



**THE CITY OF POUGHKEEPSIE
NEW YORK**

**COMMON COUNCIL MEETING
MINUTES**

Monday, June 4, 2012 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

All Present

II. REVIEW OF MINUTES:

Common Council Meeting of March 19, 2012

PH 6-4-12			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled		Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

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

Ken Stickle 118 Catharine Street- unfortunately, we lost another house on Rose Street last night, in case you don't know it #16 and now it needs to be demolished. We have a lot of abandoned properties. Neighbors are concerned. I find it offensive.

Nobody wants a parking lot there and no one wants to take care of it. We have the old Club Royale, on N. Hamilton Street, which was supposed to be sold. Now it is opened and unsafe and people can get in and out. 512 Main Street was sold for a \$100. Now the grass is high there. When the City sells a property, it has to go through the zoning board. Nobody can build without the City's consent.

Richard Reitano 19 Rosalind Road- I'm here as an officer of the Rosalind Road/Marian Ave. Neighbors Association. I'm here to express our frustrations about abandoned properties, specifically about 17 Rosalind Road. My wife & I were in Beacon, N Y. City has really turned around due to political leadership which we think is sorely missing in this community. I think you folks need to take responsibility for these abandoned properties. The complaint of the City is that we're understaffed and we can't do anything. This City will not be revived by spending money on the Waterfront. What we should do is get the Dyson Foundation to set up a fund to deal with these abandoned properties. Council should focus on the abandoned properties. If these neighborhoods are not revived, this City will never be revived. We are frustrated because we have been dealing with City officials and nothing is getting done. It's not acceptable to the people living in this community or the future of this community which we love dearly. We want Poughkeepsie to survive and to succeed and that will never be done until you start paying attention to the community.

Paul Edwards 12 High Court-regarding King Street Park Tennis Courts. We have enjoyed playing tennis on these courts for many years and we appreciate the City's support in maintaining the courts. People have been playing soccer, let dogs run loose and people playing on the nets. As a result there is only one net that is in good shape. It's the only court in the city that has lights. The courts are in disrepair. We are asking if there some way that the courts could be resurfaced.

Rick Harris of R.C. Harris Plumbing, 1427 Rte.44 Pleasant Valley. I came in front the plumbing board September 2011 to discuss changes to licensing fees and also filing electrical permits for installation of water meters. The plumbing board never got an answer back. Next three plumbing board meetings of 2010 were cancelled. Plumbing board was not reinstated. March 19th I came before the council and asked why the meetings were cancelled and why the board was not reinstated.

Constantine Kazolias 47 Noxon Street- I believe in urban homesteading. Absentee landlords do not contribute to a stable community. 27% of properties in Poughkeepsie are tax exempt. Sanitation workers should be given a waiver to work through lunch.

Kathryn Deutermann 16 Hammersley Ave, Apt 1- Increasing Problem of not having an animal control officer in the City. Neighboring dogs getting loose and getting my property. It is time to get an animal control officer. Every resident is in danger. There should be a limit to the number of dogs per household. Abandoned buildings are being used for dog fighting.

Scott Cleveland 7 Crum Elbow Road, Hyde Park- I am representing the Poughkeepsie Master Plumbers Association. Back on Feb. 21st, I was here asking where is the Plumbing Board? Why don't we need it? We are completely taken away of a Plumbing Board back in January by not having it reinstated and weren't given a reason. We have been told at least 2 times that someone was going to look into it and no one has gotten back to us. I have provided at least 10 copies of the letter that I gave everyone from February requesting a point by point of what went on. There has been contact information taken from other members of the Plumbers Association. We have had no response. We have always had a Plumbing Board. Why don't we have a Plumbing Board?

Jeremy Doxsee 21 Rosalind Road- I'm here to speak about the vacant and abandoned housing crisis here in the City. I'm also a member of the Rosalind Road/Marian Ave Neighborhood Association. I echo Dick's concerns he expressed and wanted to provide comments about my own experience. The neighborhood association has reached out this administration on a number of occasions requesting information and asking for accountability. To their credit, the administration has been responsive at times. I have worked with the Building Inspector, Gary Beck who has answered a number of emails although I wish he would be a little more forthcoming with information there's a certain level of opacity. I asked questions with minimal amount of information back. Sometimes wish that he would be a little more proactive dealings sometimes because if we are not constantly asking questions months would go by without hearing anything. We also heard from then Assistant Corporation Counsel, Paul Ackermann, who did write us a letter. The essential message of his letter was to explain the settlement of agreement with 17 Rosalind Road. It has been a perennial thorn in our side and why there hasn't been any new information or developments with respect to that settlement agreement. Paul Ackermann process is moving forward. We don't have the staff or the resources to go after this. It's a city-wide problem. Ride out the next 5 or 6 years and nothing can be done. We also got a letter from Mayor Tkazyik which was considerate of him to give us a personal letter. In the letter there are 3 properties: 17 Rosalind Road, 14 Willow Bend and 16 Marian Ave are all vacant and abandoned and deteriorating. He had said, "they have all been sited for various violations and all of which have been previously abated by the property owners." Back in March, I did a FOIL request to look at the property files. It turns out that that wasn't true. Some violations were issued for 17 Rosalind. There was a notice of violation order to abate June 2011. Interestingly, there has been a new notice of violation order to abate put on that door April 15 2012. About half of the violations are same as last year. Violations were never abated. City has not levied any fines or enforced it otherwise. It's kind of discouraging to see the same violations being issued a year later. There were never any violations issued for 16 Marian, it had unsecured openings and it was falling apart. Clearly, the mayor's comments do not seem to be accurate. In hind sight, he was just getting aligned for the election, to placate us. It would nice to hear what the plan is with this administration about this are we just going to wait it out and throw our hands up. It would nice for the mayor to actually articulate what the plan is moving forward aside from doing nothing.

Jo Llanos, Empower Center Fitness, 390 Main Street- I came to talk to the Mayor about a situation that the center is undergoing financially. Since Then, we were able to secure a meeting with some council members and our landlord as we are in arrears and are in danger of being closed. We had a meeting with the landlord three months ago back in February. He indicated that he would accept the amount of rent that we were able to pay, then renegotiate three months afterward to eliminate late fees and modify the rent so we could stay in our location. Since then we recently got an email from him indicating that this is no longer his desire and he wishes to terminate our lease forthwith and wants us to vacate 390 Main Street as soon as possible. We have over 100 students. We serve Poughkeepsie's youth programs. We have some brochures to pass out to the members so you can see what we do. We deal with youths 4 years old to adult teaching martial arts, dance, physical fitness, obesity, training. We need help because our doors will close if we don't have some influence from people who know this landlord. His name is John Behrens. It's my understanding that developers get properties sometimes for as low as a dollar. They develop these properties and raising the rent to what they call market value. They push local business people out because they can't afford to pay the rent and stay within the city to conduct business. We need some help from the Council to help us stay in town and to help other businesses stay in town. These developers should be a little more compassionate to the rest of the community who aren't as affluent as they are.

Toni Llanos, Empower Fitness, 390 Main Street – We have been here for 5 years. We're trying to service the children and their families that need it most. There are far too many programs that are being closed within the school system and throughout the city. We are just reaching out for help so we can remain here and be able to provide services that are so desperately needed here. In order for this city to be viable, to survive and to succeed, we have to reach the children. We have to provide them with the things that are going to help them to succeed in life; to build their self-esteem, to give them an example of a better lifestyle. It starts with us, the adults. We implore you to consider our efforts and do what you can to help us.

III. MAYOR'S COMMENTS

Mayor Tkazyik: Thank you, Madam Chair. First I want to start by thanking Councilmember Joe Rich and all of the Councilmembers for a successful "Make Poughkeepsie Shine Day" this past Saturday. I know that many of the Councilmembers were active in their wards working with neighbors and friends, in parks and on streets and throughout the city to make the city clean and to take pride in the outreach of making Poughkeepsie shine as the motto was. I want to thank all the efforts that were put in by all involved. The volunteers and donations that we received from our sponsors I know that Councilmember Rich and Council Chair Johnson will speak more about that at the meeting. Also, this past weekend at Waryas Park, we collaborated again with Dutchess County Tourism The Great Outdoor Expo which was another huge success and yes they did get the zip line up and running late Saturday afternoon. So That was quite an experience in downtown Poughkeepsie bringing and continuing to attract new and different attractions to the

Hudson Valley. I want to thank Mary Kay Verva and Dutchess County Regional Chamber of Commerce and Charlie North for making this event possible and for it to take place here in the City of Poughkeepsie. Also on Sat I had the privilege to attend the 11th anniversary at the Manor at Woodside Senior Residence. That was a wonderful afternoon celebrated with the seniors at The Manor and their families. They had a barbeque and bouncy houses for the grandkids that came to visit. A wonderful afternoon was had by all. A couple more events that I want to mention as well. We are going to be preparing for the Father's Day Parade which will take place on Saturday, June 16th with the parade kicking off at 12:00 noon and then festivities to follow at Waryas Park. I want to thank John Flowers and his team for organizing this event. Also make plans that the City will again continue to have its fireworks celebration which will be held on Wednesday, July 4th for the Fourth of July Celebration. This year we are collaborating with the Town of Lloyd and in contact with Supervisor Hanson. They have actually suspended the fireworks in the Town of Lloyd and they are chipping in with the City of Poughkeepsie to make a more grand of an event. Having the Walkway as a link and connection, the Walkway will be offering tickets for those interested to view the fireworks on the Walkway. I believe they are only going to allow 3000 people on the Walkway. We are encouraging everyone to come out for the Fourth of July Spectacular which is on Wednesday, July 4th. I would also like to comment that on tonight's agenda that you have another collaboration with the City of Poughkeepsie and Town of Poughkeepsie the operations of Spratt Pool Program. I see that Town of Poughkeepsie Supervisor, Todd Tancredi is with us, as well as Tom Meyering. I thank them for being here and again, another activity that the City of Poughkeepsie and the Town can collaborate on and make it a huge success for the kids and for the families for both the City and Town of Poughkeepsie. In speaking about the vacant properties, this is something that the administration has tackled head on. It has not taken a back seat to anyone and I must say that this is an overall housing epidemic that is taking place. Over 300 properties have been identified in the City of Poughkeepsie for one or more reasons, there are people that have walked away, have abandoned them. We have taken great strides and initiatives to deal with this overall nuisance array of City properties. In fact, the City of Beacon, Mayor Casale and City Administrator Meredith have looked to us as a model on how we go about tackling vacant properties and nuisance properties. Earlier this year, I wrote a Valley View calling on the state Attorney General and the Governor when there was a settlement between our Attorney General Holder and the State when there was a pot of money coming back to New York and requesting that funds come to the municipalities to help deal with this overall crisis because the burden and the cost is falling on the back of the City and the taxpayers from people who are just walking away from their home for one reason or another. Now I can't speak to Mr. Doxsee's FOIL request that he sent in, but I can assure you that the information was accurate and was provided. Maybe his detail was not accurate on his FOIL request. Also with relation to the Plumbing request that has come in, Corporation Counsel Ackermann did answer, in writing, to the gentleman that spoke in relation to the plumbing request from the Special Informational Meeting. A copy of that letter was given to him tonight. Yes, he was answered. We are collaborating with Pace Land Use Law Center on strategies to deal with vacant properties in the City of Poughkeepsie. We have had a community forum

which was attended by over 100 people, residents, community-minded people, organizations, and business owners to work with us to combat this overall problem in which we are facing. We have adopted an Abandoned Property Ordinance and a registry. We have also gone after convenience locations that wanted to open up after 11 pm. We have made great strides in tackling the nuisances that take place. We have a Nuisance Committee that meets regularly not only dealing vacant properties but also establishments that create an overall nuisance. It's not a matter that we are slipping under the rug. It is something that we are tackling head on. We are going to be prepared for the future and something that we are going to have to make a real stride in taking a look at as we prepare for the 2013 Budget. We have written letters to Senator Gillibrand and Senator Schumer and to Congressman Hinchey about funding that the City must seek in order to deal with the vacant properties that the City of Poughkeepsie is facing. This problem is not just being faced here. It is throughout the state and the country. I meet with mayors and supervisors all the time that are going through the same problems, looking at new ways and initiatives. I sit on a board, The Mayor's Round Table, which Mayor Casale and the group from Beacon participate on and we work together and share ideas on how we are progressing in dealing with these problems. A lot of times, it is in the courts hands and we hold pressure to them. It is not something we are taking a back seat on. We will be hearing back from Pace regarding the sessions that we had and the workshops and what the community has come together on and has requested. That plan, after it is reviewed by the administration, will be presented to the Common Council. This is becoming very costly and burdensome to the municipality who is trying to make ends meet each and every day. This is going to be a tough year going forward and it's going to be even harder as we prepare for the 2013 Budget with all the cutbacks taking place with federal government and the state government. When I started in city government, we had 428 employees. We are now down to 365. That has been done collectively all through attrition without any layoffs in the City of Poughkeepsie. I can remind you, and I don't mean this in a mean-spirited way, the City of Beacon last year, I believe, had a 26% tax increase. Newburgh was even higher. In the City of Poughkeepsie, we are now imposed with 2% mandate. I commend this Council for holding the line on spending and taxes. We adopted less than a 2% or less tax increase and we have done that over the past 5 years. It's not easy holding the line. It's not easy when you have 4 bargaining units asking for 4, 5 and 6% increases in salary. The demands are getting greater and the job is getting tougher. We have a job to do and we are going to do it to the best of our ability with the means that we have going forward. I appreciate the public's concern and for speaking out. We are listening and hearing your concern. We are achieving each complaint and each issue as best we can. We ask for your patience and we ask that you continue to work with us as we try to enhance and maintain the quality of life and public safety that we all enjoy. Thank you Chairwoman Johnson.

IV. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

Chairwoman Gwen Johnson:

Good Evening and Welcome:

Tonight, I would like to thank Vice Chair Joe Rich and Councilwoman Ann Perry on a very successful event “The Make Poughkeepsie Shine” clean up the litter in your ward event.

Thank you to Councilman Tom Parise in the first ward, Councilmen, Vice Chair Joe Rich in the second ward, Councilwoman Ann Perry in the fifth ward and Chairwoman Gwen Johnson (myself) in the 7th ward for participating Saturday in this clean up your litter event.

I would also like to personally thank the students from “Project Thunder” who volunteered their time cleaning up King Street Park and Quaker & Lexington Ave. in the 7th ward and their names are:

Yovelis Martinez, Nataly Martinez, Alexis Ojeda, Moises Rivera(a Vassar College student), Sean Morrison (who is here tonight being honored), Freddy Santiago, Max Santiago, Crisobal Santiago, Malcolm Mc Neil (a resident on Lexington), Brianna Estrada, Natividad Valencia, Amanda Valencia, Leslie Garcia, Charles Belton (whose grandmother was our April Volunteer of the Month). Along with my husband Randy Johnson, who is always very supportive.

I would also like to thank Ms. Brissett who came out and mowed the lawn in front of the vacant property at 22 Lexington Ave. And Mrs. Cefferri who provided cool drinks to the students.

This project was a team effort, so I would be remiss if I did not thank Mayor Tkazyik, and his wonderful staff: Finance Commissioner Bunyi, DPW, Recreation, DPW Commissioner Rich DuPilka, Al Gernhardt, Erian Buckley, Assistant Corporation Counsel Brady. The staff was responsible for the t-shirts, flyers, water, supplies, litter pick up, donations, correspondence and planning.

Secondly, I would also like to say thank you to Mr. Gus Kazolias who has been attending every Poughkeepsie School Board meeting for years, in helping me in the 7th ward to advocate for the public use of the school facilities and now as of Wednesday, May 30th the newly renovated Poughkeepsie High School track at 70 Forbus Street will be opened to the public from 3:30 to dusk on school days and from dawn to dusk on weekends along with the Poughkeepsie High School tennis courts. Thank you 7th ward for your support on this long awaited decision.

Next, I would like to thank our firefighters Deputy Captain Decker and Captain Brody along with the Fairview firefighters for responding to the two alarm fire at 16 Rose Street from 3:30 – 6:00PM. Thank you for the courageous job that you did putting out yet another vacant house fire.

And now again I would like to congratulate the PHS Jr. Varsity Baseball Team for an amazing and successful year.

And welcome back to our Councilman Paul Herman on a speedy recovery.

This concludes Chairwoman’s comments.

VII. MOTIONS AND RESOLUTIONS:

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

Commissioner of Finance Bunyi informed the Council that the City of Poughkeepsie would like to renew its Inter-Municipal Agreement with the Town of Poughkeepsie to operate Spratt Pool. This agreement has beneficial to the residents of both municipalities.

Among the key provisions of the agreement are:

- The City will maintain the infrastructure (pool, chemical, and park)
- The Town of Poughkeepsie will provide the administrative and personnel operation of the pool.
- Both the City and the Town residents will have priority use of the pool.

This is an example of an inter-municipal collaboration that has proven to be cost effective. This has also provided more opportunities for swimming access for both City and Town residents.

R E S O L U T I O N

(R-12-44)

**AUTHORIZATION TO ENTER INTO AN INTER-MUNICIPAL AGREEMENT
WITH TOWN OF POUGHKEEPSIE TO OPERATE THE SPRATT PARK POOL
FOR THE 2012 SUMMER SEASON**

INTRODUCED BY COUNCILMEMBER RICH

WHEREAS, the Common Council of the City of Poughkeepsie wishes to enter into a written agreement with the Town of Poughkeepsie, Dutchess County, New York, to formalize the terms of their partnership in the operation of the Spratt Park Pool and related facilities for the 2012 summer season;

NOW, THEREFORE, BE IT

RESOLVED, that the Agreement, in the same form and substance as annexed hereto be, and the same hereby is authorized and approved; and be it further

RESOLVED, that the Mayor is authorized to execute the Agreement on behalf of the City; and be it further

RESOLVED, that this resolution shall take effect immediately.

SECONDED BY COUNCILMEMBER BOYD

R12-44						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	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 Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	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"/>

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

Corporation Counsel Ackermann: Said resolution will set a public hearing to discuss proposed changes to the Historic Preservation Ordinance. The public hearing would be set for the next Council meeting on June 18th at 5:30. At this point, what is being presented now is a base model ordinance. There will be Committee of the Whole which is scheduled for next week whereby the Council will take proposed changes to the model. The City will also propose their changes that they’re requesting. From that, the Council will hold a Public Hearing on June 18th and shortly after will have changes to the Historic Preservation Ordinance for adoption

Councilmember Boyd: Does the City have to give 10 days prior notice to publish in the Poughkeepsie Journal for the Committee of the Whole meeting?

Corporation Counsel Ackermann: Not the Committee of the Whole. That notice has been published.

**RESOLUTION INTRODUCING LOCAL LAW
AND PROVIDING FOR PUBLIC
NOTICE AND HEARING
R-12-45**

INTRODUCED BY COUNCILMEMBER RICH

BE IT RESOLVED that an introductory Local Law, entitled “Historic Preservation Ordinance,” be and it hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

BE IT FURTHER RESOLVED that the Council hold a public hearing on said proposed local law at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 5:30 o'clock P.M., on June 18, 2012; and

BE IT FURTHER RESOLVED that the Clerk publish or cause to be published a public notice in the official newspaper of the City of Poughkeepsie of said public hearing at least ten (10) days prior thereto.

The Mayor declared this resolution adopted

SECONDED BY COUNCILMEMBER BOYD:

R12-45						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Herman	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	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 Solomon	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Paris	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Boyd	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	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"/>

VIII. ORDINANCES AND LOCAL LAWS:

IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

1. **FROM DARLENE JOHNSON**, a notice of personal injury sustained on April 24, 2012. **Referred to Corporation Counsel**
2. **FROM JFG & ASSOCIATES, INC.**, a notice of intent for DC Indoor Golf to obtain a Liquor License. **Referred to Corporation Counsel**
3. **FROM MAYOR TKAZYIK**, Quarterly Report for the First Quarter 2012, which covers the period from January 1st to March 31st.



The City of Poughkeepsie

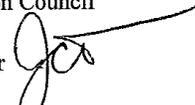
New York

John C. Tkazyik
Mayor

MEMORANDUM

June 4, 2012

TO: Gwen Johnson, Council Chair
Members of the Common Council

FROM: John C. Tkazyik, Mayor 

RE: Quarterly Report for the First Quarter 2012

Attached for your review, please find a copy of the report for the First Quarter 2012, which covers the period from January 1st through March 31st.

Quarterly Report
1st Quarter 2012
January 1, 2012-March 31, 2012

Assessor:

- Coordination and supervision of our contractor in developing the trends, (mandated by our new Cyclical assessment plan), for the 2012 roll update
- Organized and implemented the processes to develop the new 2012 tax roll, including:
(See attached tentative roll totals as of 4/17/2012)
 - Gathering updated data and ran values on 7,000 +/- properties
 - Continued the verification and clean up of data generated by the revaluation process
 - Gather and post new data on split/merges, new construction, demolition
 - Inspected multiple properties for data collection to determine tax exempt status
 - Verify track and value condo sales for their updated values
 - Complete market analysis of property sales by neighborhood for their updated values
 - Meet with over 100 tax payers so far on their assessment questions
 - Coordinated with ORPS over changes in special franchise values
 - Coordinated with ORPS over changes on all utilities
 - Collaborated and edited photos and data for Parcel Access with OCIS
 - Continued to verify sales data from county 5217's (Property Transfer Documents)
 - Continued to track building permits plus fire loss properties to adjust assessment accordingly
- Office processed amongst others the following exemptions:
- As of the date of this report. Totals subject to change on final roll

Exemption	RPTL	Number	Equalized Value
Clergy	460	10	\$15,000
Age 65 and over	467	181	\$12,384,394
Enhanced STAR	425	844	\$81,244,402
Basic STAR	425	3,043	\$143,025,805
Business Investment	485B	2	\$2,370,000
EDZ	485E	153	\$46,318,627

- Attended Dutchess County Assessor's Meetings and training sessions
- Attended Multiple Valuation classes at ORPS in Newburgh and Dutchess County OCIS
- Met with ORPS county coordinators, Steve Hartnet & Victoria Costello
- Met multiple times with county RPS team over RPS issues and updates and supervised new 2012 RPS updates for office computers
- Interviewed, hired and in the process of training both new Data Lister and second Clerks' position
- Reconfigured office to accommodate new hires
- Updated City's web site making it easier for taxpayers to access exemptions, grievance forms and procedures
- Met with Paul Ackerman and outside council for settlement of certiorari challenges without refunds paid from City
- Met with Scott Volkman and Cindy Rosenswig on multiple occasions regarding certioraris to develop viable defenses for each
- Inspected and met with some wholly exempt property owners on tax exemption eligibilities
- Met with Don McGrath's staff to develop commercial space market trends and assessments on specific properties and in general
- Negotiated with multiple commercial owners and their attorneys over tax assessment issues
- Negotiated with multiple commercial owners and representatives over tax certioraris leading to mostly out of court settlements that saved City thousands in refunds
- Continued to monitor for data and status changes, Multiple Listing Service, returned data mailers from new purchasers and assessment challenges that come into the office

Official Minutes of the Common Council Meeting of June 4, 2012

- Made recommendation to common council to re-appoint a Board of Assessment Review member
- Last, but certainly not least, is the ongoing servicing on a daily basis of both walk-ins and telephone calls from property owners, STAR and enhanced STAR applicants, low income, (some of which we traveled to their homes), attorneys, credit originators, applicants, title companies, banks, realtors and other governmental agencies

		2012 Tax Roll Change Totals				As of 4/17/2012		
Property Class	Description	2011 Roll		2012 Roll		\$ Difference	\$ % Change	# Change
		Assessed Value	# Parcels	Assessed Value	# Parcels			
200	Residential/Non-Condo (RS 1 and 6)	1,184,086,420	5,465	1,030,707,310	5,466	153,379,110	-12.95%	1
200	Residential/Condo (RS 1 and 6)	153,074,700	729	145,528,300	729	7,546,400	-4.93%	0
200	Residential (RS 3, 5, 7 and 8)	7,002,000	18	6,476,500	17	525,500	-7.50%	-1
300	Vacant Land	59,300,601	761	53,380,001	737	5,920,600	-9.98%	-24
400	Commercial	625,925,050	1,132	607,821,100	1,125	18,103,950	-2.89%	-7
500	Recreational	24,893,900	30	22,555,600	30	2,338,300	-9.39%	0
600	Community Services	404,201,700	168	385,234,200	170	18,967,500	-4.69%	2
700	Industrial	24,456,019	23	23,144,777	23	1,311,242	-5.36%	0
800	Public Service	148,463,268	60	149,032,297	61	-569,029	0.38%	1
900	Park and Forest Land	31,000,000	4	30,755,000	4	245,000	-0.79%	0
	Total	2,662,403,658	8,390	2,454,635,085	8,362	207,768,573	-7.80%	-28
Roll		2011 Roll		2012 Roll				
Section	Description	Assessed Value	Parcels	Assessed Value	Parcels	\$ Difference	\$ % Change	# Change
1	Taxable	1,936,328,046	7,956	1,743,558,386	7,937	-192,769,660	-9.96%	-19
3	State Owned Land	0	0	0	0	0	0	0
5	Special Franchise	50,360,976	8	50,822,711	9	461,735	0.92%	1
6	Utilities/Non-Ceill RR	52,157,611	53	52,046,163	53	-111,448	-0.21%	0
7	Ceiling Railroads	3,198,000	1	3,198,000	1	0	0.00%	0
8	Wholly Exempt	620,359,025	372	605,009,825	362	-15,349,200	-2.47%	-10
	Total	2,662,403,658	8,390	2,454,635,085	8,362	-207,768,573	-7.80%	-28

City Clerk:

See report attached

Corporation Counsel:

Claims against City

See chart attached

Poughkeepsie Housing Authority

Continued representation of PHA eviction proceedings, general advice and counsel, several court appearances

City Court

Over 553 appearances were made on prosecutions of City Ordinance violations. City Court imposed over \$11,695.00 in fines.

City Property

Drafted and passed Resolution and SEQRA to sell 14 Jewett Avenue. Updated City-owned property sales list and corresponding documents. Prepared and drafted easement and PILOT agreement for Poughkeepsie Commons. Updated and maintained City-owned property and prepared same for sale.

Miscellaneous

- Monitor DeLaval site remediation project
- Manage environmental review for Dutton application including comprehensive review of F.E.I.S.
- Attend Common Council meetings
- Meet with prospective city investors, developers
- Participate in mandatory continuing legal education
- Legislative drafting
- General advice and counsel to Plumbing Board, Electrical Board, Councilmembers, Planning Board, Zoning Board, Board of Contract & Supply, City Administration, Safety Committee, Nuisance Committee
- Respond to CSEA grievances
- Ongoing assistance to department heads
- FOIL issues - advise FOIL officer, respond and research FOIL requests
- Nuisance Task Force management
- Continue consultation on Section 8 matters, including transitional issues
- Prosecute Disciplinary Proceedings and defend against grievances
- Office administration
- Assist Mayor with Charter & Code interpretations, personnel issues

- Attend Leadership meetings; prepared documents for meeting agendas
- Assist Chamberlain with procedures, notices, and Event planning
- Manage Special Counsel
- Manage self insurance and claims management
- Attend to Joint Landfill issues
- Act as Administrator for property and casualty claims
- Negotiate tax cert matters
- Title research for miscellaneous City-owned land parcels
- Advise Mayor on insurance issues; budget issues; cost recovery legislation for code enforcement
- Collaborate with Town of Poughkeepsie on proposed application for development of Dutton parcel
- Consult on HUD grants
- Consult on Joint Water issues
- Consult on sale of city-owned property
- Research and consult on water plant employee issues
- CSEA Labor Management discussions
- Prepare for collective bargaining negotiations
- Complete solid waste report

Police Department

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

Fire Department

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

CSEA

- Contract Negotiations
- Manage Labor Management Negotiations
- Impact Negotiations
- Respond to Grievances

Other

- Review and approve purchasing contracts
- Review files on diary
- Assist Mayor with strategic planning initiatives
- Administration of city-owned properties
- Develop inter-municipal initiatives with other municipalities
- Consult with staff regarding neighborhood issues
- Conduct staff meetings and peer reviews
- Continue Time Warner Cable franchise negotiations
- Trash pick-up study management
- Riverkeeper suit management
- Consult with Planning Board chair and staff

Department of Public Works:

See report attached

Development:

See report attached

Engineering:

Administration/Engineering

- Prepared CSO Annual Report and submitted report to NYSDEC
- Inputted data into CSO Annual Report forms for first quarter of 2011
- Download and interpret data from CSO meters on a routine basis
- Conducted Hertel Landfill Inspection
- MS4 (Municipal Separate Storm Sewer System) – Attended monthly Dutchess County Committee Meetings
- Pictometry Training/ Overview, future integration with GIS/ AutoCAD among City Departments
- Prepared Emergency Action Plan (EAP) forms for College Hill Open Reservoir for submission to the NYSDEC
- Issued Notice of violations of Erosion and Sediment Control ordinance. VBMC construction site was cited for improperly installed inlet protection measures and construction entrances
- Prepared and reviewed Dutchess County Solid Waste Management Draft Plan
- Erosion and Sediment Control training for trained individuals and qualified inspector renewal

Contract Administration/Construction Management

- Attended meetings with Waterfront Advisory Committee on site, for proposed walkway connection to proposed Walkway over the Hudson elevator at Hoffman House Property
- Prepared permits to be submitted to NYSDEC, ACOE, DOS, and OGS

- Prepared and publicized bid documents for playground equipment at King Street Park and Waryas Park
- Hoffman Street Bridge construction administration. Attended progress meetings with contractor and consultants; utility coordination meetings with contractor, consultants and Central Hudson; collated monthly ARRA and DBE reports and submitted to NYSDOT. Steel set March 2012, and deck pour is scheduled for April 4. Project is on schedule.
- DeLaval Remediation. Soil cover installation and hydroseeding of site completed. This is the last major construction element required for certificate of completion. Prepared and collated documents for Final Engineer's Report (FER) to be submitted to the NYSDEC by Clough-Harbour Associates (CHA)
- Attended meeting with finance department regarding EFC loan. Prepared copies of invoices for submission to EFC by finance department
- Attended on-site visits of drainage complaints at 6 Pembroke Drive, 1 Tamidan Road, 1 Lilling Road, and 172-190 Beechwood Avenue. Met with Sean Crimmins of the Town of Poughkeepsie Engineering Office to determine the water drainage issue at 190 Beechwood (City-Town line)
- Conducted pre-bid walkthroughs of City Hall and North Clover Street Firehouse. The project has been directed by Richard Graft of EYP Architecture and Engineering. The project involves repairs and upgrades to the Firehouse's HVAC system, and the City's roof, HVAC, windows, etc.
- Prepared updated documents for the Dormitory Authority of the State of New York (DASNY) EDAP grant. Documents were first prepared several years ago, and DASNY requires updates on the project description and budget

Engineering Design/Analysis

- Morgan Lake Dam – Weekly safety inspections continue including survey to monitor water level behind dam
- Conducted inspections of work order complaints (WOC) by DPW personnel and property owners of sidewalks and driveway aprons in disrepair
- Provided cost and area estimates for proposed sidewalk repairs in the 2012-2013 Scattered Sidewalk Program
- Prepared rebid package for installation of CSO meters. . The bid documents have been revised to allow acceptable bid prices

- Conducted topographical survey of King Street Park and Waryas Park for proposed playground equipment
- Inspected bridge at Mansion Street/Pershing Avenue due to a vehicular accident. Prepared a RFQ for repair of railing. Awaiting guidance from Corporation Counsel regarding awarding of work to low bidder, Sun Up
- Conducted final monthly reading of installed crack gauges in College Hill Closed Reservoir. Received final engineer's report from Di Salvo Ericson Group
- Facilitated inspection of College Hill Open Reservoir by NYSDEC for its routine inspection. Report by NYSDEC should be received by the City within 30 days of inspection
- Conducted stability analysis of College Hill Open Reservoir for the EAP
- Conducted visual walkthrough and stability analysis of Fallkill Creek retaining walls. Nubian Directions has obtained a grant and will hire approximately 200 youths to clean and repair the walls of the Fallkill Creek
- CCTV – Inspected and televised general condition of approximately 5,200 l.f. of City sanitary and storm sewer pipe

Development

- Site Plan Reviews – 12 site plans were reviewed and comments forwarded to the Planning Board
- Spoke with engineer of Save-a-Lot and Corporation Counsel regarding easement issues in parking lot
- Attended planning board meeting. Engineering site plan comments were presented to the planning board and meeting attendees

Water and Sewer Departments

- Sanitary Sewer - 70 manhole inspections, 2 riser/frame repairs and 12 line cleanings (1431' of 8" pipe, 666' of 10" pipe, 2477' of 12" pipe, 372' of 15" pipe)
- Combined Sewer - 23 manhole inspections, 1 riser/frame repair and 4 line cleanings (1202' of 12" pipe) 2 catch basin inspections and 3 catch basin cleanings-removed 10 cy.

- MS4 Storm Sewer - 1 line cleanings (50' of 6" pipe), 1 catch basin inspection, 27 catch basin cleanings (removed 78 cy), 3 catch basin frame repairs and 6 catch basin full repairs
- Sewer Department - completed 88 work orders
- Sewer Department - assisted in the emergency sanitary sewer repair on Main St. and Innis Ave.
- Mark-Out Department -received and completed 318 mark-out requests
- Water Department - completed 145 work orders
- Water Department - low pressure complaints and water quality complaints 8
- Water Department water leaks -- 54
- Water Department hydrant and sample station repairs -- 20
- Water Department valve box repair -- 19
- Water Department water line flushing -- 33
- 3 Monthly Monitoring Reports for the Department of Health
- 1 Disinfection Byproduct Report for Department of Health
- Purchased meters for Building Department
- Continued Stage 2 DBP testing for Department of Health

Finance:

Major Activities

- 2012 Budget Administration
- Audit and Accounts continue to audit and process all payments of City bills
- 2012 Tax Roll and Real Property Tax bills were prepared and first quarter collected. First quarter water billing was issued.
- Submitted "March 1, 2012 Mayor's Financial Report"
- Participated in CSEA and PBA labor negotiations

- Renewal of all City Liability and Property Insurances
- Renewal of Workers Comp Excess Insurance
- Review of proposals for outside consulting for Planning and Development departments
- Work with Engineering, Bond Counsel and Financial Advisors to apply for DeLaval Waterfront EFC financing.
- Review of Town and City Section 8 Programs for possible merger
- Review of Pop Warner program
- Start process for refinancing of 2011 BANS
- Worked with IT and Chamberlain to resolve issues with Webcasting
- Mediation with PMA to resolve outstanding issues on 3rd party management of Workers Compensation
- Met with the FTA to review the operation of the City's Transit System

Personnel Changes

Additions

Joseph Rich, 2nd Ward Councilmember, Common Council
Nina Boyd, 4th Ward Councilmember, Common Council
Ann Perry, 5th Ward Councilmember, Common Council
Mary Ann Viafore, P/T Clerk, Assessor's Department
Daniel Horton, Police Officer Trainee, Police Department
Thomas Palinkas, Police Officer Trainee, Police Department
Amy Clunn, Deputy City Chamberlain, Clerk's Department
Michael Brady, Assistant Corporation Counsel, Law Department
Antonio Peixoto, Public Safety Dispatcher, Police Department
Kenneth Deichler, Firefighter, Fire Department

Resignation/Termination

John Murphy, 2nd Ward Councilmember, Common Council
Lee Klein, 4th Ward Councilmember, Common Council
Yvonne Flowers, 5th Ward Councilmember, Common Council
Jonathan Myers, Deputy City Chamberlain, Clerk's Department
Barbara Lynch, Purchasing Agent, Finance Department

Total Training Hours in the 1st Quarter: In-house: 295 personnel/876 hours
 Outside Training: 50 personnel/100 hours

Revenue

FOIL Revenue	\$ 46.75
Total Revenue	\$ 46.75

Losses

Dollar losses from Fire	\$635,000.00
Civilian Deaths	0
Civilian Injuries from Fire	0

Response

TYPE	NUMBER OF OCCURANCES
Building Fires	12
Other Fires	1
Multiple Alarm Fires	4
Vehicle Fires	8
Cooking Fires	3
Outside Rubbish Fires	3
Carbon Monoxide Incidents	17
Motor Vehicle Accidents	34
Gas Leaks/Hazardous	10
Aircraft Standby	4
Good Intent Calls	25
Public Assistance Calls	4
Mutual Aid Given	9
Mutual Aid Received	6
False Alarms	25
System Alarms Total	83
Assist EMS	520
TOTAL ALARMS ANSWERED	1065

Police:

- The 1st quarter focused on implementing the budget and also filling the police vacancies.
- February 18, 2012 marked the one year anniversary of the tragic death of Det. John Falcone. We observed this date with a series of events that took place throughout the day. The command staff and numerous officers will be attending both the New York State

Police Memorial (Albany) and the National Police Memorial (Washington DC), both are scheduled in May.

- Officer Brent VanNosdall has completed field training and is now at full performance level in patrol. Officers Gregory Schwarzenegger and Matthew Shelters continue field training and are expected to complete this early in the next quarter.
- We began the quarter with five police officer vacancies. We hired two officers, Daniel Horton and Thomas Palinkas (02/06/2012). They are currently attending the Rockland County Police Academy and will finish in June.
- Detective Paul Hansut retired (01/08/2012) and we reinstated PO Janay Gasparini (01/17/12) who left in July 2011 to move out of state but requested to return.
- We ended the quarter with three police officer vacancies.
- Therefore, we continue the hiring process for the three vacancies. We are currently finalizing the background check on one candidate from the civil service list and another lateral transfer. We expect to hire both at the beginning of the next quarter. We will then work with a new list (reaching the grades of 95 and above) to fill the final remaining vacancy. The candidate from the civil service list is expected to attend a police academy at the Dutchess County Sheriff's Office which begins on May 14. Once hired, the lateral transfer will go directly into field training.
- The list for the position of animal control officer has been exhausted and we are waiting the results of the Dutchess County Civil Service Exam test given in March.
- We filled a civilian position with a transfer from Planning and Development, Lorraine Danksy (01/17/12) who is working in the Juvenile Division.
- We filled the vacant public safety dispatcher position with the hiring of Antonio Peixoto (02/21/12).
- PO Michael Labrada was initially scheduled to deploy to Afghanistan in November 2011, but did not leave for active duty until 01/28/12 under Operation Enduring Freedom.
- During the summer the department began an initiative to reorganize and revamp community policing.
- The unit has suffered from the reduction of manpower and as a result has had limited effect. Capt. Pape has continued to spearhead the reorganization of this manpower into a more productive unit. In the next quarter we expect to implement a new directed patrol squad system that will merge into the current patrol division shift schedule.
- This unit will focus on areas that are identified as needing additional enforcement resources as well as "hot spots". The unit will follow the present shift of the 8-4 and 4-12

tours and will have "working" supervisors assigned to it as well. Lastly, this unit will augment patrol during critical incidents or periods of high volume calls. Under the proposed deployment plan and also the input that was received from various supervisors it is expected that communications and coordination between the new unit and patrol will be greatly enhanced.

- The Citizen Observer continues to serve as our alert system to the public. We routinely send out information to the public to keep the community apprised of activity in their neighborhoods. During the winter months we also use it for snow emergency announcements and cancellations.
- We have continued to work to increase the number of alerts we issue via the system.

Traffic Division: 1st Quarter 2012

Impound statistics:

Jan:	59 impounds, 0 to salvage, 13 sold at auction, 39 returned to owners, 37 scofflaw vehicles impounds, 0 sanitation impounds, 1 evidence impound Scofflaw Amt. Owed \$18,223.00 Scofflaw Amt Paid \$11,918.00
Feb:	48 impounds, 0 to salvage, 11 sold at auction, 45 returned to owners, 34 scofflaw vehicle impounds, 0 sanitation impounds and 4 evidence impounds, Scofflaw Amt. Owed \$19,245.00 Scofflaw Amt. Paid \$16,445.00
Mar:	36 impounds, 0 to salvage, 14 sold at auction, 26 returned to owners, 15 scofflaw impounds, 0 sanitation, impounds and 1 evidence impound Scofflaw Amt. Owed \$6,419.00 Scofflaw Amt. Paid \$ 5,579.00
Total:	143 total impounds, 0 to salvage, 38 sold at auction, 110 returned to owners, Scofflaw vehicle impounds, 0 sanitation impounds and 6 evidence impounds Scofflaw Amt. Owed \$43,887.00 Scofflaw Amt. Paid \$ 33,942.00

Community Policing

The unit was merged back into the patrol division at the end of 2011. The next quarterly report will focus on the new directed patrol unit.

<u>Traffic Accidents:</u>	<u>2012</u>	<u>2011</u>
Jan	107	128
Feb	89	113
Mar	81	75
Total	277	316

- Uniform Traffic Tickets 549
- Arrests: 19
- Safety Seats installed: 15
- Safety Seats Issued: 8

Neighborhood Recovery Unit

The NRU made a total of 29 arrests this quarter (19 felonies and 7 misdemeanors and 3 violations). This includes two County Court Indictments. Seven search warrants were executed. The unit seized over 105 units of cocaine, 583 units of heroin, 14 ounces, plus 12 plants and 93 units of marihuana, and 231 additional pills. In addition, the unit also seized \$4,914.00 in cash, one long gun and four handguns.

Dutchess County Drug Task Force

The unit reports a total of 17 investigations in the City of Poughkeepsie (59 county-wide). Their efforts resulted in 20 arrests (14 felonies and 6 misdemeanors). They also report the seizure of \$5,369.00 in cash, 4.3 ounces of cocaine, 444 envelopes of heroin, 24 lbs of marihuana, 18 Ecstasy pills, 465 Oxycontin pills, and one handgun. The unit executed three search warrants in the City.

Training During the 1st Quarter 2011:

1. Total number of training give back time.....	448.00 hrs
2. Total number of hours submitted for pay	290.00 hrs
3. Total number of hours submitted for CT.....	254.85 hrs
4. Total number of hours attended during RTD.....	298.00 hrs
5. Total man-hours officers attended training.....	1290.85 hrs
6. Total training time amount paid.....	\$ 15,731.43

1st Quarter Training Highlights:

- ESU Training conducted twice a month.
- Sniper training conducted once every other month.
- Det. Ciardi attended High Intensity Drug Trafficking Areas (HIDTA) Advanced Gang Investigations at the DC Sheriff's Office.
- Motorcycle Training conducted once per month.
- All sworn members attended In-Service Training at 505 Main Street and IBM South Road, Poughkeepsie. Topics included Report Writing, Officer Down Rescue, Foot Pursuit, Blood Borne Pathogens, and Tactical Mindset.
- Det's Tatar and Matthews attended HIDTA-Interview and Interrogation in Albany, NY.

- PO's Horton and Palinkas are currently attending Basic Course for Police Officers at Rockland County Police Academy.
- PO Badner attended HIDTA Advanced Criminal Interdiction/Traffic Enforcement in Albany, NY.
- Sgt Gioia, JJS Marcinelli and YW Reardon attended Missing Persons & Alert Protocol sponsored by DCJS at the DC Sheriff's Office.
- Lt's Freer and Remsen and Sgt. Gioia attended Suicide Prevention Instructor Course at Westchester Police Academy.
- Sgt. Zeltmann, Det's Fernandez and Wright attended cell phone extraction and analyzing training at the FBI Training Center in NYC.

Animal Control:

No report at this quarter

Other Projects Currently Overseen by the Police Department:

911 Phone System and Backup Room

- The new phone system installed in December continues to be stable though minor issues exist (such as volume in handsets) and equipment modifications continue.
- We also continue to update the newly renovated back up room to ensure it is ready to function in case of need either by the County or the City.

Computerization

- We still have not received the NYS contract paperwork for Coplogic (on-line citizen reporting). Based on our inquiries with the state we do expect approval early in the next quarter.
- Decision Support (simplified data analysis inquiries) has also not been installed due to the recent MSP upgrade and issues we have encountered. Again, we expect this to move forward in the next quarter.
- The MSP (Microsoft Platform) continues to be stabilized and expanded throughout the various units.
- Jere Tierney continues to lead our conversion and expansion processes.

Camera Upgrade and Expansion

- This project went out to bid on March 9. During the quarter we had a pre-bid meeting and walkthrough with vendors and potential bidders. We also conducted question and answer sessions with a large group of vendors.
- Bids are scheduled to be opened on May 2, 2012.

Redundancy

- The generator replacement project has been discontinued due to a lack of funding.

Injured/Restricted Status –

Complete

Sworn-Seven members are currently out on long term medical-Wilkinson (02/12/08), Digilio (05/17/09), and Tortarella (RTW 03/04/10 then back out 03/05/10), Mannain (02/18/11), D'Amicantonio (05/06/11), McGinley (RTW 07/12/11 restricted duty then back out DI on 07/22/11) and Magistro (06/18/11).

Three members are currently out on short term medical- (07/28/11), Barbagallo (10/05/11), Featherston (11/03/11) and Craig (11/23/11).

Four members are currently on restricted duty- Richards (RTW 09/12/10), English (not duty incurred RTW 03/30/11), Zirbel (11/26/11 not duty incurred), Montegari (RTW 2/14/12).

Civilian – none

Statistics-

- The first quarter shows a 19% increase in violent crime. This is mainly due to the increase in assaults. Other categories (including robbery) continue to decline.
- The first quarter also showed a 12% decrease in property crime. Except for motor vehicle theft, all categories declined.
- Also in this quarter we saw a small increase in arrests. During the same period, we saw parking tickets decline slightly while moving and city ordinance drastically increased.
- Attached are the 1st quarter statistics and a comparison with 2011.
- For further information please refer to the attached statistics.

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

Official Minutes of the Common Council Meeting of June 4, 2012

4/18/2012

Clerk Monthly Report Quarterly Report
January 01, 2012 - March 31, 2012

Page 1

ERTIFICATION OF REMITTING OFFICER:

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

Account Description	Fee Description	Account#	Qty	Local Share
lark Admin Fee - .05 Postage	Clerk Admin. Fee		18	271.35
			Sub-Total:	\$271.35
og Licensing	Exempt Dogs	A2544	8	0.00
og Licensing	Female, Spayed	A2544	32	192.00
og Licensing	Female, Unspayed	A2544	6	105.00
og Licensing	Male, Neutered	A2544	32	192.00
og Licensing	Male, Unneutered	A2544	10	175.00
			Sub-Total:	\$664.00
Marriage Lic.	Marriage License		112	1,960.00
			Sub-Total:	\$1,960.00
linor Sales	Copies Of Records		554	287.34
	Dog Redemption		1	537.52
ther Licenses	Application Fee		3	75.00
			Sub-Total:	\$899.86
	Coin Machines		1	100.00
	Garage/Yard Sales		2	14.00
			Sub-Total:	\$114.00
	Taxi Cab License 6 Mo.		9	720.00
	Taxi DI Process Fee		42	420.00
	Taxi Driver Perm. License		23	345.00
	Taxi Inspection		8	400.00
			Sub-Total:	\$1,885.00
	Town of Poughkeepsie HACK license		23	1,150.00
			Sub-Total:	\$1,150.00
	Vehicle for Hire License- Annual-Town of Pok		10	1,250.00
			Sub-Total:	\$1,250.00
	Zoning Book		1	30.00
			Sub-Total:	\$30.00
ital Fees	Birth Certificates		999	9,990.00
	Cimc Marr. Off. (credit)		1	50.00
	Cimo Marr. Off. (cash)		5	250.00
	Death Transcripts		1759	17,590.00
	Marriage Transcripts		88	880.00
	N/C Birth Cert.		3	0.00
	N/C Death Cert.		1	0.00
	Search Records		9	198.00
S/Clerk Postage reimbursement	Postage/residential		18	332.65
			Sub-Total:	\$29,290.65
agering Fees	Bell Jar Permits		2	50.00
	Bingo Proceeds		13	222.82
	Games of Chance License		5	125.00
			Sub-Total:	\$397.82
ffic	Scofflaw			\$32,195.00
			Sub-Total	\$32,195.00

Official Minutes of the Common Council Meeting of June 4, 2012

04/18/2012

Clerk Monthly Report Quarterly Report
January 01, 2012 - March 31, 2012

Page 2

CERTIFICATION OF REMITTING OFFICER:

Deanne L. Flynn, hereby certifies that she is the Chamberlain of the City of Poughkeepsie, State of New York; that she has examined the annexed report, that she knows such report to be a true and correct statement of operations for the period which it covers and that the amount remitted herewith is the full amount payable to the State Comptroller for such period pursuant to chapter 960 of the laws of 1976, as amended.

Account Description	Fee Description	Account#	Qty	Local Share
Total Local Shares Remitted:				\$70,107.68
Amount paid to:	NYS Ag. & Markets for spay/neuter program			112.00
Amount paid to:	State Health Dept For Marriage Licenses			2,520.00
Total State, County & Local Revenues:		\$72,739.68	Total Non-Local Revenues: \$2,632.00	

CERTIFICATION OF ISSUING OFFICER:

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

§P4BOPER
SYSTEM

BREAKDOWN-BY-OP

CITY OF POUGHKEEPSIE PARKING TICKET
02/01/2012

BREAKDOWN BY OPERATOR REPORT

PAGE 1

FOR MONTH ENDING 01/31/2012

OPID	AMT-PD	AMT-DS	AMT-RED	AMT-PD-YTD	AMT-DS-YTD	AMT-RED-YTD
413	.00	2,780.00	.00	.00	2,780.00	.00
423	28,690.00	.00	1,995.00	28,690.00	.00	1,995.00
425	11,200.00	.00	280.00	11,200.00	.00	280.00
432	7,555.00	.00	.00	7,555.00	.00	.00
456	2,090.00	465.00	270.00	2,090.00	465.00	270.00
WEB	10,320.00	.00	.00	10,320.00	.00	.00

GRAND TOTALS: PD : 59,855.00 DS : 3,245.00 RED : 2,545.00 PD YTD:
59,855.00 DS YTD: 3,245.00 RED YTD: 2,545.00

Official Minutes of the Common Council Meeting of June 4, 2012

§P4BOPER SYSTEM
 BREAKDOWN-BY-OP
 CITY OF POUGHKEEPSIE PARKING TICKET
 03/01/2012
 BREAKDOWN BY OPERATOR REPORT
 PAGE 1
 FOR MONTH ENDING 02/29/2012

OPID	AMT-PD	AMT-DS	AMT-RED	AMT-PD-YTD	AMT-DS-YTD	AMT-RED-YTD
413	.00	4,160.00	.00	.00	4,160.00	.00
423	33,175.00	.00	1,795.00	33,175.00	.00	1,795.00
425	15,815.00	.00	370.00	15,815.00	.00	370.00
432	17,185.00	.00	.00	17,185.00	.00	.00
456	2,145.00	1,200.00	505.00	2,145.00	1,200.00	505.00
WEB	10,685.00	.00	.00	10,685.00	.00	.00
GRAND TOTALS: PD : 79,005.00 DS : 5,360.00 RED : 2,670.00 PD YTD: 79,005.00 DS YTD: 5,360.00 RED YTD: 2,670.00						

§P4BOPER SYSTEM
 BREAKDOWN-BY-OP
 CITY OF POUGHKEEPSIE PARKING TICKET
 04/01/2012
 BREAKDOWN BY OPERATOR REPORT
 PAGE 1
 FOR MONTH ENDING 03/31/2012

OPID	AMT-PD	AMT-DS	AMT-RED	AMT-PD-YTD	AMT-DS-YTD	AMT-RED-YTD
413	.00	1,905.00	.00	.00	1,905.00	.00
423	24,520.00	.00	1,635.00	24,520.00	.00	1,635.00
425	13,700.00	.00	390.00	13,700.00	.00	390.00
432	7,455.00	.00	.00	7,455.00	.00	.00
456	3,015.00	1,590.00	450.00	3,015.00	1,590.00	450.00
WEB	11,235.00	.00	.00	11,235.00	.00	.00
GRAND TOTALS: PD : 59,925.00 DS : 3,495.00 RED : 2,475.00 PD YTD: 59,925.00 DS YTD: 3,495.00 RED YTD: 2,475.00						

CLAIMS FILES OPENED

January 1, 2012-March 30, 2012

<u>Adverse Party</u>	<u>Date of Loss</u>	<u>Action/Cause of Claim</u>	<u>Amount in Controversy</u>	<u>Disposition of Matter</u>
Praxis Consulting Inc. (Marie Call)	3/23/2009	Medical Bill claim	\$24,901.41	open
Curtis Shell	10/3/2011	Garbage can broken by DPW crew	\$30.00	Paid 2/17/2012
Darrin Munnerlyn	10/17/2011	PHA/Section 8 Denial	Unknown	Open
Barbara Metzger	10/1/2011	Damage to lawn/fence by city plow	Lawn to be fixed when weather permits	Lawn to be fixed by DPW when weather permits fence-NA
Regina Ciarlelli	1/23/2012	Damage to tires/Pothole on Washington St	\$910.00	Open
Progressive a/b/o Ronald King	12/16/2010	Auto Accident	\$11,635.19	Denied-untimely
Tareebia Wakley v PHA	11/25/2012	Slip and Fall on Sidewalk	\$25,000+/-	Open/50H hearing
Kevin J Costigan	11/14/2011	Vehicle hit manhole on Rt 55	\$1,750.00	Open
Marie Schlimmer	11/1/2011	Basement Flooding	\$150.00	Open
Glenn Pine	5/20/2011	Excessive Police Force	\$6,000.00	Closed/Paid
Robert & Regina Evans	1/30/2009	Fall on Sidewalk outside Reformed Church	\$7,000.00	Paid-2/17/2012
Louse M. Folster	2/13/2012	City bus hit parked vehicle	\$1,496.00	Open
Karen Slater v PHA	1/6/2011	Slip and Fall on PHA Property	Unknown	Open
Marcelo Gonzalez	3/16/2012	Vehicle vandalized in city parking lot	\$624.42	Closed/denied

Claims Paid

Curtis Shell	DPW broke his garbage can	\$30.00
Glenn Pine	Excessive Police Force	\$6,000.00
Robert & Regina Evans	Fall on sidewalk outside Reformed Church	\$7,000.00
Robert M. Belton	Vehicle hit by city snow plow	\$500.00
Josephine Fichera	Sewer line back up	\$381.39
Robert DeMattio	Sewer line back up	\$1,425.40
Christine Delayo	Police vehicle backed into car	\$900.00
Evans Cullen	Rear ended by city police car	\$166.05
Kyle English	Concrete fell on vehicle in City Hall parking garage	\$538.46
Gaetano Citera	Vehicle hit large pot hole on city st	\$1,355.78
Justiana Cuebas	Vehicle hit by DPW dump truck	\$1,000.00
Carmen McGill	Sewer line back up	\$767.63
Gilda Flowers	Car accident with city fire truck	\$500.00
John Romano	Bar in parking garage fell on vehicle	\$428.18
	TOTAL	\$20,992.89

PARKING TICKET TRIALS -- January 1, 2012-March 30, 2012

DATE	POTENTIAL REVENUE	ACTUAL REVENUE	PERCENTAGE	TIA'S ETC.
January 9, 2012	\$890.00	\$415.00	46%	9-Default Judgments 3-ACD 3-Dismis 3-DIJ
January 10, 2012	\$550.00	\$370.00	67%	5 ACD
January 17, 2012	\$1040.00	\$590.00	56%	13-Default Judgments 4-ACD 2-DIJ
January 30, 2012	\$1815.00	\$1170.00	64%	21-Default Judgments 5-ACD
February 6, 2012	\$1065.00	\$75.00	.07%	1-Default Judgment 4-"Covered" 9-Dismis no officer 2-DIJ
February 7, 2012	\$630.00	\$290.00	46%	12-Dismis no officer 2-Default Judgment 3-ACD
February 14, 2012	\$605.00	\$350.00	58%	6-Default Judgment 5-Dismis
February 21, 2012	\$705.00	\$300.00	42%	4-Default Judgment 7-ACD
February 27, 2012	\$1415.00	\$905.00	64%	13-Default Judgment 2-DIJ 5-ACD
March 13, 2012	\$835.00	\$295.00	35%	6-Default Judgment 1-DIJ 5-ACD 3-Dismis
March 19, 2012	\$2050.00	\$575.00	28%	5-Default Judgment 7-Dismis 11-ACD
March 20, 2012	\$465.00	\$300.00	65%	4-Default Judgment 2-ACD 1-DIJ 3-Dismis no officer
March 26, 2012	\$1015.00	\$285.00	28%	4-Default Judgment 7-ACD

TOTALS \$13,080.00 \$5,920.00 45%
 IN ADDITION, CORPORATION COUNSEL'S OFFICE COLLECTED \$5,025.00 IN PLEA BARGAINS FOR THE QUARTER

2011 Quarterly Reports

Department	First Quarter
Buildings & Grounds	
City Hall	Administration Hallway Area: Removed ceiling tiles and track for new door into Mayor's area; installed metal stud doorway and sheet rock. Building Dept: Moved file cabinet. Penthouse: Installed two wall-mount coat racks. Social Development: Painted, replaced carpet and baseboard. Audits & Accounts: Discarded 32 boxes from penthouse and moved 36 up. Corporation Counsel: Moved furniture from one office into another. Engineering Dept: Fixed air handler noise. Misc: Met with contractors, Alliance Energy, TSBA, cleaning contractor, Central Hudson and EXP (for mechanical sketch of boiler/chiller).
Firehouses	Clover St: Repaired generator, replaced smoke detectors, installed new kitchen counter top, met with HVAC contractor. PSF: Installed high fuel alarm and sensor in generator, replaced smoke detectors, installed two walls for computer box, replaced soap dispenser, ran cable for projector, replaced bulbs in ladies room. Hooker Ave: Replaced smoke detectors.
Police Division	Police Dept: Installed 4x8 finished sheet for finger printing room, installed computer grommet, painted two offices, hung four wall calendars, cleaned up blood in jail cells. Juvenile Dept: Repaired toilet and file cabinet, installed shelves and brackets.
City Court	Worked on benches in court room, replaced carpet tiles, installed wall hand sanitizer, installed soundproof wall for judge, discarded 20 boxes from penthouse.
DPW Compound	Prepared time cards and distributed same, consulted with plumber to replace Ready Room furnace; secured Sewer & Water Dept. overhead doors; assisted with odor problem in Ready Room bathroom
Abandoned Buildings	Secured 17 buildings.
Winterize/Unwinterize	Unwinterized Little League building at Spratt Park; repaired roofs on four dugouts.
Miscellaneous	Repaired bus shelters; plowed, shoveled and salted ramps and sidewalks around City Hall and firehouses.
Walk Throughs	Conducted walk throughs with Central Hudson, electrical contractors, cleaning contractors, roofing contractors and HVAC contractors.
Work Orders	

2011 Quarterly Reports

Department	First Quarter
Street Maintenance	
Snow Events	Salted, plowed and removed snow (6 days); dealt with ice complaints from run off everyday January through February.
Pot Holes	Used cold patch in January and February (23 days of patching); prepared hot asphalt during March (15 days of patching)
Excavations Repaired	Repaired five with cold patch and four with hot asphalt.
Oil Spills Complaints	2
Top Soil Complaints	Plow damage, erosion, Water Department excavations (2)
Graffiti Complaints	N/A
Compost Area	Turned compost pile (16 hours) since grinding machine is inoperable for yard debris; working on new composting site.
Others	Assisted electricians with Route 9 North overhead light pole, Edgar St. underground problem, Worrall Ave., Main St. pole replacement. Assisted Tree Department with removals. Assisted Sewer Department with repairs at Innis and Main. Secured hand rail on Mansion Street Bridge. Responded to leaf complaints; addressed odor complaint in Ready Room (leaky pipe fitting); assisted Sanitation Department; repaired curbs at Laurel Street; cut four tree wells at lower Mill St; currently working on installation of catch basin on West Winding.
Work Order Complaints	202

2011 Quarterly Reports

Department	First Quarter
Tree Department	
Tree Planting	N/A
Tree Removal	56
Tree Trimming	175
Stump Removal	39
Banner and Flags	2 days (raising and lowering)
Christmas Decorations	5 days (removal)
Christmas Trees	20 days (chipping)
Work Order Complaints	Assisted Street Department with salting and plowing; Recreation Department with leaf collection at King St., Stitzel, Eastman and Bartlett Parks; provided trailer driver to Transfer Station; assisted Central Garage with repair of plows and salters; removed chipped debris on roadway at Hertel Landfill; spent 3 days cleaning up storm damage at Soldier's Fountain and 24 days at College Hill; Tree Dept. removed from College Hill 27 trees and 27 stumps, 15 loads of wood chips, 8 loads of leaves, 4 loads of garbage, trimmed 126 trees.
Others	

2011 Quarterly Reports

Department	First Quarter
Sign Department	
Street ID	5
Ordinance Change	7
New Signs	95
Sign Replacement	53
Faded Sign Replacement	32
Signs Straightened	21
Mark Out Request	1
Parking Lots	4
Cars & Trucks	6
Signs Made	173
Other	Set up and removed barricades for events and emergencies; set up and removed portable Stop signs; set up and removed construction signs for work zones; picked up supplies; researched code book for various ordinances; provided name plates for new employees; obtained price quotes for materials; prepared request forms for purchasing materials; cut bent and damaged sign post into drive post; put up and removed temporary signs as needed; measured for new ordinances; replaced signs to meet new federal specifications; researched MUTCD standards; made and delivered three bridge music signs to Town of Lloyd; received request for 10 additional walk way signs; received new farmers market logo and worked on preparation of new design for same
Utility Markouts	318

Quarterly Report to Administration, 1st Quarter, 2012
 Planning and Development Department

Development

Waterfront Development

Work Item	activity
Grant Activity	Development is working on grants concerning the waterfront: a market study and two separate grants that will produce plans for a TOD around the train station

Dutton Lumber

Work Item	activity
Supermarket	The FEIS is expected to be submitted to the City in January after numerous meetings and discussions with the applicant

City-Wide Planning and Development

Work Item	activity
Vassar Hospital	Vassar Hospital has been granted all necessary approvals by the Planning Board and construction is well underway, including a 4-story medical building, and parking garage
Save-A-Lot Supermarket	Save-A-Lot was granted final approval by the Planning Board in November and expect to begin construction in the spring 2012

Planning - 2012 1st Quarter

Planning Division Statistics and notes

	Approved	Denied	Deferred	Under Review	Tabled	Temporarily Withdrawn by Applicant
Site Plans	12					
Extension of Time for Site						
Plan/Subdivision Validity	1					
Subdivisions						
Special Permits						
Facades	5					
Signs						
SEQRA						
Area Variances	1					
Use Variances	1					
ZBA Interpretations						

REVENUE	
Signs	1,800.00
Site Plans	11,176.00
Special Use Permits	0.00
Variances	1,300.00
Subdivisions	800.00
TOTAL REVENUE	\$15,076.00

Grants:	Description:
Restore NY with Empire State Development Corp.	The site plan for 23 Academy St was approved by the Planning Board in January 2010. Both the State and the City have signed the contract and the City and the Applicant signed a separate contract. The applicant is working with the Building Department to ready the paperwork for a building permit and variances requested from the state.
Waterfront & Lower Main Street Corridor Planning Grant	The consultants for this project have been working with and meeting with the Development Department on a regular basis submitting draft reports and plans which will eventually be presented at a public meeting in 2012.
Downtown Economic Revitalization Grant	City waiting for results of Waterfront & Lower Main Street Corridor Planning Grant to assess how best to implement the grant.
Southern Waterfront Multi Use Path (Hinchey FHwy Appropriation)	The project has been fully executed and is on the TIP.
The USDA Southern Waterfront Tree Planting Grant	Fulfilled the annual reporting requirements. This grant will proceed when the remediation and development of southern waterfront is completed. Nothing new as of September 30, 2011. City applied for extension of time for this grant.
Other Projects and Activities:	
Shade Tree Commission: Held monthly STC meetings, which include site plan reviews, ongoing revisions to the City tree ordinance, on-going revision of bi-annual tree planting list for DPW, as well as providing staff support for a variety of other urban forestry initiatives and tree-related meetings and events. STC held an Arbor Day tree planting ceremony at Adriance Memorial Library.	
WAC met in November and were updated on all City grants concerning the waterfront. They also discussed the Dutton project with Lou Kaufman who will be submitting a new FEIS in December..	
BRAC: City has submitted changes to the redevelopment plan to now have the regulating authority hold a public sale of the base. The changes in the plan have been accepted by HUD and the Army, which is completing their paperwork to move ahead with the public sale, sometime in early 2012.	

Community Development

Quarterly Statistics and notes

Community Development Block Grant (CDBG)

	# of Applications	# Funded	\$ Requested	\$ Recommended
Public Service	21	10	\$400,918	\$140,000
Infrastructure		1		\$595,000
City Projects				

Housing Opportunities for People with Aids (HOPWA)

# of Applications	# Funded	\$ Requested	\$ Recommended
4	4	\$735,257	\$677,934

FAÇADE GRANT

# of Applications	# Approved	\$ Requested	\$ Approved	\$ Paid out this qtr

Economic Development Loan Fund (EDLF)

# of Applications	# Approved	\$ Requested	\$ Approved	\$ Paid out this qtr

Business Rental Subsidy Grant

# of Applications	# Approved	\$ Requested	\$ Approved	\$ Paid out this qtr

NOTES:

Section 8

Quarterly Statistics

VOUCHERS	January	February	March
Tenant based	650	653	640
TOTAL ISSUED	650	653	640
TOTAL ALLOCATION	666	666	666
HOUSING ASSISTANCE PAYMENT	\$397,136.14	\$394,504.18	\$397,439.14

UTILIZATION	January	February	March
WAITING LIST at start of quarter	653		
# canvassed by letter	10	10	23
# responses and interviews conducted	0	0	12
# of vouchers issued	6	3	0
WAITING LIST at end of quarter			603

We have recently resumed processing and leasing up applicants on the current waiting list.

INSPECTIONS	January	February	March
ANNUALS	30	53	48
COMPLAINTS	12	5	17
RE-INSPECTION	15	5	25
INITIALS	6	10	13
TOTAL	63	73	103

LEASE APPROVALS	January	February	March
RECEIVED	16	9	17
INSPECTED	20	14	10

RECERTIFICATION / CHANGES	January	February	March
ANNUALS	32	28	42
INTERIM ADJUST.	36	42	23
NEW LEASE UPS	5	6	0
TOTAL	73	76	65

2011 Fair Market Rent	1BR	2BR	3BR	4BR
STUDIO				
TENANT BASED	\$883.00	\$1,038.00	\$1,272.00	\$1,551.00

Building Department

Description	Count	Amount
CO Searches	108	
Property Inspections	25	4,100.00
Electrical Licenses	161	49,200.00
Plumbing Licenses	28	7,900.00
Gas and Oil Licenses	19	3000.00
Demolition Permits	7	2,888.00
Building Permits	642	125,091.59
Reciprocal and Special Permits	13	5,550.00
Total	1003	197,729.59
Freedom of Information Inquiries	30	
Complaints Received	180	

2012 v 2011
 Crime Comparison
 Jan-March

Comparison of Uniform Crime

	2012	2011	CHANGE	% CHANGE
MURDER	0	2	-2	-100%
RAPE	1	1	0	0%
ROBBERY	21	28	-7	-25%
ASSAULT	60	38	22	58%
TOTAL VIOLENT CRIME	82	69	13	19%

BURGLARY	47	49	-2	-4%
ATT. BURGLARY	1	14	-13	-93%
LARCENY UNAUTHORIZED USE OF MV	152	173	-21	-12%
MV THEFT	3	3	0	0%
MV THEFT	9	2	7	350%
TOTAL NON VIOLENT	212	241	-29	-12%

Comparison of Arrests and Calls

	2012	2011	CHANGE	% CHANGE
ARRESTS	519	494	25	5%
CALLS	ATTACHED	ATTACHED	ATTACHED	ATTACHED

Comparison of Tickets

	2012	2011	CHANGE	% CHANGE
PARKING	5394	5582	-188	-3%
MOVING	1896	1160	736	63%
ORDINANCE	343	208	135	65%
TOTAL	7633	6950	683	10%

X. UNFINISHED BUSINESS:

Councilmember Rich- 1st Annual “Make Poughkeepsie Shine” Litter Clean Up Day. I want to thank all the Common Council Members, especially Tom Parise, Ann Perry & Gwen Johnson. Erian Buckley, Asst. Corporation Counsel Brady, Mayor Tkazyik, Rich DuPilka, Milo Bunyi and Randy Johnson, Al Gernhardt, the people from River Keeper, Occupy Poughkeepsie & their mentor Rev. Blake Ryder, Christ Church, Academy Street Area Partnership, plus all the volunteers who helped make Poughkeepsie shine.

Regarding a quote from Poughkeepsie Journal “the city has an unfortunate history of allowing our waterfront to be permeated with substandard residential housing which does nothing to enhance the economic growth we so desperately need.” I’m in one of the “substandard housing,” it is middle class housing. Comment is not appropriate.

Chairwoman Johnson stated that she concurred. I think I made a statement in regards to Mr. O’Neil. I’m rather surprised that the editorial is one-sided. There were no quotes, no one called any council people, but yet they decided to quote Mr. O’Neil again. I would like to hear from Mayor Tkazyik.

Mayor Tkazyik- Thank you Madam Chair. Obviously the Administration does not concur with Mr. O’Neil’s comments or the Journal’s editorial. I’m deliberating with staff now whether I’m going to respond to this, but there’s many flaws in relation to this article because we met with key stake holders in relation to this project. When there’s talking about planning input from county planning and Scenic Hudson. Well, that’s where we got our input from and how we got to the point that we got to with working with others and getting input from groups and agencies and all interested parties to be able to adopt the FEIS as deemed complete and the finding statement. So, the statement in here about that is inaccurate because we already sought that input on numerous occasions right up to the eleventh hour. Of the vote, the Planning Board certainly has the right in due diligence to conduct their effort. They are not a rubber stamp, I understand. However, this is a \$125 million investment to the city, and is something that will require an extensive overview, but something that again, has been given great thought and consideration amongst Legislative branch and the Executive branch to come up with what we feel is a great project along our northern waterfront. It’s not something that we rubber stamped. We really worked hard collectively to come to this point. So, I agree with Councilmember Rich and Chair Johnson, we do not concur with these comments.

Chairwoman Johnson- I would like to know how long Mr. O’Neil has been the Chairman of the Planning Board.

Mayor Tkazyik responded, Chairman O’Neil was appointed when Ms. Libolt resigned because she moved outside the city. I think it was last August – September.

Chairwoman Johnson- Okay, and how long has it been in front of the council, in front of the community? This project just didn’t happen overnight...

Mayor Tkazyik responded that it's been over the last four or five years.

Chairwoman Johnson: So, where was Mr. O'Neil for the last four or five years, I would like to know? That, all of a sudden, at the end, he's making all these negative comments in the Press. Is this normally the role of the Chairman of the Planning Board?

Mayor Tkazyik: I can't speak to that, Madam Chair.

Chairwoman Johnson Who appointed him?

Mayor Tkazyik: I get the privilege of appointing the chair and all the members of the Planning Board.

Councilmember Boyd: I have a couple of questions for Mr. Ackermann. I know I've asked you several times about information regarding the garbage lawsuit of dates and times, and I've yet to get that information. That's number one. And, number two, I know that just recently there's this new thing called, "Disc Golf," and I know that College Point would be a perfect place. Disc Golf is like playing Frisbee Golf. I think it would be great for the city to figure out how we could use one of these parks to turn it into Frisbee Golf, and collect revenue for that.

Corporation Counsel Ackermann: Yes, I am planning to respond with regard to the garbage lawsuit. I had updated the Council. Unfortunately you were not there. I am waiting for a decision from Supreme Court. That's where we're at, but I'll respond to that with you. Does this activity need to be at one of the golf courses?

Councilmember Boyd: It needs to be utilized on a large piece of property.

Corporation Counsel Ackermann: It doesn't necessarily have to be on a golf course

Councilmember Boyd: No, just on a large piece of property.

Corporation Counsel Ackermann: I'd be happy to work with you in identify a piece of property that can be used, legal obligations that the city might have to overcome to implement it. We'd be happy to assist with that; I'm not that familiar with it...

City Administrator Long: I can add that I have actually played this game. It's smaller than a golf course. There are no sand traps and fairways. There are some costs involved with it. If you want to be sanctioned, they have tournaments and things like that, but I don't know what costs are involved. There would be some kind of upfront expenditures.

Councilmember Solomon: I have a couple of things. Number one, I never thought I'd be defending Tom O'Neil, but let's remember that "Tom" was a Common Counsel Member for years and he certainly has the city's best interest at heart, and he's entitled to his opinion. My thought is, the Skate Board Park. There are reports of kids going over the fences again, or still, I guess. Are we going to keep it open multiple hours this year? What was the final result of the Skate Board Park?

Mayor Tkazyik Thank you Madam Chair. I believe Commissioner Bunyi can speak further, but as you were presented with the cuts in the CDBG allocation, we were only allocated about \$40,000 for the pools at Pulaski and the skate park combined, so that leaves us with a reduced schedule to be allowed for the skate park to be operated. I believe last year, we budgeted around \$9,000. This year we budgeted around \$6,000, so it will be a shorter season. Unfortunately, we going to have to take a look at this, going forward. Especially, because we're getting word that CDBG is going to be cut even more going into the next round. It opened last weekend...skate park.

Councilmember Solomon: Do we disable it when it is not open? Isn't there a way to screw chains or something? I'm afraid some of those kids are going to hurt themselves when the park is closed.

Councilmember Herman: I just think that not being able to run it the way we've run it in the past is just going to be more and more of a liability for the city. I think that there is money that obviously we can allocate those funds to the pools that are thriving. Unless you want to do an RFP like we did years ago to see if somebody wants to take it over and assume the responsibility, but I don't the answer. There are more people from Highland that are using it, than people from the city. I don't see the point in funding it anymore. If you put signs up that say we're not responsible...it's a bottomless pit that's going to cost us.

Corporation Counsel Ackermann: Just to add onto Councilwoman Solomon's concerns, and also Council person Herman's concerns. I too, have a concern about the liability of the skate park. Even though you can put signs up that discourage people from going in when it's closed, telling them that the city's not liable, trying to enforce them to not go over the fence. The fact of the matter is, it's there. They climb over the fence. City police will respond at times, but it's a never ending thing, but it's a never ending thing. I think that the city probably has some liability for it. Regardless, if we don't have a liability, if someone gets injured, they're going to sue the City of Poughkeepsie. Whether or not we have liability, we will have to defend it. It's not going to be a claim that's going to be cheap. It's not going to be cheap to defend. It's going to be an issue. In the past, we have tried to disable the skate park by chaining PVC piping over the areas. That's been cut; they've taken that down. Short of removing everything and storing it, it's a liability, trying to police it 24 hours per day, trying to make sure people aren't trying to hop the fence is something that the city can't really afford to do, and to take the liability for.

Councilmember Rich: I have a different point of view. I live in a neighborhood where there's a lot of skate boarders going down Gerald Drive. It's a large incline.

They even go into Kaal Rock Park. There's a lawsuit waiting to happen. We could have lawsuits at Pulaski, Spratt, Eastman Park...there's some problems there. So, this liability issue we talked about in 2008, we said we could proceed. It is an Olympic Sport. It is now a summer and winter sport. It gives kids exercise, which they don't seem to get enough of. In August, 2013 there's going to be an elevator from Walkway. People who come from that elevator, may be skate boarders. We may be able to charge for the skate board park, maybe we need to have someone take it over other than the folks who are doing it now – I don't know. Youth activities should not be cut, unless absolutely, positively necessary. We shouldn't be taking away from skate boarders to help swimmers. That's not a good idea, and is my personal point of view.

Councilmember Perry: Thank you, Madam Chair. I was wondering if Mr. Long would consider College Hill Park as a place to have this Frisbee Game that Councilwoman Boyd mentioned. So, if you would give that some consideration, sir. I say this because we have a very nice park there, which has been totally and absolutely neglected for years. I don't understand why no one else is talking about this. This park ties in so well with the Walkway. I think we should give College Hill Park a lot of consideration. During Poughkeepsie Shine when I and others went there saw how overgrown it is, and there are rotted trees waiting to fall. There were 27 people who came that day. I want to thank Ms. Brooks and Ms. Brown. There were there for four to five hours. I also want to thank Commissioner Bunyi for his support, who came there at least three times to see if we were doing okay and although the Mayor couldn't be there, he called to see if we were okay. I also want to thank Occupy Poughkeepsie, who came all the way from Connecticut. Another lady brought her truck with gardening tools. We called sanitation to pick up the nine bags of garbage we collected. We should have signs made telling the public that this park is under new management by the city. I would like to see this park maintained as well as the golf course. I take it that the council is paying attention. Mr. Mayor, Mr. Bunyi, Mr. Long, I appeal to all of you to help me to put College Hill back on the map for the city of Poughkeepsie and worldwide tied with the Walkway. This is Poughkeepsie – Let it Shine. Not just one day, but every day. We have a good city, but we just have to work to make it better. Thank you, Madam Chair.

Chairwoman Johnson Well said, Council Member Perry. College Hill Park is underutilized. Maybe we can breathe some new life into College Hill Park. Maybe plan a concert or city event just to reconnect people with it. I personally have never been there, but would like to be able to attend activities there. Mayor Tkazyik...

Mayor Tkazyik Thank you, Madam Chair. Council I've reached out to a couple of groups about having some events up at College Hill and have also looked at hosting the Veteran's Day Ceremony at College Hill in place of the Soldier's and Sailor's Fountain. I presented it to the American Legion and they're going to review it amongst their members and get back with us, but encouraging them to have it take place at College Hill Park, and there will be more improvements coming to College Hill Park, as well as the attention of the Walkway, but now with the final link of the Dutchess County Rail Trail, in the city beginning at Morgan Lake through College

Hill Park, a lot is going to take place. I'm hoping that our efforts will be able to be achieved with some of that.

Councilmember Boyd: I just want to tell you that I used College Hill Park years ago and they have great sled riding. As long as you have snow, they have great sled riding.

Councilmember Solomon: Mrs. Doderman is still here. I thought we could go over my favorite topic, "Pit Bulls" one more time. Do we have a Dog Warden? Are we going to get one soon?

Mayor Tkazyik Madam Chair, as you saw from my email to you from the last council meeting, I went back and had Captain Minard forward you his email regarding this. Remember, this is a state given test. They anticipate to have the list ready within this month, and he assured me they will begin the interview process immediately to pick an Animal Warden.

Chairwoman Johnson What I would like to see is, what can we possibly do... Council Member Perry and I, myself have had a problem with Pitbulls. Especially people who have more than one. Pitbulls are very dangerous. Is there anything we can do to curtail this problem of people having two or three pitbulls? Breeding, fighting pitbulls? What can we do about these dangerous dogs that seem to be taking over our city? What are other cities doing to curtail this problem? City Administrator Long?

CITY ADMINISTRATOR LONG: Well, I think it's more a question that is more appropriately answered by the Law Department. I know specific legislation is set, so it cannot be breed specific. I think that when you mention Pitbulls, I think we would have to look at other model ordinances that may limit the number of dogs that live within a community, within a household...and I think that it is something that Corporation Counsel's office has been researching and have been doing some investigations. These have come up in Nuisance Committee meetings in instances where we had dogs as part of the issue with nuisance property, so I'll let Mr. Ackermann answer that.

Corporation Counsel Ackermann: Well, the city administrator is correct in that there is legislation in New York State that prohibits outlawing breed specific dogs. I think that when we address the issue, we need to talk about dangerous dogs, and not so much Pit Bulls.

Chairwoman Johnson: Well, dangerous dogs...they fall under that category.

Corporation Counsel Ackermann: We have an issue with Pitbulls. It's not only limited to Pit Bulls. It's dangerous dogs, but as far as outlawing a specific breed...we wouldn't be able to do that. As a municipality, we do limit the number of dogs that are allowed in residential homes through our Zoning Code. Obviously, we already

outlawed dog fighting; that's part of our code already. To limit the number of dogs that any one person has, may be an enforcement issue, but it's something we can look at as well as other legislations that other municipalities have to address dangerous dogs. Maybe we can look to add some teeth to our ordinance already. Part of it is occupied by the Agriculture Market Law that also addresses issues so it would have to be in the framework of that statute, which is a state statute. Again, penalty provisions can be looked at to see if we need to address maybe penalty provisions are. Maybe we have to look at some tweaking our legislation to make it easier to prosecute some of these cases. That's something we can look at to address.

Chairwoman Johnson: We really have to start doing something. I'd like for City Administrator Long to look into what other cities are doing about these dangerous dogs, these Pitbulls, in general. There must be something...we have to think outside of the box and think about what we can do. Right now there is a concern that if you take these dogs into custody where they'd go, who is going to house them...that is a concern, is that correct?

Corporation Counsel Ackermann: Well, anytime we take a dog, and we do seize dogs from time to time, after they're deemed dangerous through the City Court. That's a process that the city follows and that is dictated by the Agricultural Market Law. Once we take possession of the dogs, we need to house them. That's through a contract with a private boarding company, so we are responsible for that dog for a period of time, or until it's adopted (if it's adoptable) or euthanized if it's determined that the dog is dangerous and needs to be euthanized.

Chairwoman Johnson Is there anything we can do for other animals – for dogs that bite humans that are considered dangerous? Are there things, strong penalties that we can enforce so that they don't strike again?

Corporation Counsel Ackermann: Those type of things can be prosecuted under the dangerous dog...that attacks another dog. Generally speaking, what the facts determine, but generally speaking is evidence that the dog is dangerous.

Chairwoman Johnson We should classify what we consider dangerous dogs.

Corporation Counsel Ackermann: The code already classifies what are dangerous dogs and also the Agriculture Market Law...

Chairwoman Johnson So, if a dog does attack another dog or human, we would have to determine weight and size. Let's try to tailor make this law, so that when we have a dog that violates, that this dog no longer walks the streets in Poughkeepsie. Then people would not allow their dogs to escape, let them harm other individuals and we really need to look into people having more than one Pit Bull. I can't even imagine how a person can control two Pit Bulls that are trying to attack somebody. I'm not saying breed specific, but dangerous dogs. I would hate to have a Committee as a Whole Meeting for this.

Corporation Counsel Ackermann If I may, briefly...once a dog is deemed dangerous, there are many things that the city can do to prevent that dog...short of euthanizing the dog. Maybe require muzzles. The court has...if the person is not able to control the dog. So there are avenues. The issue is, that once it's declared dangerous, it requires evidentiary proof before a judge. The judge will declare the dog dangerous or not. You have lawyers going into court arguing about a dog..and the propensity of a dog to bite somebody or not bite somebody; who is vicious or not vicious. Then you have a judge, generally speaking, who is probably not trained in veterinary science also making a determination of whether or not the dog is dangerous or not, but once it's deemed dangerous, we have procedures to control. It's the evidentiary proof that you need to get in to court to prove the dog dangerous.

Chairwoman Johnson Well, I for one, think if a dangerous dog bites a child, adult, senior, kills another smaller animal half their size, I really personally wouldn't want to see that dog again. So,...council member Solomon?

Councilmember Solomon: I'm defending Tom O'Neil, I'm defending male dogs. Male dogs fight with each other. If anybody ever had an unneutered dog, that's what they do. So, we'd have to get rid of all the male dogs in town. I do think that there's something we can do if they approach, go after a human being. I know one of my grandsons ran into the village of Del Mar...dangerous dog, because his dog snarled at someone. They gave him a week to put down the dog. That was that.

Chairwoman Johnson out what the laws are there.

Mayor Tkazyik Corp Counsel, wouldn't a judge have to...? We wouldn't have that authority?

Corporation Counsel Ackermann: The judge makes that decision. We present the case. And one of the things helpful is if you have an Animal Warden that deals with dogs that is competent to do the job. Bring him in as your witness to testify. Once an Animal Warden is selected and up and running, it does have a significant impact on this issue.

Chairwoman Johnson I understand, but so far, for quite a long time, we have not had an Animal Warden. Our faith in an Animal Warden is, needless to say, fading away.

Mayor Tkazyik: Civil Service did not...if Civil Service did not allow...if it was not classified, if it was an exempt position, we could...It would have been filled. We could get anybody; advertise it tomorrow. But, it's a tested spot.

Chairwoman Johnson Asked who determines that?

Mayor Tkazyik responded, Civil Service.

City Administrator Long: The State of New York. It's a process. You have to be ranked. Then you have to go through an interview process. Unfortunately, we've hired people, we've trained them, we've gotten started, and they said, "I don't want to do this," and they leave.

Chairwoman Johnson Then after they get started in Poughkeepsie, they'll really want to leave. Uh, Council woman, Perry. Can you explain to Corporation Counsel, what happened to the young girl, and subsequently what happened after the bite... and her condition?

Corporation Counsel Ackermann: I don't think it appropriate to get into the specifics of the case.

Chairwoman Johnson I don't mean the specifics of the case. I know she had to get medical because she...

Corporation Counsel Ackermann: Yes, we're familiar with the case. There are issues on both sides, but we've been addressing and dealing with it.

Chairwoman Johnson: Well, to be honest with you, I personally, wouldn't want to walk in certain wards, because they are littered with Pitbulls. Really, I would be very afraid. Councilmember Perry.

Councilmember Perry: Thank you, Madam Chair. When I was in the 5th Ward, I noticed that the residence here were saying that the neighbors population of dogs have grown from two, to five. So, I don't know if there's breeding going on in that area, or if they just went and bought more dogs. Madam Chair, I spoke with Mr. Brady already and I would rather not bring up that particular case here. There are cities that outlaw Pit Bulls altogether. I have been working diligently, especially since that child was bitten. I'm going to bring some of the information here; I just need time to put it together. There are cities that Pit Bulls are not allowed and if have that, the police are authorized to go and remove the dog. I'm looking at that and when I have the documentation, I'll bring that and present it to the Corporation Counsel. I've been looking at that since that incident. There are places with rules and regulations, but it doesn't necessarily mean that New York State will go by that law. When I've shown it to them and they've gone over it, then they can decide where it fits in with New York State law. That's where some of the problem is.

Corporation Counsel Ackermann: New York State prohibits it. If this is something that the Council is interested in, maybe one avenue would be to ask our legislators to look at to change it, so that New York State is breed specific which would have to be done through State legislation.

Chairwoman Johnson: Well, isn't that how everything else is done? Okay, is there any other new business? Councilmember, Mallory?

Councilmember Mallory: Just to follow up with Councilwoman Boyd on 411. Could you also provide us information on River Keeper Lawsuit?

Corporation Counsel Ackermann: Yes, I will provide you with an update on River Keeper.

Councilmember Mallory: Thank you. Second of all, for myself, when can we expect the TOD report?

Mayor Tkazyik Right now, they are in a state of ideas and concepts from interested parties. The county is taking the lead role in the overall plan working with the city. On this, I would defer to City Administrator Long on where this is at. I know there's going to be additional meetings.

City Administrator Long: Basically, there are three separate projects that are going on simultaneously. So, first I need to decide which portion you're trying to get information about. The first was a marketing analysis that was funded through a grant that we received from the Department of State. There is a draft report of that, that is about ready to be circulated. The second phase was a grant that the MTA got through Metro North, which was for the physical design concepts of what could be done around the park. There have been some stakeholder meetings that have had some of the area residents come in and give some comments. I think right now they're in the process of taking some of those ideas and trying to come up with some new revisions to the plans that had initially concepts that they come up with. There's a third version that the Mayor spoke of which is a waterfront revitalization plan that the county is getting more involved with. As we look at the upper landing redevelopment. The Fallkill, all of the other things that are going to be happening. I think it's the timing of the issues. It is really information gathering at this point. I don't think we have a final result yet, in terms of a release of a report.

Councilmember Mallory: Thank you very much for educating me in this one. Are we thinking or hoping that's something by the end of the year? I know it's in their lap, per se, but is that what we're looking at, or hoping for?

Mayor Tkazyik I would be optimistic. I don't think we'd have a final report by the end of the year.

Councilmember Mallory: You would be optimistic?

Mayor Tkazyik I would be optimistic, but I don't think we would have a recommendation in concrete form by the end of the year.

Councilmember Mallory: Okay, fine.

City Administrator Long: I may add that there another piece of this that would probably push that timeline back a little further. And that is, that working with Scenic Hudson and another group with the Walkway, there's a look at the overall

zoning issues that would happen related to the waterfront development. So they're doing a market analysis, a signage thing, so there's other components that are trying to be melded together into one comprehensive "lump?"

Councilmember Mallory: Alright, so then that leads me into our meeting on July 28, 2010. We had a public hearing on that revised ordinance, and they addressed those very things that you said, so, why would we...?

Mayor Tkazyik No, they didn't.

Councilmember Mallory: But they talk about waterfront development and the Walkway area.

Mayor Tkazyik Right, but all concepts and ideas and what some areas even approval the draft plan does not even meet the criteria of those objectives within the waterfront and the central business district. I mentioned that at the last Council meeting, that those are the real two sticking points of adopting a final plan which we hope to have conclusion on. I don't think by the end of the year. Maybe into next year. Those are the two sticking points with the zoning code plan, and we're working through them.

City Administrator Long: And, we have been meeting with them. We just recently crossed the river with Mariner's Harbor where they probably had 45 different stakeholders. Talking about the zoning and planning issues, trying to blend Lloyd in with a comprehensive approach in terms of zoning and how it fits altogether. So, as the circle widens, it takes a little longer to gain consensus.

Councilmember Mallory: Well, thank you very much. For my last question. I was informed on Saturday...I know when we had went through the 411's, focusing on private pick up and all...moving forward now, though. It was brought to my attention on Saturday, that Royal Carting was picking up and, are we informed of when they...in the conversation beforehand, we had private pick up. We were told that they would go normally within the Monday through Friday scheme of our pick up so we wouldn't have an excess of trucks coming around on city streets. Are we informed when Royal changes their pick up dates and times?

City Administrator Long: If there's an issue, where somebody notifies us, that, say, our regular pick up day is Tuesday, and they're coming on Wednesday or Thursday. In that instance, that's when I would contact Royal directly and ask them to pick up on the other day and they agreed to do all of those things.

Councilmember Mallory: So are you saying that a change in the normal Monday through Friday, they decide to pick up on Saturday, Royal made an agreement between with...?

Mayor Tkazyik Between Royal and the property owner.

Councilmember Mallory: The property owner. And if it becomes frequent...? In other words, they should notify the city?

Mayor Tkazyik Let me rephrase that. If it becomes abusive, that's the word. Because there is commercial properties now that have Saturday pick up and that's been going on before the 411's, and I can name a couple of them...

Councilmember Mallory: But now, this piece of property...this is the first time...

Mayor Tkazyik: Maybe you speak with Mike [city administrator] after the meeting and we'll look into it. If we need to make a call, we'll make a call.

Councilmember Perry: Thank you, Madam Chair. I have two things: The building on North Hamilton Street normally called #117...is there any plans for that building to be removed, torn down or the property cleaned up? Last year and the year before, deer were having babies. Apparently they have identified that as a safe place to be. Are there any plans to remove, clean or give a summons to the owner? My neighbors are complaining about it. I'm bringing it up right here. The other thing is: the building that's being constructed on the corner of Weed St. The neighbors want to know what the plan is for Fitchett Street, I believe. Is that Fitchett Street?

Corporation Counsel Ackermann: On the other side of the creek, Fallkill Creek?

Councilmember Perry: Yes. There's a dumping area and they're very concerned about that. Thank you. Thank you, Madam Chair.

Corporation Counsel Ackermann -With regard to 117 North Hamilton Street, several years ago the city sold that property, it was a city-owned property, to a developer to build a small senior apartment complex. They do have Site Plan approval, they've been through the planning process. I believe that the issue is that they are seeking financing right now in a competitive New York State financing scheme with regard to senior housing. That's where I think they are right now. I will pull out the agreement and review it to see what the agreement says about timeframes and whatnot. I'll also have the Building Department take a look at it with regard to see if we can take some action with regard to the agreement or through other means. The other issue is that parcel on the other side of the creek which was re-zoned. Right now there are no plans or anything before this body, to do anything with that portion of the property.

Councilmember Perry: In the meantime, is there a possibility that whoever purchased the property on Hamilton Street, could be directed to clean it up, if they don't want to do anything else? It needs to be cleaned up. I have six neighbors who voted for me so that I could do something about it. So, I will be keeping an eye on it and would like to be able to tell them that there's still hope.

Chairwoman Johnson When did they acquire that property?

Corporation Counsel Ackermann: Off the top of my head, I don't recall the exact date...

Chairwoman Johnson: Because it's been a very long time.

Corporation Counsel Ackermann: I know it has. The Planning Board process was lengthy but it has been some time. I'll pull out the agreements and we'll take a look at it.

Chairwoman Johnson I think we can say the same for the upscale steakhouse across from the Fire Safety Building?

City Administrator Long: I can give you a brief update on that. As you know, they spent six to eight months going through the planning board review process. There was an extensive review of the proposed plan. They have spent a significant amount of money with the architects and came up with a splendid building – it's really a gorgeous looking building. They have been in contact with several banks about financing, and they're in negotiations right now with a financing package. They had hoped to break ground this Spring. Again, with the economy, it's been a tough thing to get going, but I certainly think it will be well worth the wait when we see the building go up.

Chairwoman Johnson It's been awhile. 22 Lexington Avenue. Who owns that?

Corporation Counsel Ackermann: I would rather defer to that. There is pending litigation with 22 Lexington Avenue.

Chairwoman Johnson Okay. We were there cleaning up. The residents too, want to know who's going to cut the grass?

Corporation Counsel Ackermann: If there's a violation with regard to sanitation issues, the Sanitation Department has the authority to abate those violations.

Mayor Tkazyik I know they've been over at my direction or the direction of the Nuisance Committee on numerous occasions, but if it's due again, we'll notify them.

Chairwoman Johnson It's up to my waist, as I stated in Chairman Comments. A resident did go and cut the grass with her lawnmower on Make Poughkeepsie Shine Day, but they were making inquiries behind the fence. I threw a tie over there. The grass is very high in the front, and they're very concerned about that property. It is an eyesore. It really needs to be demolished.

Corporation Counsel Ackermann: It is the subject of litigation...

Chairwoman Johnson: I hope it gets demolished. Maybe a developer will come, Mr. Baxter, somebody and build something there. Something new. The residents want to see something new. I know the other building down the block, on the corner,

somebody bought that. I know, the garage is supposed to be boarded up. The kids kicked the doors in. They've been seen in there with a mattress, lighting flames. So. Councilmember Solomon.

Councilmember Solomon: Just two quickies. Do we have a Plumbing Board? Why don't we have a Plumbing Board? And, I thought we were going to be supported with the Hooked on Fishing and here the Roses have decided to stop. Just two questions.

Mayor Tkazyik Madam Chair, I'll let Corporation Counsel Ackermann speak to the Plumbing Board test, review, process and the changes to that. We did fund Hooked on Fishing. There was overtime. I can calculate last year, the city spent well over \$5,000 on the event. Basically, we asked them to "tighten up," the use of manpower. We asked them to get volunteers to stay overnight, rather than to ask the employees to stay overnight for two days. We asked them, because it came up last budget round if they could purchase their own worms and their own trophies. That was a \$1,000 savings. That came up in budget discussions last year, and they called it quits because of that, and that's the truth.

Councilmember Solomon: When I was there, they let me know stuff and when I spoke with you, you said that we have supported them, just not as much.

Mayor Tkazyik Yes, as with all groups. We're dealing with this with the Fathers Day Parade, right now with cutbacks. All groups are being told they need to cut back, from Kids' Expo to the Easter Egg Hunt. We need to "tighten up." With Easter Egg Hunt, basically, we told John that we'd have a guy or two to drop off everything and you've got to get your volunteers to set it all up.

Councilmember Solomon: I feel so badly about Hooked on Fishing, because it was such a nice event. Would you mind if I wrote them a letter and asked them to do those very things again and just keep the dialog open?

Mayor Tkazyik Sure, our intention was never to have them say, 25 years, that's it. We basically said, "We need you to tighten your belt, because we can no longer afford to have employees stay over Friday, Saturday and Sunday around the clock. That's a lot of money and manpower. It was like 4, 5 or 6 people. It wasn't like it was one person. Oh, and the plumbing. Mr. Ackermann can speak to that.

Corporation Counsel Ackermann: Just briefly. There have been changes, recent changes in the State Building Code which need to be addressed. The Plumbing Board exists. It's by code. There have not been any meetings because of changes in the Building code. Those changes need to be evaluated by the Building Inspector, to develop a plan that will come before this council, if there's any changes that are needed, based on these changes in the code.

Chairwoman Johnson: Who is on the Plumbing Board and when do they meet?

Corporation Counsel Ackermann: I believe their terms have expired, and I don't believe those terms have been filled.

Chairwoman Johnson: And, who's responsible for filling the vacancies of the Plumbing Board?

Mayor Tkazyik: I am.

Corporation Counsel Ackermann: I believe the Mayor...

Chairwoman Johnson: Oh, it's solely the Mayor's obligation?

Mayor Tkazyik: Because of the state code changes, I have held off reappointing both Plumbing and Electrical Board appointments.

Chairwoman Johnson: So it's both Plumbing and Electrical Board. And they both expired?

Mayor Tkazyik: Yes, and the Council will be seeing those recommendations to the code based on the State's changes. You'll be seeing that very shortly to our code.

Councilmember Solomon: And then we'll have new boards?

Mayor Tkazyik: In a nutshell, the bottom line is the State's are all driven, mandated now electronically, so there's no longer a need for the function of the Board, because everything is done uniform now through a State instructed test.

City Administrator Long: In the past, their primary purpose was to evaluate the test.

Mayor Tkazyik: Right.

City Administrator Long: And to see who passed and who didn't.

Mayor Tkazyik: I don't mean this in a bad way, but if you needed 70 to pass and they graded the test and you got a 68, you were added to the list of plumbers who were allowed to be plumbers in the city...that is no longer an issue because it now is a State given test. That has eliminated all of the complaints that you don't hear from those who might've had a grip with the Plumbing Board. That's why I always supported against the Republicans in the County Legislature. The um, Joe, you and I talked about the county licensing for both plumbing and electrical. Because it eliminates the monopoly. If you have a County license, you should be able to go into any jurisdiction within Dutchess County and not have to take a City exam or a town exam, but that did not pass in the county legislature and the county executive vetoed it on top of it.

Councilmember Rich: Thank you, Madam Chair. I have some new business and it pertains to a request by me of the Chair, that we, in the near future...I know we have lots of things coming up, but in the near future, we need a Committee of the Whole to talk about our park system. Our park system should not be thought about as ward parks. I hear with the Poughkeepsie Shine, "Joe, these are your parks." They're not my parks, they're city parks. We have to look at the whole city and its' park system. We have some problems for example in Eastman Park, but I expect that it being very close to the downtown that it has more than hoarders just to go in there. So I think that we have to be aware that we are about to increase our park system. Upper landing next year...a few years down we'll have Dutton. A few years after that, maybe sooner, Delaval. We even have a public walkway now behind Shadows and Grandview, so our park system is expanding. While it's expanding, the parks we already have need quite a lot of attention. And we have the financial problems we have been having and they're not going to get better. So I really think we really need to think about these public parks. As I've said with Eastman Park, I've had some terrible complaints about it that are chilling. I've wrote to Rich DuPilka and asked him to send it on to the Mayor and the Corporation Counsel and Milo. It's chilling, what I experienced with some of our volunteers and what they say is happening there. So, I'd like to suggest that we have to start thinking about our park system. Manhattan has Central. We have parks all over the place, and when the elevator comes in, they're going to want to go into our area of the city and they're going to want to go to the parks. We encourage that, but I'll tell you this much. If we put anybody from south of us or north of us or west of us in Eastman Park on any particular day, they wouldn't be coming back to the city of Poughkeepsie soon. We have got to start looking at our parks. We have litter problems, we have graffiti problems, we have crime problems, we have just cutting their grass problems and we need a couple of weed wackers just to knock down the stuff that's all around Eastman Park. Pretty soon it's going to be five or six feet tall. I was over there today at Eastman Terrace. I did an experiment. For a half an hour I cut down that particular amount of weeds where th people park. They have no parking off-street. So, I think we have to begin to see this park system we have needs to be thought carefully out. That's what I propose Madam Chair, sometime in the future, we put that on the Committee of the Whole and start thinking about our parks.

Chairwoman Johnson Thank you. Councilmember Herman.

Councilmember Herman: Well, I think when we're elected into our wards, it shows that Councilmember Perry is passionate about College Hill, as I am about Spratt. You have parks in your ward. I think you'd be opposed to me going down saying, "Joe your park is disgusting." I'm not going down there because I'm not responsible for that.

Councilmember Rich: Come on down...

Councilmember Herman: I'm not going down...

Councilmember Herman: I'm not talkin', I'm just talkin'...

Chairwoman Johnson You have the floor.

Councilmember Herman: My feeling is, is that I take passion in my park. You know, if you got five parks in your ward, well...those are your parks. Councilman Parise. He takes passion in Pulaski Park. You know, Committees for the Whole's for everybody to talk about everybody's park is ridiculous. You know, you have your parks. See to it that Recreation handles the problems in your parks. I have my parks and I see to it that Recreation handles the problems in the park as with every other park. These meetings over...how are you going to compare Poughkeepsie to Manhattan? Think about it, okay? You have your parks. You see that there's issues in your parks, and you address them. I address mine. ????? Perry addresses hers.

Chairwoman Johnson You mean Councilmember Perry?

Councilmember Herman: I apologize. Councilmember Perry and Mr. Parise. I'm not coming to your park, okay? I take passion in my park. And, everybody in my ward knows it.

Councilmember Rich: Spratt Park is not your park. It belongs to the City of Poughkeepsie and so does Eastman's Park. It is not your park. The wards are made up for a political purpose. They can be changed, and they have been changed. We are one city, and we have eight wards because of...we can change our charter and have four wards, or three wards or five wards or six wards. This is one city and we better darn well start thinking of us as a city, and not "ours" and "mine." It's not the case. We're all in this together.

Mayor Tkazyik I would have to agree with Councilmember Herman that the Committee of the Whole would be moot. I think that we're working with the resources that we have. I think that this is probably a topic for budget review under the Department of Public Works when we talk about recreation. I think we have a staff that's competent and does a great job as you all agree. They work hard...inundated with rain and events. We now charge for private events for use of manpower to maintain facilities and to clean up the growing number of city owned properties or vacant properties between Rec and Sanitation, they piggy-back off each other to help each other out. Take a look at Route 9 and what the State of New York DOT does with the corridors and ramps there. I just sent another letter from the Resolution the council passed two years ago, reminding them of how horrible it looks. So, it all comes down to time, money and manpower. I think it's all a discussion for the budget, because as I mentioned earlier, things are getting tougher, decisions are going to have to be made, cuts are going to have to be made. We're talking about increasing this, and increasing that, and the reality is the money is just not there. We're going to see that when we deliberate the budget for the 2013 process, and look at costs and at dwindling revenues. As I mentioned to you, I'm worried about the sales tax. We're beginning to see a slow decline in sales tax...about \$150,000. Is that correct Commissioner?

Commissioner of Finance Bunyi responded, yes.

Mayor Tkazyik This last quarter. About a \$150,000 decrease. I don't know if that's trend or something, but we have to watch that very carefully. Not to mention the County's concern of the deficit that they're facing. The cuts are coming from somewhere, and the ripple effect is going to happen. And, if you think it was tough budgeting for Dial-A-Ride now, based on a \$40 Million deficit, it's going to be worse in 2013. It's going to be, "What level of service can we continue to provide, and to afford, and what the taxpayers are going to be able to afford to pay. 2% cap is great, but is it really realistic, after we take in all the unfunded mandates that we have to budget for and take into account.

Chairwoman Johnson Vacant properties...?

Mayor Tkazyik Vacant properties, and I keep mentioning to you, 4 bargaining units with a contract. I presented 4 zeros. They all want 4 and 5 percent. That's why nothing is happening right now. This is the atmosphere we're dealing with; the environment we're in. I think it's all going to come down to budget and where we want to see the efforts placed. If manpower and Rec is a priority, something else may have to suffer. It's tough decisions and we have to put our best foot forward. All our parks are beautiful. We have a great park system. They're all citywide. We want to maintain them best that we can. These efforts such as Poughkeepsie Shine helps that. We need more of that. We want to make it annual. I think it's a great idea. It is these types of initiatives that are going to help sustain us going forward. I just wanted to add that.

Chairwoman Johnson I would like to ask Mr. Bunyi if it's possible to give an accounting of the cost of Hooked on Fishing. I'd like to open up communication again with Mr. and Mrs. Rose. I'd hate see it leaving Poughkeepsie. We cannot lose Hooked on Fishing...they're something we can do...

Mayor Tkazyik Madam Chair. It's just the way that it is operated. It could be done in such a simpler way that didn't involve all the manpower, grandstand. It would work if it didn't involve all that. It would save us some funds, and that's all we recommended.

Chairwoman Johnson Hopefully, we can have another little sit down. Go over details. Plan A is to have a sitdown. Plan B is we may have to do Hooked on Fishing ourselves. I don't see stopping kids from learning how to fish and have a fishing event is predicated on one person.

Mayor Tkazyik The question that has to be asked is the donations. Let's get a reporting of the contributions and where those contributions are going and what they're going to. Just as we ask these private groups that are coming to our facilities and ask them how much they are making on this contribution for this event? The City doesn't know that. So when we said that, "Could you cover the worms this year," I think that's a reasonable request when we're putting in over \$5,000 worth of manpower for two days.

Councilmember Boyd: That's what the City supplied, \$5,000 manpower?

Mayor Tkazyik: That's what City provided in manpower last year. I'd have to get the commissioner's numbers for this year. We significantly reduced the amount of manpower. But they still performed what they needed to.

Councilmember Boyd: When the letter came out and said the City is co-sponsors, who else is sponsoring?

Mayor Tkazyik They go to Trouts Unlimited, Dick's, Modells, they get fishing poles.

Councilmember Boyd: What was the cost for the worms?

Mayor Tkazyik I think it was maybe \$900...or \$600 or \$700. I don't want to...that came up when we talked about the hay for the Easter Egg Hunt. When we found out that they were ordering 80 bales of hay, I made phone calls and got 20 bales donated for free. All they needed was 20. But, because they wanted 80, they got 80. We can't operate like that anymore. We gave them 20 for free; Clove Excavating and Katie's Farm on Salt Point donated them. They got away with 20 bales, and it worked. Those are the types of changes we have to ask those groups to help us with in order to help save these programs.

Chairwoman Johnson We will need to meet with Mr. and Mrs. Rose and leadership and request County donations and see exactly what the situation is with Hooked on Fishing, and how we can save it with either Plan A or Plan B.

XI. NEW BUSINESS:

Committee of the Whole scheduled for the Historic Preservation Ordinance will be Wednesday, June 13, at 5:30 PM in the Common Council Chambers. Is everyone in attendance?

Councilmember Parise I will not be attending. I have to work that day.

Chairwoman Johnson Okay.

Mayor Tkazyik Madam Chair, that's the same day your packets come out. So, we'll put your packets on your desk for that meeting. Corporation Counsel will have the versions of the Ordinance that night in your packet, so we'll be able to go through them.

Councilmember Boyd: I just have one question. When we go by this Resolution introducing for the local law for the Historic Preservation, we have 3 days to adopt this. Is that correct before it goes out to Public Hearing on the 18th? We have 5 days? When are the changes made and when is it going on the website for the City so that other people can see it?

Mayor Tkazyik Madam Chair. This is the whole reason why I did not want to rush this Public Hearing. So, I'm working with everyone, working fast because it's very important to get this done, and I don't know what the reason is. However, the reason I didn't want

to do it that fast was because you're not giving the public one version to say, Okay, here's the boiler plate here's what the administration is recommending at one meeting with you guys and ay, Okay, I think we've reached consensus. Maybe in a few things we didn't. Now we have something to give to the public. Now you're going to give the public two sets on the 15th. You're going to give them a boiler plate and you're going to give them a recommendation from staff. Now you're going to confuse them more. This is what happened two years ago. You are repeating the same pattern we said we didn't want to repeat, but we're in a hurry, so the Council Chair has asked me, "Mayor, can you work with us?" I said, "Yes, I went to Mr. Ackermann. He said I can get it done, I can circulate it; we have a meeting tomorrow with staff to go over all the points so we can have it ready for your meeting. But, the public's going to get two versions on the website.

Councilmember Boyd: Why do we have to get two versions?

Mayor Tkazyik Because we don't have a product.

Councilmember Boyd: Why can't we use the version everybody's been using in the Town of Poughkeepsie and all the other municipalities...?

Mayor Tkazyik The State recommends a version so the City can achieve the CGL Status. There are points to each ordinance that vary based on the municipality. We have districts, we have certain things in our Building and Zoning Code that others don't. So, those are some of the types of languages that have to be inserted into this draft. That's why there's not one version. However, if we proceeded the way I recommended, we would have had a smaller group session outside the Committee of the Whole to say, Okay, we like the boiler plate, where can we find common ground, where can we have one package that the public is going to get. We may not agree on a couple of things, but at least they're looking at one version.

Chairwoman Johnson One thing I request is that each person will get an opportunity to speak. Let that person finish their conversation. If you find there are things you don't agree with, make a notation so you can bring it up when you have the floor. Vice Chair Rich?

Councilmember Rich: Thank you Madam Chair. I'll take your advice under consideration. The history of the Historic Preservation Ordinance 2009, we have 7 months of hearings...we pass it, it's vetoed. We override the veto on January, 2010. It's cancelled by the Common Council after three days. Now, we have another Historic Preservation Ordinance that was promised by the Council of 2010-11. They went through the process. Nothing happened in that two years for a vote. Now we've come to a new common council. We've been at this for 5 months. I don't consider 2 years and 5 months haste. I consider it to be slow. Why can't we do this? Why can't we do what the State has recommended? Why do we have to do it this way? I'm getting tired of it. I'm beginning to think that nobody wants this to be done in the Executive Branch. I don't want to think that way, but I'm beginning to be concerned. It looks that way to me.

Mayor Tkazyik Madam Chair. I don't want to go back and forth, but the record's got to be straight. The '09 Ordinance was anti-business, onerous regulations to property owners, in my opinion, which an ego drafted. One member's vision for the Historic Preservation. That was vetoed because it was anti-business, onerous regulations to property owners which I would not support. The Administration is in full support of Historic Preservation. We want to achieve CGL. I don't want to repeat the same patterns that happened in the past. That's why I didn't want to give the public two versions when we go out to review this up front.

Chairwoman Johnson I understand that. I personally don't want to repeat the past. However, members of the Common Council wanted to bring this matter up because we're getting into Summer vacation and didn't want to drag it out. Thank you, Mayor Tkazyik for at least agreeing to what certain members of the Common Council wanted to do...moving forward. We could've started off on the wrong track (with vetoes...) and I want to thank you for meeting us half way. I understand that this is a touchy and emotional situation. I ask that you put emotion aside, and deal with business. Corporation Counsel Ackermann?

Corporation Counsel Ackermann: Just briefly. In March, shortly after Assistant Corporation Brady came on board, I asked him to look at this, because I know it was an important topic to not only the Mayor, but to Council Chair Johnson had asked that we start this ball rolling. There was other legislation that we had to draft with regard to floodplains, which was very tedious, complicated and involved which took time out of it. Since March, he has been working on it. It's not that we're smarter with regard to the law. It's a model law. There's differences between the town, the village the city. We need a different appeals process than the Town of Poughkeepsie, the village has. We have to draft that our appeals process matches up with our other boards...is it going to go to the ZBA, City Council, Planning Board on recommendation of the Council. Those issues with appeals with criteria are unique to each municipality. There's not one municipality that's the same in one general model law really cannot fit each individual municipality across New York State. A good portion of it is going to be from the model law. There's unique situations about the City of Poughkeepsie which differ from that of the Town of Poughkeepsie or Rhinebeck. We need to be careful in drafting it so that it meshes with our existing code today, but with the governance that this city that is different than other municipalities. We have a Building Inspector. Other municipalities may have an engineer. The Town of Poughkeepsie has a different Building Department setup than we do. So you have to be cognizant of those issues and has to develop into our model law. I don't think that the exact law that the State recommends, needs to be word for word, but is a great basis and will be the basis for our Historic Preservation Law. I also communicated to Assistant Corporation Counsel Brady was that I didn't want it to be a vacuum, and that it wasn't just our department making these decisions in making it the final law. He's been reaching out to members of the community interested in Historic Preservation, has met with the County regarding what is being proposed, the Historic Preservation Commission and their versions, gathering their suggestions putting that in that hopefully the law presented to the Common Council once it's done...it is done but needs to be flushed out one more time and internally to make sure these issues are

addressed will have things that these groups are looking for. Another reason it's taken so long.

Mayor Tkazyik Madam Chair. Also, for the record, the administration was asked to review two versions: Model Ordinance and a Private Citizen's Version. Definitions in one were totally different than the definitions in the model ordinance. That's what also has taken time. Staff has even taken time to meet with that private citizen to go over those concerns. We were not just handed a boiler plate. We were handed two versions to review.

Chairwoman Johnson So you had the boiler plate version and the model ordinance version to look at by the Historic Commission with Holly Walberg?

Mayor Tkazyik It's a private citizen. I don't like to...

Chairwoman Johnson Well, no, because we have to be clear here. Tensions are rising around here. Councilmember Mallory?

Chairwoman Johnson Madam Chair. I'm glad we are moving forward, hashing out things. A public hearing has been set for June 18th. I would think that all of us, if three or four more public hearings were needed until we got it hashed out, fine. The situation is, we are moving forward. In my heart of hearts, there's got to be more time than the 18th. But the 18th is a date to start hearing comments.

Chairwoman Johnson That's why I wanted to put this on the calendar because of Summer vacation. Any other discussion? City Administrator Long, someone mentioned the Historical Ordinance in Auburn. Do you know anything about that?

CITY ADMINISTRATOR LONG: I wrote it. I've been working with Assistant Corporation Counsel Brady on this, and gave him a copy of the one from Auburn Ordinance.

Chairwoman Johnson- I spoke to Holly Walberg about it. She was pleased with Auburn's. She liked it in that it was strict. At least you're conferring with Assistant Corporation Counsel Brady about it. I had a lot of different specific conversations about that with Miss Walberg, looking at some things she had recommended, some of the things that were not really appropriate and things that were. One of the things I mentioned to Vice Chair Rich is that City Hall can help with this. There are certain wards that have historical homes in them. You have a listing of those homes, so we can draft a letter inviting these people to the public hearing since they are affected by this, so that they can come and no one can then say, "I didn't know." Also, let them know we are having a Committee of the Whole Meeting. Let them know about both events. If you need money for a stamp, let me know.

XII. ADJOURNMENT:

Official Minutes of the Common Council Meeting of June 4, 2012

A motion was made by **Chairwoman Johnson** and **Councilmember Boyd** seconded the motion to adjourn the meeting at 10:25 p.m.

Dated: January 10, 2013

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, June 4, 2012 at 6:30 p.m.

Respectfully submitted,

City Chamberlain



COMMON COUNCIL MEETING

Common Council Chambers

Monday, June 4, 2012

6:30 p.m.

6:00 p.m. presentation regarding
the Fall Kill Creek

I. PLEDGE OF ALLEGIANCE:

ROLL CALL

III. REVIEW OF MINUTES:

Public Hearing of Minutes from April 2, 2012

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

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

VI. MAYOR'S COMMENTS:

VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

VIII. MOTIONS AND RESOLUTIONS:

Presentation regarding the operation of Spratt and Pulaski Pool.

- 1) FROM COMMISSIONER OF FINANCE BUNYI, Resolution R12-44, approving an Inter-municipal Agreement with the Town of Poughkeepsie for the operation of Spratt Pool.**

IX. ORDINANCES AND LOCAL LAWS:

X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:

4. **FROM DARLENE JOHNSON**, a notice of personal injury sustained on April 24, 2012.
5. **FROM JFG & ASSOCIATES, INC.**, a notice of intent for DC Indoor Golf to obtain a Liquor License.

XIII. UNFINISHED BUSINESS:

XIV. NEW BUSINESS:

XV. ADJOURNMENT: