



**THE CITY OF POUGHKEEPSIE
NEW YORK**

**COMMON COUNCIL MEETING
MINUTES**

Tuesday, February 19, 2013 6:30 p.m.

City Hall

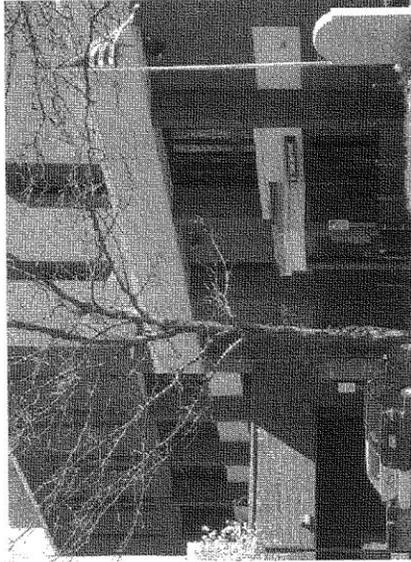
5:30 p.m. Presentation by Police Chief Knapp:

**Common Council Crime Update
February 19, 2013**



City of Poughkeepsie Police Department

City of Poughkeepsie Police Department



- 96 Police Officers.
- 33 Civilian Staff.
- 911 PSAP
- 911 Backup Site
- Joint Police/Fire/EMS
Dispatch Center

Department Staffing Issues Sworn Members

(Updated 12/30/2013)

- 10 members on long term injury
- 3 members on restricted duty status

Total impact of 13 sworn officers

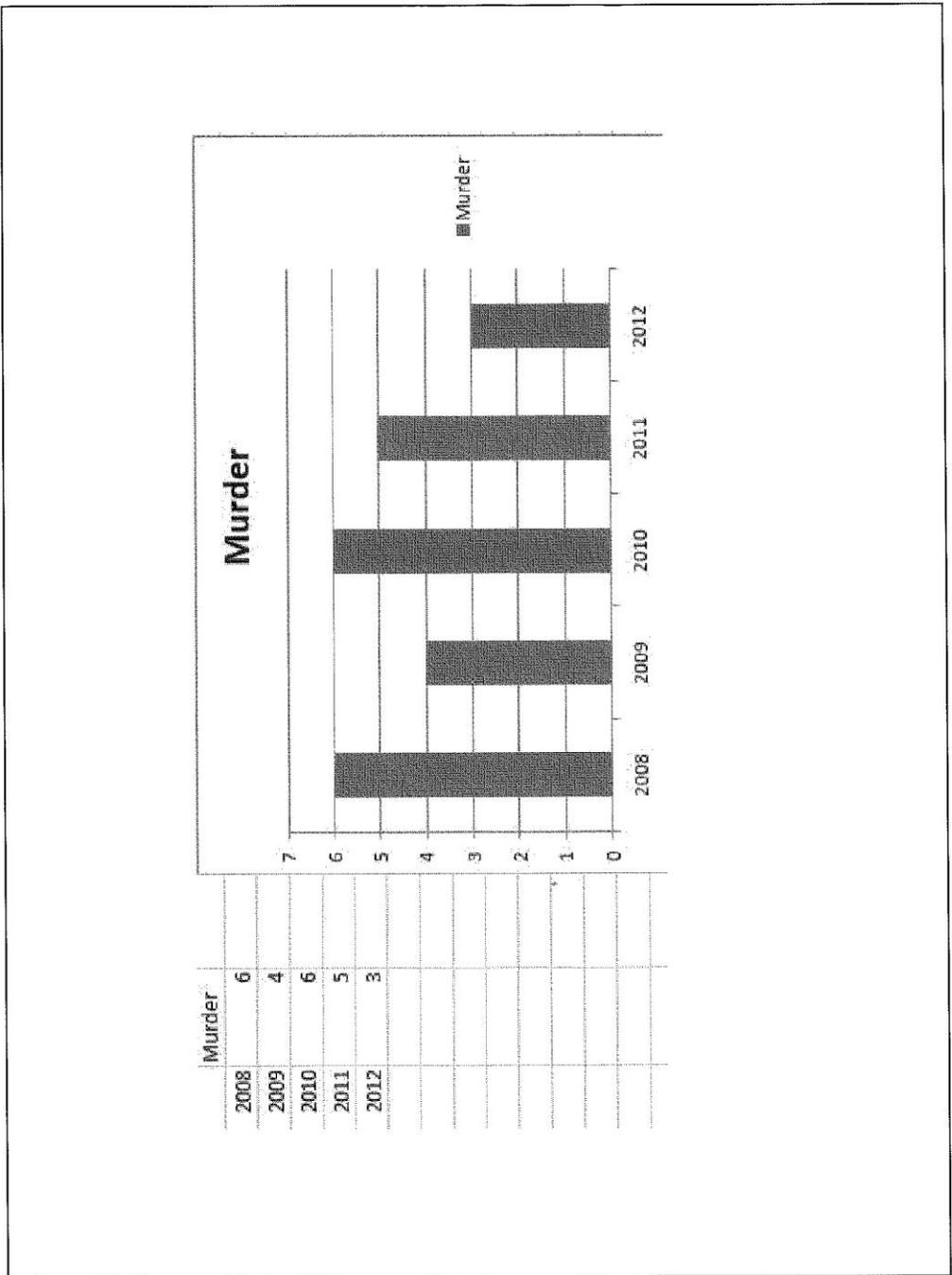
2013 Budget changes

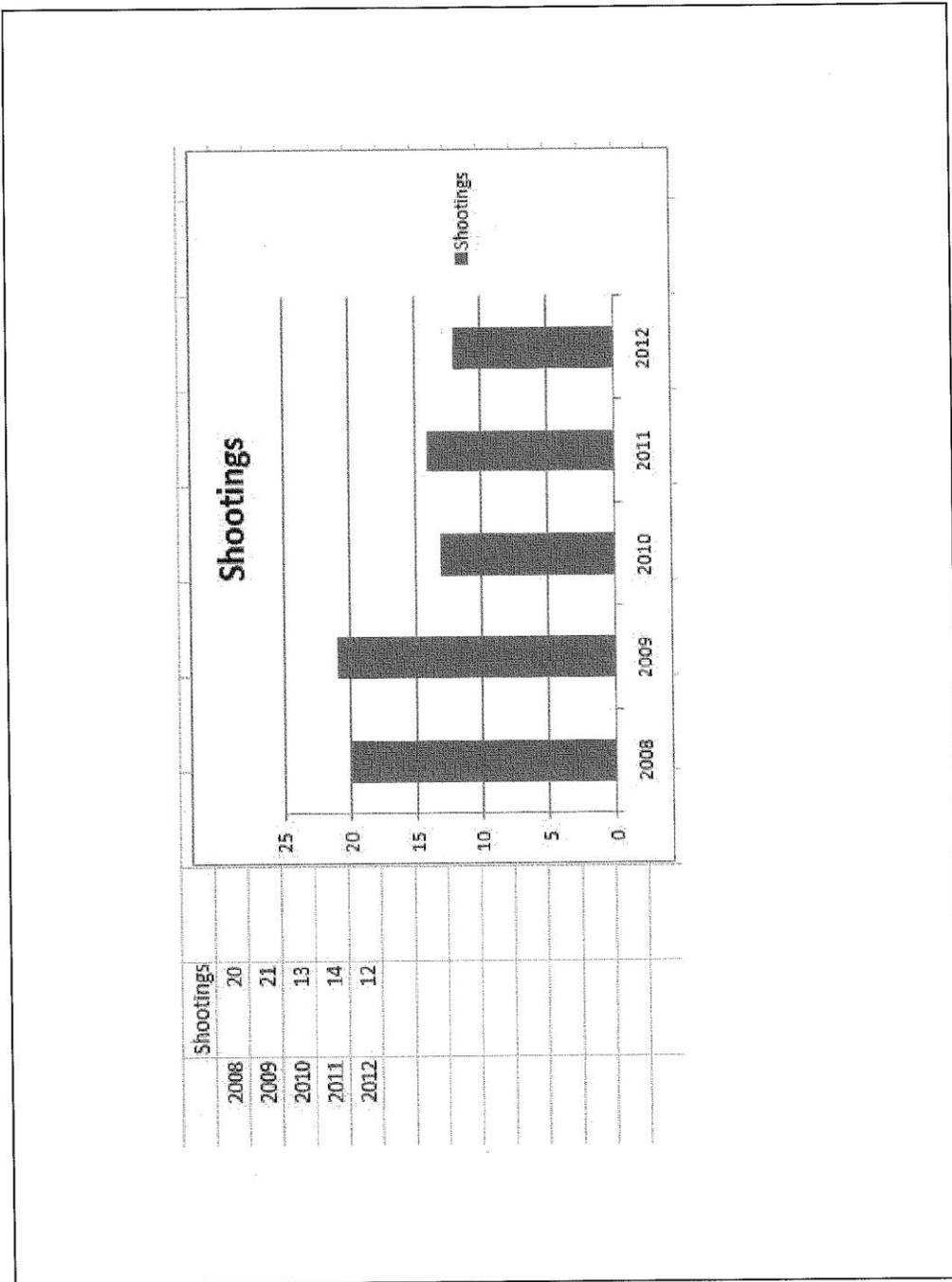
- Sworn manpower reduction of 5 positions (96).
- Civilian manpower reduction of 4 positions (33).
- Overtime reduced \$135,000 (\$571,716)
- Elimination of proposed directed patrol unit (was to replace/update CP).

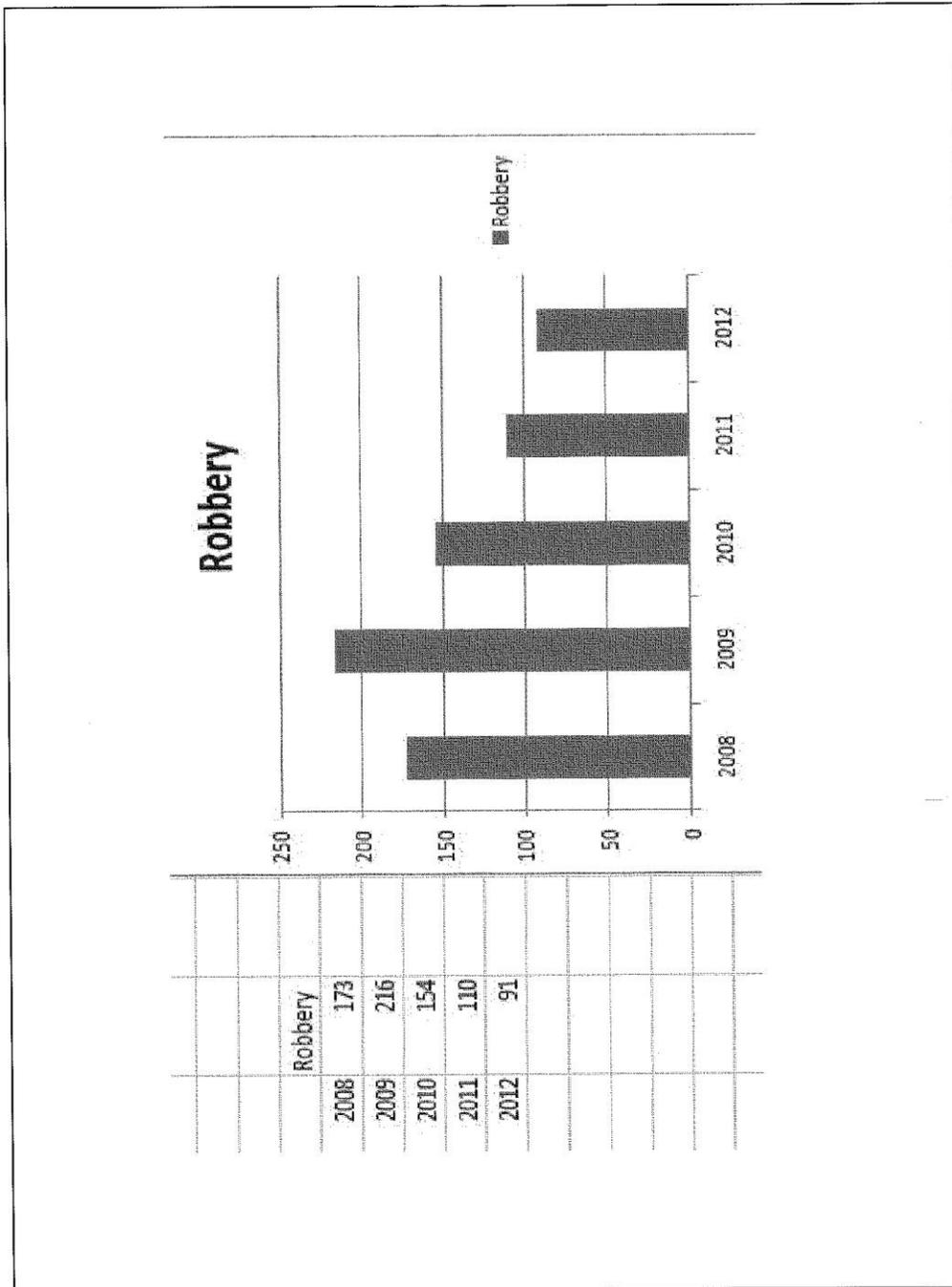
City of Poughkeepsie Project Impact VI Budget
July 1 2012 thru June 30, 2013

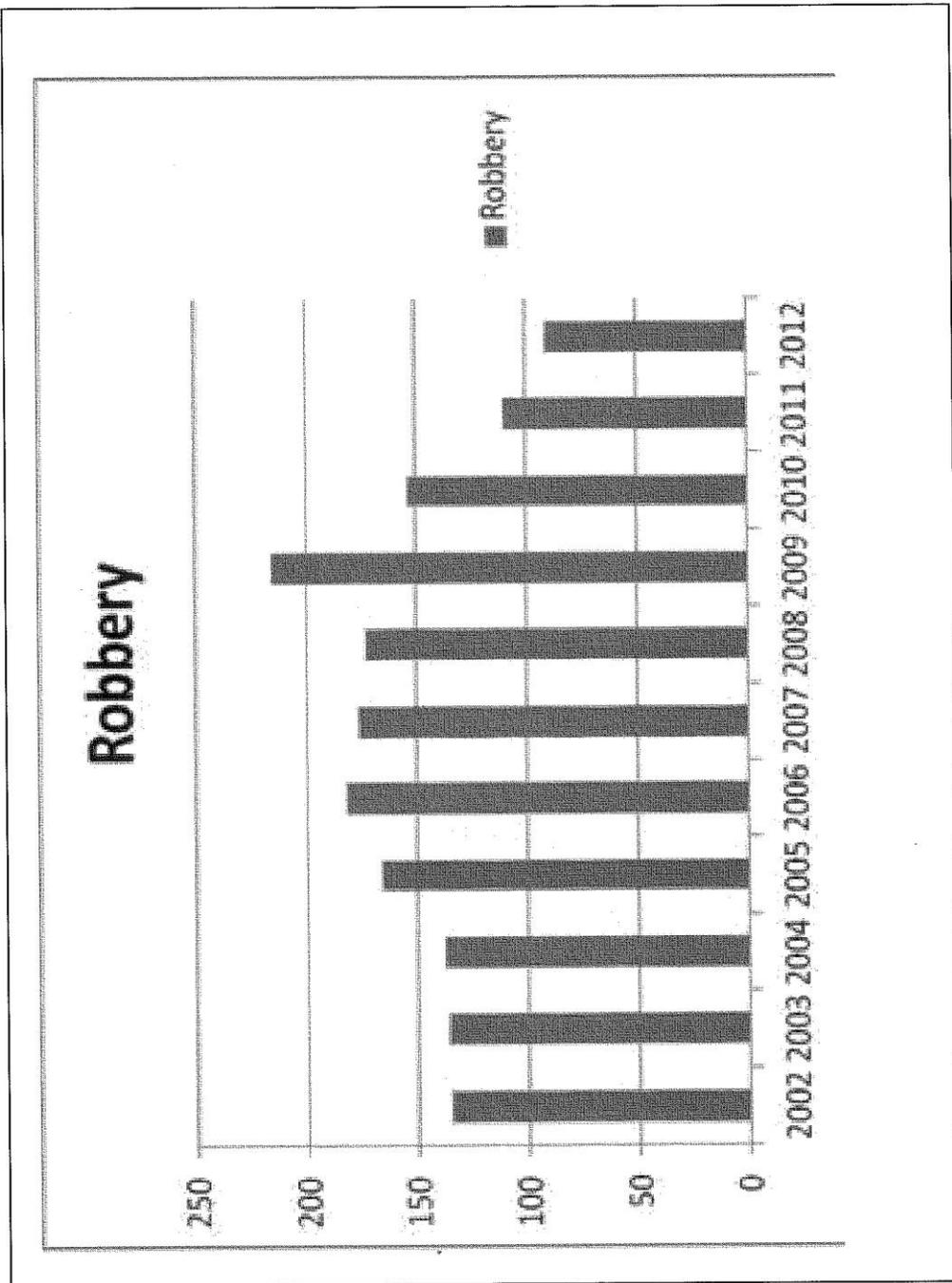
Total \$161,000

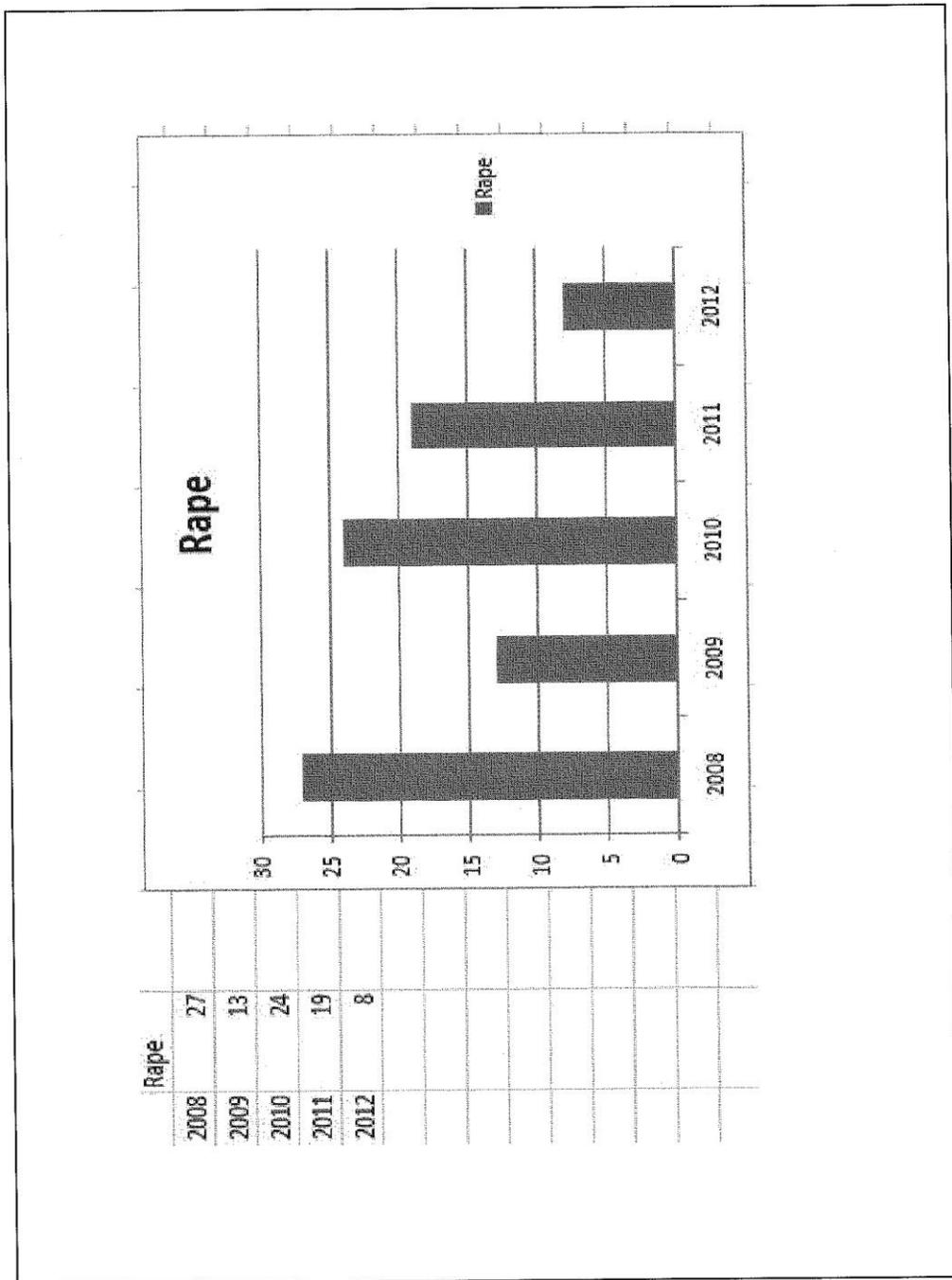
- Overtime = \$135,000 (2700 hours)
- Burglary stakeout and copper theft stakeout alarm and camera equipment = \$11,000
- Buy money = \$10,000
- DCJS Training = \$5,000

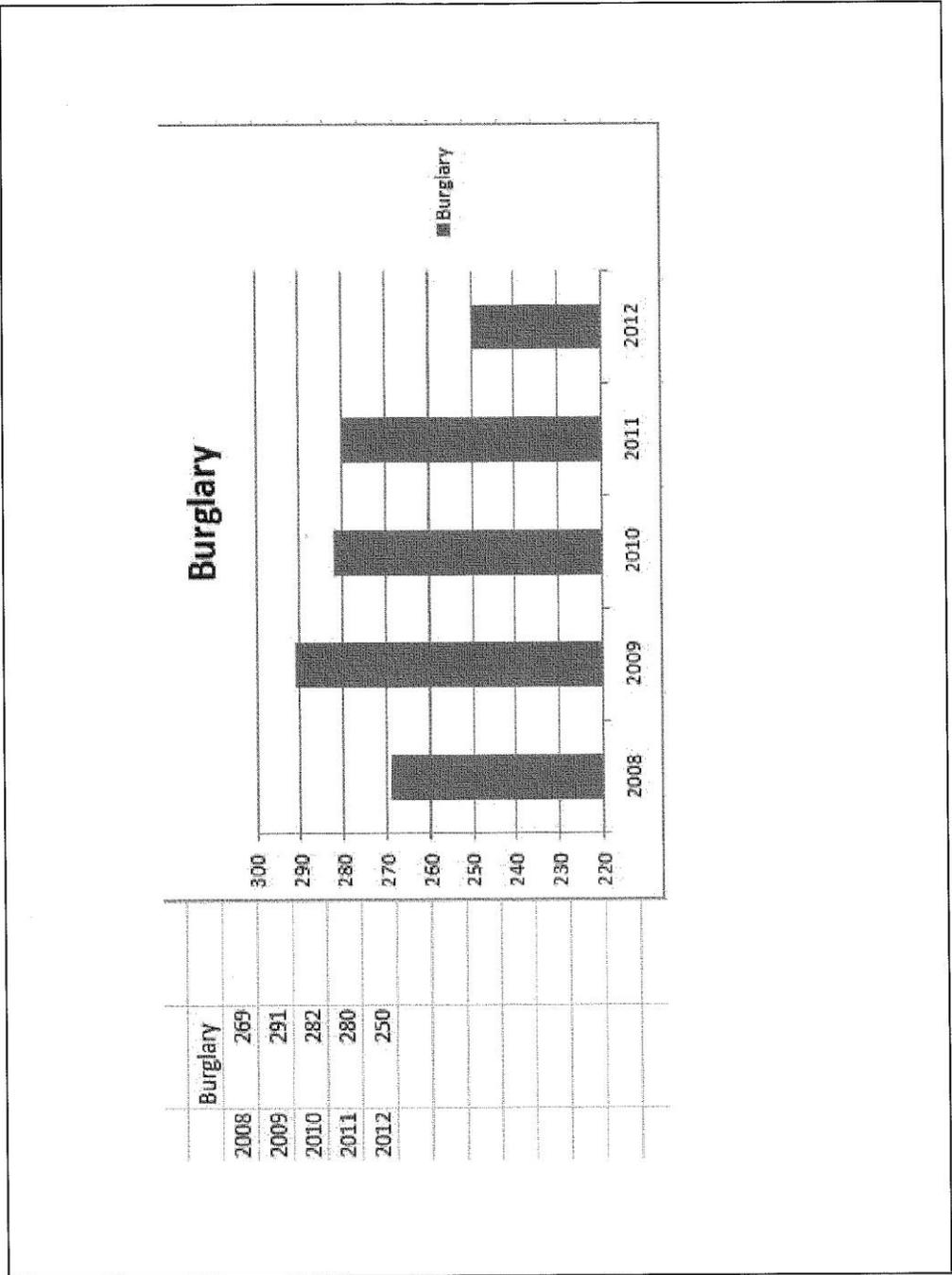


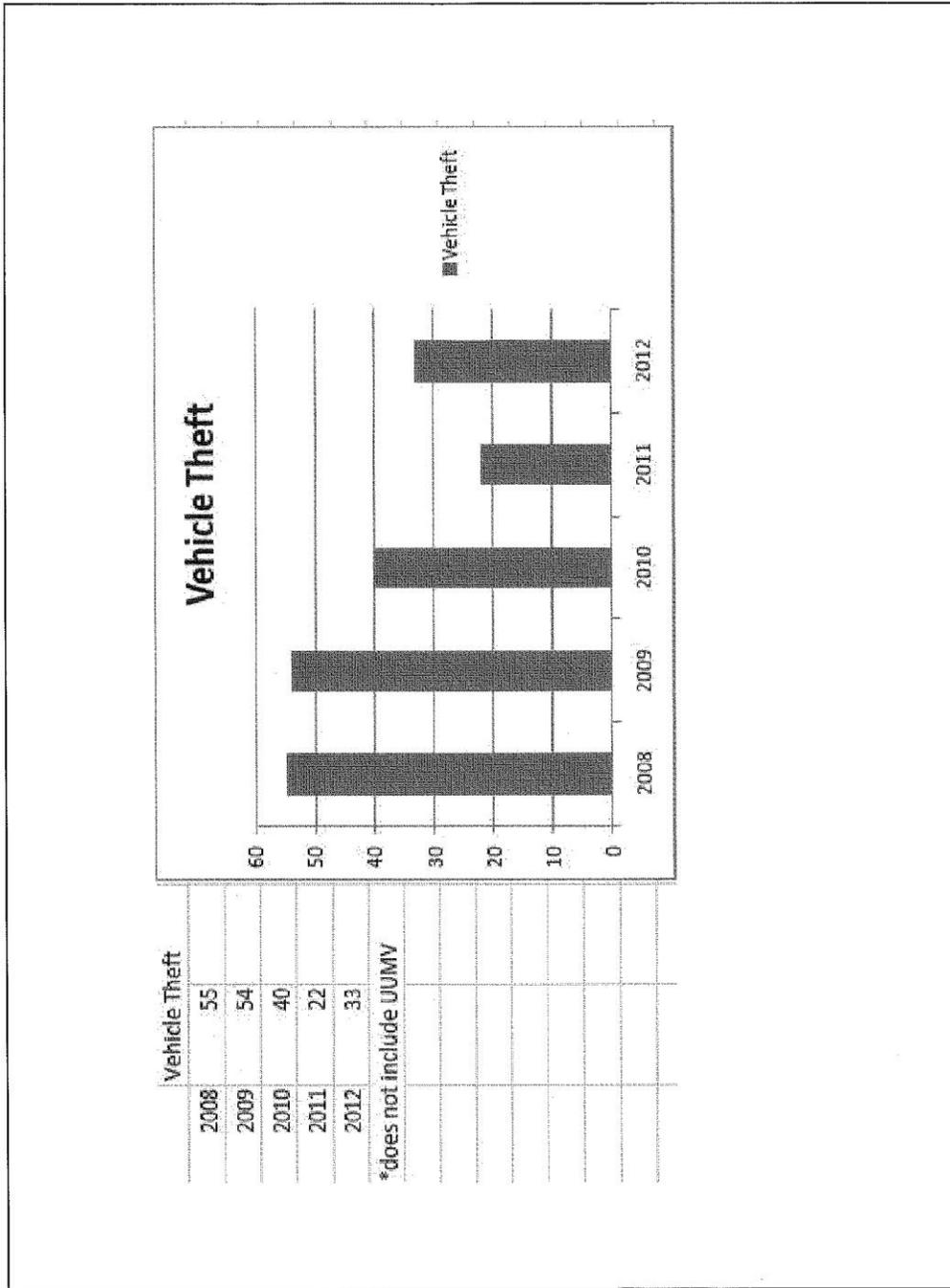


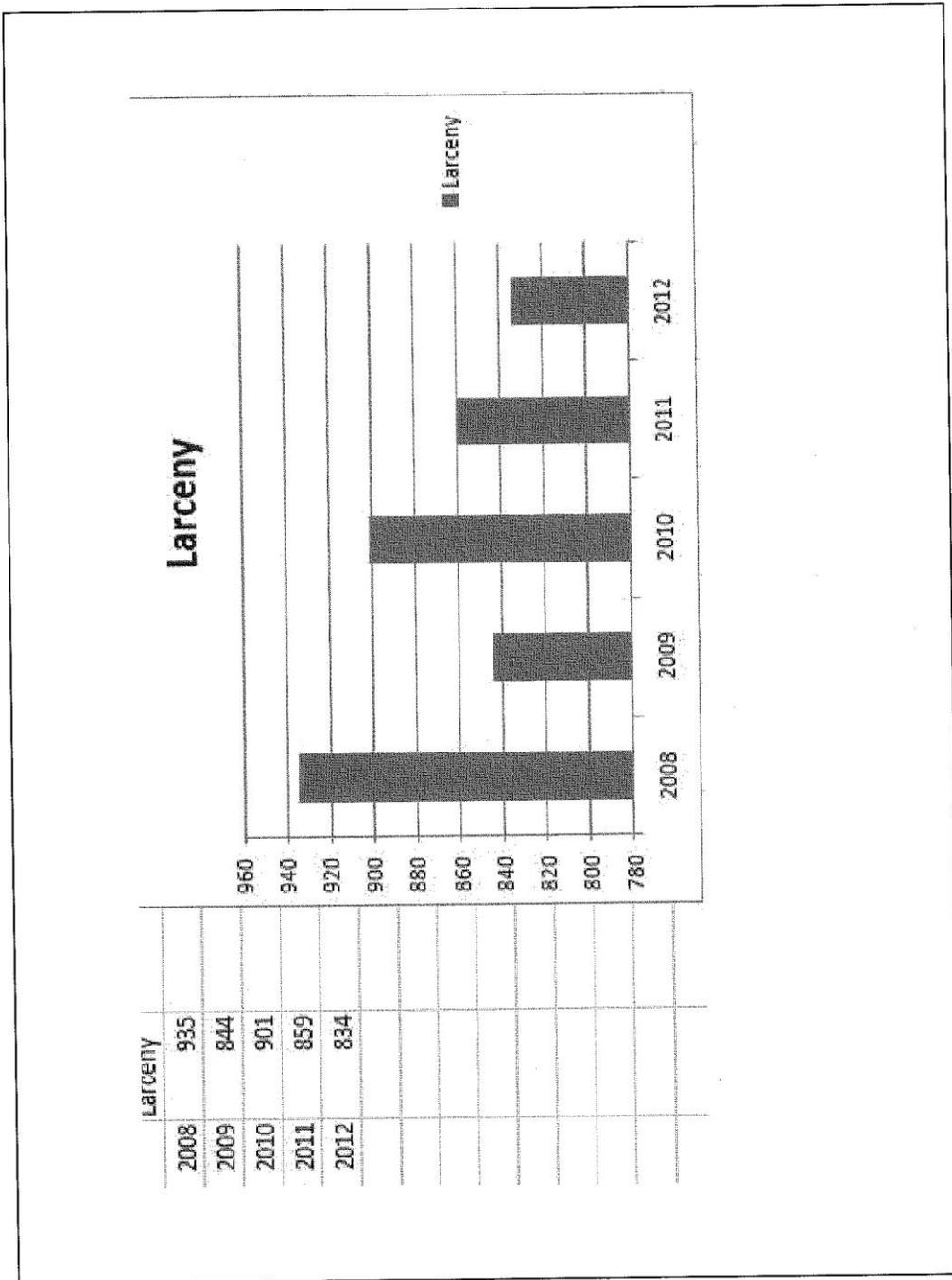


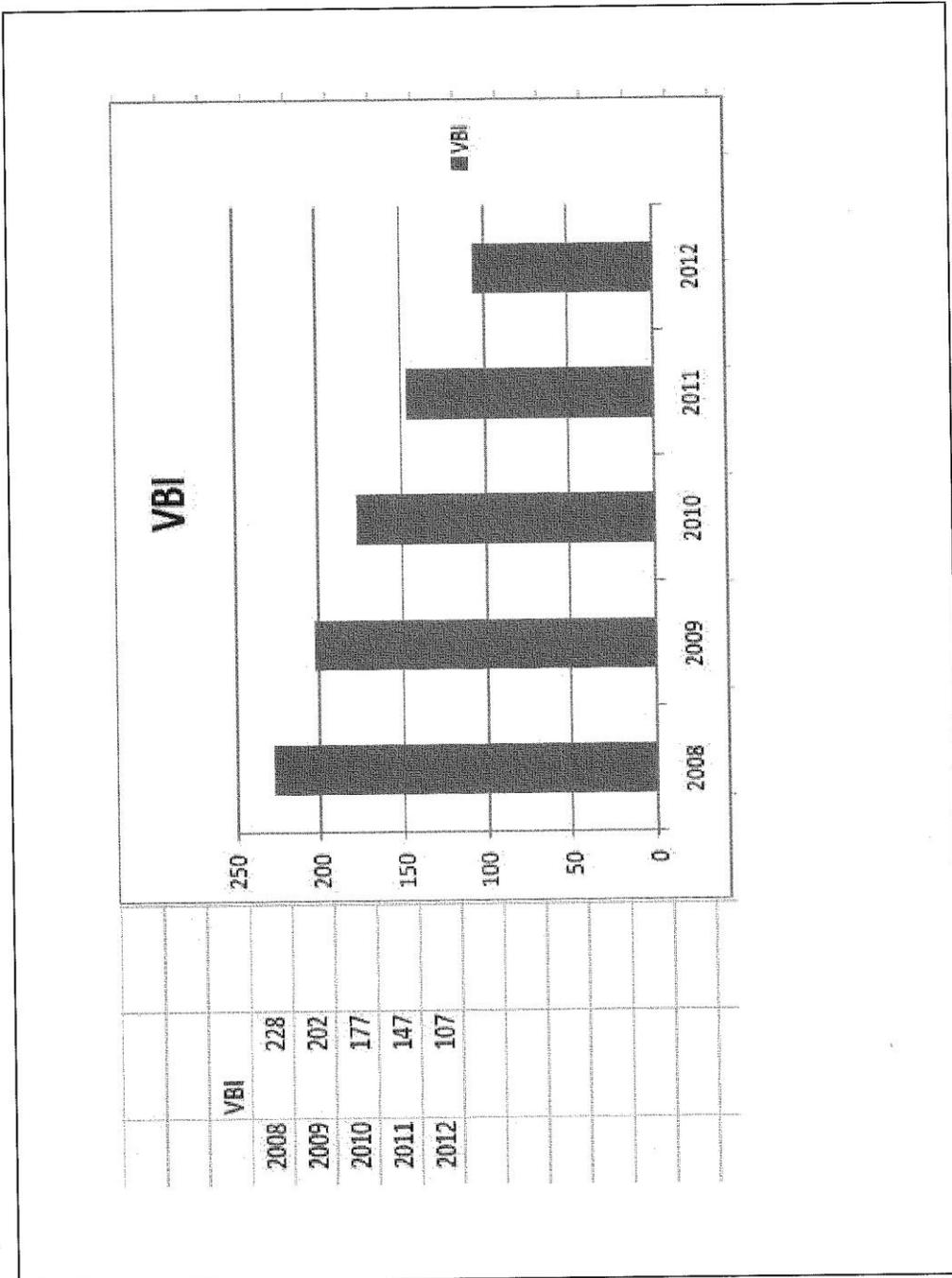












Aggravated Assault 2012 & 2011

Aggravated Assault Charges

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
• 2011	8	11	19	16	16	19	17	20	12	20	25	15	198
• 2012	29	13	23	14	19	20	32	32	14	15	28	10	249

Domestic Violence Charges

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
2011	3	2	1	3	6	6	4	6	3	6	7	1	48
2012	10	3	10	6	6	8	11	14	2	6	13	3	92

Aggravated Assault 2012 & 2011

Aggravated Assault Incidents

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
• 2011	8	9	18	15	15	18	16	18	11	18	22	14	182
• 2012	24	10	20	13	18	17	28	28	12	13	27	10	220

Aggravated Assault Charges

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DCDTF 2012 Operations

- 11 Search warrants.
- 63 arrests (34 felonies).
- 12 ½ oz cocaine.
- 2167 units heroin.
- 1463 prescription pills.
- 63 lbs marihuana.
- 6 Handguns
- \$35,058 in cash.

2012 NRU Operations

- 18 Search warrants.
- 121 arrests (55 felonies).
- 15 County Court indictments.
- 49 gm & 174 units cocaine.
- 1457 units heroin.
- 8 oz marihuana.
- 238 prescription pills.
- \$9,791 cash.

49 Handgun Recoveries in 2012

- 4 during VTL stops.
- 6 During person w/gun calls.
- 5 during disturbance or domestic calls.
- 6 during shots fired calls or shootings.
- 1 during foot patrol.
- 2 during search warrant or arrests.
- 3 during homicide/suicide investigations.

Handgun Recoveries

Continued:

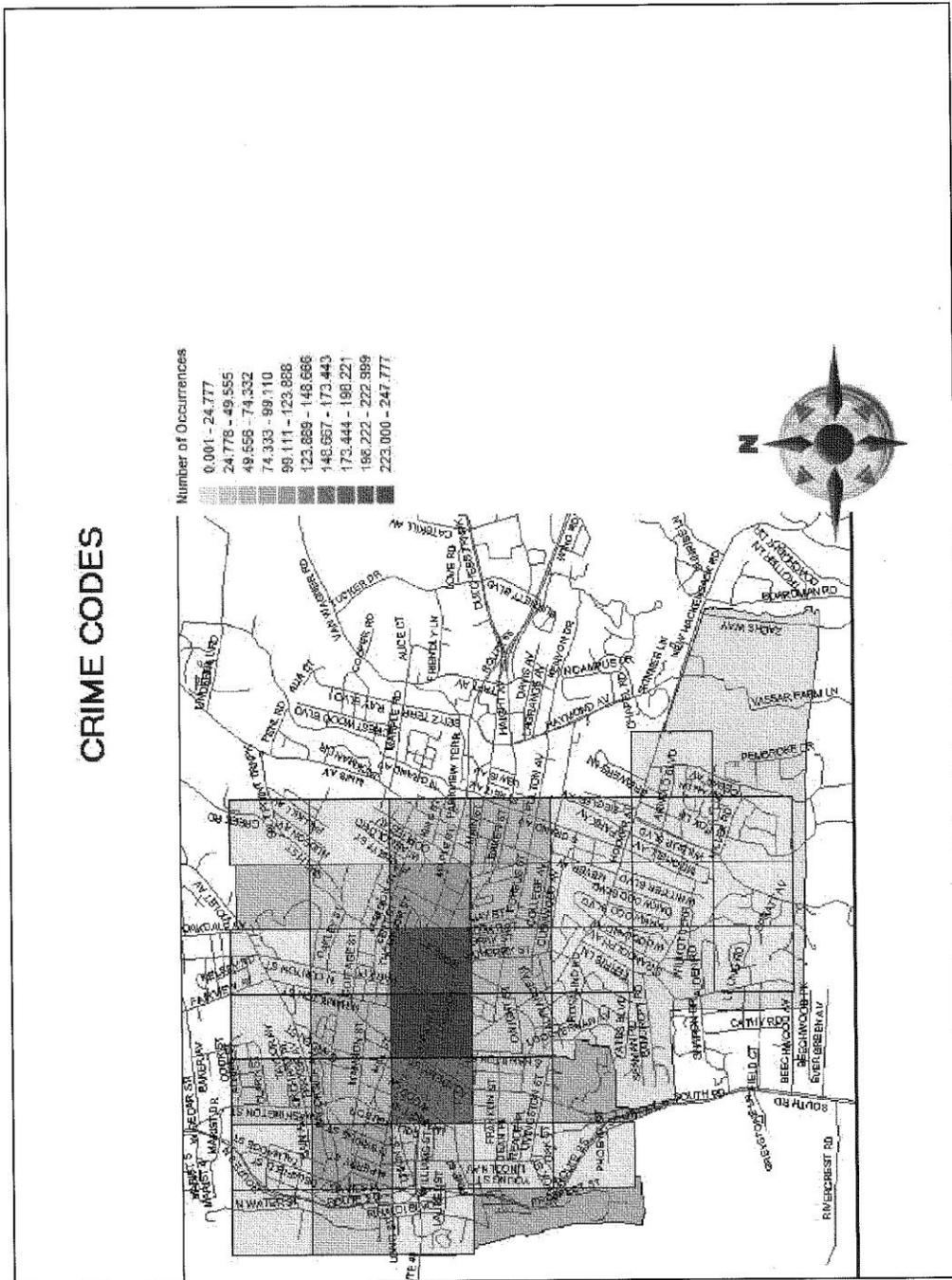
- 5 recovered thru the Gun Tip Program.
- 5 recovered by NRU Operations.
- 5 recovered by DCDTF operations.
- 4 recovered during Fallkill Creek cleanup.
- 2 recovered by DPW in storm drains.

Assets used by Dept

- Safe Streets Gang Task Force
- Dutchess County Drug Task Force
- CPPD NRU
- Detective Unit
- Impact operations/funding

Investigative tools

- **Bi-weekly FIO (Field Intelligence Officers) meeting.**
- **Bi-weekly Violent Crime meeting.**
- **Monthly Impact Meeting.**
- **Daily Intelligence bulletins.**



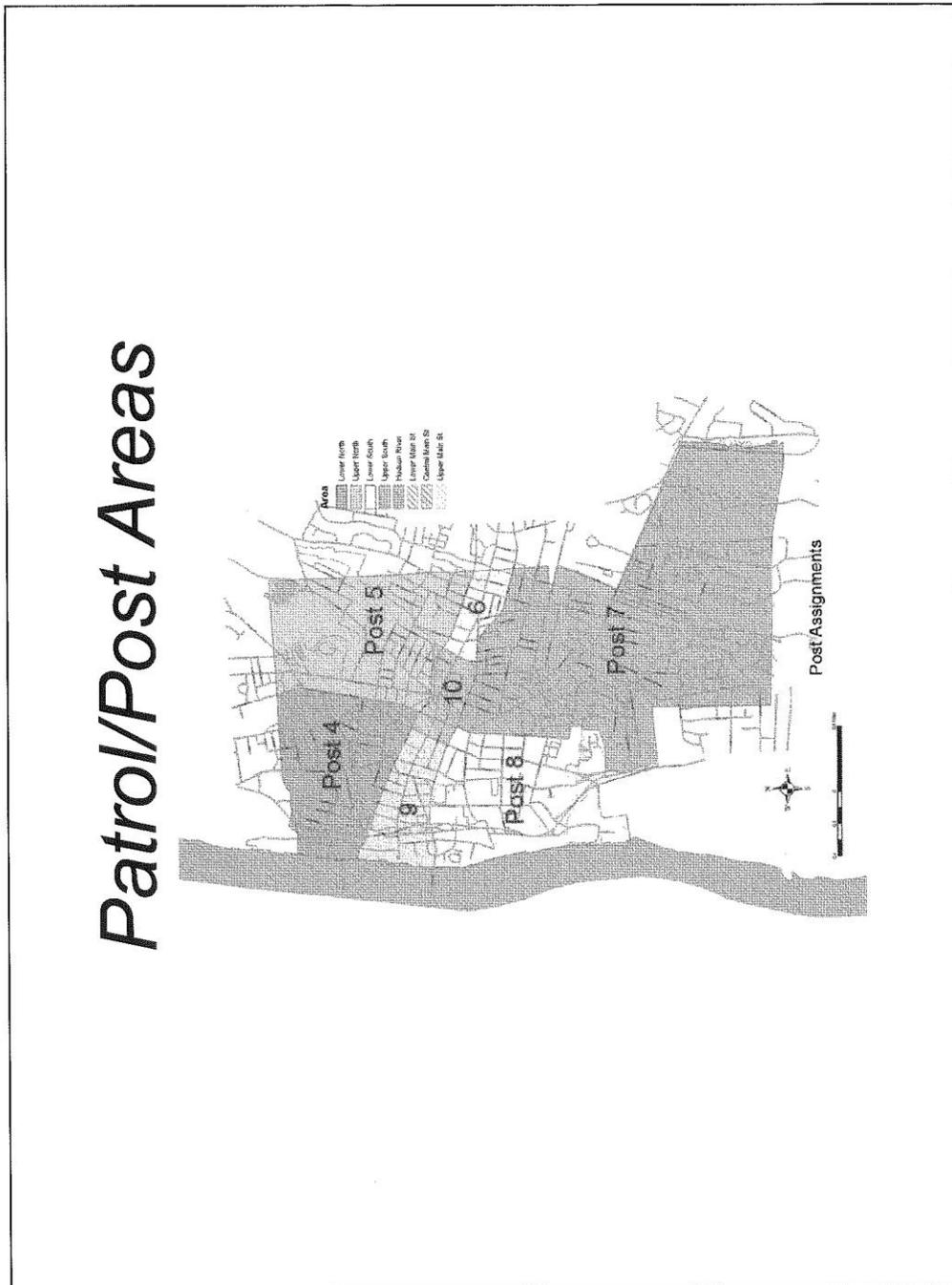
Agency examples of who we work

with:

- New York State Police
- Dutchess County Sheriff Department
- Town of Poughkeepsie Police Department
- Dutchess County District Attorney's Office
- Dutchess County Probation
- NYS Division of Criminal Justice Services
- Federal Agencies, including FBI, ATF, ICE

Intra-departments we work with:

- **IT**
- **Fire Department**
- **DPW**
- **Corp Counsel**
- **Finance**
- **Engineering**
- **Personnel**



I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

Official Minutes of the Common Council Meeting of February 19, 2013

Public Hearing 5/7/12						
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PH 7/2/12						
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CCM 7/2/12						
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

PH 11/5/12						
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CCM 11/5/12						
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled			Yes/Aye	No/Nay	Abstain	Absent
	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Chairman 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.

NONE

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

Peter Leonard - 36 Ferris Lane – I appreciate the chance to speak for a moment about Milo Bunyi’s appointment by the Mayor for City Administrator. I want to reiterate from the last time I spoke. Milo is not only a very fair person, but also has a very keen sense of what the purpose of City Government is, and that is public service. Having that clarity is a great advantage. I also want to echo a point I heard last week. Tom O’Neil made a point that I agree with and that is, the Mayor (or person in power) should have the right to appoint who he thinks is fit for the job. He made a comparison to the President of the U. S. when choosing a Secretary of Defense, ran into opposition for his choice for the position. Thinks Milo is the right person for the job.

Bruce Dooris - 41 Wilson Blvd – Vice President of CSEA – I’d like to start out by saying that our position on Milo Bunyi to be City Administrator is the same as it was last week. The CSEA does not endorse him. Under his leadership as Finance Commissioner, our credit rating with Moody’s has gone from a AAA to a B2. A Finance Commissioner who endorses 18 layoffs without consulting Union leadership is one we would not like to see run the City. This administration spent \$50,000 on rentals for garbage trucks in 2011 and another \$15,000 in 2012. This did all this instead of fixing the trucks that they had. This is called misspending of taxpayers’ money. The Council is right, when they say, “I wouldn’t run my household like that.” If my car needed tires or brakes, I wouldn’t go out and rent a car for a month or two and rack up a \$5,000 bill in rental fees and then realize I had to fix the car anyway. It doesn’t make sense. Fix the garbage trucks, instead of renting them. Now getting to the Purchase Cards (P-Cards); Milo says he doesn’t have time to keep track of 70 cards. Well, he’s the one who gave them out, this is his system, this is what he wanted. Councilman Herman was right on point last week about the Purchase Cards. It’s not a want, but a need when we purchase something. He’s right when he says, the credit limit on the card changes month to month. How do we know? Because the cardholder has to check his statement each month. Up in the left hand corner it will say the credit limit (amount). In one department, the credit limit changed each month for the whole year. It could be as high as \$2,800 or as low as \$100 for the month. The cardholder did not go over his limit, except for the month when his limit was only \$100 and then he got permission to do so. This Council approved 2 new 4X4 plows over a year ago. Where are they? Then we get to the 3 mistakes last month: The W-2’s going out wrong, the 311 mistake and the Property Tax Bills being wrong. I can address the 311’s. Councilwomen Johnson and Boyd and myself never entertained charging empty lots for garbage. In fact, we never even had the code 311. We only had 210, 220 and 230 (single, two and three family codes). They were the only ones computed for the sanitation fund. Like I said last week, we would like to see a thorough search done for City Manager. That has not been done. We would like to see new ideas; a City

Administrator who has experience in running a city this size. Maybe I'm wrong, but out of more than 300 Union employees, working here in the City, I have not seen one come forward and speak on behalf of Mr. Bunyi. That says a lot, being that he has been Finance Commissioner for over 4 years. So, in closing, CSEA gives a "No" vote for Commissioner Bunyi for City Administrator.

Naomi Goldberg - Loockerman Avenue – Lifelong resident. On the City Planning Board for 30 years. Also had a business in the City before retiring for 49 years. I am here to give my support to Milo Bunyi as the new City Manager. He has done a good job as Commissioner of Finance in working with the Mayor to keep our taxes down at a reasonable level at this time of economic crisis. He looks out for the taxpayers in the City. He has filled-in as the City Manager when Mike Long was out of the area, which was very, very often and has done a good job when he has filled in. He knows the operations, needs and works of the City very well. More importantly, he is a City resident and will be here all the time. He is always here and has the best interest of the City at heart. I think the Common Council should approve Mr. Bunyi as the new City Manager.

Bill Rohde - Seaman Road – I'd like to again offer my support of our present Commissioner of Finance, Milo Bunyi for the position of City Administrator. Personally, I think that Mr. Bunyi has done an admirable job as Commissioner of Finance. He's kept our taxes down. I look to the other major cities around us and see that the City of Poughkeepsie has fared much better in keeping our taxes down. I remember how the City of Newburgh had a 42% increase in taxes recently. That didn't happen in the City of Poughkeepsie. I find that Mr. Bunyi only thinks about the City of Poughkeepsie and how to keep the cost of government and taxes down. Sure, we're in very difficult times and trying to keep our heads above water and try not to drown. I also know that staff was cut back and everyone was asked to help fill in the gaps and work harder. My own company went from 9 to 6 people, just so that we could survive. What we need here in the City of Poughkeepsie is better teamwork and to think of better ways to keep the City of Poughkeepsie as the "Queen City." I think Mr. Bunyi, along with the Common Council, the Mayor, the City employees, including our Police, Fire and Public Works can work together to make this beautiful city a better place to live in.

Sean Harden - 36 Glenwood Avenue – First off, I want to say that I was inspired to come down here this evening, after reading an article in the Poughkeepsie Journal shortly after a snowstorm. People complained about their cars being towed after the snow. First of all, I'm going to say outright, I believe it was right that a snow emergency was issued. A huge amount of snow was coming and vehicles needed to be removed from the streets. Signs are on those streets all year round saying, "Snow Emergency Route." And, if anybody wanted to know if it was a snow emergency, they simply could've looked at the Poughkeepsie Journal, numerous radio stations announced it, the City's website, basically stating that these streets you cannot park on. Or, you could have simply moved your vehicle to a side street or onto one of the City's designated lots. Otherwise, your vehicle's going to be towed and ticketed. That Saturday morning, I had to be at work at 5:00 a.m. and even my front wheel drive vehicle was able to get through. I think those guys did an excellent job clearing that amount of snow with the equipment that we have.

I think that the City had the right to tow these vehicles, and ignorance of the law is not an excuse to not have your vehicle towed. Secondly, I want to say something about the garbage issue. Coming through South Cherry Street last night, I noticed that approximately 6 residences actually had lids on the garbage cans. This time of year, the crows and other animals can pick through the garbage. Are we enforcing sanitation issues, because things like this and proper bags or not using the right kind of bags and throwing scraps of food. On my street there's a recliner that has sat there for several weeks. I don't know if that was addressed or not or if it's still there, may be covered in the snow bank. My neighbor cleans up and down the street. Now that we're charging for garbage pickup, it's important to know that we need to recycle and properly bag our garbage in the right can with a lid in order to have a more sanitary and efficient clean up.

Tracy MacKenzie - 79 Worrall Avenue – I've come to voice my support for Milo. I've come to a lot of Common Council meetings, and Milo is here. Milo is always here. He's a resident of the City and has such a devotion to the City. Just like each of you who have devoted your time, your energies and your passion to the City, so has Milo. He's a dedicated individual; he has served in the capacity of City Administrator. He is the only person who can hit that job running on day one, without having to be trained and be up to speed. He knows the City like the back of his hand. He knows all of the players in the City – he knows the unions, businesses, he pretty much know all of the residents. If you need to know where he is, he's here. He's knowledgeable, accessible, and he's always, always, always giving you a straight answer, so I support Milo for City Council [sic] and I hope you do too.

Abe Santiago - 50 Garden Street – I sit on the City Planning Board. I've had the privilege of working with Milo for a few years now in doing City events. Milo has done a phenomenal job of making sure that we had everything we needed to make these events successful in the community. He's one of the first people to be there and one of the last to leave. I have the utmost respect for him. The way that he handles all these attacks, he handles it with a lot of class, I could never do, so I give him a lot of respect.

Kyp Mitchell - 44 Manitou Avenue – I'm going to keep this brief, because I was here last week. I came home from the Military Service and "he" helped me out with my taxes and my financial situation was in dire straits. He stood by me through the whole thing. His wise... (inaudible) empowered me to take the next step of my life, so I can move forward. So, it would be wrong of me not to stand by him for City Administrator. Thank you.

Dory Marcinelli - 31 Miller Road – Good evening. I'm here as a resident and an employee. I do not believe Mr. Bunyi would be the best person for the job of City Administrator. In his report to the Council at the Committee of the Whole Meeting last week, he indicated that the City must pay 30% of its annual payment to retirees per OAC. He stated 30% of \$40 Million, which he also stated was \$1.2 Million. If in fact, 30% of \$40 Million is actually \$12 Million or it's \$4 Million, which would then be \$1.2 Million; or \$40 Million, \$12 Million. Which is it? He's the Finance Commissioner. If he does not know the figures, then he should not spout them out. He also stated that as City

Administrator, he would take action against Department Heads who go over budget. He said he would go to the desks and drawers of employees who order supplies and look for P. O.'s and invoices and demand to know where they were. That to me, is so disrespectful to other Department Heads. As an outside observer, I find it hard to believe how any other Department Head could work with somebody with that attitude. He also stated that the City was backed into a corner, and forced to pay co-pays for the Unions for our medical coverage. He said the medical benefits were utilized more because the City pays for these co-pays. I was a long time MVP subscriber, and the plan that the City went over to, with the "Difference Cards" made the paperwork so phenomenal if you have anybody in your family with some type of illness. that I opted out of MVP, because it wasn't worth the co-pays. It's also my understanding that because it was the City's idea to go a less expensive plan, which I can understand, they're the ones that opted to pay our co-pays. It's not something the Union demanded of the city. These are just a few of the issues I have with Mr. Bunyi. I don't want to get into everything here, but I don't feel he's the best person for the job. I don't see him working with the unions. I don't see him working with other Department Heads, and I think it would have a negative impact on the future of the City if, in fact, this is the way we're going to go. Thank you.

Joe Lepore - 11 Marie Court – I'm not a resident of the City but I do have a business here. I'm here to support Mr. Bunyi, because he helped us anytime we had an issue. If he didn't have the answer, he would call back once he did. Like everybody said previously, he is always here. He's the first one to come in to the City, and the last one to leave. If you were to ask him where he was yesterday, he would say, "here." Yesterday was a holiday. We know what we have, (Mr. Bunyi) but we don't know what we would get. He knows the City, he lives in the City, so I would encourage you to do the right thing and vote for Mr. Bunyi. Thank you.

Tom Kelly – 8 Willow Bend – Has a law practice in the City and has lived in the City for 30 years. Comes in support of Milo Bunyi for City Administrator. Mr. Kelly stated that his wife teaches in the City schools. Is fully committed emotionally and financially to the City. Poughkeepsie it's a great City. I think we should look to a City Administrator who is likewise committed. I know Milo as a neighbor; in that regard, he's always around the neighborhood always looking to help. My relationship with Milo goes back 20 years, when he and I approached the CYO program at St. Maarten's. It required giving up Saturdays and one day a week. He was an excellent role model and gave up many, many hours on behalf of the students who came from outside the Parish. He was involved in the private sector while doing community service, so there was no ulterior motive. We need an Administrator who will not use the position as a stepping stone to move on to a different position. Milo will be here, he's committed to the City. I've always found him to be smart and articulate. I'm very proud of the City Council and the Mayor we have here, and have to acknowledge that governance is a collaborative effort. So, any personal criticisms directed to Milo, I think are more a reflection of the financial condition and there are checks and balances in place, and there are opportunities for policies to come from places other than City Hall. I fully recommend Milo for City Manager and urge you to permit him to serve in this capacity. Thank you.

Lee Klein - 32 Seaman Road – Good evening City Council, Mr. Mayor, City Staff. I'm here to support Milo Bunyi for City Administrator. Milo is dedicated, accessible, knowledgeable and he is prepared. You want to take him for mistakes? Mistakes happen. Show me someone who doesn't make mistakes; I'll show you somebody who's not doing anything. Mistakes happen also when the municipal finances with a series of complex mechanisms face changes. They did this January. I don't think it's fair to tag him for a credit rating downgrade. The United States of America is facing a credit rating downgrade. New York State is not facing a fiscal crisis – it is *in* are facing very hard times. This state lost 3 million people in 20 years. This state has lost billions in payroll, in business. Human beings, human capital, all gone - in 20 years. All municipalities are struggling. Many have been responding with very high tax increases. We have not, here. This is a man who is dedicated to the City every single day, who works very, very hard, comes to every meeting, does everything he can to make himself accessible to all citizens of the City and to all people who have businesses and to all people who have concerns in the City, and this is a particularly hard time to do that. I believe the Mayor reported at the end of the year, when the tax sales occurred there were a lot of people hurting and a lot of people lost properties, and a lot of the properties were not purchased at the tax sale. These are extraordinarily hard times. That can't be borne by one man – you can't put it all on one person. Someone had to hold the line as City Finance Commissioner. Who would want to do that? Who would want to say, “No?” Who would want to be in control of the City “fisc”? This man did it – with heart, brains and guts and I think he deserves a “shot” at City Administrator. No one knows the City better to do so. He is the most qualified person to do this. And, I ask this Council to vote in favor of making him City Administrator. Thank you very much, ladies and gentlemen. fiscal crisis. Municipalities all over the state

Constantine Kazolias - 47 Noxon Street – I'm sorry to come up here and change this parade of endorsements for Milo. I endorse what Vice President Dooris said in a statement, that Milo should not be appointed. If you do appoint a Finance Commissioner, you put a CPA there. Read statement. See statement attached.

Gary Beck, Jr. – City of Poughkeepsie Building Inspector – Came to give his support to Milo Bunyi for City Administrator. Just wanted to point out that there are a lot of people here that had the courage to sit up here and show their support of Milo. Thank you.

Shane Tevnon – 57 Cannon Street – I'd just like to say that I agree with the previous speaker in the “red shirt” [Sean Harden] about those who had cars removed from Main Street on Saturday who were in violation of a snow ordinance. Thankfully, on Saturday night, the snow was removed to the satisfaction of the City, and on Sunday night we were all able to park our cars once again on Main Street, which is a very nice alternative, when some of the City lots are snow covered. Monday came and went. It was terrific. Monday night, once again, we go to park our cars on Main Street, only to discover on Tuesday morning, that they've been towed. Now I am fully aware of Snow Ordinances, and appreciate the City's due diligence in clearing our sidewalks and streets for us and I feel that 3 days is a reasonable amount of time, as did the City of Poughkeepsie, because all postings regarding parking on Main Street and any sort of suspension of normal parking rules, were not up on Monday night or Tuesday morning, when our cars were

taken. As a lifelong citizen of the City of Poughkeepsie, I am curious as to the logic behind that. How long does it take to adequately remove snow? It seemed like everything was taken care of in one day, which was terrific, with the exception of the parking lots - and I understand that it takes some time to get to those. But, to allow parking on the street one day, and then not on the next, without any sort of notice or amendment to the normal rules, I feel is slightly misleading, I guess, to the public. If not, outright...extortion is a very strong word...but, I understand an emergency snow route. I just feel there's a limit. Once you allow people to park on the street, I don't see the reason to not allow it the next day if there is no additional snowfall. There are quite a few people, some are here tonight who took a solid hit to their budget - \$225 per car, on a City street that was deemed accessible the night before. I guess I'm a little ignorant to the process. This is my first time in this building in front of all of you and I think I speak for a few others who are just a little bit confused and wondering where the logic is, in the towing of the cars the third day after the snowstorm, when it was once taken care of previously. We're all out some significant amounts of money and we're just looking to the City of Poughkeepsie to make it right, what had happened. Thank you.

Tom O'Neil – 17 Loockerman Avenue – I'm here once again to support Mr. Bunyi, and I'm here to do that for the following reasons: For the past year and one half, I've been the Chairman of the City Planning Board. I'm here on a weekly basis and I've had some extensive interactions with Mr. Bunyi. I found him to be not only a decent human being, but someone who truly cares about the municipality he's employed in and takes his job extremely seriously. He's always been able to answer all of my questions, and if he couldn't, he was always quick to get me the answers. In my view as an outsider, that's the kind of person that you need in times of fiscal crisis to assist the Mayor and all of you in performing your respective jobs. As a point of constructive criticism, and I've sat in this position myself; sometimes leadership skills aren't something folks are born with, but they are skills that can be learned. What I'm hearing as a consistent criticism is that, I talk to the guys who pick up my garbage – they're great...the guys who trim my trees, sweep my street, the folks who type the letters...I talk to everybody in the building...sometimes it's not the message itself, but the manner in which the message is delivered. So, if there's a constructive criticism that should be taken forward this evening, after Mr. Bunyi's appointment, it would be that he should sit down with the folks that he does business with on a daily basis and explain himself and the process and listen. Listening is a great trait, especially if you're in a position of authority. Having said that, that's constructive criticism, not mean-spirited in any sense of the word. This man can do the job, has done the job; he's the Mayor's appointment, under the Charter and very respectfully, I think you should support...(inaudible).

Tom Bell – 10 Pineberry Court – (Resident of Town of Poughkeepsie) - Was a teacher in the City of Poughkeepsie School District. Currently runs Pulaski Pool. Mr. Bunyi approached him 2 years ago about running Pulaski Pool, contrary to public opinion. He was given support by Mr. Bunyi in regards to whatever resources could provide. Over the past two years, Pulaski Pool has completely changed. It's a family place to go. We don't put up with any "garbage" over there. It's a collaboration, and just what was said, there's a lot of friends of mine in this room right now, both on Union side and Milo's side. I'll tell you what worked at Pulaski Pool with Milo and myself, and

that's collaboration. Collaboration was there from lifeguards to DPW. You name it. That place has changed 100%. The Mayor's office receives letters reflecting the improvement(s). I'd like to thank him for supporting me and I'm here tonight to support him, and I would like some constructive criticism. Like the last gentleman just said, "Everybody get on the same page because it's all about the City of Poughkeepsie." Thank you.

Terry Clayton – 13 Plaza Road – Wappingers Falls – I'm a member of the CSEA. I just want to take this opportunity to express some concerns I have about the elevation of Mr. Bunyi to City Administrator. Our City is experiencing a financial hardship. We need an experienced, strong Administrator to bring the City back. Mr. Bunyi's working relationship with the CSEA is poor. His manner of communication with the CSEA employees is confrontational, rather than supportive. The CSEA workers of the City understand we are experiencing tough times; what the City needs and the employees need is a strong leader with good communication skills. That's it. Thank you for your time.

Adam Forest - 360 Main Street – Good evening. I also want to touch upon the towing of the vehicles. On Tuesday morning, I parked my car around 7:00 p.m. and didn't see any signs – at least, none that were visible. I woke up around 7:30 a.m. and still no visible signs. If there were signs, they should have been left up, so you would know and not have to call 9-1-1 to find out what happened to your car. Also, I think if signs were posted to keep everybody at bay and not be as angry as they were that they paid their fines; document some proof that the signs were up. There is surveillance on Main Street. I don't think that the signs were posted and that there were 51 ignorant people out there, that just didn't see the signs. I just think that they were up. On top of that, I guess there was a bullhorn at 9:00 p.m. (I heard 11:00 p.m.); sending someone around with a bullhorn like the Town Crier to say "don't park here" and if you're boiling a pot of water in your kitchen you're not going to hear that. People who live on the rear side of Luckey Platt can't hear it either. I don't think that's adequate notice to not park on Main Street – especially, if you were just allowed to park there the night before, after parking was already suspended. So, it was a second suspension of parking rules. Second, what defines adequate signage? What defines adequate notice? Is it 24 hours - is it 12 hours? How many signs have to be up? When we were given the Ordinance, it didn't specify any of this. It specified that it had to be specified by the Police Chief. When we asked to see if it was directed by the Police Chief, there was no documentation saying that it was, except that one of the secretaries at the Corporate Counsel said that at 7:11 a.m. on Monday, there was an email from Public Works there was an email sent, that parking was going to be suspended. That's internal – that's from Public Works, not from the Police Chief. The Police Chief has to consult with the Fire Chief or designee that parking was to be suspended. If you can give documented proof that the signs were up and adequate notice given, then we would gladly wash our hands of it and walk away, and be done with it. Until we can see proof that the signs were put up, and adequate notice was given, like there was during the snowstorm, which there was; that I will agree with but, if you suspend parking then allow parking, but next day don't give adequate notice, then you're going to have suspicions; what's going on? Why wasn't 24 hours notice given? It would be suspicious that they be removed at 7:30 a.m. when people go out to find that their cars were towed and no signs were up. Were the signs taken away? If so, why would they be

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taken down at 7:30 in the morning. Who came and took them away? I think that everybody wants to see some proof that the signs were up. The Police weren't even aware of it – they knew about the bullhorn, but not about the signs or the suspension of parking being put back into effect. Not everyone can hear the bullhorn – some people go to bed before 9:00 p.m. I think to justify it and make sure that people don't go away with a bitter feeling would be to document posting of the signs, how many were posted and that the proper procedures were followed. A little paragraph that is the Ordinance about the suspension of parking regulations...

Alan Johnson - 57 Cannon Street – Vehicle was also towed. Didn't see any signs when he parked on Monday night. When I came out of the building on Tuesday morning my car was gone, so I called and reported it stolen. I came down here along with other people to express our frustration not understanding what happened to our vehicles. Concurs with others that there was inadequate posting and/or notification for the suspended parking. If we did wrong, we would accept responsibility for that, but I don't think that it was coincidence that all these people would be towed if the signs were up. I also think it cruel and unusual punishment to charge \$225 to tow a vehicle from Main Street to around the corner to behind the "Chance" parking lot. After you pay the fine, you get there to find salt put into the wound, I have another \$25 ticket for "No Parking" on the night before you thought you could park there. I also had to call "out" of work because of this ordeal. I just think a lot of these issues have to be looked into and would greatly appreciate that. Thank you for your time.

Betty Chapland – 194 Red Cardinal Court - Not much I can say that hasn't already been said about Bunyi, but the Mayor and the Comptroller have worked together for 4 or 5 years. I think they did a good job. I think that him as our City Administrator and our Mayor, it can only get better.

Jim Daly – 43 Thornwood Drive – It's an extraordinary job you folks have. I don't know the situation of what happened on Main Street, being towed for \$225 is a big "hit" to anyone's budget. You have a big decision to make. It's obvious that the Charter authorizes the Mayor to make the appointment and the Council to advise and give consent [for the position of City Administrator]. I hope that you would do that, because it's been a fairly balanced, you you've heard has been a fairly difficult time. The City's rating; the United States was downgraded 18 months ago. These are difficult times. It's difficult to be an employee, because resources are stretched thinner. You have a responsibility to the taxpayers of the City of Poughkeepsie. I would point this out to you. I learned this 2 weeks ago when I spoke before you, that the debt of the City of Poughkeepsie is nearly \$20 Million. That's an extraordinary accomplishment. That could not have been done without pain. Maybe that's what we're hearing tonight. I think going forward as Tom O'Neil suggested, giving good communication, keeping lines open, being respectful of one another and respectful of the City Charter, honoring the Charter by supporting the Mayor's designee as the new City Administrator. Thank you very much for hearing me out.

Lisa Burnett – 57 Cannon Street – On my way home on Monday night (the 11th) I had approached my lot on Cannon Street to park there. Now I pay \$50 each month so that I

can have two cars park in that lot. As I approached the lot, I noticed that it was being plowed and cleaned; that I did appreciate, but I had nowhere to park, so I had parked on Main Street on Sunday night and had no issues parking there. I got up moved my car into the parking lot in the morning. I parked on Main Street on Monday night – no signs. I woke up on Tuesday morning, to find that my car was gone. So, not only do I pay money to the City to park in the lot on Cannon, that I couldn't park in that evening, but found out that my car was towed "around the corner" for \$225. So, I had to cancel everything I was doing on Tuesday to straighten out this mess and pay \$225 as well as to pay \$50 to park in the lot that I wasn't able to park in. I understand from hearing from other people, that the City is going through financial hardship. I'm hoping that this is not how the City recoups and that they will consider if the signage was adequate, and if not, ... (inaudible)... Thank you.

Pat Harth – 8 Ruppert Road – I'm outraged at the charge for garbage collection. When this was first proposed, it was discussed that garbage collection would be reduced to once per week. This would be totally plausible. We are losing services all of the time in the City of Poughkeepsie. Every year, the assessments go down, the taxes go up; unlike other states where it is adjusted similarly. If real estate assessments go down, the taxes go down. To be charged \$76 (and change) for 2 months, is outrageous. I sat next to a woman last night who has a 3 apartment rental in the City of Poughkeepsie. She's paying the same amount of money. However, she is getting rent. We live in a 2 person household and should not be taxed at the same amount. I hope that there can be some adjustments made.

Yvette (No last name given) – 57 Cannon Street – I was a part of the whole towing situation on Main [Street]. Monday morning, I went to work, was gone before 8:00 a.m. Supposedly, signs were up at 8:00 a.m. that day to notify us that evening. I got out [of work] at 4:00 p.m. So, I didn't see signs go up; we couldn't park in the parking lot behind Luckey Platt building on Cannon [Street], so I parked on Main Street at [approximately] 4:20 p.m. and there still were no signs Monday night. My husband was out on Main [Street]. He got home after 9:00 p.m. It was said that the "blow horn/air horn" whatever it is, was going from 9:00 p.m. This isn't true, because my husband would've heard that, since he was still outside. I had two cars parked on Main Street. Again, just like Lisa, I had two tickets and was towed literally around the corner. If it was supposed to be from midnight to 8:00 a.m. (as I was told), I was out looking for my car before 8:00 a.m. Tuesday morning. Signs were not up. If they were going to be "held" until 8:00 a.m. they should have been there, so that people would think they "messed up" but since so many people had no idea that these signs were there, I don't think it was right to charge \$225 – you could've pushed my car there for less than that and less effort to tow it. It's a huge deal because of the amount I had to pay. You couldn't get your car out if you had outstanding tickets (which I know was my fault), but I had to pay \$670 Tuesday to get 2 vehicles out, which is just about as much it would cost to pay my rent. I think it's an outrage and they should totally look into it because for all of us to have been told and have the exact same story is a little ridiculous. Thank you.

Ken Levinson - 24 Garfield Place – I'm here to talk about the vote tonight for the new City Manager. The City is in a very difficult situation right now. It's under water to the

tune of close to \$9 Million – 15% of the budget. Sedore & Co. that did the audit for the City have had many issues, so we've got a lot of financial constraints. It's hitting everyone but it's hitting us especially hard. We've got a finance director, Milo Bunyi, who's been here the last 3 – 4 years. People know who he is. He's a proven commodity he's been doing this awhile. The fact is, the City has been down rated by Moody's. There's been a lot of mistakes with the tax bills, with the water and sewer bills, with the new garbage bills and Milo's been at the helm of all this. It seems to me, you really have to clear things out and do something different. So, to take a gentleman who's been running the City and whether he inherited part of the problems or he created the problems, I don't know, but there's been no good fiscal constraint. There's been a lot of problems and to take him and promote him - double his salary to \$120,000 for City Manager, to me, makes no sense at all. If you're a fiscal Conservative, if you're Republican, you like to realm in costs, making someone who's head of the finances of the City for the last 4 years and making him run the City, giving him more responsibility, makes no sense at all. I don't think a good search was done here. There are a lot of people looking for jobs that are experienced; that have new, fresh ideas. That's what this City needs. I don't know him personally, with poor fiscal management, the department is run terribly. His previous job was at the YWCA. After leaving the YWCA and being promoted to "City Manager," the "Y" shut down in three months. We need someone experienced to work with people, to be a true manager, and to turn things around fiscally. Mr. Bunyi has been here 4 years and has failed at that, and this is certainly not the person I would promote to run the City as City Manager. I hope you think hard and make a good decision tonight. Everybody will be watching. Thank you for your time.

Maurice Thomas - 57 Cannon Street – I'm not really going to touch on the towing issue – you've heard enough. I was a victim also. What I don't understand is that they had a patrol car guarding vehicles that were towed. That patrol car could've been watching over our City streets, making sure everyone was safe. I don't know, maybe the \$6,000 or more that was made that day went towards that "overtime." That officer was paid for that assignment. I really think it was unjust for the vehicles to be towed. Once again, the storm did happen on Friday and Saturday. They did a great job cleaning up. Sunday we were allowed to park there. Monday, once again by Bull and Buddha, I came out – I work in the O.R. (Operating Room) so every [pair of] hands is valuable. So, I had to call my boss to tell her I'm going to be late. I wondered where my car was. I flagged down a patrol car. He said, "Oh, you parked over here? Go down to the Police Department and they'll give you further instructions." From there I went to the Police Department to pay. They wanted cash. I only had a debit card, so I had to go to my bank, take out my rent money and walk back down there with exact change. Paid the money and found out that my car was at the "Chance" parking lot with a ticket on it, as previous people have explained. It was really hurtful for that to happen to residents; working people...30 + cars. He feels that the signage was insufficient if it was even posted there. I'm sorry you had to hear the outrage coming from us about this, but we're hoping something can be done about it.

Shirley Adams - 100 South Hamilton Street – After sitting here this evening, it struck me that 30,000 people seemed to have left town, left the City over the last 5 years and we left one man in charge of the money, of everything. He made all of the decisions and he

did whatever he wanted to do. It just strikes me as odd, because I have been watching the Council reading the Poughkeepsie Journal when I'm not able to come to Council Meetings on television. I've not seen this lineup of people to talk about all of the ills and the things that Mr. Bunyi has not done. It strikes me as interesting, that here we are, this evening, when we have had our finances under his custody. He is a head assured person. We have trusted him to carry out an enormous responsibility. Yet, when it comes to providing leadership to heads of departments, we wonder and question whether or not he's capable. But he's handled "our" money, and I'm telling you, I'm very interested in a person who handles my money. I'm more interested in that person more than I am in his leadership skills, but the Charter says that that's the head person in charge of the City and I will not question that, but I will tell you that one of the things that I find that we should look at is if, in fact, he is a person who in terms of experience has had in handling the money, I say that he is a good person to go forward with the top job. He knows what the difficulties and challenges are. He can advise heads of departments. He has the experience to know what budgets should look like, because he's had an intimate knowledge. I'm sure he's had many, many times to ponder and to wonder how we're going to make our bills. I think there is no better person to provide that leadership. Lastly, it's important we not place in power, all of the blame, when we too, must share some of that blame. It's important for the individuals and families with children that we provide them with that kind of decision making role model. Let's step up to the plate here and take a share in whatever happened in the last 5 years. This does not stop with one man. This has to do with all of us.

Regina Sweat – 13 Dean Place – I've had the privilege of serving the City of Poughkeepsie for 14 years in two capacities. As the Administrative Assistant to 3 Commissioner of Finances, and as of the past 2 -2 ½ years...prior to that I served all of these taxpayers that came up here and spoke tonight. I've met many of them, serviced many of them, treated them the way I wanted to be treated. The past 2 ½ years, I've served in the capacity as Budget Analyst and Personnel, so now my hats are changed and I serve the employees of the City of Poughkeepsie. I think very well, I treat them too, the way I want to be treated. Is Milo perfect? No. Milo knows his shortcomings, but I will tell you what Milo does know. He knows what financial state the City of Poughkeepsie is in. Is it all of his fault? Absolutely not. Milo will assess the situation and pay the bills that need to be paid. Pays the payroll too for all of us. Many a weeks, coming into my office... "I don't know how we're going to make payroll, Regina." Praying, going to church praying that we can make payroll, so that all our employees get paid. Going to the banks, talking to the banks making sure that all of our checks got cashed. I'm a part of the management team, and we've gone a number of years without an increase. Where we have our CSEA Union – the last increase was...I think they've gotten increases except for all of last year – Fire, up until '11 they didn't get an increase. PBA, up until '11 as well, I believe. So, am I happy at that situation when I look at it financially? No, because we get slighted. We don't get pay increases, OK? But, that's not really what's it's about, OK? We wake up each day and we have a job. Thank God. I'm so grateful for that. Bottom line is, again, Milo knows where we are at financially, and his hands have been tied because he hasn't been in that position of total authority. Yes, Tom O'Neil mentioned that we need to be able to communicate and work together better. Yes, I think Milo knows that's an area he needs to work on in terms of communicating better

with department heads and the people in the unions, OK? Is he unreasonable? Absolutely not. He can be approached. He can be talked to. And, I think Milo has served every one of you Council members, when you've come to him and asked him for what you've needed and Milo goes above and beyond to facilitate what was needed by you Council members. Again, I have to say, we are headed to great financial difficulties, and because Milo has a well-rounded perspective in how to achieve some solvency for the City of Poughkeepsie, I support that. I support that he has the shoulders to bear what's going to come at him, if this appointment's made because he's taken quite a bit of "shots," OK? To read the emails would just "Blow your mind." Milo often said, "Regina, you can stand these things." He's had to bear a lot from all sides, and I got to say, he's done it gracefully. Now, there's been a couple of times he's lost it, but you can't blame him. To see what comes at him, you know, is ridiculous, you know, because it's just not professional. I support the City Government in terms of, I want to see Poughkeepsie flourish, and want to see it not be taken over by the State, let's put it very directly. If they have to come in, they're not going to be worried about the socio-economic condition of the City of Poughkeepsie, they're not going to be worried about our crime, they're not going to be worried about anything other than looking at the bottom line dollar and saying, "This needs to be cut." And there's going to be cuts all across the board. No position in City Government will be safe. I think he has the loyalty and the heart to do what needs to be done. I think that you should really support it. You know, I asked Milo... I pondered speaking; I did, really did. I think I'm the only City of Poughkeepsie employee that came up and spoke in support of him, but what I have to be true to is my God, and the fact that when I look at Milo, I know he has a loyalty to the City of Poughkeepsie. Is he going to do it perfect? Is he going to get it right every time? Absolutely not, but I don't know anybody around here that walks this Earth that's going to get it right every time. I think we need to bridge the gap, we need to be able to communicate... there's not a person who... I get so many... [that] come into my office and say, "I don't want to have to go to Milo." But he is approachable and I will tell them, "Go to Milo, talk to Milo." I think that's what needs to happen with department heads, with the CSEA, Fire, Police Unions, management. They all need to come with an open mind. But, I think Milo is well-rounded. He can stand the pressure, and you know what? Nobody likes to be told "No." But, we don't have what we used to have several years ago in terms of a fund balance. We don't have it.

Steven Plank - 25 Carroll Street – I was actually at home watching you all on the internet. I hope anybody who is here and who is listening, follow through. So, if I'm not here, I'm always watching. I don't have any opinion of Mr. Bunyi, or what you all decide to do, because I think the decision's already been made. What actually dragged me out of bed was, listening to you speak. I got really inspired and really passionate, because I was a teacher at Dutchess Community College for 10 years, and know what it was like to lose students that had been sitting in the classroom and just weren't there the next day, either through some sort of violence, or alcohol or drug-related death. It was a sad thing, and I heard the passion in your voice and I said, "Goddammit, I've got to get down there and just say, thank you." The other thing is, since I'm here and have all this time left, I think we should put some of the cards on the table and since it's been such a great night, let's put some of the cards on the table and show all of them. One of the things I hope everybody is aware of behind me and listening at home, is that the

Sanitation bill is already projected to be upwards of half a million[\$], but no less than \$210,000 short, so expect that Sanitation fee to go up next year. The second thing is that some of the comments that were made by Mr. Bunyi actually weren't true. You can go back to I think, an earlier February Common Council meeting and you can actually hear his resume – he actually wasn't at the YMCA when it closed. He was responsible for something else, so I think it was an unfair attack on him and that person didn't know what he was talking about. The last thing I thought which was really important to put out on the table is that all of the employee union contracts in the City of Poughkeepsie actually expired in 2011. That includes Bruce Dooris' CSEA, Fitzpatrick's [sic] PBA and also the Firemen's Union also expired. They've been working without pay raises since 2011. I think the dialogue we need to have is one that the private sector already had, and that is to ask those employees to put more forward with their health insurance and their retirement costs, just like the public sector's already done. I know it's painful, but we all need to give a little. Thank you very much.

John Lester - 20 North Bridge Street – Just one short thing. A bunch of people know Frank Clark. Frank Clark has been at Vassar Brothers Hospital for about a week now. Right now, he's doing a lot better. I'm not sure if he's home or not, but my highest regards and best wishes and hope everybody's pulling for Frank Clark. Thank you.

V. MAYOR'S COMMENTS

Mayor Tkazyik: Good evening Mr. Chairman, Council Members. Welcome, members of the public. I appreciate everyone coming out tonight. I will have Acting City Administrator, Paul Ackermann under New Business, maybe discuss the Snow Ordinance issue that was brought up by so many constituents, and we thank them for raising their concerns. He will lay out the procedures to what events transpired between the removal of that and the vehicles working with the Police Department and the Department of Public Works. I'd also like to thank the members of the Department of Public Works, Police Department and Fire Department for the way they approached all the storms that we recently had being out there, ready to clear our streets, to make sure that they'd be safe for all of us to get to where we needed to go. Before you tonight is the appointment of the City Administrator, my appointment of Commissioner of Finance, Milo Bunyi. He has experienced firsthand, the challenges that we face as a City. Let's...as one of the gentlemen said, I will "State to the facts," that when we walked into the City in 2008, the overall debt of the City was over \$82 Million. We reduced that debt by \$27 Million, bringing it under \$60 Million. We've instituted tighter controls and accountability of all expenditures across the board. Yes, it has not been easy across the board to achieve all of that. He has served in the capacity of Acting City Administrator on numerous occasions. He has been there for us day to day and during emergency situations and community events, at a time when we need that person most. He sat before you a week ago and laid out his agenda. He talked of his priorities of financial health for the City and its efficiency of its overall organization. He talked about reenergizing Main Street as a focus and getting the Luckey Platt building up and in order, working with the landlord and the owner there. He talked about a more efficient operation, in working with all of us; department heads, staff, Council members and the unions, as we work together to move our City forward. In 1995, our City came together and elected itself a new Charter,

a new form of government, where a Mayor were to be elected as a strong Mayor and along with a City Administrator, be appointed by the Mayor. I had the opportunity to be elected as a member of the Common Council in 2001. I also had the opportunity of serving under two Mayors; Former Mayor, Collette Lafuente and Former Mayor, Nancy Cozean, being in both the Majority and the Minority throughout my 6 years on the Common Council. One thing I will say for sure, it's 1996 going forward. The City Administrator appointment of the Mayor has always been respected and approved. We may not always agree on policy and procedure, but we can all come together to strive to make our City a better place to live, work and raise the family. I ask you, Mr. Chairman and members of the Common Council, to give me that same opportunity as our City fathers and mothers of the past have demonstrated, in my appointment, Commissioner of Finance, Milo Bunyi as our next City Administrator. Thank you.

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Chairman Mallory: May we please have a moment of silence for the anniversary death of Detective Falcone, for acknowledgement of yesterday. The Mayor and his staff as well as the leadership of Common Council has been meeting to address the community's concerns and questions on the Sanitation User fee and Recycling. Both the Building Department and Assessor's Office are prepared to answer questions on the designation of your house as a one, two or three family house. Please call them at 451-4007 for the Building Department or 451-4039 for the Assessor's Office. To encourage recycling and sanitation service, DPW Commissioner, Rich DuPilka is making brochures available for both the North and South sides of Poughkeepsie. Our goal and objective is to have them visible in all departments, the transfer station and the buses. We are still in discussion with the School District in getting out the word of the importance of recycling. In addition, we are putting pertinent information on the Community Calendars of our Cable Network and on the City Website, so you will become more informed that what we're asking the citizens to do as well as the City as a whole to do at once. So again, we're on the Cable, on the networks, on the website and other pertinent information will be available. Council members will be receiving this information as well, so they can answer any other questions for their constituents. We are trying our best to keep the community informed and encourage recycling. Finally, interviewing our Waterfront Advisory candidates by Majority Leader Boyd and Minority Leader Parise and Councilman Joe Rich continue and they will present their nominees before the Council on March 4th. So ends my comments.

VII. MOTIONS AND RESOLUTIONS:

- 1. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.**

Mayor Tkazyik: Mr. Chairman, I bring forth Milo Bunyi, as my appointment as City Administrator. He recently met with all the members of the Council. During your first session, I believe he answered all of your questions both diligently and thoroughly. I look forward to a positive confirmation, so we can move forward with the business of the City of Poughkeepsie. I thank you.

Councilmember Boyd: After looking at the ad that the Mayor placed in the International City and County Management Association, which I have a copy right here. I feel that the ad was not accurate. The ad did not show a salary. All of the other positions on that website all included salaries. The ad did not include a salary situation where it would be more or less in...it's...I just feel that the ad is not...was a great ad that was posted on the International City and Management Association. I also feel that the ad was not placed in the Nationwide New York State City, County, Management Association. Also, I don't feel that the ad was placed in the New York Conference of Mayors and Municipal Officials. I spoke to several administrators, village administrators and they all informed me that this is the way you go about to find a City Administrator. I also would like to know, after speaking with several people - professional references and former administrations, I strongly feel that we need to look at another candidate after looking at the Sedore audit, incorrect tax bills, incorrect user fees and the 311's were incorrect. The W2's were also incorrect. We also have issues with our P-Cards. I would like the Commissioner of Finance to supply the Common Council with building grounds invoices from January 1, 2012 to December of 2012 for us to review and ask questions regarding the P-Card. I feel this needs to be investigated, for some Common Council members have questions.

Councilmember Johnson: I have something I would like to say. I support Mr. Milo for City Administrator. I believe Mr. Milo (Mr. Bunyi), has the City's heart. He's a resident of the City of Poughkeepsie. He is the Mayor's choice, but more importantly choice. It is his choice, whether we like it or not. I have also spoken to Mr. Milo (Mr. Bunyi) about hiring a CPA for the position of Commissioner of Finance, which I feel would greatly help out our City. Again, we don't really have the luxury of continuing this search and bringing in an outside person, that's going to know the challenges of our City in all 8 wards. The Mayor has 2 years and 10 months left. Mr. Bunyi is a City resident. He knows the challenges. He's accessible. He's always there. He's a phone call away. He returns your calls. Maybe there's a problem with communication, as Ms. Sweat mentioned, but I think that can be worked out, because the only thing I ever hear about is the P-Card, the P-Card - spending. Well, we don't have any money. When you don't have money, you can't spend. I have a son; he's not paying for his cell phone, he'll be suspended too, probably by Friday. It's just the facts. Nobody likes, "No." I hope you're watching, Randall. Again, it's the Mayor's choice. We need someone that knows our City. We need someone that loves our City, and maybe Mr. Bunyi can work on his people skills with the unions and we can work together. It's 2 years, 10 months - we need to get moving. We have a lot of things to accomplish in our City and we don't have the time to bring in an outsider to bring up to speed and teach and tell them everything that we need done. Mr. Bunyi is ready and can get started tomorrow.

Chairman Mallory: Thank you.

Councilman Rich: Yes. We've gone through a long process. This is the second Council meeting in which we have talked about this City Administrator position and I just want to thank all the people that came out on both occasions and gave us your point of view. It's been listened to very carefully. I also receive many phone calls and even

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though we're supposed to give only 45 minutes for comments, we've never cut off our folks before a vote. That's how much we want to hear from you. We really do. The problem I have is when I tell people to come and vote, some people say, "You're insane," and others say, "You're a genius." I don't know that I'm either, but I'll do what I think is in the best interest of the City. I think that's what we all want. We could certainly have disagreements in what is in the best interest of the City. Whatever way the vote goes, I hope we will stay together and as everyone has been hearing tonight, we got lots of financial problems ahead of us. We're not alone in this. Almost every city in the State of New York is in the same boat we're in, so it isn't that we're somehow special, that we, our guys, our people are incompetent. Every single city is special, and it's not necessarily the fault of those cities. Some of the blame lies with the Congress, some with the State Legislature with the Governor, and some of it lies in the fact that we've gone through a horrid recession. That's why we're in the state we're in. So, whatever we vote, we've got to get on with our business in keeping our City solvent and solving our problems and becoming the great City we know we can be. Thank you.

Councilmember Solomon: I am not going to vote for Mr. Bunyi and I hope I don't hurt his feelings, because he is a very nice man and a very capable person. However, this City has a very large negative balance. As of December 31, 2011 we were \$8.3 Million in the hole. Now I believe we are in excess of \$10 Million. This is our fund balance, not the money that we borrowed. I think that we need a change and that is why I'm not going to vote for him. Thank you.

Councilmember Perry: As I listen tonight to everything that everyone says, I noticed that a large portion of the community came out, and I daresay, that if Mr. Milo Bunyi was running for office tonight, he would have won, "hands down." There were approximately 5 people that came out against him and there are about 20 people that came out and spoke on his behalf. Former Chairman Klein said, "One man should not be blamed for all the ills of the City." Indeed, the State is having a problem; the Nation is having a problem. I look at the Charter and it says that, "The Mayor has the responsibility to appoint a City Manager." I am not going to go against the Charter and therefore, I am supporting Mr. Bunyi. The responsibility of the Common Council is to consent to the Mayor's appointment. So, ladies and gentlemen, thank you for coming out this evening and those of you spoke on behalf of Mr. Milo, that is very good. I listened to the passionate speech that Ms. Sweat, Budget Analyst gave on Mr. Bunyi's behalf. I think we should consider what the Mayor's responsibility is, and when he's not carrying out his responsibility, I expect you to come here and challenge him the same way as he is now in carrying out his duties to appoint Mr. Milo. I also hear him say that he had an application list of 30 people. I don't care how many is on that list. He can only choose one, and he has selected Mr. Bunyi. I think we should support and respect his choice, because even if you don't choose Mr. Bunyi tonight, and he brings another person next week, it will still be his choice. The only thing the Common Council has to do is to consent to his appointment. Thank you.

Councilmember Johnson: I just want to say that everyone was singing praises for the last five years when Mr. Bunyi kept the tax levy under 2%. When other cities were going "belly up," across this nation, double digit tax increases, and even with that, we were still

stuck with 400 vacant and abandoned properties. I just want to read something from Mid-Hudson News: January 31, 2013. Common Council Chairman, Robert Mallory anticipates smooth sailing for Poughkeepsie Finance Commissioner Camilo Bunyi, when he comes up for City Administrator next week. Mayor John Tkazyik appointed him, subject to Council approval. Mallory said on Wednesday, he expects Bunyi will be approved. He has been accessible, he has overseen our Finance Department, so he knows the ins and outs of the department and what we really need. Where our fiscal situation is as a city, he can address that with our various department heads. He further said that Mr. Bunyi has been Acting City Administrator for the last several months, following the departure of the former administrator. What concerns me, is that, and this is dated January 31st, is if this leadership had a problem with Mr. Bunyi, they should have mentioned this ahead of time and not subject him to this scrutiny.

Chairman Mallory: Ms. Johnson, where are we going with this now? We can talk about this and old business...

Councilmember Johnson: I'm just saying that it is unfair that, well...

Chairman Mallory: Ms. Johnson, as I said, we can talk about this when we have new business or old business. Conduct a vote please.

R E S O L U T I O N **(R-13-20)**

INTRODUCED BY COUNCILMEMBER SOLOMON

WHEREAS, the office of city administrator is appointed by the mayor pursuant to the City Charter §3.02(a); and

WHEREAS, the appointment of a city administrator by the Mayor is subject to confirmation by the Common Council; and

WHEREAS, the Mayor has determined to appoint Camilo Bunyi to the office of city administrator and has submitted such appointment to the Council for confirmation; and

WHEREAS, the Common Council finds that it is in the best interest of the City of Poughkeepsie for the Mayor's appointment to be confirmed; and

NOW, THEREFORE,

BE IT RESOLVED, that the Mayor's appointment of Camilo Bunyi to the office of city administrator be, and the same hereby is confirmed.

SECONDED BY COUNCILMEMBER BOYD

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R13-20			Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled		Councilmember Herman	Voter	<input type="checkbox"/>	<input checked="" 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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Boyd	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Solomon	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Chairman Mallory	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Mayor Tkazyik	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Mayor Tkazyik: Mr. Chairman, thank you for the vote this evening. Congratulations to Mr. Bunyi. I look forward to working with him, and I know he'll look forward to working with all of you, the community and our workforce together. But, I first and secondly I would like to wish Mr. Paul Ackermann a Happy Birthday today, but...and in that as much as Paul has served as Acting City Administrator as well, during this time of search and sequence and again, I want to thank him for all of his hard work. As you know, we all depend on Paul at various levels and he had taken on this burden with his strong shoulders and he deserves a round of applause for his hard work.

Chairman Mallory: Congratulations, Mr. Bunyi. Welcome aboard as City Administrator.

2. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

Corporation Counsel Ackermann: Thank you Mr. Chairman, members of the Council. Before you is a resolution introducing a proposed rezoning of Sunfish Cove Road, which is located on the most southern part of the waterfront. There is actually several parcels that are being considered for rezoning by a common owner. Their request is to rezone the property from "I-2," which is General Industrial, to "W" which is Waterfront. Rezoning has been reviewed by City staff. It has been determined by City staff to be consistent with Waterfront Advisory Committee or the LWPR and also with the Comprehensive Plan and is consistent with the proposed future rezoning of the property. The only action that the Council is doing tonight is accepting the introduction of the resolution, setting a public hearing for the rezoning change on April 3, 2013 at 6:15 p.m. and circulating it to those other agencies, being the Planning Board for review, the Waterfront Advisory Committee for their comment, and under the General Municipal Law, to the County, which will have an opportunity to comment after that is all done. We will receive comments from those agencies as well as from the public at the public hearing. At that time, the Council can consider the rezoning.

Councilmember Boyd: Is there any way that the Common Council can visit or see this location prior to April 3rd?

Corporation Counsel Ackermann: Yes, we can make that arrangement for you.

Councilmember Boyd: Because I'm not really too sure where this property is located. I don't have a good bearing in my mind, so I'd like to visit the property and have some sort of review of exactly where the location is.

Corporation Counsel Ackermann: We will make that request of the property owner, and I'm sure they would be happy to accommodate that.

Councilmember Rich: Yes, I too, wasn't sure where this was when I became Councilmember in 2007. For those of you who don't know, you reach this property by going down Prospect Street. You know where "Shadows" is and Delaval going south and that is the area we're talking about. It's got a lot of waterfront property. It used to be (and still is) Industrial. It's going to take a lot of cleaning up, just the way the Dutton property did.

Councilmember Perry: Mr. Ackermann, if it's okay, I too, would like to look at this. What's it called? Sun Cove?

Corporation Counsel Ackermann: Sunfish Cove Road.

Councilmember Perry: I thought it was somewhere outside of Poughkeepsie...I need to see this. Also, I would like to know, when you rezone any particular area in the City, is there a reason, a purpose? What is that?

Corporation Counsel Ackermann: Rezoning will change what the allowed uses are in that property.

Councilmember Perry: What is it being used for now, sir?

Corporation Counsel Ackermann: Currently, and for the last several decades, it's been used as an industrial parcel, and the intention of the owner, why he does not have any plans of redeveloping it at this time, is that it is no longer the view that industrial uses are appropriate for waterfront property. So, it is now the opportune time to change that. We're encouraging other uses that are permitted under the Waterfront District that are not permitted under the Industrial...General Industrial [District].

Councilmember Perry: Thank you, sir. So it's in preparation for future redeveloping, so to speak?

Corporation Counsel Ackermann: That's correct.

Councilmember Solomon: We need a map to be sure, and I also would like to go on the trip. I noticed that a SEQRA has been done. I'd like to know who did it and who was the lead [agency]?

Corporation Counsel Ackermann: Because it's a rezoning of the property, there's only one agency, which is the City of Poughkeepsie Common Council, that can actually rezone property in the City. Obviously, under General Municipal, the County has the

right to comment on it, as well as the Planning Board and, in our case, the Waterfront Advisory Committee would also be appropriate in this case. But, because this body is the only one that can rezone property within the City, the Council will be the Lead Agency, and the SEQRA resolution was prepared by our office.

Councilmember Solomon: Oh. I'm glad to hear that because I think we are all looking forward to environmentally positive development along the riverfront and this is privately owned property. Do we know...is it public who owns this property?

Corporation Counsel Ackermann: It is public property. I believe the owner is the Poughkeepsie Landing Corp. out of Brewster, NY.

**RESOLUTION INTRODUCING AMENDMENT TO
THE CITY OF POUGHKEEPSIE CODE OF ORDINANCES ENTITLED
“ZONING AND LAND USE REGULATION
AND PROVIDING FOR PUBLIC
NOTICE AND HEARING
(R-13-21)**

INTRODUCED BY COUNCILMEMBER SOLOMON

BE IT RESOLVED that an introductory ordinance amending the City of Poughkeepsie Code of Ordinances, entitled “Zoning and Land Use Regulation,” 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 ordinance be laid upon the desk of each member of the Council; and

BE IT FURTHER RESOLVED that the Council hold a public hearing for public comments on said proposed ordinance at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 6:15 o'clock P.M., on April 3, 2013; 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 ten (10) days prior thereto.

Dated: February 19, 2013

SECONDED BY COUNCILMEMBER BOYD

R13-21			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

Corporation Counsel Ackermann: Thank you Mr. Chairman, members of the Council. This is an agreement that comes before this body each year, and that is to accept funds from the County for the purpose of STOP-DWI patrols within the City. The County provides funding in the amount of \$3,000 which is used for overtime specifically, for STOP-DWI patrols. The Council had already adopted the Agreement which was adopted May 15, 2012 – let me just clarify that. The Agreement is dated May 15, 2012. It was adopted by this body prior to that and this is just an amendment/extension for 2013 and would allow for us to accept the funds from the County.

Councilmember Boyd: This Agreement is done on a yearly basis, is that correct?

Corporation Counsel Ackermann: That’s correct. The main agreement is silent as to the terms, and the extension agreements are the ones that are provided, but it is done on an annual basis. It’s based on funding.

Councilmember Boyd: So every year, we have to vote on this.

Corporation Counsel Ackermann: After the County Budget is adopted with the final amount that is to be allocated to each municipality, the Council then adopts the resolution accepting that funding and really, the only change to this one, as with other grants, is that it’s less.

Councilmember Solomon: I noticed that the job of Stopping DWI can only be done after midnight, and I guess that’s to catch drunks driving home. Don’t the State Troopers stop DWI’s at other times of the day?

Corporation Counsel Ackermann: Yes, and also the County does provide patrols – patrols within the City at any given time. The State also provides a funding for DWI patrols which may correspond with different times. Generally around holidays – especially on State Routes, and Impact money is sometimes used, as the Chief spoke about before. This isn’t the only funding that is used and directed for the patrols. Obviously, whatever our resources are in the City as well.

Councilmember Rich: The good news for a change is that we're getting some money; \$3,000 so I'm voting, "Yes."

**RESOLUTION
(R-13-22)**

INTRODUCED BY COUNCILMEMBER SOLOMON

WHEREAS, the City of Poughkeepsie and Dutchess County have previously entered into an agreement dated May 15, 2012 whereby the County reimburses the City for the cost of conducting STOP-DWI patrols; and

WHEREAS, the STOP-DWI patrols are conducted in addition to the city's routine patrols utilizing overtime, other participating agencies and special equipment from the County; and

WHEREAS, the County is desirous of renewing the agreement with the City and the City is desirous of renewing the agreement with the County for 2013 in an amount not to exceed \$3,000; and

NOW, THEREFORE,

BE IT RESOLVED, that the terms of the original agreement dated May 15, 2012 are extended in all respects except for those amendments provided for in the attached "Extension Agreement"; and be it further

RESOLVED, that the Mayor and the City Administrator are hereby authorized to execute this Agreement and to do all things necessary and convenient to give full effect to this Resolution.

SECONDED BY COUNCILMEMBER BOYD

R13-22			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

Assistant Corporation Counsel Brady: Thank you, Chairman, members of the Council. On January 23, 2013 the Historic Districts and Landmarks Preservation Commission held a public hearing, regarding the proposed nomination of 87 South

Hamilton Street as a local historic landmark. 87 South Hamilton Street is a private residence. It is owned by a gentleman by the name of Everett Weedin, who nominated his own home with the assistance of Holly Wahlberg. The four commissioned members in attendance all voted in favor of the proposed designation and the application was approved. Pursuant to the Code, the Common Council must hold the public hearing, prior to the designation of any landmark. The public hearing must occur within 60 days of the date of the approved applications received by the Council, and this resolution would have the effect of setting that public hearing for March 4th at 6:00 p.m.

Councilmember Boyd: Could you tell me what the ramifications of having this a local historic landmark? What would be the purpose of the owner of this residence to want to do this?

Assistant Corporation Counsel Brady: My understanding is, he is very much in favor of this. The benefit for the community and for him, is he gets the designation, he gets the plaque, gets some tax benefits in doing that. The ramifications, if you want to call it that, would be that he'd have to comply with Historic Preservation Ordinance that was passed recently and basically, before he would do any work on the house, other than general maintenance, he'd have to get a Certificate of Appropriateness by the Historic District and Landmarks Preservation Commission. Once the certificate was given, he would then go to the Building Inspector who would then authorize a building permit to do the work on the home. So, it adds a lot of steps. The Commission could always say, "No," (i.e. if the roof didn't look period correct). He would have to follow those guidelines of the Commission.

Councilmember Boyd: Thank you.

Assistant Corporation Counsel Brady: You're welcome.

A RESOLUTION OF THE CITY OF POUGHKEEPSIE, SETTING A PUBLIC HEARING REGARDING THE PROPOSED NOMINATION OF 87 SOUTH HAMILTON STREET AS A LOCAL HISTORIC LANDMARK

(R-13-23)

INTRODUCED BY COUNCILMEMBER SOLOMON

WHEREAS, 87 South Hamilton Street is a private residence owned by Everett Weedin who is desirous of securing a designation of 87 South Hamilton Street as a local historic landmark; and

WHEREAS, the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter "HDLPC") held a public hearing on January 23, 2013 regarding the

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nomination of 87 South Hamilton Street as a local historic landmark; and

WHEREAS, the HDLPC voted in favor of the proposed nomination and approved the application on January 23, 2013; and

WHEREAS, pursuant to Section 19-4.5(4)(f) of the Code of Ordinances of the City of Poughkeepsie, the HDLPC’s approved application was forwarded to the Common Council for consideration on February 5, 2013; and

WHEREAS, the Common Council is required to hold a public hearing prior to the designation of any historic landmark within sixty (60) days from receipt of the approved application from the HDLPC; and

NOW THEREFORE,

BE IT RESOLVED, that the City Chamberlain be, and she hereby is authorized and directed to publish a Notice of Public Hearing to be held March 4, 2013 at 6:00 p.m. concerning the designation of 87 South Hamilton Street as a local historic landmark.

SECONDED BY COUNCILMEMBER BOYD

R13-23			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

5. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

Corporation Counsel Ackermann: I provided the Council with a little background in the cover memo. I’m going to expect that you all read it. I don’t really want to get into all of it, but what is before you is two resolutions. The first one is a SEQRA resolution. That was placed on your desks today. Because the Council has taken an action, that is, an action to fund the expansion of the library, that action is considered an action to SEQRA, so we have to do some due diligence under SEQRA. There was not a coordinator review. The Town of Poughkeepsie Planning Board, at their meeting, undertook a SEQRA Review and passed a negative declaration indicating there’s no negative effects on the

environment for SEQRA purposes. They declared themselves Lead Agency. However, they never circulated to the municipalities, so in order for us to take this action, the best way to do that is to do our own SEQRA so what you'll find is a SEQRA resolution, also indicating that there's no environmental impacts. Attached to the SEQRA resolution is a Full Environmental Assessment Form (Full EAF) that was conducted by "Chazen" [The Chazen Companies], who are the consultants for the Library District. So, your first action would be the SEQRA resolution. Once that is adopted, then we will do the Bonding resolution.

**SEQRA RESOLUTION FOR AUTHORIZATION TO BOND CITY'S SHARE OF
THE POUGHKEEPSIE PUBLIC LIBRARY DISTRICT'S BOARDMAN ROAD
EXPANSION PROJECT**

(R-13-24)

INTRODUCED BY COUNCILMEMBER SOLOMON

- WHEREAS, a Proposition was duly approved at a special election held concurrent with the general election on November 6, 2012 (the "Proposition"), approving a resolution of the Poughkeepsie Public Library District dated September 19, 2012, pursuant to Chapter 524 of the Laws of 1987, as amended by Chapter 627 of the Laws of 1994, as amended by Chapter 361 of the Laws of 1997 (as amended, the "Act"); and
- WHEREAS, such Proposition approved the expansion of the Poughkeepsie Public Library District to provide for a new library facility to be located in the Town of Poughkeepsie, County of Dutchess in an existing building which will be renovated and include a 7,460 SF addition (the, "Project"); and
- WHEREAS, the estimated maximum cost of the Project is \$6,547,848, of which the City's share has been determined pursuant to the Act to be \$2,852,970; and
- WHEREAS, the Common Council of the City of Poughkeepsie is considering a resolution authorizing the issuance of serial bonds of the City of Poughkeepsie in an amount not to exceed \$2,852,870 pursuant to the Local Finance Act; and
- WHEREAS, by resolution dated June 21, 2012, the Town of Poughkeepsie Planning Board declared their intent to be lead agency and adopted a negative declaration for purposes of SEQRA compliance, however, no intent was circulated to the City of Poughkeepsie as an involved agency; and
- WHEREAS, the authorization for bonding of the Project is an action as contemplated by 6 NYCRR Section 617.6(b)(1); and
- WHEREAS, the Common Council has determined that the above described action is an unlisted action due to the fact that it is not contained in the list of activities

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pursuant to Section 617.4 of Title 6 NYCRR, and designated as a Type I action nor is it listed in Section 617.5(c) of Title 6 NYCRR as a Type II action; and

WHEREAS, the Common Council has considered the hereto attached Full Environmental Assessment Form (EAF), due to the fact that pursuant to Section 617.6 of Title 6, NYCRR for Unlisted Actions, it is stated that a Full Environmental Assessment Form (EAF) must be used to determine the significance of such actions that are funded, approved, or directly undertaken by an agency unless a draft EIS has been prepared on the action; and in accordance with Section 617.6(b)(1), since the Common Council is proposing to undertake the environmental review of the application for a Unlisted Action in which no other agency is involved, this action need not undergo a coordinated review; and

WHEREAS, the Common Council has reviewed the proposed Rezoning in accordance with 6 NYCRR 617.7(c);

NOW THEREFORE BE IT RESOLVED

1. In accordance with Section 617.6(a)(1)(i) of Title 6 NYCRR, the Common Council determines that the above described action is subject to SEQRA; and
2. In accordance with Section 617.6(a)(1)(ii) of Title 6 NYCRR, the Common Council determines that the action does not involve a federal agency; and
3. In accordance with Section 617.6(a)(1)(iii) of Title 6 NYCRR, the Common Council determines that the above described action involves other agencies other than the City of Poughkeepsie each of which have considered SEQRA and made independent determinations as to the actions significance; and
4. In accordance with Section 617.6(a)(1)(iv) 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 617.4 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 617.5 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 617.6(a)(2) of Title 6 NYCRR, the Common Council has reviewed as part of the bonding authorization a Full Environmental Assessment Form which is attached hereto which has been prepared by The Chazen Companies on behalf of the Project sponsor, The Poughkeepsie Public Library District; and
6. That the Common Council officially makes a determination of nonsignificance in that the proposed rehabilitation and construction is not expected to result in a

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significant adverse impact on the environment and, therefore, the preparation of a draft environmental impact statement is not necessary; and

7. That this determination shall be considered a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law; and
8. That the City Chamberlain shall maintain a file of this determination as well as the attached EAF and staff report which are hereby made a part of this resolution.

SECOND BY COUNCILMEMBER BOYD

R13-24			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

6. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

**RESOLUTION
R13-25
EXTRACT OF MINUTES
(Poughkeepsie Public Library Project)**

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 19, 2013 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 Thomas E. Parise
 Councilmember Joseph Rich
 Councilmember Robert L. Mallory, Jr.
 Councilmember Nina Boyd
 Councilmember Ann E. Perry
 Councilmember Mary Solomon
 Councilmember Gwen C. Johnson
 Councilmember Paul T. Herman

ABSENT:

The following persons were ALSO PRESENT:

The following resolution was offered by **Councilmember Solomon**, seconded by **Councilmember Boyd**, to wit;

BOND RESOLUTION DATED FEBRUARY 19, 2013

A RESOLUTION AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,852,870 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE CITY'S SHARE OF THE COST OF THE POUGHKEEPSIE PUBLIC LIBRARY DISTRICT'S BOARDMAN ROAD LIBRARY PROJECT AND AUTHORIZING THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE.

WHEREAS, a Proposition was duly approved at a special election held concurrent with the general election on November 6, 2012 (the "Proposition"), approving a resolution of the Poughkeepsie Public Library District dated September 19, 2012, pursuant to Chapter 524 of the Laws of 1987, as amended by Chapter 627 of the Laws of 1994, as amended by Chapter 361 of the Laws of 1997 (as amended, the "Act");

NOW THEREFORE 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. There is hereby authorized the issuance of serial bonds for the purpose of paying the City's share of the cost of the Poughkeepsie Public Library District's Boardman Road Library Project, being the purchase of real property and the construction, renovation and reconstruction of property located at 141 Boardman Road, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental site and other improvements and expenses in connection therewith, as provided in the Proposition. The estimated maximum cost of the Boardman Road Project is \$6,547,848, of which the City's share has been determined pursuant to the Act to be \$2,852,870. It is hereby determined that said purpose is an object or purpose described in subdivision 93 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty-five years.

SECTION 2. It has been determined that the aforesaid purpose constitutes an unlisted action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQRA not to have a significant impact on the environment.

SECTION 3. The City plans to finance the City's share of the cost of said purpose by the issuance of the serial bonds in an amount not to exceed \$2,852,870, hereby authorized to be issued therefor pursuant to the Local Finance Law. The remaining \$3,694,978 of such total project cost is the Town of Poughkeepsie's share determined pursuant to the Act, and is expected to be financed by the Town of Poughkeepsie.

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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 may 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 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 to the extent not paid from other sources, including the levy authorized pursuant to the Act and the Proposition. To the extent not so paid from other sources, 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 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 10. 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, a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 11. This resolution shall take effect immediately.

R13-25			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman 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 Solomon and seconded by Councilmember Boyd to receive and print.

Corporation Council Ackermann: Thank you, Mr. Chairman, members of the Council. Finally before you for approval tonight is a Local Law No. 1 of 2013 amending the Waterfront Advisory Committee. This was introduced several meetings ago. It was the topic of Council for public hearing before this body. Basically, the major changes are reduction of changes in the number of members that would sit on the Advisory Committee to seven (7). Of those members, four (4) of the members will be appointed by the Mayor, three (3) members will be appointed by the Council being consistent with the ratio of the appointments currently. Any compliance of New York State regulations when the local Waterfront Redevelopment Plan was adopted, at the request of the Council, Paragraph (g) was added which will require the secretary to take minutes of the meeting, and that on a regular basis that reports of their activity be reported to the Common Council and that those reports at least be quarterly. Other than that, there are no subsequent changes to the local law as it stands today.

Councilmember Boyd: I just want to let everybody in the audience know that we have started the process of interviewing these...three (3) Common Council members here started the process here and we should have an answer by March 4th on who we decided was going to be on this WAC Committee.

Mayor Tkazyik: Mr. Chairman, thank you, I'd like to express my support of this Local Law that is before you. I know we worked diligently last year and this year in trying to correct this. I believe this is the right direction in bringing this number down to 7 (seven), and I appreciate the Council's swift action, as well as the swift interview process they've set up for their appointments. I will be meeting with mine; the other 4 (four) that I have to appoint. Some members have retired from the post and see who wants to continue to still serve. I just have a question for Corp. Counsel. Once this is voted, does it become active immediately?

Corporation Counsel Ackermann: It will become active once it's filed with the Secretary of State.

Mayor Tkazyik: Just so that I can give notice to my people.

Chairman Mallory: Will we be notified?

Corporation Counsel Ackermann: Once it's filed, I believe it will be deemed accepted. We'll give you the time frame.

Chairman Mallory: So that we can... Then March 14th will be fine – I should say, March 4th? Thank you, and I want to concur too. Thank you very much, Majority Leader Boyd. In bringing it down to a smaller composition to the whole City as a Whole, moving forward with what we need to do.

**LOCAL LAW No. 1 of 2013, AMENDING SECTION 18 ½-5
OF THE CODE OF ORDINANCES ENTITLED
“WATERFRONT ADVISORY COMMITTEE”
(amended 12/04/12)
(LL-13-1)**

INTRODUCED BY COUNCILMEMBER SOLOMON

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

SECTION 1: Section 18 ½-5 of the City of Poughkeepsie Code of Ordinances entitled “Waterfront Advisory Committee” is hereby amended by the following additions and deletions:

Section 18½-5 Waterfront Advisory Committee

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- (a) A Committee is created and shall be hereafter known as the "Waterfront Advisory Committee of the City of Poughkeepsie" (hereafter "Committee"). The Committee is charged with the functions, powers and duties set forth in this chapter.
- (b) The Committee shall consist of seven (7) members who are City of Poughkeepsie residents and who have a longstanding interest in the waterfront. Three (3) committee members shall be appointed by a majority vote of the Common Council. The Mayor shall appoint the four (4) other committee members. Committee members shall serve for terms of two years with the exception of the original appointed members of the Committee who shall serve as follows:
 - (1) three (3) members appointed by the Council shall hold office for a term of two years.
 - (2) two (2) members appointed by the Mayor shall hold office for a term of one year.
 - (3) two (2) members appointed by the Mayor shall hold office for a term of two years.Vacancies shall be filled by the Mayor for mayoral appointees and Common Council for Council appointees by appointment for the unexpired term. Members may be removed by the Mayor for mayoral appointees and by the Common Council for Council appointees, for cause.
- (c) Members of the Committee shall serve without compensation but shall be entitled to reimbursement for necessary expenditures in the performance of their work, subject to budget limitations established by the city.
- (d) The Common Council shall annually appoint one Committee member to serve as Chairperson of the Committee. Upon failure of the Common Council to appoint a Chairperson, the members of the Committee shall elect a Chairperson.
- (e) The Committee may employ such persons as may be needed as authorized by the resolution of the Common Council and pursuant to law. This Committee shall have the power to adopt rules of procedure for the conduct of all business within its jurisdiction. Such rules shall become effective upon approval of the Common Council.
- (f) The Committee will make its own rules of procedure subject to applicable law. (L.L. No. 10-1999, § 1)
- (g) The Committee shall appoint a secretary who shall be responsible for keeping the minutes of the committee's meetings as required by the Opening Meetings Law of New York State. The Secretary shall file a copy of such minutes to the Building Inspector and the City Chamberlain. No less than quarterly, the Committee shall provide a report of its activity to the Common Council.
- (h) The Committee shall meeting at least quarterly.

SECTION 2: 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 BOYD

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LL-13-1			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A motion was made by Councilmember Solomon and seconded by Councilmember Boyd to receive and print.

Assistant Corporation Brady: Thank you Chairman, members of the Council. Before you is Ordinance O-13-1 which amends section 15-16.2(a) of the Code of Ordinances, entitled DPW Fees. This proposed Ordinance will expand the types of permits that can be issued and expand the fee structure that correlates to those. The additions would be in bold print and underlined. The first one you see is an Excavation Permit. It used to be called a “Street Opening Permit,” which is above that, struck through. That fee would be \$30, which is the same as the “Street Opening” fee. I know that Commissioner DuPilka wanted to be here today, but unfortunately, due to a death in the family, could not. Mr. Ackermann and I will try to answer any questions you may have, regarding the fees. The theory behind the excavation permit is if there is a company - generally, like Central Hudson or Verizon that has easements on the street(s) that are constantly cutting up the streets, causing damage to them, a lot of times, not repairing them appropriately. The permits for those second and third cuts would be greater than just one single cut. We’ve found that, at least in our office, we have a lot of claims that come in from potholes that have caused damage to vehicles’ wheels, tires, etc. – so at least we’d be able to recoup some of that money that the City spends either settling these cases or repairing the roads when they’re not repaired by the companies that do the work. Below that, you will see something that says, “Extended Maintenance” Fees. That’s essentially an surcharge for newly paved streets so it goes through streets between one (1) and ten (10) years old, and there’s a surcharge of If the street is over 10 years old, there is no fee. The other thing you may want to explain is on page three. On page three, there is a stormwater pollution prevention plan and I asked Commissioner DuPilka about that. Basically, that’s a review about pollution control. If there’s over 1 acre of development, they have to have a pollution action plan and the Engineering Department will review those and will be charging a fee to do that, because there’s a lot of the time that goes into that.

Councilmember Boyd: When big companies like Central Hudson, etc. come in, does the City go out and inspect their work, because I don’t see it anyplace on this listing? I know it probably wouldn’t be here, but I just figured I’d ask that question, because how do we know they do everything to code?

Assistant Corporation Counsel Brady: Yes we do. And, if we get complaints, we make them go out and fix them. A lot of times when you cross over North Cherry and Main [Streets], they’ve been torn it up completely. I believe we’ve asked them to go back, but it’s still not right. North Clinton [Street] as well.

Councilmember Boyd: My other question – the Winter Excavation Permit surcharge for emergency cuts only undertaken between November 15 and March 15. Can you explain that, please?

Assistant Corporation Counsel Brady: The way I understand it, and I'm not an expert on asphalt. But, the way that I understand it, a street is much more difficult to prepare appropriately and properly during the Winter months instead of the Summer. During the Summer, the asphalt tends to sit and settle and able to be leveled much better than it could be in the colder months, so that's a surcharge for that. That's a general answer.

Councilmember Solomon: Mr. Brady, I understand they must return...the City...and that part of the street to the condition it was when they began?

Assistant Corporation Counsel Brady: That's the standard, yes.

Councilmember Solomon: Then I want to make a complaint, because the City spent a lot of money making beautiful stone curves around Vassar Warner Home and last Summer, the intersection of Hooker and Montgomery was dug up every week for weeks. When they finally replaced it, they replaced it with granite – not curved, but straight pieces of granite and they did not replace the bricks and the grass and the sidewalk to the condition in which it was. So I have a complaint.

Assistant Corporation Counsel Brady: We'll check into that.

Councilmember Perry: Since a permit is required to do this work, shouldn't there be someone who'll go back and inspect exactly what they requested on the sheet?

Assistant Corporation Counsel Brady: Yes.

Councilmember Perry: That the ground was the same as they requested it and that they put everything back exactly the way it was?

Assistant Corporation Counsel Brady: Yes.

Councilmember Perry: A lot of the companies that do (I'm talking about the major companies), if I was inspecting it, they wouldn't pass, because it's not done the way they found it. So, if we've changed the fees and that sort of thing, but everything we're doing, there should be some sort of accountability, and if they're allowed to do a job and leave our streets, they leave our citizens in danger of tripping over stuff that's left there. I've seen it many times. So, I would like to say that we need a very serious inspection process that someone go back there and sign off on that inspection. Sign off on that request permit, so that the City's not just going to tolerate things being done halfway and they finish the job, not leaving it done properly. Another question, sir. Who requests graffiti permits?

Assistant Corporation Counsel Brady: The way I understand, Mr. Ackermann can correct me if I'm wrong, but if there's an incident...recently there was one on Main Street. If there's a business or a wall damaged by graffiti, DPW will go out for a fee and they know how to do it. They have the chemicals and equipment to do so appropriately. Where the homeowner or business owner may not have those things on hand.

Councilmember Perry: Is that how it is referred to, "an incident of graffiti" when these things happen?

Assistant Corporation Counsel Brady: Yes.

Councilmember Perry: Or is it done willfully?

Assistant Corporation Counsel Brady: Willfully.

Chairman Mallory: Is it possible, since the Commissioner isn't here that he could send us something about what procedure is regarding that? That way, Councilmember Perry can look at and review it? And, if you have any further questions, you can contact the Commissioner.

Assistant Corporation Counsel Brady: Absolutely. They can do that, sure.

Councilmember Herman: Council Chair, I just want to thank you for expediting this and getting it onto the agenda. It's been a long time coming. It just brings accountability for the major companies who hire subcontractors that don't really want to follow the rules. They just want to do what they got to do and get paid. I had an incident up a Greenhouse in December, the day they were going to rip the road up and DPW knew nothing about it and I had to kind of **step** in and do something about it. Verizon was doing something for FiOS. The people at Greenhouse don't even want FiOS and they were contracting with another contractor to get this ripped up. It's good for accountability and a long time coming. You hit a pothole after pothole and we're paying the money out to get these potholes fixed and this just gives them accountability and have got to follow through with it, and if not, they get fined. So I wanted to thank you for getting it on the agenda.

**ORDINANCE AMENDING §15-16.2(a)
OF CHAPTER 15 OF THE CITY OF POUGHKEEPSIE
CODE OF ORDINANCES ENTITLED "DEPARTMENT OF
PUBLIC WORKS FEES"**

(O-13-1)

INTRODUCED BY COUNCILMEMBER SOLOMON

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

SECTION 1: §15-16.2(a) of the City of Poughkeepsie Code of Ordinances is hereby amended by the following additions and deletions:

Section 15-16.2(a) Department of Public Works Fees

The following fees shall be payable to the Department of Public Works prior to issuance of the subject permit:

Type	Fee
Street opening permit	\$30, plus applicable extended maintenance fee
<u>Excavation Permit (First Cut) service connection, repair, etc. (water, sewer gas, electric, telecommunications, etc.</u>	<u>\$30</u>
<u>Excavation Permit (Second Cut)</u>	<u>\$100</u>
<u>Excavation Permit (Third Cut and Thereafter)</u>	<u>\$250</u>
<u>All Excavation Permits shall require a \$1,000 security deposit and insurance coverage in the amount of \$500,000</u>	
<u>Extended Maintenance Fees (to cover asphalt and concrete disturbances)</u>	
<u>Asphalt or concrete up to One (1) yr old</u>	<u>\$20/square foot</u>
<u>Up to Five (5) years</u>	<u>\$15/square foot</u>
<u>Up to Ten (10) years</u>	<u>\$10/square foot</u>
<u>Over Ten (10) years</u>	<u>No fee</u>
<u>Winter Excavation Permit Surcharge (for emergency cuts only undertaken between November 15 and March 15)</u>	<u>\$250.00</u>
Water/sewer taps, each request <u>(does not include physical tap)</u>	\$200
Sidewalks/roadway closures permit	\$15 <u>100</u> each week as provided in Section 15- 16.2(b)

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City street search and verification	\$15 (for title company/searches), each request
Graffiti Removal Request	\$40.00, each request
<u>Right Of Way Permit (Occupancy by private work crew, tree clearing, trimming, etc.)</u>	<u>\$100.00</u>
<u>All Right of Way Permits shall require a \$1,000 security deposit and insurance coverage in the amount of \$500,000</u>	
<u>Overhead Utility Work Permit</u>	
<u>New Utility Pole and lines</u>	<u>\$200 plus .50 per linear foot</u>
<u>Utility Pole (single) Relocate/Replace</u>	<u>No Charge</u>
<u>All Overhead Utility Work Permits shall require a \$1,000 security deposit and insurance coverage in the amount of \$500,000</u>	
<u>All Street/Sidewalk Closure Permits shall require insurance coverage in the amount of \$500,000</u>	
<u>Dumpster Permit</u>	<u>\$50.00</u>
<u>Stormwater Pollution Prevention Plan (SWPP)</u>	
<u>Drainage and SWPP review for applicable development projects</u>	<u>\$500.00</u>
<u>Engineering Review Fee</u>	<u>\$200</u>
<u>(for large scale water, storm sanitary sewer, installations or new connections to existing City infrastructure greater than 50' in length)</u>	

All daily permit fees shall include weekends and holidays.

SECTION 2: This Ordinance shall take effect immediately.

SECONDED BY COUNCILMEMBER BOYD

ADDITIONS denoted by **Bold** and Underlining

DELETIONS denoted by ~~Strikethrough~~

O-13-1		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	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 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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Chairman Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM LEROY MITCHELL**, a notice of property damage sustained on November 17, 2012. **Referred to Corporation Counsel**
2. **FROM BLATT & KOPPELMAN, P.C.**, a notice of intent for The Last Train Stop, Inc., d/b/a Emmett Mahoney’s Irish Pub & Steakhouse. **Tabled to next Common Council Meeting.**
3. **FROM EL BRACERO**, a notice of intent to renew their Liquor License. **Referred to Corporation Counsel.**

Councilmember Solomon made a motion to suspend the rules to allow for Nick DiLuca to speak on behalf of his new restaurant, **Councilmember Boyd** seconded the motion.

Councilmember Solomon made a motion to resume the rules, **Councilmember Boyd** seconded the motion.

4. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding amendments to parking on Dutchess Avenue. **Removed.**

X. UNFINISHED BUSINESS:

Councilmember Herman: I just want to thank Councilmembers Perry and Boyd for following through with the School Security questions that I had a few months ago. With the article in the paper last week and providing me with the paperwork that they followed through on, and I just want to thank them for that.

Councilmember Johnson: Yes, I have some unfinished business. I too, have a School Report because I do attend the School Board meetings. The last School Board meeting with the district's estimated State Aid for 2013 and 2014 is that the school will have a \$3.8 Million shortfall, and 115 fewer positions at the school. They also have, because it's mandated, that every child graduates with a Regents Diploma. We have 100 seniors that are at risk; that will have a lot of problems passing the Regents. This is a devastating effect and I have to commend the School Board, President Coates and all the School Board members, and my husband of course, Mr. Randy Johnson that they will do everything possible to help these students pass the Regents. But, we have problems in the school sector, as well as the City. I would also like to congratulate formally, Mr. Bunyi, as City Administrator. I have the utmost confidence that you will do a fantastic job. I think you have heard the criticisms to heart and prove everybody wrong and just be the best City Administrator and work with the Mayor and continue being the wonderful person that you are and helping our City. You're very devoted, and for anybody to do a good job, their heart has to be there. That's the main thing. You can have a thousand degrees, but if your heart is not there, if you do not care about the City, it doesn't matter how many degrees you have. I know Mr. Milo Bunyi cares about our City. I would also like to say that Councilmember Rich and myself have always supported the CSEA Union. We even supported them against other fellow Democrats under the leadership of Brian Doyle. We've worked together extremely hard (this body, this Council) to save 17 Union positions. I know I worked extremely hard, because I think out of everybody, I'm the one that almost got the ulcer. I will always put this City and the City workers and the taxpayers first. I do not vote because it's popular or unpopular. I vote because it's the right thing. Thank you.

Councilmember Boyd: In our packet we had a budget performance report for the month of January. Going through the budget report, I have one question regarding the Fire Department. The Fire Department - 7150 on overtime had spent over \$43,000. Their budget is \$379,926 for the whole year. If they continue on, going through for the next 12 months, they're going to be way over what we budgeted for. I'm sure there's more issues besides just fires. I wonder if there's training issues...I'm not aware of exactly what's going on there, but I think that's something needs to be looked into, because we're not going to have enough money by the end of the year.

City Administrator Bunyi: We will report back to you, on what we find when we talk to the Chief.

Councilmember Boyd: I would appreciate it, thank you.

XI. NEW BUSINESS:

Mayor Tkazyik: Mr. Chairman, I think Mr. Ackermann would like to give a detailed report on the snow emergency; then there was a separate incident that took place on Monday, after that event, where routes were declared to be cleared, and unfortunately, people's cars were removed from the streets with that being in effect.

Corporation Counsel Ackermann: There's two separate things going on here. The first, I

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believe was the snow event which started, I believe on Monday morning. After several meetings starting Wednesday in preparation of this storm and continuing on to Friday, our last meeting, it was determined that a snow emergency would be declared. It would be declared early and effective at 11:00 a.m., so we would give as much time and notice as possible. It was distributed to all the Media, Poughkeepsie Journal, midhudsonnews.com, television, radio. It was also given to our IT Department that sent it out via Social Media and to the Police Department who put it out in the Citizen Observer. That lasted until 5:00 p.m. the next day – Saturday, when that was lifted. At that point, the focus of the Department of Public Works is making the streets passable. They concentrated on making the streets the best as possible. However, the storm doesn't end there; and the clean up continues. There are streets in the City that are narrow, and need further removal of snow, especially when there is significant snowfall. In this case, it was significant. One of the streets that need to be cleaned of snow because it's narrow and it's foot traffic is Main Street. Particularly from Market to Clinton Square and it's done when snowfall is significant. We met internally, on Monday to discuss it, and it was determined that we would remove it on Monday. Early that morning, the traffic enforcement officer spent the morning putting signs up from Main to Market Street. The process began about 9:00 a.m. and concluded about 10:00 a.m. at Clinton Square with signs on most of the poles and the trees indicating that there will be "No Parking," as per the Police Chief in consultation with the Fire Chief, the Mayor and myself, as Acting City Administrator. They were finished being placed there at 10:00 a.m. They were there all day. I drove Main Street about 5:00 - 5:30 p.m. and visibly saw the signs on the street. Some of the parking lots were also being cleared. Signs were put on the back entrance of Luckey Platt, indicating that the Academy Street lot would be cleared and that the Liberty Street lot would be available, open and free to the public. The guys were in there cleaning. They blocked off the entrances at that point, and everybody was instructed that they could park in the Liberty Street lot. At about 10:00 p.m. the DPW crew assembled and started working on Main Street until about midnight with the Police Department trying to locate any vehicle owners that were still there, in getting them moved. They went up and down the street with the bullhorns indicating that if the vehicles were not moved, they would be towed. It was not until midnight, that the first vehicle was removed from the street. This is something that is done, and has been done for many years, and in an effort to clean that section and occurs in other sections. In narrow streets, such as Garden Street, in Councilmember Mallory's ward, it has to be conducted also. I think one of the issues is that there is more people living on Main Street (which is a good thing), but they may not be aware of this process and also, we haven't had a significant snowstorm in two years, so the people who have moved in the last year or two, may not have experienced this process. But, it is essential to Public Safety that Main Street is cleared of the snow. We have a liability issue. Any of the City's defense from prior notification is suspended, because the courts will tell you that we created this event, by putting the snow on the sides of the road. So, it really needs to be removed and removed as soon as possible. We try to do it with the least inconvenience to the public as possible. That's why it's done with the least amount of traffic. We try to give as much notice as possible, but obviously, there were about 15 cars that were towed, that did not get the word.

Councilmember Solomon: Why was \$225 charged?

Corporation Counsel Ackermann: There's a rate system for impound towing; there is a fee for during the day, and a fee for at night, and an administrative fee and some of the vehicles

may have had scofflaws tickets and before we release any vehicles, outstanding parking tickets need to be paid.

Councilmember Rich: Yes, Paul, I think what I'm hearing from some of my constituents from Luckey Platt and other places, in that there was a mix up here; that we had the 12 inches, took care of it, but we'd have to spend days getting ready for the ready for the next one, including Main Street, because I got calls from constituents on Main Street asking me to have them come and take away the snow, because they were unable to park on the street because all that was plowed was the middle of the street. We were actively doing that, and on Monday night into Tuesday we continued this process and I don't think, what I'm hearing is that people in Luckey Platt and other places really understood that the snow emergency had been lifted, but the parking ban on Main Street had been reinforced again, as it is during a snow emergency. So, it's my feeling that a lot of these folks, because they did not understand what was happening and thought the emergency was over, went and parked on Main Street. And I don't think we need the money that much, that we have to go and nail them for \$225 because they had a misunderstanding. And some of them couldn't even get into their own parking lot because that was being plowed. They pay for that on a monthly basis, so my recommendation is that, those fines that were given on Monday into Tuesday should may I say, be forgiven, because of the mix-up. Some told me they didn't see the signs or that there were signs from other snow events. I really think we have people that have been misinformed about what we were doing Monday into Tuesday and we should not fine them for that under those circumstances; they're good, hardworking people and they pay taxes and pay us for the right to use the parking lot behind Luckey Platt, and I really would urge this City to forego fines Monday into Tuesday morning on Main Street. I think it's the fair thing to do.

Councilmember Boyd: How exactly do we tow these vehicles? Do we have a truck to tow these vehicles? How does this work?

Corporation Counsel Ackermann: Private contractor. A private contractor assists the City during snow emergencies and during removal of snow throughout the City.

Councilmember Boyd: We have to pay that private contractor, correct?

Corporation Counsel Ackermann: Correct.

Councilmember Boyd: Has that always been the protocol?

Corporation Counsel Ackermann: That's always been the protocol and the policy. Yes. You need a large amount of vehicles to clear the street. When we're declaring an emergency, it's a long, exhaustive process with the Police Department, with Administration, you need to get tow trucks ready to come in and it's an all out effort to get the streets cleaned.

Mayor Tkazyik: It's a decision I don't take lightly in declaring an emergency, because I know of the hardship that individuals go through if they don't know, or don't know the snow emergency route, and I have not called a snow emergency in quite some time. The worst case is if you call it and don't get any snow. That's even worse with all the tickets. But it is a decision that is not taken lightly but it is made, not only with my input, but with input from all

departments involved in making that happen.

Councilmember Perry: I agree with Councilmember Rich. The snow is an act of God and is an inconvenience to everybody, so I think some sort of compassion should be exercised in this. A lady named Yvette from Cannon Street and for someone to work hard and have to pay towing from your rent money; that is a hardship on people. So, I think we should have compassion in the things that we do. Even the government should have compassion. I hope some break can be given and if these gentlemen can find it in your hearts to do that, so that the squeeze being put on these people because it snowed (the snowstorm affected everybody) we all felt it; it was not a personal thing. Perhaps when an emergency is issued, a little more effort should be put into it. I, myself, didn't even know a snow emergency was announced. Where I live (Hamilton Street) it's always been an emergency route. I never think about it, we just automatically move our cars. But on Main Street, it's like a shopping area. People don't think about the snow when they go to buy something. If they live there, their cars are already parked the night before, so they're not waking up to worry if they have to move their car, so let's exercise a little bit of compassion and help these people out. They are still the taxpayers; even when it snows! I've never had my car towed, but I know if it ever happens, I'd feel very bad. Congratulated Mr. Bunyi in his new appointment and to Corporation Counsel Ackermann, showed appreciation for the time served as Acting City Administrator. It's your birthday, so I really don't want to pick on you, but should I mention that building we've been going back and forth on? Or are you going to just hand it over to Mr. Bunyi?

Corporation Counsel Ackermann: No, no.

Mayor Tkazyik: Mr. Chairman, I will review with the Council's request, with the new City Administrator and Corp. Counsel in relation to looking at relief to the constituents that were towed on Main Street. We will look into that tomorrow.

Chairman Mallory: Thank you, Mr. Mayor.

Councilmember Johnson: Yes, I was going to echo that effect in giving the residents some sort of relief. I know we have an obligation to the tow truck company, and I know we probably have a bill with them, so maybe after we satisfy that, because the City doesn't have any money; then we can take the access in...for those who pay the \$50 parking, maybe we can give them relief on that. There are different ways in being creative. Maybe we can creatively close the gap in the amount of money they...the expenses that they incurred in this snowstorm on an individual basis, work something out, that's reasonable. Also, maybe we can post better signage, especially on Main Street – since that seems to be the problem area. This is really considered new or old business – I just want to reiterate that the 311's (the bills that went out) were never included in the Sanitation Budget Analysis. The 311's are the vacant properties, so that was never included and we're doing quite fine, now with the recycling even though we haven't started in the recycling campaign. So everything is looking good in that area. I'd also like to read a resolution that I have here, that I was going to introduce. I wanted it to be an addendum.

WHEREAS, a vacancy will be created by the appointment and confirmation of Commissioner Bunyi to the position of City Administrator.

WHEREAS, pursuant to Section 3.06 of the Charter, the City Administrator has the power and authority to appoint subject to the approval of the Mayor and the Commissioner of Finance; and

WHEREAS, currently there is no requirement that the Commissioner of Finance be a Certified Public Accountant; and

WHEREAS, despite the lack of requirement, the Common Council is desirous of having a Commissioner of Finance that is a Certified Public Accountant.

NOW THEREFORE

BE IT RESOLVED, the Common Council hereby requests the Administration and City Administrator use all efforts to recruit a Commissioner of Finance that is a Certified Public Accountant.

I requested this addendum to be added to tonight's agenda, but I was denied by Chair Mallory. I was really surprised, especially since everyone was concerned about the City's finances.

Chairman Mallory: Let me respond...well...are you done with your comments?

Councilmember Johnson: Yes.

Chairman Mallory: ...respond to that. You asked me to make addendums to the agenda. I said, "No, but I said that you were more than welcome to handle what you needed to do now, to present it right now. You can do it now in New Business.

Councilmember Johnson: I'm not doing vest pocket resolution.

Chairman Mallory: Fine.

Councilmember Johnson: We do addendums all the time, so you could maybe add it to the agenda of the next meeting.

Chairman Mallory: I said that I wasn't.

Councilmember Johnson: There you go.

Councilmember Rich: I have one more. This is just an announcement. As you know, last year we had our Make Poughkeepsie Shine, June 2nd. Well, I'd like to do it again this year, and I've already got people to help me: The Fallkill Committee, Riverkeeper and they got a date. I suggest that we join them because they bring with them some free workers that we don't have to recruit ourselves. The date suggested is Saturday, May 11th. I'm just announcing it, and think it's a good idea for us to do our Make Poughkeepsie Shine with the other groups that are going to be out there at the same time.

Councilmember Solomon: Excuse me, but didn't they just spend \$3 Million cleaning up the creek?

Councilmember Rich: That was last year, and litter is an every day occurrence, so I'm afraid that. They did clean it up, excellently but I do not believe or expect that it will stay pristine for that long. Certainly not the Waterfront. Litterers are there every day, doing their "thing."

Chairman Mallory: I too, just would like to share that, Corporation Counsel Ackermann...thank you in that capacity. Many hats you wear and new City Administrator, Milo Bunyi, looking forward to working with you. Congratulations.

XII. ADJOURNMENT:

A motion was made by **Chairman Mallory** and **Councilmember Solomon** seconded the motion to adjourn the meeting at 8:00 p.m.

Dated: May 2, 2013

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, February 4, 2013 at 6:30 p.m.

Respectfully submitted,

City Chamberlain



COMMON COUNCIL MEETING

Common Council Chambers

Tuesday, February 19, 2013

6:30 p.m.

5:30 p.m. Presentation from Police Chief Knapp

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

III. REVIEW OF MINUTES:

Common Council Meeting of May 7, 2012

Public Hearing of July 2, 2012

Common Council Meeting of July 2, 2012

Public Hearing of November 5, 2012

Common Council Meeting of November 5, 2012

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 MAYOR TKAZYIK**, Resolution R13-20, confirming appointment of City Administrator.
- 2. FROM CORPORATION COUNSEL ACKERMANN**, Resolution R13-21, setting a public hearing for the proposed rezoning of Suncove to "W"

Waterfront.

3. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R13-22, renewing an agreement with Dutchess County for Stop DWI.
4. **FROM ASSISTANT CORPORATION COUNSEL BRADY.**, Resolution R13-23, setting a public hearing for the designation of 87 South Hamilton Street as a Local Historic Landmark.
5. **FROM CORPORATION COUNSEL ACKERMANN**, SEQRA Resolution R13-24 and Resolution R13-25, authorizing the issuance of serial bonds of the expansion of the Poughkeepsie Library District

IX. ORDINANCES AND LOCAL LAWS:

1. **FROM CORPORATION COUNSEL ACKERMANN**, Local Law LL-13-1, approving amendments to Section 18 ½-5 entitled “Waterfront Advisory Committee”.
2. **FROM ASSISTANT CORPORATION COUNSEL BRADY**, Ordinance O-13-1, amending Department of Public Works permit fees.

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

5. **FROM LEROY MITCHELL**, a notice of property damage sustained on November 17, 2012.
6. **FROM BLATT & KOPPELMAN, P.C.**, a notice of intent for The Last Train Stop, Inc., d/b/a Emmett Mahoney’s Irish Pub & Steakhouse.
7. **FROM EL BRACERO**, a notice of intent to renew their Liquor License.
8. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding amendments to parking on Dutchess Avenue.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT:

