street: snow issues, the plows covered the walkway again and was pushed up against the house and over the yard and gate, making it impossible to get in or out – wants something to be done, the roads are important but so are the sidewalks

Tanya Pineda 16 Davies Place: concerned about the historic places and assets within the city – constantly feels disregarded by her own councilmember (1st ward) – no one in either the common or corporation councils responded to her requests about Mr Tinkleman’s proposal for 36 N Clover, she wants to know more about what’s going on with the property

Constantine Kazolias 47 Noxon Street: mentions something about one of the previous speakers concerns (Denise Thompson) and thinks that there should be some sort of arrangement to help them out – snow removal, snow is always plowed onto his sidewalk – towing, everyone should be treated fairly, no preferential treatment

V. MAYOR’S COMMENTS:

Mayor Tkazyik – not present

VI. CHAIRMAN’S COMMENTS AND PRESENTATIONS:

Chairman Petsas – not present

Vice-Chairman Rich – previously mentioned that the Chairman had a death in the family and as such is not present, requests people pray for no more snow

VII. MOTIONS AND RESOLUTIONS:

NONE

VIII. ORDINANCES AND LOCAL LAWS:

NONE

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. FROM CITY ADMINISTRATOR BUNYI, a communication regarding full time employment in transit.

CITY OF POUGHKEEPSIE TRANSIT COST ANALYSIS
 2012 - 2015
 1/26/2015

	2012	2013	2014	2015	TOTALS
ADOPTED BUDGET - OVERTIME CSEA 7113	115,000	100,000	100,000	100,000	415,000
EXPENDED	111,273	126,363	100,870	4,934	343,440
ADOPTED PERMANENT PART TIME - 7102	32,760	54,600	46,800	78,000	212,160
EXPENDED	228	26,079	56,957	5,843	89,107
COST OF MOVING 2 PART TIME TO FULL TIME					
2 FULL TIME DRIVERS SALARY & BENEFITS				100,964	100,964
BUDGETED SALARY FOR 2 PART TIME				31,200	31,200
ADDITIONAL SAVINGS IN PART TIME				31,200	31,200

2. FROM ASSISTANT CORPORATION COUNSEL AQEEL, a communication regarding Police Tow Regulations.

Official Minutes of the Common Council Meeting of February 5, 2015

The City of Poughkeepsie
New York

Victor Aqeel
Assistant Corporation Counsel
vaqeel@cityofpoughkeepsie.com



62 Civic Center Plaza
Poughkeepsie, New York 12602
TEL: (845) 451-4065 FAX:
(845) 451-4070

February 5, 2015

COMMON COUNCIL
City of Poughkeepsie

Re: Update to the Tow List Rules and Regulations as last resolved per Resolution R-11-37

Dear Chairman Petsas and Council Members:

Attached herewith is a copy of the proposed update to the City of Poughkeepsie's Police Department Tow List Rules and Regulations.

The proposed amendments and additions were drafted with the assistance of Captain Pape and Sergeant King.

In the interest of fairness and with public safety at the forefront, the City of Poughkeepsie's Corporation Counsel Office has drafted a proposed amended Resolution that is an update to Resolution R-11-37, which was approved by Council on 4/20/11. The new proposed Resolution makes it possible for any tow company that has been in business for minimum of 5 years to apply for inclusion on the Police Department's Rotational Tow List as long as they meet certain requirements.

Some of the proposed amendments and additions to Resolution R-11-37 include:

- a) An increase in the minimum general auto liability coverage in the event of an occurrence. The original resolution set forth a minimum \$500,000.00 coverage requirement for general auto liability. The new limit has been set to \$2,000,000.00 for Tow Trucks that are responsible for towing light duty passenger vehicles.
- b) A distinction between tow companies that can tow heavy duty vehicles and tow companies that can tow light duty vehicles has been made for purposes of creating two types of tow lists.
- c) All tow companies must have a storage area/tow yard within 1.5 miles of the City of Poughkeepsie borders. This will allow vehicles to be towed to the nearest tow facility without discriminating against tow companies that do not have their principal place of business in the city.
- d) Heightened requirements for tow truck operators which require that they possess the proper tow endorsement(s). Further, as of January 1, 2016, all tow truck operators must be certified by the Towing and Recovery Association of America (TRAA). In addition, all tow truck operators must submit a certificate of training within the last seven (7) years for the class of tow truck operated.
- e) There shall be three rotational towing lists, two of which are for light duty tow companies; one list for automotive accidents and the other for impound purposes. The third list shall be designated for heavy duty towing companies.
- f) Lastly, the rates allowed for tows have been updated from \$95.00 to \$125.00 for a normal tow and from \$125.00 to \$150.00 for tows performed at night, Sunday or Holidays.

**CITY OF POUGHKEEPSIE POLICE DEPARTMENT
TOW LIST RULES AND REGULATIONS**

APPLICATION

The towing of a vehicle shall be done at the request of the owner/operator. If the owner/operator has no preference or is not present or is unable or unwilling to provide a proper response, then the tow will be performed by the next tow company on the established tow list for the City of Poughkeepsie.

This Policy will be maintained by the Chief of Police or his/her designee and supersedes all prior policies.

CRITERIA FOR TOW BUSINESS

The City of Poughkeepsie requires that any towing business which applies for inclusion on the City Police Towing List meet the following minimum requirements:

1. A Certificate of insurance naming the City of Poughkeepsie as additionally insured (current, no binder);

a) LIGHT DUTY LIST:

- | | | |
|------|------------------------|--------------------------------|
| i) | General Auto Liability | \$2,000,000.00 each occurrence |
| ii) | On-Hook Direct Primary | \$ 100,000.00 each occurrence |
| iii) | Garage Keepers | \$ 300,000.00 each occurrence |
| iv) | Workman's Compensation | NYS Requirements |

b) HEAVY DUTY LIST:

- | | | |
|-------|------------------------|--------------------------------|
| v) | General Auto Liability | \$4,000,000.00 each occurrence |
| vi) | On-Hook Direct Primary | \$ 500,000.00 each occurrence |
| vii) | Garage Keepers | \$1,000,000.00 each occurrence |
| viii) | Workman's Compensation | NYS Requirements |

2. All companies must sign a waiver of indemnity holding the City of Poughkeepsie harmless from any and all damages resulting from the towing and storage of motor vehicles for the City of Poughkeepsie;
3. A certificate of D.B.A. or incorporation such as a business.
4. All tow businesses shall be in good standing with the Department of State;

Official Minutes of the Common Council Meeting of February 5, 2015

5. Tow businesses shall be in business for a minimum of five (5) years prior to application to the City of Poughkeepsie for inclusion on tow list;
6. All tow companies must have an established commercial address. No P.O. boxes or office fronts are permitted. All tow companies must abide by applicable zoning laws;
7. All tow companies must maintain a valid inspection and registration for each of their towing vehicles. The companies must provide a complete list of all tow trucks to be used within the City along with a list of all drivers who will be operating said vehicles, with each driver's License ID number;
8. All tow companies must have a secure fenced in storage area available in which to store specified vehicles safe from public access. All yards must be within 1.5 miles of the City of Poughkeepsie borders;
9. All tow companies must make their facilities and equipment available for scheduled inspections. These inspections will be made to ensure that each company maintains valid vehicle registrations, vehicle inspections and insurance for each vehicle. The City of Poughkeepsie reserves the right to inspect any and all tow trucks used by any company on the City List, insurance documentation and any operator's license at any time.

DRIVER REQUIREMENTS

1. Light Duty List:
 - a) Each tow truck operator shall maintain a valid operator's license and the following endorsements:
 - i) Tow Endorsement;
 - ii) Proper classification for the vehicle being driven to and from the scene with proper endorsement (i.e. air brake) if necessary.
2. Heavy Duty List:
 - a) Each tow truck operator shall maintain a valid CDL-A license and the following endorsements:
 - i) Tow endorsement;
 - ii) Proper endorsements including tankers, hazardous materials, doubles and triples, etc.
3. The City of Poughkeepsie reserves the right to require or conduct background checks on any tow truck company owner or tow truck operator on the tow list.
4. As of January 1, 2016, all tow truck operators shall be required to be certified by the nationally accredited certification company in the United States, Towing and Recovery Association of America (TRAA). The certification program of TRAA is the only certification program identified by the Empire State Towing and Recovery Association (ESTRA). The operator must possess certification level for the tow truck operated.
5. As of January 1, 2016, all tow truck operators shall be required to submit a certificate of training that occurred within the last seven (7) years for the class of tow truck operated.

EQUIPMENT REQUIRED

All towing companies must maintain adequate equipment to perform the required towing tasks.

1. Light Duty List

- a) One tow truck with a minimum GVWR of 10,000 lbs. equipped with a lifting boom on the rear of the tow truck with a minimum 3 ton power winch equipped with 100 feet of 3/8 inch steel cable. For tow trucks that are parking-garage accessible, a separate list may apply;
- b) One car carrier (flatbed) minimum GVWR 14,500 lbs. and with a minimum 50 feet of cable.

2. Light and Heavy Duty List

- a) All trucks and equipment shall adhere to all DOT regulations;
- b) In addition, each truck is to be equipped with:
 - 1) One snatch block per cable line;
 - 2) Recovery and tow chains minimum grade 7;
 - 3) Speedi-dry and container or bags to remove debris;
 - 4) A broom;
 - 5) A shovel
- c) All tow companies must have their tow truck(s) and flat beds permanently lettered as such company on both sides of the truck, on both the driver's side and passenger side doors, and tow off the list as that company only. Only one (1) company name on the trucks. Said companies will also display their NYS DOT or US DOT number

TOW COMPANY OPERATIONS

1. All tow companies must operate a 24 hour towing service seven (7) days a week. Consumers shall be able to retrieve their vehicle five (5) days a week, Monday through Friday during normal business hours. If the vehicle owner agrees, the tow company may charge up to \$50.00 for an after-hours release;
2. Tow companies must provide one (1) permanent day and/or night telephone number. Absent mitigating circumstances, tow companies will not contact City Police to attempt to leave telephone numbers of on-call tow truck operators. The City Police prefer to make a voice contact with towing companies as this minimizes errors and room for scrutiny. However, if a tow company does utilize an answering service, the five (5) minute response time shall commence when the original telephone call is made and not from the time voice contact is made with the tow company;
3. If a city company is requested to tow and that company accepts the job, they must arrive on the scene no more than fifteen (15) minutes from the time they were contacted by the police department, unless specified by the Police Department that a longer response time is acceptable. Between the hours of 12 am and 6 am, this response time will be extended to twenty-five (25) minutes;
4. If a tow company is not available at the time of the police call, the next on the list shall be called. No substitutions are permitted;
5. All companies and their personnel will abide by and adhere to all rules and regulations of the Federal Motor Carrier Safety Law and all rules and regulations of the New York State

Official Minutes of the Common Council Meeting of February 5, 2015

Vehicle and Traffic Law and Penal Law, as well as the City of Poughkeepsie Code of Ordinances or this Local Law will result in permanent ineligibility from the City Tow List. Specifically, no soliciting business in the City of Poughkeepsie or on any state highway shall occur at the scene of an accident or disabled vehicle. Minimum distance 500 feet from the scene or according to Police or Fire Chief operating the scene;

6. All companies and their personnel will obey any and all lawful and reasonable requests made by any and all City of Poughkeepsie Police Officers.
7. Refusal to respond to three (3) consecutive requests, or any violation of the above rules can result in a suspension of up to thirty (30) days from the tow list;
8. Tow companies must accept standard methods of payment for their services by credit card and/or cash but will not be required to accept personal checks or out of town business checks.

TOWING LIST PROCEDURES

Three (3) rotational towing lists shall be kept. Two (2) towing lists shall be for normal passenger vehicles and light trucks; one of which shall be for accidents and the other list shall be for impound purposes. All tow companies on the aforementioned lists shall be called upon on a rotational basis. The third list shall be used for towing companies capable of towing larger commercial-type vehicles. Any additional applications for either list shall be placed on a waiting list based on the time and dates said applications are submitted to the City of Poughkeepsie Police Department.

RATES

Light Duty:

1. Impound tows from the City of Poughkeepsie impound yard shall be \$125.00/day (7:00am – 6pm, Monday thru Saturday) or \$150.00 at night, Sunday, or Holidays.
2. Disabled vehicles towed to tow company secured yards shall be up to \$125.00/day or \$150 at night with a 24-hour grace period for storage.
3. Winching shall be charged to remove vehicle from a parallel parked position to tow or flatbed. Or from the scene of accident to facilitate loading the vehicle onto a tow truck or a flatbed up to \$125/hour or up to \$75 for any part of a half hour. Winching is not to be charged to load a car onto a flatbed.

3. **FROM CORPORATION COUNSEL ACKERMANN, a**
communication regarding the redevelopment of vacant properties located at 21 Hooker Avenue and 36 Gifford Avenue.

The City of Poughkeepsie

New York

Paul Ackermann
Corporation Counsel
pAckermann@cityofpoughkeepsie.com



62 Civic Center Plaza
Poughkeepsie, New York 12601
TEL: (845) 451-4065 FAX: (845) 451-4070

January 26, 2015

CC Meeting: 2/2/15
ITEM IX-3

COMMON COUNCIL City of Poughkeepsie

RE: Redevelopment of 21 Hooker Avenue and 36 Gifford Avenue

Dear Chairman Petsas and Councilmembers:

Attached hereto, please find a resolution authorizing the Commissioner of Finance to waive certain fees and penalties for two properties which are located at 21 Hooker Avenue and 36 Gifford Avenue. These properties have long been abandoned by their owners and have accumulated large fines and penalties. Subsequently, the properties have been acquired by tax deed to developers wishing to put them back to useful life. The issue is that since the time they have acquired their tax lien, large fines have been levied, making it financially impossible to rehabilitate.

The developers, J. Allen Britvan and Nubian Directions II, wish to have the City waive the fees and penalties. This will require action by the Common Council and some of the monies have been relieved into tax.

Respectfully submitted,

Paul Ackermann, Esq.
Corporation Counsel

PA:mt
Attachment

RESOLUTION
(R-15-___)

INTRODUCED BY COUNCILMEMBER _____:

WHEREAS, the City of Poughkeepsie is currently working to address the rehabilitation of several vacant and abandoned properties so of which have been vacant for years, and

WHEREAS, the Common Council is concerned that continued vacancy will draw criminal activity and other nuisances to the properties and there is a overwhelming need to return such properties to the useful life; and

WHEREAS, that the Common Council has determined there is an overwhelming support for returning vacant and abandoned properties back to useful life and accumulated fines attributable to a private owner often make it financially impossible, and

WHEREAS, the City has negotiated a settlement with two developers to return two properties back to useful life and such proposal would require the city waiving fines and penalties that are attributable to the private owner some of which may have been relieved into tax, and

WHEREAS, after due deliberation, the Common Council concurs, and is desirous of authorizing the Commissioner of Finance to waive any penalties and fines for the property located at 21 Hooker Avenue and 36 Gifford Avenue for the purpose of redevelopment, and

NOW, THEREFORE,

BE IT RESOLVED, that the Common Council hereby authorizes the Commissioner of Finance to waive and remove any non-tax, fines and penalty attributable to a previous owner on property located at 21 Hooker Avenue and 36 Gifford Avenue; be it further

BE IT RESOLVED, that the Commissioner of Finance and Corporation Counsel is and are hereby authorized and empowered to take appropriate sets to give effect to this resolution.

SECONDED BY COUNCILMEMBER _____.

4. **FROM CAROL PEMBERTON**, a notice of personal injury sustained on November 20, 2014. **Referred to Corporation Counsel**
5. **FROM KRYSTINE ABREU**, a notice of property damage sustained on December 18, 2014. **Referred to Corporation Counsel**

6. **FROM LORI D. JOHNSON**, a notice of property damage sustained on December 27, 2014. **Referred to Corporation Counsel**
7. **FROM MICHAEL LABRADA**, a notice of property damage sustained on January 2, 2105. **Referred to Corporation Counsel**

X. UNFINISHED BUSINESS:

Councilmember Klein – 204 Church Street enthusiasm for historical locations, but it reminds us how much effort and care must go into them, thinks that the historic committee should research what can be done to preserve our current historic buildings and properties

Councilmember Hermann – what can we do to market the historic properties – snow removal concerns

Councilmember Klein – back to historic sites: there are websites that show national historic sites

Councilmember Mallory – the bonding resolution passed last meeting to build a new reservoir, RFP being sent out? – can we control the language of that build and what all it will entail? – is it possible that we can use this as an economic boon for the city regarding jobs within the city? we should hire within the city and help our own community – asks after the information from the Finance Commissioner about the '13-'14 comparisons

XI. NEW BUSINESS:

Councilmember McClinton – requests an appointment with Corporation Counsel Ackerman about the tax bills and resolutions – how long are dumpsters allowed to remain full before being removed – wonders about the property across from Ebenezer Church, and if the people were notified that the city isn't responsible for the arterial. Also wanted to know when the cars going to be repaired and put back on the road

Councilmember Mallory – requested a snow removal schedule

Councilmember Klein – asks if there is a plan for a youth program fair at the high school and if they can get an update – inquires about Queen City Pride and if it's being held again this year

Councilmember McClinton – thanks everyone for the forum last night

XII. ADJOURNMENT:

A motion was made by Vice-Chair Rich and Councilmember Hermann to adjourn the meeting at 8:55 p.m.

Dated: July 27, 2015

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Thursday, February 5, 2015 at 6:30 p.m.

Respectfully submitted,

**Deanne L. Flynn
City Chamberlain**



COMMON COUNCIL MEETING

Common Council Chambers

Thursday, February 5, 2015

6:30 p.m.

*6:00 p.m. Public Hearing regarding proposed designation of
204 Church Street as an historic landmark*

I. ROLL CALL

III. REVIEW OF MINUTES:

Common Meeting of September 2, 2014

IV. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

V. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

IX. ORDINANCES AND LOCAL LAWS:

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

8. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding full time employment in transit.
9. **FROM ASSISTANT CORPORATION COUNSEL AQEEL**, a communication regarding Police Tow Regulations.
10. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the redevelopment of vacant properties located at 21 Hooker Avenue and 36 Gifford Avenue.
11. **FROM CAROL PEMBERTON**, a notice of personal injury sustained on November 20, 2014.
12. **FROM KRYSTINE ABREU**, a notice of property damage sustained on December 18, 2014.
13. **FROM LORI D. JOHNSON**, a notice of property damage sustained on December 27, 2014.
14. **FROM MICHAEL LABRADA**, a notice of property damage sustained on January 2, 2105.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT:



THE CITY OF POUGHKEEPSIE
NEW YORK

COMMON COUNCIL MEETING
MINUTES

Tuesday, February 17, 2015 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL - All Present

II. REVIEW OF MINUTES:

III. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

REMOVE

VII. MOTIONS AND RESOLUTIONS:

2. FROM CITY ADMINISTRATOR BUNYI, Resolution R15-15, Resolution, amending the budget to provide for two full time bus drivers.
4. FROM CORPORATION COUNSEL ACKERMANN, Resolution R15-18, regarding the redevelopment of vacant properties located at 21 Hooker Avenue, 36 Gifford Avenue and 263 Church Street.
5. FROM ASSISTANT CORPORATION COUNSEL AQEEL, Resolution R15-19, approving amendments to the police departments tow rotational list.

IV. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

Ken Stickle 118 Catharine Street: wants to know what happened with the street clearing that was discussed at the last meeting, there are still a number of sidewalks that have not been cleared – parking meters are now more difficult to get to, unreasonable and unrealistic – clean Main Street – disappointed in the city for not handling snow removal well

Adam Ichen 28 Terrace Lane: campaign finance reform: public matching system – come together and pass this because Poughkeepsie needs this

Constantine Kazolias 47 Noxon Street: mentions the 400 ‘zombie’ houses mentioned in the Poughkeepsie Journal – towing complaints: should be kept on this side of the river – parking meter: Children’s Museum, the City should put them down by the river front – against the sale of Wheaton Park, very against it, thinks the council should stand up and keep it as a park, *keep river front property for the kids, keep the parks as parks*

V. MAYOR’S COMMENTS:

Not Present

VI. CHAIRMAN’S COMMENTS AND PRESENTATIONS:



Common Council
City of Poughkeepsie
62 Civic Center
Poughkeepsie, NY 12601

Democratic Majority Response
Tuesday, February 17, 2015
Common Council Meeting

Good Evening Mayor, City administration, colleagues, and residents of and visitors to our fine City.

As Chairman of this body, it is my honor to present to you the Majority's response to the Mayor's State of the City address of January 20—it includes our review of the challenges and accomplishments underscoring 2014 and our hopes, plans, and vision for 2015.

Tonight we come together to honor the City of Poughkeepsie, a City brimming with possibility—one rich in history and diversity, and ripe with potential. As we open the page on a new year.....*a new and exciting year*.....we stop and take stock of all that we've accomplished over the last several months. And while there are some in the community that may see this year as a "lame duck" year for city government, rest assured that this energized body will continue to work hard every single day as we have since Day 1 to serve you the residents and will push forward an aggressive agenda of bold ideas and plans.

In January of 2014, the City of Poughkeepsie swore in a new Council, five of whom were newly elected to their positions and four of whom, for all practical purposes, were new to municipal government. Although some in our community had indicated some skepticism over such a collection of "freshmen" faces, it soon became clear that this Council was capable of affecting positive changes in our community.

Indeed, our accomplishments stand to position Poughkeepsie for the next phase of its history alongside other Hudson River cities currently enjoying an unprecedented renaissance.

Now, let's start with our commitment to seeing a cleaner, safer and more vibrant downtown Poughkeepsie. In April of last year, the Council approved the City Center Revitalization Plan, paving the way for the City to pursue additional funding for further

assessment and implementation of a five-point strategy to address the City's strategic development challenges while activating its assets. The Main Street Economic Development Strategy, as it's now branded, seeks to connect the Waterfront, Main Street, and Vassar to the East with frequent transit service along the Main Street corridor; to convert the East-West Arterials that currently divides our City and routes potential visitors away from our business core, into attractive and safe boulevards that will add to the beauty of our city, not detract from it as the arterials have for decades now; to transform Market Street into a "complete two way street," to restore Main Street as the Region's Primary Commercial Corridor; and to convert Vacant Lots into Transit-Oriented Housing. And with the help of the City's former Social Development Director, Paul Hesse, its contract planner, Kevin Dwarka (author of the City Center Revitalization plan), and the support of the Mayor's office and administration, the City has recently secured funding needed to use toward the implementation of this effort.

Also in support of the Main Street Economic Development Strategy, the Council's ad hoc Bus Service Committee has been meeting to initiate plans to expand Main Street transit and to assess the challenges inherent in providing a City-run bus service, as well as the opportunities to make the system more efficient using existing resources. I would like to take this time to acknowledge and thank Councilman Bob Mallory for his continued leadership, and Councilwoman ShaRon McClinton, Councilwoman Ann Perry and Majority Leader Tracy Hermann, who have served and continue to serve on that committee. We look forward to introducing some exciting measures in 2015 - ones that will enhance our current system and make it easier for riders to navigate. I should also note that we would not be undertaking this long term plan of action, without the firm belief that our bus system is a city owned and operated transit system and that it should remain that way.

Further leveraging Poughkeepsie's position for revitalization and economic development, the Council, in November of last year, voted to enact form-based zoning along the Poughkeepsie waterfront in support of Waterfront Transit-Oriented District (the WTOD). While this move was controversial within some community circles, this form-based zoning code is widely considered to be among the best-practices of progressive urban development, in that it ensures that new development fits into the character of the community and neighborhood. The zoning is just one component of the Waterfront Redevelopment Strategy, which we look forward to further vetting this year, and you, THE PUBLIC, can look forward to more opportunities to weigh in on that discussion in the coming months. Both the Main Street Economic Development and Waterfront Redevelopment Strategies speak to the absolute need for the City to have a dedicated planning and development professional, one who can leverage the funding opportunities

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that are available and who can work with the County, State, community, and other local stakeholders in optimizing these opportunities. You will recall that the City has not had a dedicated planning department or an economic development director for many years now. We urge the Mayor to rethink the abolishment of these positions, positions that are critical and the foundation to any successful forward thinking city.

We would also like to highlight a few key pieces of legislation enacted last year that speak to the existing quality of life here in the City of Poughkeepsie. In October, the Common Council unanimously passed legislation that will require banks to post a \$10,000 bond on each foreclosed or vacant property - we did so becoming the 1st in the State to enact such a law. If the property is not taken care of, the city can draw upon the bond for maintenance and upkeep of the property. The end result: less blight, more accountability, and a greater attempt by the banks to work with property owners to avoid foreclosure. We would like to thank Nobody Leaves Mid-Hudson, Community Voices Heard and other community partners for their work on advancing this vital issue. We also commend the Poughkeepsie Journal for their front page story today that highlighted the state's push for a Zombie Law and our own Foreclosure Bond Law. Sadly our own law has yet to be implemented. We would like to call upon the mayor and the City administration to fill the administrative position called for in the legislation and supported by the Council budget. The success of our program rests firmly on a dedicated administrator and the failure to implement one on the basis of political pandering is serving to rob the City of needed revenue and to keep it in a state of everlasting blight. While this law was passed months ago, its roll out still awaits. We urge you, Mr. Mayor, to follow the law and to do what is right by this City - support and implement this law today, before another home becomes a vacant in our city. The abundance of vacant and foreclosed homes in this city is an epidemic and needs immediate action. We cannot afford to wait another day.

Additionally, in October, the Council adopted an ordinance that reduces from six to three the number of violations in a 12-month period that would allow the city to deem someone a "chronic and persistent" offender of the sanitation ordinance. The offender will be subject to a \$2,500 fine and the costs of immediate abatement of the violation and administrative fees. This ordinance sends a message to landlords who have been negligent that the City is serious about turning its image around and improving the quality of life for all those who live in, work in, and visit Poughkeepsie.

This body also recognizes the importance of preserving and protecting our history and local historic sites. Poughkeepsie is home to many important landmark structures - some in better shape than others, but regardless of their look, these treasures must be protected from possible demolition when economically feasible. I wish to thank Vice Chairman Joe Rich for his leadership in seeing that 204 Church Street, a historic property located in his

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ward, was saved from the wrecking ball through a joint effort of this City Council, the corporation counsel and Ethan Allen Staffing which previously owned the building. Much thanks must also be given to city resident and historical researcher Holly Wahlberg for all of her efforts as well. This majority body saw the historical and neighborhood value of saving this building and I thank all who supported the deal. I can assure you that this body will continue to fight to preserve our great history. No dollar value or purchase price can replace the loss of a historic site tied deeply into the fabric of our city. The preservation and protection of our city's historic neighborhoods and buildings will remain a top priority of this body, while this majority sits in these chairs.

Also, we wish to recognize the importance of the arts community here in the City of Poughkeepsie. While many other communities in the region have embraced the arts, our city seems to have missed the boat on TRULY embracing this important and vital population of any community. Over the last year we have reached out to local artist and organizations to build relationships with them and acknowledge that their work in the city. This has been done by attending meetings, coordinating efforts with organizations such as Arts Mid-Hudson to bring art into these chambers and showcase our local artist both from our school district and at large. Arts can do so much for a community - just look at how this room has been brought to life by the simple placing of colorful works of art along the walls - imagine if we did throughout our city, placing colorful and meaningful works of art where dark spots and blight stand right now - how different a city we could be. Yes, this body is committed to continuing supporting the arts community and advancing an agenda forward that includes the arts community on every level.

Of course, improving the quality of life here in Poughkeepsie remains a daily fight. In further support of quality of life and the basic tenant of public safety, the Council continues to support efforts to expand our police and fire services, through initiatives aimed at enhancing community policing—a practice that has gained national attention as a vital and necessary resource in better connecting a community's police force to its people and..... through the budgeting of additional fire and safety personnel. The mayor, in his State of the City address, spoke of the great work OF OUR police and fire departments, and we too would like to acknowledge their remarkable efforts, which has translated to verifiable data that speaks to less crime and to a greater quality of life here in the City. Nevertheless, we once again urge the mayor to back his support of the efforts of these fine men and women by filling the positions called for in the Council's final adopted budget, including the additional firefighter, the fire inspector, the heavy equipment operator and sign maker. The Council's amended budget not only came in under the state-mandated tax cap, it also provided for the funding of these vitally necessary positions, as well as expanding funding for youth services. In the coming months, youth programs from across the City will have an opportunity to vie for this funding and to expand their programs to a community in dire need of such resources- this all due to a budget prepared and approved by this Council that increased youth funding by 80% for 2015. Yes, 80%. This is a Council that not only talks, but more importantly listens, to our residents and we are pleased to be able to offer this increase in youth funding in this year's budget.

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Our budget also included the funds needed to move the union negotiations toward resolution, which we look to do in 2015. This body recognizes the tremendous work that our union-supported and protected men and women do every day, clearing our streets, cleaning our parks, and providing vital, needed sanitation services that provides garbage pickup twice weekly. What a great benefit they provide to the City and we are committed to keeping that service in-house. From the boys in Orange, to the men and women of Blue, to our firefighters, to City Hall staff and everyone else in between - we say thank you for your service to this community. Your hard work does not go un-noticed and your employment here in the city of Poughkeepsie is deeply valued.

Finally, I thank Councilman Randall Johnson and Hermann for your service as liaisons to the Board of Education - your commitment to seeing a better school system is commendable. Every one of us in this room and those watching and listening, knows that improving our school system, from the buildings themselves to the teaching methods we use, is pivotal to the turnaround of this city. The school district, under the leadership of Superintendent Dr. Nicole Williams and Board President Ralph Coates is making progress and we stand as a City Council behind them in any and all efforts to improve our school district. It is with that belief that we offer our hand and full support in working with the school district on any and all levels to foster new partnerships and programs that will inspire our youth and give confidence to parents that the improvement of our school district continues to be a top priority of this city - as a whole.

In closing, this body recognizes that while we are confident in our first years successes, our city faces many challenges from many different fronts - from a heroine crisis, to a high level of drug abuse and trade, to neglected parks, to dirty streets, to still unacceptable levels of crime, to the need to attract new businesses and jobs to our city and much much more. But we also recognize the fact that not everything and every issue will be solved in a year, or two or even 5 or 10 years from now. The turnaround of this city will take much time and indeed much patience, and from my own personal experience as a lifelong resident of this city I know that patience in some corners of this city is running thin. How many times can we tell our residents about a "rebirth", about a "renaissance", and yet we continue to TALK ABOUT the same issues decade after decade with no real resolve. But please know that this body is serious as ever about moving our city forward one step at a time, it may not be as quick as some may wish or desire, but we have set an agenda not just for today but for our future. Too often politicians often only look at only the immediate future, what will get them the headlines, what will get them the votes. I can assure you this majority sees the big picture and is dedicated to seeing it through.

And the big picture for Poughkeepsie looks bright. We have many exciting and impactful projects in the works - from a new supermarket soon to be built in our downtown, to the planned Dutton property development, to upgrades to all of our parks and new parks being built such as the 9-11 Memorial park in front of city hall, to the planned renovation of the Pealton Mansion with new housing added on the grounds, to adding former derelict properties that have now been renovated and added to our tax rolls such as 31 S. Clinton Street, to the wonderful couple on Lafayette Place that have taken historic homes on that

street and transformed them into glimmering spots of hope and inspiration – this city is positioned to mark some great gains in the very near future. We just have to stay course and always put the people of this city over the politics of this city. If we continue to do that, then there is no stopping the progress that this city can make.

I speak for my colleagues in saying that it is among the highest of honors to serve our fine city and the constituents who call it home. We are extremely proud of the work that we have done this past year and are looking forward to—in collaboration with the mayor, the city administration and its staff—working towards an even brighter future in 2015. But this can only be done by working together.

Whether Democrat, Republican, Conservative or Independent, this Council stands ready to work with anyone and everyone to better this community - for that is what we were elected to do - to serve the people of this fine city. And serve we shall, until each and every neighborhood of this city, from Lent Street, to Meyer Avenue, from South Avenue to Reservoir Square, from the north side to the south side, see's the growth and improvement they so desperately deserve and need. Rest assure, this Council will settle for nothing less.

Thank you,

Christopher D. Petsas

VII. MOTIONS AND RESOLUTIONS:

- 1. A motion was made by Councilmember Rich and seconded by Councilmember Johnson to receive and print.**

RESOLUTION
R15-16
EXTRACT OF MINUTES
[Pump Station Renovation & CSO]

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on February 17, 2015 at 6:30 o'clock p.m., local time.

The meeting was called to order by Chairman Petsas, and, upon roll being called, the following members were:

PRESENT:

Councilmember Christopher D. Petsas
Councilmember Joseph Rich
Councilmember Robert L. Mallory, Jr.
Councilmember Lee David Klein
Councilmember Ann E. Perry
Councilmember ShaRon McClinton
Councilmember Randall A. Johnson II

Councilmember Tracy Hermann

ABSENT:

The following persons were ALSO PRESENT:

The following resolution was offered by Councilmember Rich, seconded by Councilmember Hermann, to wit;

BOND RESOLUTION DATED February 17, 2015

A RESOLUTION AUTHORIZING THE RENOVATION OF SEWAGE PUMP STATIONS AND IMPROVEMENTS TO ADDRESS COMBINED SEWER OVERFLOW, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$7,756,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The modification of Meyer Avenue Pump Station and Pine Street Pump Station including station pumping equipment, station piping and valves, control upgrades and related facilities, the completion of storm sewer line separation to eliminate the Riverview Combined Sewer Overflow, and the relining of sewer pipes at various locations in the City to address sanitary sewer overflows to the receiving waters, is hereby authorized at an estimated maximum cost of \$7,756,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

SECTION 2. It is hereby determined that the purposes constitute a Type II action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQR not to have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purposes by the issuance of serial bonds of the City in an amount not to exceed \$7,756,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purposes for which said

bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said 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 said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The Commissioner of Finance 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 bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The Commissioner of Finance is further authorized, in her discretion, to execute a project financing and loan agreement and any other agreements with the New York State Environmental Facilities Corporation and/or the New York State Department of Environmental Conservation and/or the New York State Department of Health, and amendments thereto, and to take such actions and execute such documents as may be necessary to provide for the financing or refinancing of the specific objects or purposes set forth herein, or a portion thereof, by one or more notes or bond issues of the City and the sale of such issues to the New York State Environmental Facilities Corporation or its designee pursuant to the New York State Revolving Fund Program.

SECTION 10. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or

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(2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 12. This resolution shall take effect immediately.

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

Councilmember Christopher D. Petsas	VOTING _____
Councilmember Joseph Rich	VOTING _____
Councilmember Robert L. Mallory, Jr.	VOTING _____
Councilmember Lee David Klein	VOTING _____
Councilmember Ann E. Perry	VOTING _____
Councilmember ShaRon McClinton	VOTING _____
Councilmember Randall A. Johnson II	VOTING _____
Councilmember Tracy Hermann	VOTING _____

The foregoing resolution was thereupon declared duly adopted.

Approved: February 17, 2015

John C. Tkazyik
Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 17th day of February, 2015 and entitled:

BOND RESOLUTION DATED February_17, 2015

A RESOLUTION AUTHORIZING THE RENOVATION OF SEWAGE PUMP STATIONS AND IMPROVEMENTS TO ADDRESS COMBINED SEWER

OVERFLOW, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$7,756,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this ___ day of _____, 2015.

-SEAL-

Deanne Flynn
City Chamberlain

Executive Summary—Not a part of the Resolution

This New Resolution for **\$7,756,000 Pump Station and CSO** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1: Renovation of Meyer Avenue Pump Station and Pine Street Pump Station, Storm Sewer Separation and Sewer Pipe Lining	Pump Station renovation consisting of station pumping equipment, station piping & valves, control upgrades, Storm Sewer Separation and Pipe Lining	30 years	\$7,756,000	\$0	\$7,756,000
Grand Total			\$7,756,000	\$0	\$7,756,000

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM ENTERPRISE FLEET PROGRAM**, a presentation regarding the replacement/maintenance of lightweight and midsize vehicles of the city.



City of Poughkeepsie Fleet Proposal Synopsis

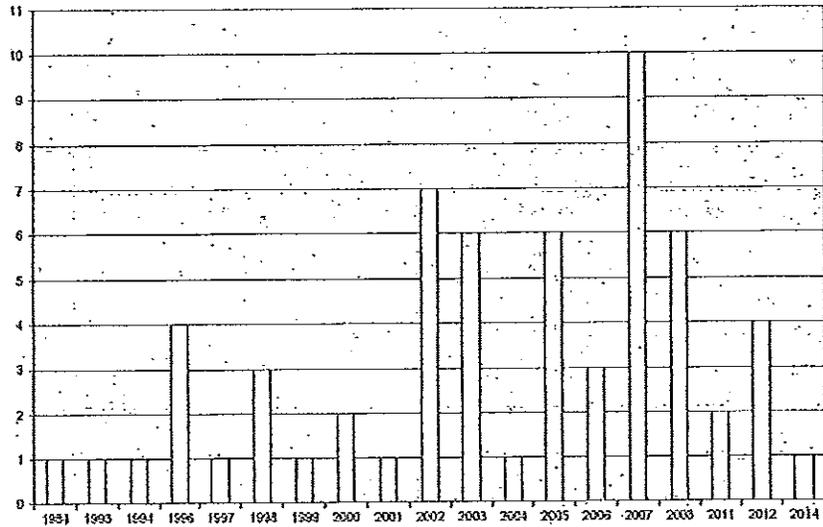
SITUATION

- Current fleet age is negatively impacting the overall budget and fleet operations
 - 57% of the light and medium duty fleet is currently 10 years or older
 - 11 years is the current average vehicle life cycle of the fleet
 - Older vehicles have higher fuel costs, maintenance costs and tend to be unreliable
 - Current vehicle replacement policy is reactive and creates unpredictable capital needs

OBJECTIVES

- Identify an effective vehicle life cycle that maximizes potential equity at time of resale
 - Shorten the current vehicle life cycle from 15 years to 5 years over a 10 year span with an annual conservative savings of over \$12,000 per year by:
 - Significantly reducing the overall fuel spend through more fuel efficient vehicles
 - Significantly reducing maintenance costs and downtime by adding newer vehicles
 - Allowing the city to leverage its buying power and capitalize on resale
 - Frees up capital from the salvage value of its current fleet
 - Provides a lower sustainable fleet cost that is predictable year over year
 - Newer vehicles can increase employee morale and productivity
 - Newer vehicles are safer
 - Leverage an open-ended lease to maximize cash flow opportunities and recognize equity
- Promote Sustainability by reducing carbon emissions emitted through increased fuel efficiency
 - 20%-40% or more potential improvement in the annual tons of carbon emissions emitted for a positive impact on the environment
- Outsourced local fleet management services made available to support the city
 - Access to all fleet management services as applicable to the needs of the city
 - Supports the city's need for fleet evaluation on a quarterly basis assessing costs and reviewing best practices
 - Provide monthly reporting, tracking, and downloads providing real-time information

City of Poughkeepsle - Model Yr Analysis



Fleet Profile

Fleet Replacement Schedule

Vehicle Type	Count	Value	Cost
Compact Pickup Reg 4x4	3	18.8	6,000
1/2 Ton Pickup Reg 4x4	5	9.9	6,000
3/4 Ton Pickup Reg 4x4	9	11.0	6,000
1 Ton Pickup Reg 4x4	4	5.6	6,000
1/2 Ton Van Cargo	1	31.9	6,000
1 Ton Van Cargo	1	7.7	6,000
Compact Sedan	7	18.2	6,000
Mid-size Sedan	3	10.0	6,000
Full-size Sedan	7	9.7	6,000
1 Ton Cab Chassis	10	9.7	6,000
Compact SUV 4x4	3	6.3	6,000
Mid Size SUV 4x4	5	8.5	6,000
Full Size SUV 4x4	2	11.8	6,000
Med Duty Cab Chassis	1	12.9	6,000

2015	2016	2017	2018	2019
3				
1		1	3	
2	1	2	3	1
		1		3
1				
			1	
4		2	1	
1		1		1
	2	3		2
	5	1	1	3
			2	1
	1		2	2
	1	2		

Replacement Criteria:

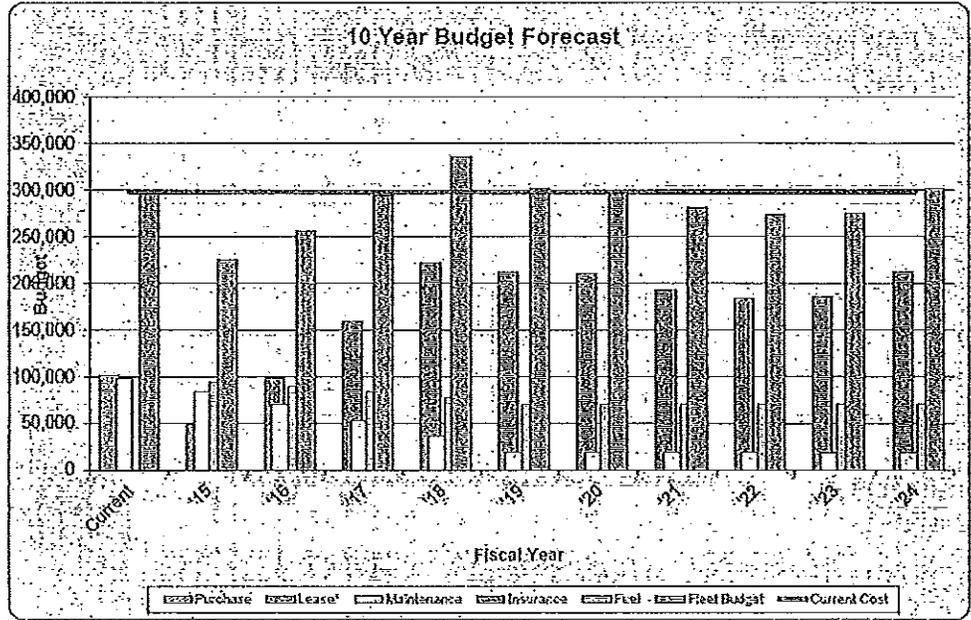
- * Fiscal Year 2015 = Model Year 2000 and older, or odometer over 75,000
- * Fiscal Year 2016 = Model Year 2001 and older, or odometer over 60,000
- * Fiscal Year 2017 = Model Year 2005 and older, or odometer over 45,000
- * Fiscal Year 2018 = Model Year 2008 and older, or odometer over 35,000
- * Fiscal Year 2019 = Remaining Vehicles

City of Poughkeepsie - Fleet Planning Analysis



Current Fleet	61	Fleet Growth	0.00%	Proposed Fleet	61	10 yr Savings	\$141,137
Current Cycle	18.00	Annual Miles	6,000	Proposed Cycle	6.00	Long Term Avg. Savings	\$12.87/yr
Current Maint.	\$138.00	Insurance	\$0.00	Proposed Maint.	\$26.60		4.1%
Fuel Info		MPG	10	Price/Gallon	\$3.26		

Fiscal Year	Fleet Mix				Fleet Cost						Annual Savings
	Fleet Size	Annual Needs	Owned	Leased	Purchase	Lease	Maintenance	Insurance	Fuel	Fleet Budget	
Current	61	4.1	61	0	100,358	0	93,820	0	89,125	298,343	0
'16	61	12	49	12	0	48,303	82,970	0	93,654	224,827	73,516
'18	61	10	39	22	0	97,623	69,874	0	88,911	258,308	42,035
'17	61	13	26	35	0	168,980	62,781	0	82,876	294,635	3,707
'18	61	13	13	48	0	222,673	25,727	0	76,839	335,244	-36,902
'19	61	13	0	61	0	211,949	18,664	0	70,804	301,417	-3,074
'20	61	12	0	61	0	209,861	18,664	0	70,804	299,428	-1,086
'21	61	10	0	61	0	191,923	18,664	0	70,804	281,391	18,952
'22	61	13	0	61	0	183,839	18,664	0	70,804	273,106	25,236
'23	61	13	0	61	0	186,049	18,664	0	79,804	274,516	23,826
'24	61	13	0	61	0	211,949	18,664	0	70,804	301,417	-3,074



* Lease Rates are conservative estimates

Lake City adopts leasing options for vehicle fleet.

Client's Situational Analysis

- Working fleet of approximately 105 vehicles
- Current life cycle of vehicle is 21 years
- General purpose fleet is not at an ideal utilization
- Image of fleet not up to City's expectations
- High maintenance expenses due to age of fleet and overhead
- Limited available capital resources

Key Strategic Client Objectives

- Create a lower sustainable fleet cost
- Shorten vehicle life cycle from 21 years to 6 years
- Free up maintenance resources for critical service vehicles
- Create an improved image to the community
- Improve fleet utilization

Plan Delivered To Achieve Desired Strategy

- Introduced a 10 year budget model that created an estimated \$1.1MM savings
- Support city's on going fleet evaluations on a quarterly basis assessing costs and reviewing best practices
- Introduced a 5 year vehicle replacement cycle to lower costs and increase dependability
- Newer vehicles will improve MPG by approx 20%



Client Background

Location: Lake City, Florida
Industry: Government
Founded: 1859
Fleet Size: 105 vehicles

Key Results

- Reduced the City's cost within the maintenance facility with less staffing required and has allowed the maintenance staff to direct their focus to large equipment and first responder vehicles.
- The City has been able to reduce the size of the general purpose fleet by 20%.
- The quality and image of the fleet is much improved and with material total cost reductions.



efleets.com

Client Testimonial



The City of Lake City, in years past, followed a strategy of purchasing general purpose vehicles and keeping them until they could not be repaired. This vehicle purchase strategy requires a large monetary investment for a depreciating asset with very high repair cost. Recognizing the cost of this strategy the City determined the leasing of general purpose vehicle was a very good option.

During the first two years of the lease program with Enterprise Fleet Management, the City has leased forty vehicle with twenty nine schedule to be replaced with leased vehicle over the next three years. This project has reduce the City's cost within our maintenance facility with less staffing required and has allowed our maintenance staff to direct their focus to large equipment and first responder vehicles. Additionally, the City has been able to reduce the size of the general purpose fleet by twenty percent. This fleet size reduction is directly related to the lack of need for additional vehicle to maintain operations while vehicles were out of service for repair and under-utilized vehicles. The quality of the fleet is much improved and with material total cost reductions.

Grayson Cason
Assistant City Manager

Additional Enterprise Fleet Management Benefits

A dedication to customer service unsurpassed in the vehicle management industry.

Local locations nationwide – hometown people, hometown service.

You will be able to leverage our scale – with more than 1M vehicles owned and managed by all the divisions of Enterprise.

You get the best value for your used vehicles – due to 800 Enterprise remarketing experts selling more than 650,000 vehicles per year.

Specialized in managing small to mid-sized fleets of vehicles.

Full suite of products and services – including a budgeted maintenance program and risk management.

Integrated transportation solutions provided via our short-term rental, truck and fleet management groups.

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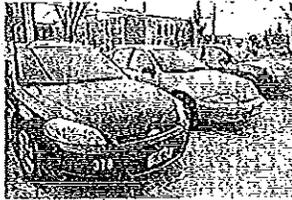


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January 8, 2014

County considers leasing vehicles



Part of the fleet of county-owned cars is parked in a lot near the County Office Building. The county is discussing the possibility of leasing its cars instead of purchasing them.

By CATHERINE WILDE
Staff Reporter
cwilde@cortlandstandard.com

In an effort to save about \$95,000 annually in maintenance and replacement costs of county vehicles, Cortland County is considering leasing its fleet of vehicles over a five-year contract with Rochester-based Enterprise FM Trust.

The contract would cost \$96,156 yearly, but Highway Superintendent Don Chambers says this cost would pay for itself as the county saves about that much yearly in the expense of repairing and replacing its aging fleet of vehicles.

Chambers presented the plan to the Highway Committee Tuesday. The committee endorsed the idea, which will be considered Thursday by the Health and Human Services Committee and the Judiciary and Public Safety Committee.

Enterprise was the sole respondent to the county's request for proposals. The plan is to gradually phase in leasing the entire fleet of county vehicles: 12 in the Sheriff's Department and 67 vehicles in other county departments.

In the first year, a total of 24 vehicles would be leased, 19 out of the 67 vehicle fleet and five out of the Sheriff's Department fleet of 12 unmarked cars.

Chambers said the savings would be twofold, the county would not only save on repairs but

also benefit from more fuel-efficient vehicles.

In addition, the county would make more at auction by selling 24 vehicles rather than the annual average of about five vehicles sold yearly.

"As you go through the program, you're looking at anywhere between \$25,000 to \$40,000 in additional revenue coming in," Chambers said.

He says 44 percent of the county's fleet is over 10 years old and the county replaces about five vehicles on average each year.

Chambers said in the first year about \$75,000 would be saved by leasing the county fleet and about \$20,000 would be saved in the Sheriff's Department.

If the Legislature approves the idea at its meeting Jan. 23, Chambers said it would take a few months to get the vehicles.

The plan would only cover vehicles under 26,000 pounds.

Legislator James Denckenberger (R-Solon, Truaxton and Cuyler), who questioned Chambers about specifics of the proposal during the meeting, such as types of vehicles covered and warranty stipulations, said afterward he thinks it is a "well executed" plan and thinks it is a good idea.

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Westmoreland may sell two-thirds of fleet, start leasing in cost-saving plan

By Rich Cholodofsky
Wednesday, Dec. 17, 2014, 12:01 a.m.



Westmoreland County could soon sell off nearly two-thirds of its vehicle fleet.

To replace them, county commissioners said Tuesday, they will vote on a proposal later this week to lease cars, trucks and other vehicles that are used by roads and parks workers, detectives, park police, sheriff's deputies and other workers.

"We're spending an awful lot on vehicles and maintenance. This way we're constantly getting refreshed vehicles," said Commissioner Charles Anderson.

Public Works Director Greg McCloskey said 105 units of the 164-vehicle fleet will be eligible for the program, which will phase out vehicles owned by the county.

As many as 25 vehicles could be leased each year as part of the program. The county would then sell off the vehicles it owns.

Patrol cars and other official county vehicles could be leased, although heavy equipment and Dumpster trucks would not be part of the lease program.

"This is a home run for the commissioners. It's a great opportunity," McCloskey said.

The proposal calls for the commissioners to award a five-year contract to Enterprise Fleet Management to lease as many as 25 vehicles a year to the county. The county would pay nearly \$145,000 to lease the vehicles next year.

"We'll save money and reduce our maintenance costs," Commissioner Tyler Courtney said. "We'll have to assess this after a period of time to see what the actual dollars are."

McCloskey said the county's fleet includes some vehicles that have more than 300,000 miles and need major repairs.

The lease program will allow the county to continually pick up newer vehicles without having to pay major repair expenses.

The county typically pays between \$300,000 to \$400,000 a year to purchase about eight or nine vehicles, McCloskey said.

Commissioners will formally vote on the proposal Thursday.

"It's a way to freshen up the fleet and save some money in the process," Commissioner Ted Kopas said.

Rich Cholodofsky is a staff writer for Trib Total Media. He can be reached at 724-830-6293 or rcholodofsky@tribweb.com.

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2. FROM CORPORATION COUNSEL ACKERMANN, a Communication regarding proposed amendments to the parking ordinance to provide for permit districts on Main Street, Davis Place and Rinaldi Blvd.

3. **FROM MICHAEL L. REED**, a notice of intent to renew the Liquor License for Noah's Ark, located at 135 Mill Street. **Referred to Corporation Counsel**
4. **FROM EL PATRON NY FOODS, LLC**, a notice of intent for 411 Main Street to obtain a Liquor License. **Referred to Corporation Counsel**
5. **FROM JUAN JOHNSON**, a notice of property damage sustained on November 2, 2014. **Referred to Corporation Counsel**

X. UNFINISHED BUSINESS:

Councilmember Hermann – asks about the snow banks that are blocking parking meters on Main Street

Councilmember Mallory – requested the Deputy Commissioner of Finance to compile a more clear comparison of the 2013 and 2014 general and sanitation funds – snow clearing schedule for the one-way streets so that residents can be alerted

Councilmember Rich – seconds the snow bank accumulation on Main Street

XI. NEW BUSINESS:

Councilmember Hermann – announcement of an 8th ward meeting

XII. ADJOURNMENT:

A motion was made by Chairman Petsas and Vice Chair Rich to adjourn the meeting at 9:10 p.m.

Dated: July 27, 2015

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Tuesday, February 17, 2015 at 6:30 p.m.

Respectfully submitted,

Deanne L. Flynn
City Chamberlain



COMMON COUNCIL MEETING

Common Council Chambers

Tuesday, February 17, 2015

6:30 p.m.

Chairman's Response to the Mayor's 2015 State of the City Address

I. ROLL CALL

III. REVIEW OF MINUTES:

IV. READING OF ITEMS by the City Chamberlain of any resolutions not listed on the printed agenda.

V. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

1. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R15-17, approving the settlement of a Tax Certiorari proceeding for 140 Main Street.

2. **FROM CITY ADMINISTRATOR BUNYI**, Resolution R15-15, amending the budget to provide for two full time bus drivers.
3. **FROM CITY ADMINISTRATOR BUNYI**, Resolution R15-16, approving an application for and financing of the Clean Water Projects relative to the Meyer Avenue and Pine Street pump station.
4. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R15-18, regarding the redevelopment of vacant properties located at 21 Hooker Avenue, 36 Gifford Avenue, and 263 Church Street.
5. **FROM ASSISTANT CORPORATION COUNSEL AQEEL**, Resolution R15-19, approving amendments to the police departments tow rotational list regulations.

IX. ORDINANCES AND LOCAL LAWS:

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

6. **FROM ENTERPRISE FLEET PROGRAM**, a presentation regarding the replacement/maintenance of lightweight and midsize vehicles of the city.
7. **FROM CORPORATION COUNSEL ACKERMANN**, a Communication regarding proposed amendments to the parking ordinance to provide for permit districts on Main Street, Davis Place and Rinaldi Blvd.
8. **FROM MICHAEL L. REED**, a notice of intent to renew the Liquor License for Noah's Ark, located at 135 Mill Street.
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XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT: