



**THE CITY OF POUGHKEEPSIE
NEW YORK**

**COMMON COUNCIL MEETING
MINUTES**

Thursday, February 20, 2014 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

Special Mtg 12-19-13			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Organizational Mtg 1-2-14			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

III. READING OF ITEMS by the City Chamberlain of any resolutions not

REMOVE

VII. MOTIONS AND RESOLUTIONS:

- 1. FROM CORPORATION COUNSEL ACKERMANN, R14-11, approving the auctioning of excess city owned real property.**

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

Terry Clayton – CSEA President – 13 Plaza Road, Wappingers Falls – I was here a little over a week ago and discussed the issue of giving us the means to do our jobs. Lo and behold, a few days later, a major snowstorm hits. We battle...we weren't given the opportunity to remove the previous snow from the snowstorm off the street on Main, Market, the Arterial, in front of City Hall. So, right there it put us behind the "eight ball" to try to push back. You can't push back 21 inches, when you already have a foot that you've already pushed back from a previous snowstorm. Then, we worked Friday night into the morning on Saturday and then went into a co-op system, rather than hour shifts. I don't know why – I'm still not sure to this day. Sunday came and I don't know why, but the Mayor and Mr. Bunyi blamed us for a slow-down or stoppage...we weren't sure because guys coming in were sitting home from Friday. They hadn't gotten a call so they just made plans with their family or were digging themselves out. This all just leads back to...we just want to do our job. If they would let Rich DuPilka, who is the Commissioner of Public Works do his job the way he wanted to do it, and this is my belief – we would have had our AB shifts on around the clock, and we wouldn't all be sitting here tonight talking about a snowstorm. We would be home, not worrying about the nonsense that goes on sometimes in small city politics. Like I said the time, not affording us the means to do our job puts us behind the "eight-ball" – not being able to stockpile parts or tires or any little thing that we used to do. Now, if a truck breaks down, rather than being back on the road in a half hour, sometimes you wait two weeks, three weeks, a day, two days. Listen, rather than lay blame on the union or on the Commissioner of DPW, sometimes go gotta take a look in the mirror and realize where the blame really lies and that's it. Thank you.

Sean Harden – 36 Glenwood Avenue – I want to thank my Council member that contacted me about the property that I last spoke about. I'm sure he's been very busy. I see the auction's been taken off the list again. I would really like an on the record response to what the reason for selling that property was. If someone wanted to build on that property, it would cost tens of thousands of dollars to relocate sewer and storm drain lines that run through that whole property. As far as the snow removal issue, you need to remember that this was an historic storm which fell after a week of another snowfall of 1 foot. I don't think one true person is to blame. It was just a matter of not being able to push back from the previous storm and having 20 inches of snow dumped on us again. I, as well as many other people couldn't go to work on a Friday because the street wasn't plowed – not because these guys weren't doing their job. They're doing what they can with what they have. It's just that so much snow fell in such a short period of time, and things like that happen. As for the arterial highway, I have no idea how the city obtained it 30 years ago, and are getting only 60 years ago is just abysmal. That needs to be reevaluated. The City should be getting more money for it or the State should take it back over. I think there's 70 miles of streets that the City has to clear. If we got rid of the arterial, that would cut down somewhat. It was really just a bad response. When I hear a Council member had to ask to plow some of the streets, I think that's appalling that it would get to that level. A better level of planning would have prevented a lot of this.

What happened with the Snow Emergency being declared was that it everyone went off the Snow Emergency routes on a decided street. The side streets got clogged up with snow because the plows had nowhere to push it, and these people have nowhere else to park and one thing leads to another. Dwight Street is a great example. It had dozens of cars from South Hamilton Street parked on it, making Dwight Street impassible; one car was parked vertically to the curb. It was right to call a State of Emergency because otherwise we could not move these vehicles and clear the snow. Thankfully, the City is looking a lot better than it has been. Hopefully nothing like this happens again in the future. Thank you.

Ken Stickle – 118 Catharine Street – Thank you, Mr. Hermann for coming out with a shovel to help a young lady 15 minutes after she emailed you and you shoveled the sidewalks. I'd like to see more Council persons doing the same. The blame starts at the top of the chain. It doesn't matter; there's no way of getting around this. It's the chain of command. This whole fiasco unfortunately starts with the Executive Branch. The ice cutter can only do so much to cut through South Hamilton and other side streets, but we have a nice, new front end loader. It needs to be brought out, so the streets can be cut back to the curbs...no more fooling around. I'm asking the Mayor and the City Administrator...I don't care if you have to go out and rent 15 front end loaders. We need the heavy equipment in here. The guys have been cleaning up the streets pretty nice, but you know what? I went from Clover and was coming up Main (in front of the "Soul Dog Restaurant"). You cannot have traffic on both sides of the street; you can't get through. We have too many streets that not even a one car passing lane. They're still in bad shape. I called the Mayor about a truck that was parked by Mansion Street Park. The guy moved his truck today. There was a trailer sitting on the opposite side. That trailer has now been moved to where the truck was parked. The gentleman that owns that trucking company parks those trucks anyplace he wants. They're 14,500 pounds for one; the other is gross wt. 33,000. To my knowledge, the City has an Ordinance that prohibits commercial equipment/vehicles from parking on City streets overnight. I do not know why this man's trucks aren't being towed, and why that trailer still sits on Mansion Square Park with no vehicle attached to it. It's like riding over the worst street in the whole city. It's not because the city guys didn't try to do their best, the snow was just packed down there. There's got to be about 6 inches of ice on that road. Thank you. I hope the City's gonna turn around and do something with this gentleman. Have a nice night.

Darrett Roberts – 148 Franklin Street – I give the people who deal with the snow an "A" because they do an impossible job with all the snow we're having. I live on a side street, and it was a disaster. But, these gentlemen tried to do their best. There still a lot of side streets that are still such a mess. I consider them heroic because they're doing the best job they can. I believe it's because of a shortage of workers and a lack of equipment. There is just so much with just so many people. It's impossible. I give them a "thank you." They should get a medal; they should get a raise. They need more workers and more equipment. That would solve the problem. Back in the 1970's and I saw people work as hard as they did, they deserve everything, and I thank you. I want to ask this question about the merger of the City Bus System. How are these kids supposed to get to

the Southside School in this snow? On top of that, when the snow melts it will eventually become a flood. These kids need those buses to get to the school. I'm sorry, but they have to have it. We need more buses and we need to get the snow moved. That is the point. We need to worry about our kids and we need to worry about our city. Thank you for your patience.

Judy Green - 8 South Clinton Street – I'm opposed to the parking meters and to what is intended with the bus service. Mainly, I'm here to talk about the smart meters again. New York State has not approved the installation of the smart meters. There's pending legislation allowing residents to opt out of these meters without penalties or fees. If and when this passes, will the surcharge monies added to those water bills who resist be refunded? Who will pay to have the meters removed for those who have already been installed? This Administration has consistently endangered the health and safety of the residents of the City of Poughkeepsie. It took 6 years to get the chemical toxic chloramine (mustard gas) out of our drinking water. The lead levels far exceeded EPA safety standards. This summer, it took the Administration 5 days to tell the public and the Common Council that our drinking water was contaminated with a potentially deadly E-coli bacteria. Now we're being forced to have those meters installed with all of the dangers associated with them and is extremely hazardous to human health. This technology is banned in Italy and some counties in California, yet, we are forced to accept a device that is detrimental to our health by an Administration using "gangster type" tactics of intimidation and extortion. I think the Administration represents a clear and present danger to the citizens of this city. For reasons already stated and numerous other examples of incompetence, including the mismanagement of our services, as indicated by the recent snow removal debacle, the continual level of inadequate water pressure in the fire hydrants in various parts of the City, the thwarting of the will of the residents by outsourcing of City jobs to private contractors in the garbage and bus service industry invariably costing taxpayers, more or less. I think it's time to start thinking about impeachment procedures.

Marta Knapp – 10 South Clinton Street – I'm very concerned about the smart meters that Judy just mentioned. Reiterated there might be side effects as mentioned on the plastic boxes outside the building saying that they may have side effects such as, "undesirable operation," as the result of signals they receive. She cited various instances that certain homeowners have been dealing with. They've been receiving threatening letters. They're hostile...the word, "Mandatory" in capital letters. There are a lot of absentee landlords and a lot of the tenants don't know what's going on. These landlords could care less what their tenants are exposed to. Central Hudson has been sneaking smart meters onto people's houses – electric meters and gas meters that also are one-way communication devices. I know of a woman who purchased a device that reads radiofrequency of the meters. She paid \$500 for it. The woman took a reading of the towers in Ms. Knapp's neighborhood, with the cell phone towers. Verizon has them; Time Warner Cable has them and other towers, the numbers were off the charts – over 2,000 which was unbelievable for microwaves.

Ms. Knapp: People are being poisoned, people are being sickened and they don't even know it. I think it's outrageous and...

Chairman Mallory: Thank you.

Ms. Knapp: You're welcome...and public investigating of Take Back Your Power Smart Grid at Rhinebeck Town Hall on March 25.

Chairman Mallory: Mr. Brezinski. Thank you. Mr. Brezinski.

Ms. Knapp: You're very welcome, Mr. Mallory.

Peter Brezinski – 4 Virginia Avenue – Good evening. I'm here to complain about the snow removal. Last week I called DPW to ask if the snowplow was coming to Virginia Avenue at any time. The lady who answered the phone said, "You haven't had one yet? Let me call the Street Division." One hour later, I called back and there was no answer. Finally, at 4:00 p.m. a plow came down and I don't know what he did, but he left little piles of snow in the road which turned to ice. Driving on the road became bumpy. Next day, a front-end loader came to clear the cul-de-sac (near my house), so that garbage and emergency personnel could get through. By them clearing that combined with the warming weather today, I finally can drive down without the bumps in the road. I don't know who's at fault, but like someone said earlier...it goes from the Mayor right on down to the bottom. When I was a child, we had snowstorms that were 12, 14, 16, 18, 20 inches. There wasn't a problem getting the streets plowed. Why is there a problem now? Somebody's not doing their job, somebody's not coordinating efforts. I don't know why, but there needs to an investigation done. Maybe, as the other gentleman said, if Mr. DuPilka, Commissioner of Public Works was allowed to do his job. If equipment is needed, then the City needs to purchase that equipment. People are paying taxes; they need to get the services they expect. Thank you.

Michael Young – 20 Barclay Street – Spoke about the poor way in which the snow removal was made in comparison to other towns and cities in the area. He stayed in Kingston on Thursday to avoid driving in the snow. Kingston has little "twisty" roads; they were all cleared by noon on Friday. When we reached the City of Poughkeepsie line, we discovered the arterial was one lane wide – Hamilton Street, a snow emergency route was barely passable. My street (Barclay) wasn't cleared to pavement until this afternoon. That was only because of the 50 degree temperatures. The snow fighting plan posted on line claims the City has a goal of 7 hours to get the roads to bare pavement. This includes plowing, as well as push back and snow removal. It's almost a full week and 20 times 7 hours later, still in a state of emergency with roads just barely cleared. Although the snowfall last week was unusually large, I give credit to everyone working to clear our streets. However, the snowfall was not 20 times the amount we encounter. There's absolutely no reason we should be at 20 times our goal. There's speculation as to the reasons behind the failure. Whatever reasons there are...staffing, equipment, funding or administrative, the one thing I know is that I did not receive my money's worth of the \$51/month for Sanitation and Public Works in the City. The citizens of the City deserve

far better. Other cities handled this storm. Private contractors handled this storm. This Council needs to determine exactly why the City of Poughkeepsie did not. I expect this Council to perform a full investigation with a published public report as to who, or what was responsible for basic civic functions this week. A simple Committee of the Whole is not enough. There's been real injury and real damage inflicted by the City's negligence to perform its duties. The people of the City deserve to know what actions are going to be taken to remedy the situation and to ensure that it never happens again. Thank you for your attention.

Celia Serotsky – 188 South Grand Avenue – Addressed the discrepancy in the February 19th edition of the Poughkeepsie Journal and the article entitled, “City State of Emergency Continues.” Also suggests action be taken by the Common Council with regard to two administrative positions. Expressed gratitude for the men and women who worked last week (and continue to do so) to remove the snow, salt the ice, and to make the streets and sidewalks safe. While the rest of us could hibernate in our homes last week, during the back-to-back storms that occurred last week, the City employees involved with snow removal worked outdoors with very difficult and, at times, dangerous conditions. The discrepancies in the Journal article. Mayor Tkazyik and City Administrator, Mr. Milo Bunyi both state that employees of the Public Works Department are granted any overtime necessary, and were recently given more than \$1 million in new equipment. However, Commissioner of Public Works, Richard DuPilka is quoted as saying, “Crews are not presently set up to handle a storm of the magnitude and duration.” End quote...that we experienced last week. Mr. Bunyi is quoted as agreeing with Mr. DuPilka. So we, the citizens and taxpayers of the City have to ask, “Which is it?” Do we or don't we have the equipment and manpower to handle big storms? Were workers given notice to come in and work and get paid overtime? The Mayor and Mr. Bunyi say, “Yes.” The representatives of the Public Works employees' union say, “No.” In addition, Mr. DuPilka stated that the City Administrator has asked for crew reductions since he's been Administrator. We also learned that Mayor Tkazyik had to call a City Emergency to clear snow and ice and request help from County crews and private providers. We, the citizens are left wondering how much this aid will cost us. Through this morass of statements and finger pointing, we are left with more questions than answers. It is up to the Common Council to ferret out the truth and get answers to the taxpayers of the City. I hope that will occur soon. Finally, I offer the following suggestion to the Common Council: Perhaps it is time to revisit the idea of a full-time Mayor. As a full-time elected position, that office would be responsible for making decisions on a daily basis. Given the City's difficult financial situation, it would seem by eliminating the position of City Administrator (I don't mean anything personal) and having the full-time Mayoral position would save money and increase decision making efficiency. Thank you for the opportunity to express these views.

Craig Brendli – 110 Hooker Avenue – Spoke about the impending expansion of the jail. When the Council approved the area of Parker Avenue to become retail oriented to help the 750,000 visitors to the Walkway each year. The area was rezoned. Now we're about to have the County purchase this land for \$1.3 million, removing it from the tax rolls and, in essence, expanding the jail. They'll need more barbed wire; pods will become

overcrowded. Pods save money, expansion of the jail will not. The Pods don't appear to be able to contain people too well. Wonders if the City will continue to have tourism if the jail is expanded. This purchase was put through while there was a budget hearing at this facility. This was very convenient because they went past listening to the public's participation at the legislative meeting. No one really had a chance to express their feelings. This Council has to take action; look at home rule. New York State has provided revisions where you can look – maybe with an attorney, to see if you can enact the home rule to say that this will kill our tax base, increase crime in our neighborhoods, and this will destroy our tourism industry. This is our city and we cannot have that. We're the 79th most dangerous city in the country, according to FBI statistics. We cannot afford this in our city. We really need to speak about this. I'll be back again to speak on it more, as we go on because a lot of people are leaving the City. My Ward, the 4th Ward, the Councilwoman mentioned how many people are leaving the ward and also the owner of the Brasserie coming here and saying that people don't want to come to his restaurant any more. Let's make sure we are actually taking care of this. Thank you.

Holly Wahlberg – 35 Garfield Place – I have been patiently trying to work with the City's Preservation Commission for the last 16 months. This is the group of 7 people appointed by the Mayor, to be responsible for protecting and honoring Poughkeepsie's landmarks. I'm very sad to report that the City Commission is truly atrocious. In December, 2012 the Commission canceled its meeting. In May, 2013 there was no quorum. In June, there was no quorum. In July, the meeting was canceled. In August, the meeting was canceled. In October, the meeting was canceled. In November, the meeting was canceled. In December, the meeting was canceled. At last month's scheduled meeting, I bumped into two Preservation Commissioners in the City Hall Parking Garage who informed me they were going home because the meeting room was locked and dark and there was no quorum. There is one appointee of this Commission who has missed 15 out of 16 consecutive meetings. Another one never showed up at all. The Commission's negligence, disinterest, rudeness...whatever you want to call it, makes a mockery of the Preservation Law. Maybe that's the whole idea. But, if this situation continues, the courts can be asked to compel the Preservation Commissioners to perform their duties under the law. What can the Common Council do to help? You can add the following sentence to the City's Preservation Law: "Any commissioned member missing three consecutive meetings shall automatically forfeit his or her appointment. Further, any member missing four meetings in a calendar year, except for major illness shall forfeit his or her appointment. Other communities have this language in their preservation law. Apparently, it was naïve of us to not include this language in our law. Right now, a lot of people feel scared and angry about the state of the City. I am scared and angry that we are jeopardizing the landmarks and proud history that make our city special. We can replace bald tires, clean up E-coli in the water, protect City buses and City Sanitation, but if we throw away the heritage that makes us unique, we thrown away the most important asset that we have – our pride. Community with pride can overcome anything. A community without pride is a place where people dream of just want one thing – moving out. Please help us hang on to our pride. Thank you.

Official Minutes of the Common Council Meeting of February 20, 2014

Jack McCaffrey – 26 Parkwood Blvd. – There’s obviously a lot of finger pointing about the snow removal. I contacted the Police Department Monday morning. At that point, we were on a snow emergency. When I asked about cars parked on the wrong side of the street, I was advised that alternate side of the street parking had been suspended because it was a holiday. My comment was, “Then I can park anyplace I want?” She said, “Yes, you can.” Parkwood Blvd. right now is a one-lane street. Had I parked opposite my neighbor, no one would have gotten up or down that street including emergency vehicles (Police, Fire, etc.). You cannot suspend alternate side parking when we have that kind of snow. It’s the only way you’re going to get the streets clean...by having one side [of the street] available so that the guys from DPW can do their work. That’s it. Thank you.

Steven Planck – 80 Carroll Street – Read statement. (See attached).

Official Minutes of the Common Council Meeting of February 20, 2014

February 20, 2014

Steven Planck
Po Box 3658
Poughkeepsie, NY 12603
stevenplanck@gmail.com

City of Poughkeepsie
City Administrator
62 Civic Center Plaza

Dear Mr. Milo Bunyi,

I do not wish to have my solid waste/trash picked up by the City of Poughkeepsie and I request that I be allowed to exercise my right to elect to receive solid waste collection by the City of Poughkeepsie, because I meet the requirements for MIXED RESIDENTIAL USE as they are defined in LL-12--3, signed December 17, 2012.

I own two properties in the City of Poughkeepsie which contain multiple residential units which I'm renting out for the purpose of providing for my families needs. We believe that with the proper maintenance and care, that these properties will be able to provide my wife and I with the means necessary to retire comfortably and as such being a landlord *is my business*.

My business is consistent with the definition provided in People v. Commissioner of Taxes, 23 N.Y. 242, 244, Black's Law, that which occupies the time, attention, and labor of men for the purpose of a livelihood or profit, and it is recognized by the Internal Revenue Service and NYS, because they collect taxes on the profits my rental business generates.

Section 9-62 paragraph (b) of LL-12-3 says that,

A structure designed for and consisting of one or more residential dwelling units and a portion of which is devoted to business, professional or commercial use is
MIXED RESIDENTIAL USE

Section 9-64 paragraph (a) of LL-12-3 says that,

The Department shall collect and dispose of all residential solid waste (including institutional, mixed residential and multiple residential users **electing to receive** and which qualify for City solid waste collection services)

I do not elect to receive refuse collection by the City of Poughkeepsie and you are in violation of my right to fair and equal protection under the law. I believe the following are possible satisfactory resolutions (a) for all properties in the City to be required to use the City for it's solid waste collection, because this would dilute the costs for all users, (b) more competitive solid waste collections fees such as charging residents \$25.50 per 96 gallons of waste like Royal or Recycle Depot does, (c) allowing my solid waste to be collected at the Transfer Station on Garden Street in lieu of being picked up at my curb, (d) fees that are based on usage and not assumptions of usage or, (e) allowing me to exercise my right to elect to receive refuse collection & hauling by the City of Poughkeepsie as outlined in LL-12--3, which I would never agree do to, because it's not competitively priced or fairly applied.

I await your response.

yours truly,
Steven Planck



WHITE GOODS – Large and/or bulky articles used in the home and which equip it for living, including but not limited to refrigerators, washers, dryers, stoves and hot-water heaters ordinarily operated by gas, wood or electric current.

WRITTEN AUTHORIZATION (of the New York State of Department of Environmental Conservation) – Includes a valid permit issued to the applicant as written evidence of a verbal agreement existing between the applicant and the Department or written evidence of an existing exemption given by the Department.

YARD WASTE – Grass clippings, leaves, cuttings from shrubs, hedges and trees and garden solid waste. “Yard waste” shall not include stumps, large rocks or stones or large quantities of dirt or construction debris.

Section 9-63 Owner Duties And Responsibilities

The owner(s) of every premises within the City shall be responsible for compliance with the provisions of this chapter and shall remain responsible therefore regardless of the fact that this chapter may also place certain responsibilities on the occupants thereof and regardless of any agreements between owners or occupants as to which party shall assume such responsibility.

Section 9-64 Public Collection And Disposal Of Solid Waste

- (a) The Department shall collect and dispose of all residential solid waste (including institutional, mixed residential and multiple residential users electing to receive and which qualify for City solid waste collection service) originating in the City, and, as further limited by this article, all solid waste from such commercial uses as may elect and qualify to receive City solid waste collection services. Such solid waste shall be stored and prepared for collection by property owners and occupants in accordance with the provisions in this chapter.
- (b) At the discretion of the Commissioner of Public Works, the Department may collect and dispose of commercial, institutional, multiple residence and mixed residential use solid waste originating in the City if the Commissioner determines that collection from such users can be accomplished using existing staff and equipment and without compromising the services provided by the City to residential users. The Department shall not collect industrial, infectious, or hazardous waste.
- (c) The Commissioner may promulgate regulations covering the items of collection of solid waste and the fees charged therefore, and such other matters pertaining to the public collection and disposal of solid waste as he/she may

illness, or pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, disposed or otherwise managed.

HOUSEHOLD RECYCLING CONTAINER – The container specified by regulation to be the container used by City residents to contain recyclable materials.

INDUSTRIAL WASTES – Includes the Solid waste that accumulated in or upon the land used for manufacturing, industrial, wholesale and slaughterhouse purposes and also includes sludge, chemical and hazardous waste. Such materials will not be collected by the City of Poughkeepsie.

INSTITUTIONAL SOLID WASTE – Solid waste originating in and around tax-exempt hospitals, not-for profit agencies and residential users, and public and/or private tax-exempt charitable, educational, philanthropic or religious institutions. All solid waste from institutions not included in this definition shall be considered commercial solid waste.

JUNK MAIL – Paper brochures and envelopes including window envelopes, office paper, FAX paper, letterhead stationary, writing paper and any paper received in the mail.

LAW – The City of Poughkeepsie's solid waste Management and Mandatory Recycling Law; this article.

LARGE HOUSEHOLD FURNISHINGS – Large and/or bulky articles used in the home and which equip it for living, including but not limited to chairs, sofas, tables, beds, mattresses and carpets.

MIXED RESIDENTIAL USE – A structure designed for and consisting of one or more residential dwelling units and a portion of which is devoted to business, professional or commercial use.

METAL CANS – Ferrous, nonferrous and composite cans and containers cleaned of any waste and labels. The term does not include these cans which are non-recyclable rubbish.

MULTIPLE RESIDENAL USER – A structure designed for and consisting of four (4) or more private residential dwelling units.

NONRECYCLABLE RUBBISH – solid waste components which cannot be reused or recycled.

OCCUPANT – An owner occupying premises which he or she owns or controls or a tenant or renter of such premises.

EMS Transaction Summary

Chief/Truck: 1142303/31 Released to 01/15/2014 22:55:59 EST
 Station: All
 Region/Pay Station: All/Region
 Shift Number: NV1
 Ticket #: All
 Campaign Code: NV1
 Transaction Type: All
 Station: Pay Station
 Shift Number: NV1

Pay Station: 17 Market St

Grand Summary:

CASH		CREDIT CARD		PATROL/LEA CARD		SMART CARD		TOTAL	
Total Collections:	384	187	0	0	0	0	0	588	\$2086.40
Revenue:	\$427.40	\$482.80	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$909.20	
Change Issued:	0	187	\$482.80	0	\$0.00	0	\$0.00	187	\$482.80
Refund/Trade:	0	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00
Total Refunds:	0	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00
Excise Payment:	44	0	\$0.00	0	\$0.00	0	\$0.00	44	\$21.40
Alcohol Deposit:	0	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00
Total Transactions:								588	\$2086.40
Total Collections:								588	\$2086.40
Revenue:								588	\$2086.40

Pay Station: 31 Market St

Grand Summary:

CASH		CREDIT CARD		PATROL/LEA CARD		SMART CARD		TOTAL	
Total Collections:	71	73	0	0	0	0	0	144	\$498.10
Revenue:	\$187.10	\$201.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$388.10	
Change Issued:	0	73	\$201.00	0	\$0.00	0	\$0.00	73	\$201.00
Refund/Trade:	0	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00
Total Refunds:	0	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00
Excise Payment:	18	0	\$0.00	0	\$0.00	0	\$0.00	18	\$9.00
Alcohol Deposit:	0	0	\$0.00	0	\$0.00	0	\$0.00	0	\$0.00
Total Transactions:								144	\$498.10
Total Collections:								144	\$498.10
Revenue:								144	\$498.10

Pay Station: 53 Market St		Group Summary		CASH		CREDIT CARD		PATROLLER CARD		TOTAL	
Total Collections	292	\$976.05	112	\$345.76	403	Total Transactions	0	\$0.00	403	\$976.05	
Revenue	292	\$976.05	112	\$345.76	403	Total Collections	0	\$0.00	403	\$976.05	
Change Issued	0	\$0.00				Revenue	0	\$0.00			
Refund Tickets	0	\$0.00				Total Transactions	0	\$0.00			
Total Refunds	0	\$0.00				Revenue	0	\$0.00			
Excess Payment	37	\$16.80				Recharges	0	\$0.00			
Attendant Deposit	0	\$0.00									
Overall Summary		CASH	CREDIT CARD	PATROLLER CARD	TOTAL						
Total Collections	847	\$1000.55	352	\$978.75	1199	Total Transactions	0	\$0.00	1199	\$1979.30	
Revenue	847	\$1000.55	352	\$978.75	1199	Total Collections	0	\$0.00	1199	\$1979.30	
Change Issued	0	\$0.00				Revenue	0	\$0.00			
Refund Tickets	0	\$0.00				Recharges	0	\$0.00			
Total Refunds	0	\$0.00									
Excess Payment	100	\$47.80									
Attendant Deposit	0	\$0.00									

ELIS Transaction Summary

Ken Levinson – 24 Garfield Place – I’m also here to talk about the snowstorm. The pickup after the storm was abysmal... a lot of finger pointing February 6th. It was a major snowstorm – 10.5 inches. This City looked excellent. Our DPW workers did a fabulous job in cleaning the streets. I think our City streets looked better than the rest of the county streets. There may be manpower issues, equipment issues, but this crew is

capable of doing their job if given the time to do it. Less than 10 days later, (Valentine's Day), we were dumped with 21 inches. I believe, from the bottom of my heart, that this crew could've done their job. The problem was, on Friday, in the evening, they stopped picking up snow. I didn't see anybody on the streets Friday evening, Saturday and Sunday. When temperatures fall to 10 to 15 degrees at night and whatever chunks of snow that haven't been plowed, turn to ice. That's what happened. On Monday, the streets were impassible; they hadn't been plowed. The Mayor then declared a State of Emergency. But a State of Emergency should be called only when an emergency exists at the time. You don't wait 3 days and then say, "Oh my God, we did something wrong – now we're in an emergency." We should have had plows or outside contractors. We were short. On Friday night, before everything froze, they should have plowed the streets. It looks like we have a two rule system here. Residents like me are outside, shoveling our sidewalks because within 12 hours we've got to clear snow off the sidewalks, which is the right thing, because we don't want children to fall. But the City, three days later, the streets haven't even been plowed. I can tell you, it's a weekend. If I tell my tenants if I don't have money, or I'm over my budget, so I'm not going to plow my driveways or my sidewalks, they'd laugh in my face. They're paying rent. They don't care if I'm over budget. They expect me to produce, and we, the residents of the City of Poughkeepsie expect our city to clean up our snow even if we're over budget or it's on a weekend. If we had the proper leadership and management we pay taxes. We need to employ these people and have them work the streets can be cleaned. It can be done, if we have the proper leadership and management, which we didn't have in this last storm, we wouldn't be in the debacle that we're in now. Thank you.

Gus Kazolias – 47 Noxon Street – I am in support of the parking meters concept, but make sure they work properly and the charges aren't that high. I also support the sale of the City owned properties. We've had snowstorms before, but when we took over maintenance of the east-west arterial highway, which geniuses did that lease? It's a known fact that we're losing money on the lease, even without the snowstorm. I will say this – in the Town of Poughkeepsie, the State portion of the east-west, they were hauling the snow. In other words, the State was picking up their share. So, if the State was maintaining the east-west arterial, I don't know what's happening about the north-south. It wouldn't have been a problem for us, if you know what I'm saying. As far as from a financial perspective. There's been equipment failure up there [DPW] and at the last Common Council meeting, the President of the CSEA said the monies were being short-changed and they can't get parts, etc. If you can't have these trucks serviced or things maintained, you're not going to be able to have them on the road. From what I gather, a lot of them aren't...even the new snowplow that came in a year late has problems too. Whether it's still down now or not, I do not know. The point is, if you need money for maintenance, give it to them because it becomes a capital expenditure. I don't know why you need a City Administrator; the Mayor should be the "head honcho" and that's it. You pay the guy \$100,000 and that's a waste of money. The Mayor is pointing fingers at the head of DPW. I don't know what's going on here, but I just hope that...a certain individual (I don't want to mention who it is), is going to make an announcement that he is going to retire publicly. The snow thing isn't why he's retiring. There are other reasons, and you know what they are...you people know who I'm talking about and a lot

of people out there know too. Friday night around 6:30, I saw three Gleason trucks as I was fueling my nephew's truck. My nephew said they probably just came from the collapse in front of the jail. I talked to some of the City employees. They waited Friday night for that call; it didn't come. To say that they weren't available, that's a "crock" but I know when there was a flood down at the ice house, the City of Poughkeepsie men were there.

John Fischer – 149 Academy Street – I'd like to thank all the DPW workers, the Police Department, our Fire Fighters for the continued work to improve the City. the constant undermining of these departments needs to end. Just last week, a DPW employee spoke about a truck that needs new tires and an inspection. He told us that a private truck was being rented, instead of fixing the City's vehicle. How does this make economic sense? I do not accept the fact that we did not hire more Police because we cannot find any acceptable applicants. We have been fed the same answer for the last 4 years. It's time to make a change. Earlier this week, the Town of Poughkeepsie PD arrested a Hooker Avenue resident walking around with a concealed assault rifle. Imagine the damage that that could inflict on the street. I, as many other residents have heard too many gunshots. The request to convert Market Street to a two-way street does not need to cost \$11 million. We do not need the grand vision presented by the County. Paint some lines, change some signs and lights – done! Move forward. Last Friday night, I made sure to go to a Main Street restaurant to support them on one of the biggest dining nights of the year. Not only was the street a mess, I needed to move my vehicle off the street during the middle of dinner. Upon parking in the Cannon Street lot, I fell on a sheet of black ice and returned to dinner with a bloody hand. The access from the parking lot to Main Street had not been cleared, except for a single icy path cleared by the restaurant. Upon leaving, the access to Main Street which had been plowed in during our meal made it very difficult for my disabled wife to leave the restaurant. She asked, "Is the City trying to run these restaurants out of business?" I can see why people from out of town don't come back to Main Street. This morning, I could only find one fire hydrant while driving my sons to school. I also took note of how few sidewalks have been cleared to allow access to crosswalks. The City needs to enforce clearing these intersections. The children walking to school are walking on slippery, snowy, icy streets. This is unacceptable. The coordination between the City and the School District has been miserable this year. Thank you.

George Bridle – 8 Mansion Street – Commented on the snow removal. I know the Mayor made a statement that we're ready for the storm. You could've fooled me. The streets are atrocious – especially in the 1st Ward. North Bridge Street to Washington isn't even wide enough for a Royal garbage truck to pass through. The garbage is starting to accumulate. I don't understand. Maybe I'm ignorant to the fact, but I don't understand the spending of the money in the City of Poughkeepsie. If we have \$300,000 to put water meters in – we have \$300,000 contingency fund. Now you want to spend money for parking meters. Maybe you should take that money and clean the city up; then think about doing all of that. The city's a mess. We're on the verge of being another Detroit. This is the worst administration we've ever had, and I've been here for 45 years. Thank you.

Bruce Dooris – 41 Wilson Blvd. – Supervisor of the Tree Division of DPW – I’d like to start by saying Terry Clayton hit it right on the head here. A lot of people did. The most important thing we want to say tonight is, “We stand by our leader, Rich DuPilka and everything he has done for us since he’s been there and even in this storm. So, we stand by him, we’re behind him in full force.” Like Terry said, “If they would give him the opportunity to run it like he would want to,” instead of them running it (motioned to the Administration), the storm, which has been micromanaged by them, then we would be in a much different situation today than we are. With regards to the east-west arterial, I heard it was \$55,000. The gentleman said it was \$60,000 – whatever. \$60,000 is a bargain. Not only do we snow plow it and salt it, but we gotta do 7 miles of sidewalks. We also have to do the grass cutting, the tree work and the leaf pickup for \$55,000 - \$60,000. That’s the price... Corporation Counsel Ackermann can verify it, is the price back in 1980 when the highway was built. Mr. Levinson hit it on the head too. Friday night we were haulin’. Some plows... I’m not against haulin’ as soon as possible, but we should’ve been out plowing on Friday, too. Friday night, we were out haulin’ – Friday into Saturday, we were haulin’. The contractors’ trucks came in here on Friday night and hauled from 4:00 – 7:30 p.m. at \$100/truck per man. As far as the tire situation on the truck, he’s absolutely right. They spent \$5,000 - \$7,000 and it only cost no more than \$2,000 to fix the truck with tires and tarp for that truck. To this day, it is still down. They say they wouldn’t run their house like this. They’re running the City like this. They spent \$5,000 - \$7,000 to haul for water leaks. When I say “They,” I mean the Administration. That’s what they did. It only takes \$2,000 for tires and a tarp for the truck, but they chose to spend \$5,000 - \$7,000 instead. In closing, we would not get through this storm without Sanitation. Sanitation helped us tremendously. Chris Petsas hit it right on the head... “Why are we not hiring the same guys, like we did during the Fall, for violations at \$10/hour and not have LCS in here doing them?”

Stephanie Shaw – 26 Bain Avenue – Also commented about the article in the Poughkeepsie Journal regarding the overtime. I am close to a source that has his overtime canceled Friday evening, so degrading the City employees in the Poughkeepsie Journal was not good and I do believe you owe them an apology, because they’re doing a wonderful job. That’s all I have to say.

Ruben Simmons - CSEA 2nd Vice President for Dutchess County – 34 Goodrich Street – Beacon, NY - I got involved because of the same issues that were happening in the City of Poughkeepsie; residents were upset, CSEA issues weren’t being addressed, and in my experience, CSEA speeches were falling on deaf ears. So, I’m here tonight to make sure that our voices are being heard. I want to be clear on the direction that CSEA plans to take this county. From what I hear, whatever beef there is between CSEA leadership and any member of management or any board member or any politician, I think it’s time for us to grill it up and eat it. The past is the past, and we need to take Poughkeepsie into a new direction. I will be working with Terry Clayton and the CSEA Labor Relations specialist to make sure if there’s any internal changes we need to do, we do because pointing fingers is like acting like bickering kids. The community is suffering – your constituents. CSEA members are here to provide a service, and they’re proud of

the essential services that they provide. As board members, you have an obligation to make sure that we are equipped and able to handle this service. This is going to take more than just CSEA and the politicians. I'm here also, to ask the community. This is your community, and one thing I do know – people make up the community. What are you willing to do, because strong communities work. For the last 4 years, I've been doing this in Beacon. I think it's time to bring it to Poughkeepsie. Because when the snow melts, Poughkeepsie's still going to have problems. I read the papers. I heard what was going on the last 4 years when Joy was President. CSEA members are more than just a highway. They're in your schools; they're your bus drivers, custodial workers and you know what? They're union, but union or non-union, if they can't get the work, they don't get paid. So, this issue is bigger than what's going on this past week. So, I'm here and my resume is that I've been doing this the last 4 years in Beacon. My name is Ruben Simmons, and down there I'm known as Coach Yogi. Thank you.

Frank Clark – 50 Rinaldi Blvd. – I'd like to talk about the Parking Meters again. I still can't believe that this administration says they're gonna make \$1.4 million in revenue. Those of you that have laptops right in front of you, look up Memphis City Council Approves New Parking Meters. They're putting in new single meters. Some of them take cash and credit cards, and they're installing 2,000 meters. They estimate less than \$900,000 in revenue. I still believe single meters are going to be a lot cheaper than those fancy pay stations and they're going to be more reliable. It's cloudy for 3 days. Some of those pay stations will not work properly. Again, if you're gonna do parking meters, I believe it's only fair to the people on Main Street and Market Street who have businesses, and include expansion of the area, through the Mt. Carmel business district. Thank you very much.

V. MAYOR'S COMMENTS:

Mayor Tkazyik: Thank you, Mr. Chairman. Good evening Council members, good evening members of the public. First, I just want to touch on a few questions that were raised. Parkwood Boulevard, when we declared the emergency, alternate side was not suspended by me. That was in the code in relation to holidays, so the Common Council would have to change the code in relation to holiday alternate side suspension that did not fall under the emergency, so the Police powers were correct because it fell on a holiday. And, that would have to be changed by the Council. In relation to the absences in relation to the Historic Preservation Commission, I will review that with the Building Department and the Chamberlain, and the office of the Corporation Counsel. There are specific guidelines in relation to removal from office in various boards. I will review that and get back to the Council on the absences in relation to the Historic Preservation Committee. Before we have every major storm winter event, we have a snow meeting: Fire Chief, Police Chief, Commissioner of Public Works, City Administrator, at times Corporation Counsel is involved. Sometimes, even the street supervisor or two with the Commissioner. We met at the beginning of every snow event this year and to the previous one. Overtime was granted each and every time the request was made. I can show you the e-mails of the requests or for the contractors or for what needs to be done. And, we meet at these meetings, we asked the department heads, what is it we need? If

we need to address it immediately, we approve it, and we take care of it. I'm not talking about overtime for the Father's Day Parade or for the Festival of Lights. We may scrutinize the request, where they may want 8, but we think only 4. We're talking about a public safety event with snow. There was no denial of overtime in any way, when it comes to winter storm-related events. When it became clear over the weekend that streets were still impassible because of Thursday's snowstorm. I contacted the Commissioner of Public Works and the City Administrator. I was told that the employees of the Department of Public Works had been contacted and that two were willing to work when I called them. I heard the same thing when I inquired about why we had plows sitting idle, while streets remained closed, clogged or barricaded by mounds of snow. I then contacted the County Executive, Marcus Molinaro and the head of the Commissioner of Public Works for the county. Now mind you, I know Mr. Levinson spoke earlier about when emergencies were lifted – the snow emergency had still been in effect up until Saturday, late evening. On Sunday, within a few hours after my contact with the County Executive and Commissioner of Public Works declaring then a State of Emergency, to seek county support, 5 vehicles were committed to the City within 2 hours. The county crews continued to work overnight on Sunday with contractors, and again on Monday with some of our crews, and stayed with us until the problems had been eradicated. There will be those who find fault with my decision to ask the county and contractors for help, but if I had to do it over, I'd do it exactly as I did. If it happens again, I will do it again. My first concern and supreme obligation is to the citizens of the City of Poughkeepsie; their health, safety and their welfare. That means that ambulances must be able to traverse our streets, firefighters must have access to fire hydrants, our Police, access to neighborhoods, that motorists have access to roadways, streets and thoroughfares. It is immaterial to me that some employees might be inconvenienced by working on the weekend. We have life threatening conditions in the City and it is the job of employees to stay with it until the job is done. What is material to me, is that someone who has had a heart attack be able to get to the hospital, or that an ambulance may be able to get to a child who may be in danger. That our Police be able to respond quickly to protect law abiding citizens of the City. I must also be mindful of lawsuits that might come and arise against the City, should a litigant assert that lack of timely snow removal was the cause of death or serious injury. Lawsuits against the City are expensive for taxpayers. To be sure, I have heard every excuse one could hear since last weekend. Somebody was tired, somebody didn't get a call, somebody had plans and didn't feel like coming in, somebody doesn't like the tires on the trucks. I even heard somebody had their feelings hurt when asked about their coffee break.

Mayor Tkazyik: The taxpayers of this City spent over \$1 million on new equipment last year. That was requested from our unions, from our department heads, to me, to the Administrator and to this Council. When it comes to winter-related storm events, our workers are offered the overtime to get the job done. I instructed our Administrator to accede to every legitimate request; whatever it took to get our streets to an acceptable condition after the storm. When I made my decision on Sunday to call the County, I was no longer interested in excuses. The people of this city needed results. They got them. And, as I said, my decision to ask the county contractors for help...if this happens again, I will do it again. Mr. Chairman, that concludes my comments.

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Chairman Mallory: Please, please. May we have a moment of silence for the anniversary death of Detective Falcone? Thank you very much. Good evening. Our city experienced two consecutive weeks of snow...particularly, 21 inches in a 36 [hour] period last week. Various City departments were involved in addressing snow removal and safety from Wednesday until basically, until today. County involvement has been ongoing since Sunday. I want to thank all for what they did and have done and continue to do. But, questions have arisen ranging from how our residents are informed of such emergencies, snow removal on our streets and sidewalks, to the availability of City employees for these emergencies. I'm calling a Committee of the Whole Meeting for Monday, February 24 at 6:30 p.m. so this Council can discuss and evaluate the City of Poughkeepsie's snow emergency procedures, policies (particularly, from Tuesday, February 11 to Sunday, February 16), the availability of all equipment needed for the recent storm, City employees to operate the equipment, and why Dutchess County and the contractors' assistance were needed. After Monday's meeting, I look forward to this Council and Administration, working together to make the necessary changes to our snow emergency procedures, policies and staffing, so we don't experience what we went through this past storm. Thank you.

VII. MOTIONS AND RESOLUTIONS:

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

City Administrator Bunyi: What you have in front of you is the request to approve the financing of the parking meters that were approved and put in the budget for 2014. I think there's been enough discussion and questions back and forth on the request to answer any questions that we may have. However, I asked the Chairman if I may address the Common Council on a couple of issues regarding the request we have for the financing.

Chairman Mallory: Please do.

City Administrator Bunyi: The first thing is this: When we provided the original request for the financing, we approached three major banks. Because of the size of the financing and because of our Baa3 condition, two of the banks basically said, no thanks.

Chairman Mallory: Excuse me, Finance Commissioner, could you close the doors, please? Thank you.

City Administrator Bunyi: The sad part about the whole thing is that, the only bank willing to work with us is M&T Bank, who is our main banker. And, as of last week, they decided to pull their offer, and resubmit it to the underwriter. After a few conversations with them and assurances that we will pay our bill, decided to go ahead and approve the lease-to-own proposal to us, but at a higher rate. The original rate was 3.89% (lease-to-own percentage); Friday, they came back to us with 4.49% rate, and unfortunately, is their final offer. If we do not accept this, they will pull the offer. The second concern we have is...when we met with Moody's back in January for the refinancing of the bans that we had, we gave the Common Council their decision which was basically, to take the City down to a Baa3 which is basically, one step above a junk ban bond status. During that hour/hour and a half meeting with Moody's, they asked two questions of us. The first was liquidity, the second was the steps that we had taken to provide a future stability to its finances. Contained in that response was basically, the budget approved by the Common Council which reflected two cash-positive initiatives that would help the City. The first one being the water meter and the second being the parking meter. We spent a lot of time asking Moody's to give us a chance. We asked them not to take us down to a junk bond [status] automatically, and see what we can do to continue the positive surplus that we had in '13 through '14 using the new added revenues that the city and the Common Council had established for the 2014 Budget. In the last week of March, we again, have to go before Moody's. We are obliged, by law, to borrow money in April of over \$2.7 million for the library, but before we can borrow that, we have to go to Moody's. At that time they'll ask us two specific questions: First, "How is the City's liquidity?" Secondly, "How is the City doing in implementing the budget that we all put in place, that's supposedly will provide the City with a structural balance that will continue its trend to be a surplus in 2014?" My fear is this – if we do not get the parking meters, it would not be beyond my envision, that Moody's will consider that as a failure to implement a budget that we touted to them. Moody's will look at it and say that these people (meaning us), are not capable of providing new sources of revenue to maintain a bottom line that they're looking for which could mean it could trigger a junk bond status as early as the last week of March. What that will mean is that, most probably, we will not be able to borrow money for the library in April, which, by law, we have to borrow that may have legal ramifications for the City. The other issue is this: Sometime in the summertime, all Council members are aware of the fact that EPA has mandated the City and the Town to upgrade its water plant. It is a \$20 million endeavor, a \$20 million financing. If the bond market doesn't give us money for the library, why would the bond market give us money for the joint water upgrade? If we don't get our money for the joint water upgrade, at the end of that year, the City will be in violation of EPA guidelines which could result in more headaches and issues for the City. I presented this position and asked Chairman Mallory to give me this opportunity because I'm not sure everybody understands the precarious position the City is in, in trying to protect its Baa3 rating. We have asked, begged, solicited Moody's to give us a chance. We are grateful to them for giving us that chance. Not having the parking meters could be a signal to them that all the public dissertations that we did to them was nothing more than a false plan. This could destroy the City's borrowing capacity for years to come. Now there is a motion for financing the parking

meters and there's a couple (and I asked Chairman Mallory if I could express this)...the one thing I don't think people have understood or clearly expressed to the Council members is this. When we adopted the budget with the parking meters, there is nothing in there that says that we cannot compromise or find a solution in terms of how the rollout will be. This Administration is willing to work with the Common Council to figure out where and how we rollout these meters. We could start off with just Market Street, or part of Main Street and part of Market Street. The point is all this is basically saying is that you are giving us the opportunity to be able to go out and finance up to a certain amount of money. It does not dictate where the parking meters will go. In conclusion, all I'm asking, based on what I presented to the Common Council is, please give the City a chance to continue to protect its current rating and give us the opportunity to at least give us (in our back pockets) the opportunity to finance and we will sit down with the Council and determine how best to rollout this project. Thank you, Mr. Mallory.

Chairman Mallory: Before I take questions, I would just ask if the Finance Commissioner could come up please? I do want to follow up just on what was said for all our education on this. The question is, if we don't approve this financing in itself, will this Council still have to find other ways to finance the meters?

Finance Commissioner Siegrist-Coyle: Not that I'm aware of. This is the only option on the table. It's risky not to take it.

Chairman Mallory: This being the only option on the table, if this didn't pass, could we pursue other options? Not for the bank in itself, but do we have options to what we have already budgeted...to find the necessary finances within our own City Budget?

Ms. Siegrist-Coyle: No, I do not believe there is any room in the budget to find other financing. This is the only option.

Councilmember Hermann read from a statement. He was not in favor of voting for the parking meters.

Councilmember Perry: Thank you, Mr. Chairman. I just want to say that I have sat here when some of the merchants from Main Street have come to express that having parking meters would in some way, damage their business. I've listed to our Administrator and some of what he explained was never told to me prior to tonight. This type of things give you mixed feelings and to think of the City in dire straits, we would have massive layoffs and such and we'd be downgraded by Moody...it's quite disturbing, and I am at a loss to decide what to do at this point. Therefore, I just need to think a little bit more. Thank you, Mr. Chairman.

Councilmember Johnson: Thank you Mr. Chairman. Mr. Bunyi, was there ever an option to buy meters as opposed to leasing them?

City Administrator Bunyi: The financing is called, “Lease-to-Own,” and we’re basically not leasing it, but we’re buying it. The title under municipal financing is called “Lease-to-Own.” We’re buying them...it’s a 5 year purchase process. We are buying them but in the finance world it’s just a term, “Lease-to-Own.”

Councilmember Johnson: I am on the fence with Councilmember Perry. I am concerned about the harms that it can do to the businesses on Main Street and would agree with Councilmember Hermann to devise a plan so that the businesses don’t get harmed and we do have less meters.

Councilmember Klein: Would it be fair to say that the City’s borrowing power is comparable or corresponds to a homeowner’s credit rating? Would that be fair to say?

Ms. Siegrist-Coyle: Yes, it would.

Councilmember Klein: It would be fairly comparable, correct?

Ms. Siegrist-Coyle: Correct.

Councilmember Klein: So, if you have a bad credit rating, it’s tough to borrow money?

Ms. Siegrist-Coyle: That is correct.

Councilmember Klein: And, at this juncture, then our rating is one step above junk bonds?

Ms. Siegrist-Coyle: Also correct.

Councilmember Klein: And so, what you’re telling us is that in order to be able to lay the predicate for future borrowing, which will be required...not necessarily discretionary, but absolutely required, the City has to do everything it can to stabilize its bond rating in fact, and talk about due diligence to enhance it. Wouldn’t that be fair to say?

Ms. Siegrist-Coyle: Yes, it is.

Councilmember Klein: Would that be accurate?

Ms. Siegrist-Coyle: Yes, it is.

Councilmember Klein: Is one of the things they look at the City’s ability to generate revenues?

Ms. Siegrist-Coyle: Yes, they look for stable revenue streams.

Councilmember Klein: And if the current status of revenue streams is fragile, would it be fair to say that the rating agency looks to see what the City is doing to enhance or increase its revenue streams?

Ms. Siegrist-Coyle: Yes, that is correct.

Councilmember Klein: And the idea behind the parking meters is to generate a new revenue stream, is that correct?

Ms. Siegrist-Coyle: Yes, a stable revenue stream.

Councilmember Klein: In terms of the timeframe for this when it comes to the borrowing power of the City that City Administrator Bunyi referred to, there's a timeline of mandatory borrowing is coming up quickly. Is that correct?

Ms. Siegrist-Coyle: Yes, the end of March.

Councilmember Klein: And, has anyone on this Council or residents, or business owners suggested another source of revenue that would take the place of for instance, having parking meters? Have we heard any ideas of generating the kind of revenue that Moody's is going to be looking at us to have developed?

Ms. Siegrist-Coyle: Not that I'm aware of.

Councilmember Klein: And, this library bonding is necessary, correct? Not discretionary?

City Administrator Bunyi: It's by law.

Councilmember Klein: And, the EPA determination regarding the water treatment plant is also not discretionary, correct?

City Administrator Bunyi: That is correct.

Councilmember Klein: So that'll be mandated by the federal government, between the Town and the City.

City Administrator Bunyi: The EPA.

Councilmember Klein: So this parking meter borrowing issue or financing issue is something that is critical to the City's financial health?

City Administrator Bunyi: Correct.

Councilmember Klein: And it offers the prospect for a meaningful source of additional revenue that the City needs at this juncture? Is that correct?

Ms. Siegrist-Coyle: That is correct.

Councilmember Klein: I say to the City residents; I say to my fellow Council members, I too have spoken to City businesses. My office is on Market Street. I have asked them when they've complained about parking meters...I explained to them, I understand that. The City has always been at a disadvantage when it comes to the issue of parking. The City, vis-à-vis suburban areas for instance, shopping plazas which was a term when I was growing up and now they're malls. It's a difficult issue and I sympathize...these are people I know and I patronize, and I see them every day. I ask them, "tell me another source of revenue the City can have." No disrespect to them – I haven't heard one either. I wholeheartedly urge my fellow Council members to support this resolution. The first step in any due diligence that's been referred to is to ask, "What is the timeline that due diligence must be done with?" Due diligence is not an open-ended concept. Unfortunately, with this City as with many other municipalities, the opts are tight, the timeline is narrow, and this City needs to make some hard decisions. I urge my fellow Council members to support this resolution based upon the hard facts and the hard realities on the ground. I have not heard so far from my fellow Council members any other source of revenue that will address the issues that the Commissioner of Finance and the City Administrator have raised. Thank you, Mr. Chairman.

Councilmember Petsas: I have to ask, by voting for this resolution, whether we are protecting our near junk bond status, or whether we would be protecting the old ways which got us into this trouble in the first place. It is an unbalanced budget says the State Comptroller, that probably got us into this position. Projecting \$1.4 million in parking meter revenue along Main Street, along Market Street is unrealistic. It was unrealistic when they passed the budget last year. It's unrealistic to believe the City's gonna collect that kind of money. So, whether the City faces a \$1.4 million deficit at the end of this year by not having meters, or we face a \$1.2 million deficit because we did spend for meters and we only got \$200,000...we're still going to be in trouble at the end of this year. And, until we change the way we balance our budgets; until we are more thoughtful in our discussions; more interactive with our residents and businesses in developing a plan of action to address our shortcomings, I cannot support this proposal.

Councilmember Rich: Mr. Petsas is absolutely right that we've had, over the last 6 years, deficits in our proposed budgets each time it went forward. We thought the revenue would equal the expenditures but we always (except maybe for 2013) overestimated revenue, underestimated expenses and came up with a deficit year after year, after year. That's what the Comptroller's audit said. His audit was especially critical – his audit was of 2011 and 2012. He said, "you guys ran big deficits both years – you cannot do that again. It's late in the game and you better darn well take care of 2013 in a better way or there's going to be financial catastrophe down the road." So, we were able to do that, and it wasn't easy. It looks like the 2013 Budget is going to come in with a small surplus. After these huge deficits, that's a small

miracle, but it's only a start. What will happen with the 2014 Budget? Will it have a surplus like the 2013 or will it be like the previous budgets where we run a big deficit? That is yet to be determined, but the 2014 Budget is passed. As part of that passage, the Council put in a new source of revenue -- parking meters. I wanted another way to obtain revenue... whether to go to income tax, but I didn't have the votes. I never have the votes to do it the way we should be doing things. These parking meters is like going to Atlantic City and throwing the dice. We may get some money. We don't know how much, but we're certainly not going to get \$1.4 million. We have the budget in place. We can go forward with the parking meters and then we'll have to figure out how we're going to manage this 2014 Budget. I refuse to lay off people -- it not only lays off human beings but it also reduces City services even more than they are already. So, my tendency would be to vote yes on this although I don't think we've got enough votes to do it. We need 6. If we don't vote yes, then we'll have to go very quickly back to the drawing boards because we got a big \$1.4 million budget hole in our budget and we'll have to figure out how we're gonna deal with it. The way that the Council dealt with what we think is a '14 balanced budget was to get new sources of revenue, as the Comptroller told us to do. So we did. I had some other suggestions but they didn't add up to \$1.4 million -- it was more like \$80,000 here and \$50,000 there, but they did add up and we can still do those things. My tendency would be to go forward with the parking meters and then decide how many meters to buy and where to put the meters. That gets us started and gives us some revenue. We'll still have to get other sources of revenue but at least we'll have some from parking meters. Vote this down and you'll have \$0 revenue. The only thing I can think of is property taxes. Parking meters presents a new power so, if you don't want your property taxes upped and you don't want the parking meters, I don't know what to tell you. It doesn't look very good. So I'm gonna vote for this -- it's not gonna win... I just want to go on record that I think we should vote for it and work with Mr. Bunyi who said we would work together to figure out how we're going to put in these meters and how many and where we'll be putting them in. Thank you, Mr. Chairman, I'm voting "yes."

Chairman Mallory: Just for a follow up on some of the things my colleagues have said. Looking at the financing, is it a matter of a specific amount of pay stations or meter stations?

City Administrator Bunyi: No, the resolution states that it's up to a certain amount of money. That was determined with the idea that we were going to purchase a maximum of 60 meters. However, we can go and spend only half and bank the rest until you guys decide where else to expand. The idea is that we can put it in escrow, so...

Chairman Mallory: Thank you very much for your clarification on that. At this particular time, it would still be on the Council itself, to determine how many meter stations would be purchased if this was approved?

City Administrator Bunyi: Right, and we would recommend where they would go and the Council can tweak it and change the location. At that point, we can assign numbers to it to see if we're short and where else we can look for revenues.

Councilmember Klein: Mr. Mallory, thank you. I would just say to those of my colleagues who voice their opposition to this resolution, I've still not heard from any of these Council members, what their alternative source of revenue would be that would be meaningful to the City in terms of its financial health, and meaningful to the sources of one thing that the City has to appeal to. Without any alternative suggested, and everyone's had an opportunity to speak. This is it right now. The City needs revenue. This is revenue and this is critical in terms of borrowing structure and borrowing capacity of the City and I would urge you to reconsider your opposition. I understand your concerns; I've heard the concerns of the business people of the community, but without an alternative, this needs to be done and we need to do it now. Thank you, Mr. Chairman.

Councilmember McClinton: Yes, at the meeting yesterday as I said with Councilmember Petsas as well and the severity and the state that the City of Poughkeepsie is in, even though I'm not 100% ready and willing to vote for the parking meters, I also understand there's no alternative in place. Nor, do we have that time to "play" with and the amount of damage or deperitation (sic) it would bring to the City and to lose workers. I'm not willing to do that. I'm a "yes" vote, but reluctance (sic). I'm also gonna hold Mr. Bunyi to the point that you say now we can start with a certain amount and have a say so on where they're placed. And, we need to move forward. To continue to not vote on this budget would have deprimentious response. It's not worth it to our constituents of the City of Poughkeepsie and we owe them more than that. Even though this Council and many of us were not part of creating the budget, we now have the responsibility of ratifying that into an action. You wanted a change and we're trying to do that change. We're meeting a lot of resistance, but at this point in time, this is what I'm left with so I will have to vote "yes" on this. We'll continue to look for other alternatives – I have to say "yes" for my vote for the budget.

Councilmember Petsas: May I ask, if the bank is willing to finance 60 meters, or up to 60 why don't we have time to develop a compromise as some of the Council members have said and come back in two weeks to perhaps finance 20 or 25 in strategic locations? I'm just asking if they're willing to finance 60, and in two weeks we only want to do 30...well, yeah that's even less money that we're obligated to pay and less obligated to them.

City Administrator Bunyi: The reason that they agreed, but 60 is because of the amount of money. The idea is if this went below the \$500,000 mark, the bank was gonna pull their offer. Part of the reason that the other two banks pulled out is rating and the amount of money. They felt that \$600,000 was a ballpark figure; it was not worth the risk for our bond rating when they can do business with Westchester County with a \$10 million finance and a rating of A or AA. \$600,000 to them is "piddly" and

that’s why M&T was willing to work with us. They’re our main banker and we funnel literally millions of dollars in and they figure, to be in good [standing] they will finance \$600,000. I know anything below \$500,000 will be pulled by the underwriter. There’s nothing that says we cannot escrow the money. If we decide that we’re only going to do half, we tell the bank, after they grant it to us; just like we did for those Council members who were here when we talked about the million dollar equipment. If you remember, the two snowplows were not delivered until March or April of 2013. All that time, that money had already been approved, banked and escrowed. And they held the money for us and put out the money when we received the equipment.

R14-16			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> DEFEATED <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input 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 Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

VIII. ORDINANCES AND LOCAL LAWS:

None

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **A PRESENTATION** regarding the Water Meters.
2. **FROM PAMELA A. BRYANT**, a notice of property damage sustained on December 17, 2013. **Referred to Corporation Counsel**
3. **FROM CASSANDRA GILL**, a notice of property damage sustained on March 28, 2103. **Referred to Corporation Counsel**
4. **FROM EL TULE, INC.**, a notice of intent for 537 Main Street to obtain a Liquor License. **Referred to Corporation Counsel**
5. **FROM GEORGE NELSON, JR.** a notice of personal injury sustained on November 8, 2013. **Referred to Corporation Counsel**

X. UNFINISHED BUSINESS:

Councilmember Rich: I'm asking that the letter I received from our new Superintendent of Schools, signed by her and by Mr. Coates, the President of the School Board is four pages long. It is disputing point by point that what the county's proposed City bus system is going to look like is not going to be very useful to them and they're making some very strong language at the end that is going to impact disproportionately minority and low income City residents, that it's a matter of equal protection of the law. It raised the question of equal protection and civil rights, because they claim that the county proposed bus system for the City is inferior, especially when it comes to students and seniors, retirees and disabled that they therefore, urge us not to sell this to the county as they feel it harmful to their students. I'd like that in the record that this was said by the Superintendent of Schools and the President of the School Board.

Councilmember Klein: Yes, if I could ask Mr. Ackermann to briefly report to us about the auction that had been the subject of a resolution that's been moved a few times, including tonight.

Corporation Counsel Ackermann: The only update that I can briefly give is that I met with Councilmembers Hermann and Petsas. They had some questions; we answered those questions. It is my understanding that there are some stipulations of conditions that they would like put on some or all of the properties. When I receive that, they will be added on. I'm attempting to at least cancel the date for the auction that we have currently, and move it. I'm not sure exactly, when we would be able to reschedule it for, so we'll work with the auction company to do that, which makes the adoption of that resolution a little less pressing at this point. And, we will attempt to incorporate the Council's concerns and questions and we'll move forward at a later date.

Councilmember Klein: Thank you, Mr. Ackermann.

Councilmember Perry: I had a question about the presentation but you moved on a little bit quicker than I could get my point across. I wanted to ask who sent the mass mailing. Was it the City or the company that installed the meter?

City Administrator Bunyi: It's part of the whole project and contract with the meter installation company. No money came out of the City's operational expenses.

Councilmember Perry: Are the people who have not had the meters installed going to be faced with a fine if they don't get them installed by March 28? Or, will they have an opportunity to make an appointment.

City Administrator Bunyi: After March 28, the limited numbers (of people) that are left, we will go door-to-door to see if we can get them to sign on for an appointment. They have two processes left. One is door-to-door; the other is a phone call.

Councilmember Perry: Thank you very much. Thank you, Mr. Chairman.

Councilmember McClinton: I'd just like to clear two things. One, when the constituents said they were told that I will decide when the rules would be changed or modified during the meeting, that's not true. I don't put things on the agenda without the Chair's consent and the Chair is who decides what we have on the agenda and can remove them. Not I. "She" was told that I could change the rules where it would become a public forum, that's not true. Second of all, when I went with Mr. Ackermann, I had asked for stipulations for the properties that fall within my ward (Ward 6), and he agreed to do so. So, I'm anxious to move on with it. Soon as the date is done, because I have several constituents interested in those properties, I would like to be notified. Thank you very much, Mr. Ackermann. Thank you, Chair.

Chairman Mallory: Just to let you know, as soon as Corporation Counsel has spoken to those amendments and put it back on the agenda.

XI. NEW BUSINESS:

Councilmember Petsas: I know we're meeting on the snow on Monday, but I just want to touch on a couple of things. I wouldn't be doing my job after taking 50 calls, 13 e-mails over the last week if I didn't speak on a few things. One is, I would have to say that that was one of the worst I have ever seen the City of Poughkeepsie in my life. I don't know what happened, but obviously there was a huge breakdown in the line, but I'm looking forward to getting to the bottom of it and making sure that it doesn't happen again. One is that, as the City has been combating the streets, many sidewalks are still not shoveled – the snow still sits there. There are still many properties in the 1st Ward that have 4 feet of snow in front of them. Many other wards are dealing with the same issues. I do want to thank Scott Johnson and his teams that were designated to the 1st Ward to clear up some of those properties. However, there are still many more in the 1st Ward that need attention. These are properties that have been sitting that way since February 6. That's unacceptable in any of our wards. Second, I already spoke to the City Administrator about it is, the Walkway-over-the-Hudson. It is an issue in the 1st Ward. They are up there with a snow blower, blowing the snow onto our residences, onto their driveways, vehicles. It is very, very, very dangerous blowing snow onto the 1st Ward and it's residents. Someone could get hurt. It's a very serious matter that has to be addressed and Milo and I had this conversation, but I just want to let the residents know that are calling me that I told them I'd bring it up this evening. It's a very dangerous situation that you have snow being thrown from 100 feet up in the air.

City Administrator Bunyi: We did call the Walkway, and they gladly told us it's not their problem, it's the Bridge Authority's problem. So, I have a call in to Mr. Ruggiero. He's an old friend and a good friend, and I'm sure we can influence him to cease and desist in doing what he's doing, sir.

Councilmember Johnson: Mr. Bunyi, do you know the status of our City's salt supply?

City Administrator Bunyi: Right now, we have an order in for 7,000 tons and we're also getting support from the D.O.T. if we run low.

Councilmember Johnson: OK. In the case of snowstorms, I received calls from people in housing complexes in the City of Poughkeepsie, and the Housing Authority is short of salt, so I would like for the City to assist them in salting the 5 housing complexes, because they need help.

City Administrator Bunyi: I have had conversations today with Nancy Dodderer. Basically, the agreement we have is we will put her in touch with the D.O.T. Our position is we can get the D.O.T. to supply her with whatever amount; she's only looking for 2-3 tons. What it comes down to is, if they can supply that to the City, we will either allow her to store it in our compound and take it from our share of what's coming from the D.O.T.

Councilmember Johnson: OK, very good. Thank you, Mr. Bunyi.

Councilmember Perry: While I was listening to the comments tonight from members of the audience, there was mention of the Historical Preservation Committee that has not met for ages. Is there any explanation for that? Is the committee still in place, or is it dismissed or abandoned? What is the story regarding that? Ms. Wahlberg seemed very concerned, so I was piggy-backing on what she said. That's why I'm asking this question. Thank you, Mr. Chairman.

Chairman Mallory: I wanted to speak with the Mayor – he said he was going to look into it...Corporation Counsel?

Corporation Counsel Ackermann: I know we had some conversations several months ago with regard to the inability to have a meeting with regard to the Historic Preservation Commission for trying to get members together to have a quorum. We had talked about doing something like we do with the Planning Board and Zoning Board and allowing for alternate members of those committees, and I know the Mayor was reviewing the appointments. Just so that you're aware that some of those appointments are Council appointments, some are Mayoral appointments. He will review his appointments. I guess we can get the Council appointments, whether or not they have been active. We will review that and see exactly what the issue is. It is important for those appointments to attend their meetings. There is an ability to remove them if they're not, so I'm sure (inaudible)...look at that...

Chairman Mallory: Those aren't Council appointments, though. The Historic Commission? They're none of ours. Trust me.

Corporation Counsel Ackermann: I believe...

Chairman Mallory: No. Trust me. We would have changed that baby like we did the Waterfront Advisory Committee. No.

Corporation Counsel Ackermann: I'm sorry, I'm thinking of the Waterfront Advisory Committee. We'll review it and see what it is.

Chairman Mallory: That's alright. No, but with that said, I'd like to be on record, we need to change the language. I'm more than willing to sit with my colleagues here if things can't be rectified accordingly, onto that one. Please continue.

Councilmember Perry: How many members do they have on that committee?

Corporation Counsel Ackermann: Now I'm getting confused with the Waterfront Advisory Committee. I'll take a look...

Councilmember Perry: We have time, sir. This is important.

Corporation Counsel Ackermann: I'll take a look at it and report back to you with the members and the appointments. If you want to give me a second, I'll go...

Councilmember Perry: No, it's OK. You could give it to me after this, but I want to know what is the difficulty in reaching a quorum? I don't understand how many people are needed for the quorum?

Corporation Counsel Ackermann: Again, off the top of my head, I do not remember. We just made changes to the Historic Preservation Ordinance last year. I don't know off the top of my head the members in what the quorum is.

Councilmember Perry: One more question, sir. What is the term limit for these members?

Corporation Counsel Ackermann: Again, I'll have to get back to you with that.

Councilmember Perry: So, I should look forward to some information from you regarding those questions. Because it would be nice to have that committee meet at some point, because there are some important things that need to be brought up. And, it cannot be brought up unless there's a committee that's in action.

Corporation Counsel Ackermann: Yes, I know that there were a number of applications that were approved by them towards the end of last year...that were ultimately approved by the Council, so we'll see what the issue is.

Councilmember Perry: I have another question. The changing of Market Street to a two-way. There was a gentleman here that mentioned the same idea. But I'm no expert at highway planning. Before we changed it to the one-way, what type of

construction did we have to do to get it like that? Why we can't just say it's a two-way and put up the signs and the necessary markings? Why would we spend \$11 million that we need for other things in the City, just to change a road from a one-way... isn't that a resolution or some other way that it could be accomplished without spending that much money for that?

City Administrator Bunyi: I think it would be helpful to get the Engineering Department to present to you the obstacles that they have found. Of the \$11 million they were talking about, a big chunk of that money is to replace over 100 year old sewer and water mains that are currently running underneath Market Street. The weight limit right now is able to tolerate the traffic. The weight limit is able to tolerate the one-way. However, our Engineering and the Engineering Department of the County has been able to establish that, should we provide more traffic to that road, it would require that we replace 100 year old mains – both sewer and water mains across Market Street. I don't know if the cost is valid. All I'm saying is that is the biggest challenge that they discovered is replacement of utilities underneath Market Street. But we will ask... what we can do is to ask our Engineering Department to come before you to present their studies.

Councilmember Perry: I think that one of the things that I experience on the Council here is to get clarity about things. You cannot function without understanding. So, that is why I ask those questions. Thank you, sir.

City Administrator Bunyi: No problem.

Councilmember Perry: Thank you, Mr. Chairman.

Councilmember Hermann: I will be brief, given the lateness of the hour, and I certainly welcome and encourage that we have some discussion and discourse about the changing of the language in regards to the Preservation Committee. I thought what Ms. Wahlberg shared with us tonight was very impactful about how that it's services as over arching influence over the field and character of our fine city. So, I really would strongly encourage that we pursue that post-haste. My question is for Mr. Bunyi. I've had a number of constituents ask me and we've had e-mail conversation about snow dumping and leaf dumping in the Spratt Park area – specifically, Merrick and the residential streets surrounding the park. Can you tell me what that practice is? How long that's been going on? What was the public input into how that came to be?

City Administrator Bunyi: I will have to get back to you and e-mail you on a response to that. It has been a practice of the City that Spratt Park is one of the parks that we deposit both the snow overflow that we have. It's been that way for some time. I don't know when it started. I don't know what the rationale is behind it, but we use Spratt, Pulaski and College Hill.

Councilmember Hermann: Now, is the County also dumping their snow in Spratt Park?

City Administrator Bunyi: Not that I'm aware of.

Councilmember Hermann: And what about the leaves?

City Administrator Bunyi: I have to check that.

Councilmember Hermann: We're not in leaf season. However, this has apparently been an ongoing problem, so I would certainly welcome the input.

City Administrator Bunyi: I will check that.

Councilmember Hermann: No further questions. Thank you, Chair.

Councilmember Johnson: I just want to add on Councilmember Perry's questions about...for the \$11 million. It's because the street won't be able to withstand the new street of a two-lane?

City Administrator Bunyi: That was what I was led to believe, yes sir.

Councilmember Johnson: Why would it be more weight if it's two lanes as opposed to three?

City Administrator Bunyi: That's why I said it's important that we bring the Engineering Department in to make a presentation to you.

Councilmember Johnson: OK. Secondly, what is the City going to do about the pothole situation? There's a lot of potholes in the City now, probably because of the salt or different things, so what does the City plan on doing that?

City Administrator Bunyi: The Street Department, when they are not participating in removal of snow or ice, they are patching holes. Unfortunately, for the last two weeks they have been tied up in the snow removal. As soon as things subside with the snow removal, they will go back to patching holes.

Councilmember Johnson: Thank you, Mr. Bunyi.

Chairman Mallory: I just want to share that we're going to make every effort to have the Commissioner/Engineer here at our next meeting to talk about Market Street.

Corporation Counsel Ackermann: Just quickly...the Historic Preservation Commission is made up of 7 members appointed by the Mayor to serve 4 year terms, and there are some qualifications for those members.

Chairman Mallory: Councilmember Perry, did you hear?

Councilmember Perry: I beg your pardon, I was kind of dazing here. I'm sorry.

Corporation Counsel Ackermann: The Historic Preservation Commission is made up of 7 members appointed by the Mayor to serve...

Councilmember Perry: All 7 appointed by the Mayor?

Corporation Counsel Ackermann: That's right. To serve a 4 year term.

Councilmember Perry: That's correct? The Mayor appoints all 7?

Corporation Counsel Ackermann: Correct.

Councilmember Perry: OK. So we'll find out when they can start functioning again.

Councilmember Rich: Can I make a comment?

Councilmember Perry: Thank you, sir. Thank you very much. Thank you, Mr. Chairman.

Chairman Mallory: You're welcome.

Councilmember Rich: Paul, if we had done what this Council wanted last year, and we had some people to appoint to that commission, I think that they would be showing up. I really do, because we...I think you got people that don't...that are not interested in Historic Preservation. Otherwise, they would show up.

Corporation Counsel Ackermann: The issue with that as we discussed when the Ordinance was adopted is that there are certain regulations that need to have been placed in order for it to meet State regulations.

Councilmember Rich: That's why we couldn't do it, but if we could do it, we'd have the quorum.

XII. ADJOURNMENT:

A motion was made by Chairman Mallory and seconded by Councilmember Petsas to adjourn the meeting at 9:50 p.m.

Official Minutes of the Common Council Meeting of February 20, 2014

Dated: April 1, 2014

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Thursday, February 20, 2014 at 6:30 p.m.

Respectfully submitted,

**Deanne L. Flynn
City Chamberlain**



COMMON COUNCIL MEETING

Common Council Chambers

Thursday, February 20, 2014

6:30 p.m.

- I. ROLL CALL**

- III. REVIEW OF MINUTES:**
 - Minutes of the Special Meeting of the Common Council of December 19, 2013**
 - Minutes of the Organizational Meeting of January 2, 2014**

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

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

- VI. MAYOR'S COMMENTS:**

- VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:**

- VIII. MOTIONS AND RESOLUTIONS:**
 - 1. FROM CORPORATION COUNSEL ACKERMANN, R14-11, approving the auctioning of excess city owned real property.**
 - 2. FROM CITY ADMINISTRATOR BUNYI, Resolution R14-16, approving financing for purchase of multi-unit parking meters.**

- IX. ORDINANCES AND LOCAL LAWS:**

- X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:**

- 6. A PRESENTATION** regarding the Water Meters.
- 7. FROM PAMELA A. BRYANT**, a notice of property damage sustained on December 17, 2013. ‘
- 8. FROM CASSANDRA GILL**, a notice of property damage sustained on March 28, 2103.
- 9. FROM EL TULE, INC.**, a notice of intent for 537 Main Street to obtain a Liquor License.
- 10. FROM GEORGE NELSON, JR.** a notice of personal injury sustained on November 8, 2013.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT: