



# THE CITY OF POUGHKEEPSIE NEW YORK

## COMMON COUNCIL MEETING MINUTES

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**Monday, May 19, 2014 6:30 p.m.**

**City Hall**

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**I. PLEDGE OF ALLEGIANCE:**

**ROLL CALL**

**All Present**

**II. REVIEW OF MINUTES:**

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

**ADD:**

**VII. MOTIONS AND RESOLUTIONS:**

- 4. FROM COUNCILMEMBER PETSAS, Resolution R14-41, calling on the Governor, New York State Assembly and the New York State Senate to enact the “Abandoned Property Neighborhood Relief Act of 2014”.**

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

**Ken Stickle 118 Catherine Street** – First of all, I would like to ask anybody that is in the public from now on, out of respect for this country, when the pledge of allegiance is said to please stand. You do not have to salute the flag, but we show respect for it. You are going to hear a lot of people tonight coming in to talk about saving our youth. We do need to do something. I am asking every one of these parents who will come up and speak tonight, to remember something: they need to turn around and make sure they are spending enough time with their children. Gwen Johnson is trying to get the city money for a youth center and let me tell you something, she is a very strong woman and I believe she will get the money for this city. But it is going to take a lot of money and volunteers and a lot of these volunteers are going to need to be the parents. These parents need to stop being their children’s’ friend and

then need to be the parent of the child. I am hoping to see more parents coming out and spending more time with their kids this summer at parks and such so we do not have as many problems in the city of Poughkeepsie as we have had since Easter. We really need to do something in this city with the crime rates going up, the drug situations getting worse – it is time the parents start sticking up for their kids and going out and enjoying time with them.

**Frank Clark 50 Rinaldi Blvd** – Myself along with many other citizens are really upset with this administration continuing to try and do their best to sabotage the sanitation user fee program. At the last meeting, City Administrator Bunyi made yet another false and untrue statement when he said grants for recycling bins were not available at the time he was looking into them. If you go on to the DEC grant application website you will see there are grants to help pay for recycling bins with no deadline because it says “continuous”. Not only do they have grants for bins, but also to help pay for the salary of recycling coordinator along with a public educational program which was suggested two years ago as the most important step to reduce solid waste cost. They also have grants for collection vehicles, none of which have a deadline to apply. Finally, one bit of positive news is that shortly we will have a new mayor and I hope his first task would be to give some members of the administration their pink slips – it cannot happen soon enough.

**Dave Dooris 71 Garden Street** – I am here to talk about the crime in the city, the drug problem and I believe the only way to get this city back is to bring the fight to the street. We are not going to win this battle in these chambers, the mayor’s office or in any type of meetings. We have to meet them on their terms, on their turf. No battle was ever won in a backdoor room, they were won on a battle field and our job is to meet on the streets. This includes everyone in this room, every citizen, because no one in this city should live in fear or be afraid to leave their house at night to go to the store or market. How do I know? Because I have people in my own building who ask me to go to the store for them because they are afraid. So, to me the only way we will get anything done is to take the fight to the street and tell them we want our city back. And we will take it back to a vigilant and proactive city. This includes the clergy, rabbi, pastors; we need to do what we have to do. A peaceful march to show that you are there to care and to help will help. We will not win in these chambers, we need to take it outside and show them we want our city back – we need it and should take it back starting now. One thing else, I would like to congratulate the 6<sup>th</sup> ward woman on being visible and everyone should take a lead from her.

**George Bridle 8 Mansion Street** – I was here for a couple reasons, but Mr. Mallory cleared one up before he even got here. One thing is the parking down at Waryas Park, I am a tax payer at the city of Poughkeepsie and we have a public launch pad there for boats. I have a boat and I went down their Saturday and could not park. There was ten cars parked in the five slots on the upper deck for the trailers – you could fit two cars in each spot. I went home with the boat and called my councilman. He had a bum back and he came down there, took pictures, we called the police; they came down and ticketed everybody. I do not think these fines are enough, between the Ice House and River Station they have taken over the park as far as parking. I stood there Saturday and watched these people read the signs and they still stayed there. Something has to be done, some type of affirmative action so people can get their park back. I understand people have to make money, but like I said I am a tax payer and

I expect to go down there and be able to use that park. It is not happening, and it started last year when the Ice House opened. Maybe owners need to put signs up in their windows, something has to be done. I would like to thank my councilman Chris for coming down there with a bad back, I am glad to know we have an aggressive councilman in the first ward for a change.

**Elena Tomlinson 14 Fox Terrace** – First I was here at the last meeting and had a couple of problems. I want to say thanks to my councilwoman because she made an effort to get some of the things done. We still do not have a trash can on that corner, and it seems like it is a common thing for the school kids to come and fight. Every Friday it is a big fight, every day they fight there. I have pictures. I think the police are afraid of them. They destroy people's property and you cannot talk to them – I even had my fence torn down by them. I need to have my street back and need the shop owner to be responsible and clean up. I need my community back. If I am the only person to come here every two weeks, I will come every two weeks, until my street is back.

**Doug Nobelitti 145 Academy Street** – I empathize very much with the woman who just spoke, I have similar issues with Main Street. As you know I have property between Main and Market. I am tired of seeing all of the trash and garbage constantly thrown on the streets. We started a plan last summer where we removed a lot of the public receptacles because they were being misused by residents on some of the properties on Main Street and I pointed out how we have a missed opportunity to collect revenue by fining these people - these property owners, who, might not have a contract with a private quarter as they are required by your new ordinances. I have basically gathered up momentum of several of the businesses and we have gone around and cleaned Main Street on a regular basis for the past week and a half from Market to Academy, both sides including Garden and Liberty. The restaurants occasionally are kicking in, I am kicking in, and it is making a difference. We have had people comment about how the street does look better. However I am disturbed because the pile that is left on Liberty Street is being filled with residential trash and if you talk to the owners of Brasserie they can tell you the building it comes from. Again, if this person has not contracted for services then, you can in theory, collect all the penalties due from the date the ordinance went into effect. I'm glad many of you embrace the plan by PACE University; it stands to reason that city property sales need to be guided, they talk about land banking and smart development. The city has the opportunity to craft and construct the city we want it to be and the city we know it to be and the city it can be. Keep that in mind when you think about what is going on, maybe auctions aren't the best way to go, maybe RFP's are a little better. Moving back to having restrictions on the sales, I would hate to see another incident like what happened to Taylor Manufacturing and the parcel we sold them for expansion has now been sold at ten times over and is becoming the site for the expansion of the county jail. The jail actually needs to be out of Poughkeepsie and you guys should really be more vocal about that. When I speak to people in the know and hear that they all want it here, it has been pre ordained, it bristles me to know there is someone out there who is preordaining our future telling us "no, you're going to be the receptacle for the county's woes". And it is not just the county's woes it is the people that are brought to the area from outside the county who once here engaged in criminal activity and then add to the burden of the criminal justice system. So I really think that that is going to be counterproductive to any efforts developers can bring

to this city. We want our water front, our Main Street and our outlying neighborhoods connected, but we also need to have a clean functional city – one where the youth have something to do. We in theory can get ourselves a better transportation system if we fix what is wrong with the city. Just want to conclude with I hope you all look at the PACE presentation, understand the value of it focusing on the central business district, which is what our city is known by, and develop a plan where we can execute as much of this as possible.

**Nancy Cozean 115 Hooker Avenue** – I am supporting the public hearing for the Clarence Lawn Memorial at the rock garden park down on College Hill. I am going to show you guys something, this was given to us by the city department. [Opens rolled up paper/plans] Believe it or not College Hill is still a beautiful park. How fortunate we are to have this as the largest park. During the Arbor Day celebration we involved school kids, boy scouts, all of the colleges and are giving children an opportunity to become a part of the city. This is something that is not only creative but educational. Not only that, but it really gives us an opportunity to re-recognize the person who made a huge impression on the city of Poughkeepsie by beautifying it. Clarence Lawn was not just the father of American Rock Garden, he helped cultivate some 1,500 different plants. His garden, which is now on Forbus apartments, was internationally known. When they dedicated the memorial park to him, Mrs. Roosevelt came up from NYC, the Orange and Dutchess county gardens clubs were part of that celebration and about 2,000-3,000 people would go to College Hill on a daily basis. Not only to look at the beauty of the garden but of the park overall. By recognizing this as a landmark designation, it will hopefully again attract visitors.

**Carol Kozlowski 50 Hoffman Street** – I am also here about the Waryas Park trailer parking. You can never find a parking spot down there for your boat trailer; there are always cars there that do not belong there. I too had to call Mr. Petsus and I have to say he did call me back saying the police were informed and the people would be ticketed. We just went down there this evening before coming up here and they are still parking there, they do not give a damn. I think the fine that you will be fining these people should be doubled and maybe they will stop parking there. The boaters had two parking spots taken away from them on the bottom, not sure if they were given to the Ice House but they were lost. On top of the hill I believe you have 6 spots and that is only for the weekend, there are people there all weekend not being ticketed. Now the sign used to say April 1<sup>st</sup> to October 1<sup>st</sup> and it was changed since this Ice House opened from May 15<sup>th</sup> to October 1<sup>st</sup>. I want that sign changed. Those fishermen start fishing way in March and I think April 1<sup>st</sup> is not unreasonable to put on the signs. It is just not fair. Last year I went through this, I have not seen the sign changed yet. I would appreciate help from all council members to see if they can do something about this – this is your park too. I am just asking you to change the signs and to let the boaters have their time in the summer.

**Melissa Whitaker 18 Bement Avenue** – I am one of the committee members who organized the rally today that we had outside. We had anticipated more participation but it is what it is. I want to thank Mr. Petsus with helping us organize and also Ms. Gwen Johnson in her endeavors to get a youth center here. She does have our support. I am also looking forward to working with other councilmen and woman. I also want to thank the Mayor for meeting with

us as well. I do agree with the other gentleman who said it is going to take a lot of parental supervision and participation but I think we have proven just by showing up that we are being active participants in trying to save our youth. I have four children, each level, high school and middle school and elementary school and I am on every PTA board, at every sports game for my boys and I work full time – sometimes 60 plus hours a week. In fact, I took off this evening to come here and participate in the rally. It is going to take the village to save our youth. About the trash, there is a gentleman Brian Muse who gathered some youth together, and he is asking individuals who need yard work done so these youth and help. For the council people if you want to reach out to Citizens Committee for change, my name is Melissa Whitaker and you can call 845-380-9952 and we are looking forward to meeting with you and we are asking for your assistance.

**Warren Jones 18 Mount Carmel Place** – First thing I want to say is when we look at the definition of leadership it is a person who organizes and rallies people together for a cause. We have a cause that a lot of people spoke of today, about taking things to the streets in a non violent factor and also about the youth. There is an ongoing problem with the youth in this city. We know these things, but we have to ask ourselves as leaders if we are using the best of our ability to eradicate the situation because we know what it is. Malcolm X, Martin Luther King, Mother Theresa, all took it to the streets but in order to empower our youth we first have to know the situation at hand in order to help them. We have to be responsible within ourselves and then as leaders to change the situation. In 2012, I checked online, Poughkeepsie city was in the top ten of safest cities in the country and now that has changed drastically. We have to look at ourselves and ask if we are doing the best we can to help our young people. With that being said, I am in the community from NYC to here and I know that when we look at the young people – everything we do right now is for them. We will be in the grave and they will still be here. So we must ask ourselves what we are doing. Are we part of the solution or part of the problem?

**Steve Boone 9 North Hamilton Street** – I would just like to speak on the feces that is going on at the parks. I was sitting there this weekend watching the kids play, and people are walking around letting their dogs walk free. One of the kids had it all over them from these pit bulls that they let roam leash free. Going on from that, Hudson Valley Furniture, behind the Chance parking lot, has a big dumpster and every time the wind blows the trash goes all over the place - in the front of my yard, all over. It has a bin without a lid, and something needs to be done about this. Trash and dog feces everywhere, something must be done. It is ridiculous.

**Constantine Kazolias 47 Noxon Street** – This city reminds me of the Vietnam thing, have to run a city to save a city, but that's something else. Let's talk about the boat parking, which should be a tow away zone not just tickets. This is one of the very few places where the public can launch their boats. As far as the garbage, properties from Market Street to North Hamilton Street, people put their stuff out in the middle of the street. As far as the leash law, I approached someone with a pit bill and told them about it and he said "what are you going to do about it? Call the cops?" and it was very insulting. Believe me, I don't care for pit bulls they are viscous with no redeeming values. The city has been dealt a bad hand, the only way to save this city is to start from the city up – that's the only way, I am being honest.

**Bill Dykus 96 South Hamilton Street** – I believe in the youth too and still think they can be saved. I think there are a lot of good kids out there, also the difficult ones out there who need love and care. I would like to know when the last time some of them were told they were cared for by their parents, by their community – I would like to hear that more often. I know that turns kids around, I was a JD when I was a kid and I know that’s what turned me around. I am glad to hear that something is going to be happening with the youth and I am proud of our common council. I see a lot of good things, a lot more activity since the meetings of last year. I would just like to see more youth out here, with their parents, because they need them. I know parents are tied up working with this economy, but take the time.

**V. MAYOR’S COMMENTS:**

**Mayor Tkazyik-** Good evening Councilmembers, members of the public, Mr. Chairman, the Administration strongly supports the designation of the Clarence Lown Memorial Rock Garden and thanked Councilwoman Perry and former Mayor Nancy Cozean for their efforts in this undertaking.

Stated that he agrees with some of the residents tonight in relation to boat parking at Waryas. Suggests that we talk to the Chief and make sure he is aware of the enforcement issues down there, and that it is continuously enforced. Maybe its time to look at the increased fees or fines for those who park there, but also to be mindful of the signage, that it’s clear. Because as we all know from the residents of Parker Avenue, when visitors are coming to the Walkway, and then we see “Letters to the Editor” the next day stating “Welcome to Poughkeepsie, here’s my ticket” because they didn’t read the sign, they were blocking the driveway in front of hydrant or parking behind a sign that they didn’t see and didn’t know anything about. We need to make sure there is adequate space for the boats down at Waryas, maybe we need to add more spots of that size for them, but will definitely speak to the Chief regarding the enforcement and the council will consider whether the fees need to be increased or not.

Also, Saturday, June 14<sup>th</sup> will be the annual Father’s Day Parade, kicking off on Main Street with Mr. John Flowers. Thanked Councilman Joe Rich and the councilmembers from all eight wards who came out to support “Make Poughkeepsie Shine”. Thanked all of those who came out to volunteer that day to help beautify our city.

Save the date for our annual fireworks spectacular which will be on a Friday, in collaboration with Walkway over the Hudson. There will be fireworks taking place down at Waryas Park between the two bridges and will take place around 9:20 p.m. Also, this coming Sunday at 2:00 we will have the Memorial Day celebration at the American Legion Post at the Poughkeepsie Commons site on Hudson Avenue, so we invite all of the councilmembers and the members of the public to participate in that event.

On your agenda tonight is the new fee schedule for Engineering fees, and looking for new ways to create revenue for the city, just as we have done for Building, Planning and Zoning.

We now have an Engineering fee schedule, particularly for those who come to us with a application for us to consider.

Thanked Ms. Whitaker and all of those who came out tonight to speak about our youth, we had a positive dialogue, we have also have come up with some ideas to get the association moving. In collaborating with other agencies, and collectively the City, County, our State and Federal leaders must work together to create a youth center. And if the YMCA is going to be that location, a lot of collaboration must take part. It is something that the city cannot do alone, it is something that is going to involve a lot of area partners, both private and public and we will need the support of our elected leaders. Stated that both he and the city council are committed to that, and in working together, that can become a true reality.

## **VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:**

**Chairman Mallory-** Good Evening. This Council is supportive of working of working together with our elected representatives who is here today; one of them is Gwen Johnson on the county level and on the State and Federal level anything done to pursue a center. We are supportive of that and want to be partner with everybody. Also wanted to echo from Ms. Whitaker, very sure after today, especially since we have a phone number to contact, we will be reaching out to you in some capacity, to work with you in a collaborative effort, moving forward on ideas that we can address the concerns of our community, in particularly our youth.

Wanted to let those know in the chamber that the City of Poughkeepsie has been informed by the Pace Landuse Center that they will be receiving a grant to continuing our efforts in revitalizing Main Street. A communication will be underway and will have another public hearing forum on the five recommendations that they had.

Rob Rollison, Chairman of Dutchess County Legislator has formed a Jail Advisory Committee, which includes Dutchess County Minority Leader Barbara Jeter-Jackson, the Mayor and himself. The jail advisory committee will on an ongoing basis receive updates from the County Administration, as well as the Criminal Justice Council on the installation on temporary housing for inmates on the current jail property, and consider plans to construct permanent housing for inmates in the context of the Dutchess Couty overall criminal justice system. We will look to ensure public safety, fiscal accountability, professional services and operations to address the needs of those in the jail facility. As well as provide input on the development and support for commercial, residential properties, and the Walkway zoning.

Finally, of the course of three weeks, the City of Poughkeepsie Police Department, led by Lieutenant Claussen saw interested candidates, particularly minorities in taking the civil service exam in November of 2014 in serving in our police department. With assistance from colleagues on the council, our county representatives and stake holders in the City of Poughkeepsie, the City of Poughkeepsie Police Department had received responses from eight minorities, one of which is a woman. There members of our community, interested in serving and protecting our neighborhoods will receive direct hands on involvement on some

of our police departments responsibilities, studying support, homework review, pens and paper, other supplies, and pre-exam testing before the November 15<sup>th</sup> exam. All of this will take place beginning this week, two days a week, and will end on the last Saturday in October. Thanked all for working together, and wished the best for those seeking to serve our community.

**VII. MOTIONS AND RESOLUTIONS:**

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

**Corporation Counsel Ackermann** informed the Council that On March 26, 2014, the Historic District and Landmarks Preservation Commission (HDLPC) held a public hearing regarding the proposed nomination of “Clarence Lown Memorial Rock Garden” as a local historic landmark. The property located at College Hill Park on North Clinton Street is owned by the City of Poughkeepsie and was first established in June of 1931 by then City Park Superintendant Frank Berry as a tribute to Mr. Clarence Lown. Mr. Lown was a resident of the City of Poughkeepsie and is regarded as the father of American rock gardening. He generously shared his knowledge with any and all interested in his passion for rock gardening and horticulture. Today the rock garden dedicated to his name and memory is tended to by the Committee to Revitalize College Hill Park.

The “Clarence Lown Memorial Rock Garden” was nominated for historic designation by Ms. Holly Wahlberg on behalf of the College Hill Revitalization Committee. The Commission also considered several pages of research compiled by Ms. Wahlberg, which are attached hereto for your review.

The four Commission members in attendance all voted in favor of the proposed designation.

Pursuant to Section 19-4.5(4)(f) of the Code of Ordinances, I am forwarding the approved application proposing the designation of “Clarence Lown Memorial Rock Garden” as a local historic landmark to the Common Council for your consideration.

The Common Council must hold a public hearing prior to the designation of any landmark. The public hearing must occur within sixty (60) days from the date the approved application is received by the Common Council. The Council must approve or disapprove the designation within seventy-five (75) days from receipt of the approved application.

Please also find a proposed Resolution setting the public hearing concerning this proposed designation for June 2, 2014 at 6:00 p.m.

**A RESOLUTION OF THE CITY OF POUGHKEEPSIE, SETTING A PUBLIC HEARING REGARDING THE PROPOSED NOMINATION OF CLARENCE LOWN MEMORIAL ROCK GARDEN AS A LOCAL HISTORIC LANDMARK**

**(R14-39)**

**INTRODUCED BY COUNCILMEMBER RICH**

**WHEREAS**, the Clarence Lown Memorial Rock Garden, established in 1931, is a City

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owned property located at College Hill Park on North Clinton Street; and

**WHEREAS**, the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter “HDLPC”) held a public hearing on March 26, 2014 regarding the nomination of Clarence Lown Memorial Rock Garden as a local historic landmark; and

**WHEREAS**, the HDLPC voted in favor of the proposed nomination and approved the application on March 26, 2014; and

**WHEREAS**, pursuant to Section 19-4.5(4)(f) of the Code of Ordinances of the City of Poughkeepsie, the HDLPC’s approved application was forwarded to the Common Council for consideration on May 19, 2014; and

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

**NOW THEREFORE,**

**BE IT RESOLVED**, that the City Chamberlain be, and she hereby is authorized and directed to publish a Notice of Public Hearing to be held June 2, 2014 at 6:00 p.m. concerning the designation of Clarence Lown Memorial Rock Garden as a local historic landmark.

**SECONDED BY COUNCILMEMBER HERMANN**

R14-39			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

**Corporation Counsel Ackermann** informed the Council that on March 26, 2014, the Historic District and Landmarks Preservation Commission (HDLPC) held a public hearing regarding the proposed nomination of 148 Cannon Street as a local historic landmark. Poughkeepsie built five public schools during the second half of the 19<sup>th</sup> century, only two of those five survive today. One of those is at 148 Cannon Street (the Governor George Clinton School No. 8) which was built in 1875. Gov. Clinton School is Poughkeepsie's only largely intact 19<sup>th</sup> century school exterior. The building served Kindergarten through 8<sup>th</sup> grade students from 1878 to 1924 and general education high school students from 1926 to 1955. In 1956, the Poughkeepsie School District sold 148 Cannon Street to a Poughkeepsie firm predominantly involved in crafting experimental machine parts for major industries. Currently the property is owned by Jaikarran Chandradat.

Ms. Holly Wahlberg nominated 148 Cannon Street for designation. The Commission also considered several pages of research compiled by Ms. Wahlberg, which are attached hereto for your review. The four Commission members in attendance all voted in favor of the proposed designation.

Pursuant to Section 19-4.5(4)(f) of the Code of Ordinances, I am forwarding the approved application proposing the designation of 148 Cannon Street as a local historic landmark to the Common Council for your consideration.

The Common Council must hold a public hearing prior to the designation of any landmark. Notice of the public hearing must be sent to Jaikarran Chandradat, the owner of 148 Cannon Street, via regular mail. The public hearing must occur within sixty (60) days from the date the approved application is received by the Common Council. The Council must approve or disapprove the designation within seventy-five (75) days from receipt of the approved application.

Please also find a proposed Resolution setting the public hearing concerning this proposed designation for June 2, 2014 at 6:00 p.m.

**A RESOLUTION OF THE CITY OF POUGHKEEPSIE, SETTING A PUBLIC HEARING REGARDING THE PROPOSED NOMINATION OF 148 CANNON STREET AS A LOCAL HISTORIC LANDMARK**

**(R14-40)**

**INTRODUCED BY COUNCILMEMBER RICH**

**WHEREAS**, 148 Cannon Street, also known as Governor George Clinton School No. 8, built in 1875 is Poughkeepsie's only largely intact 19<sup>th</sup> century school exterior; and

**WHEREAS**, the City of Poughkeepsie Historic District and Landmarks Preservation Commission (hereinafter "HDLPC") held a public hearing on March 26, 2014 regarding the nomination of 148 Cannon Street as a local historic landmark; and

**WHEREAS**, the HDLPC voted in favor of the proposed nomination and approved the

application on March 26, 2014; and

**WHEREAS**, pursuant to Section 19-4.5(4)(f) of the Code of Ordinances of the City of Poughkeepsie, the HDLPC's approved application was forwarded to the Common Council for consideration on May 19, 2014; and

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

**NOW THEREFORE,**

**BE IT RESOLVED**, that the City Chamberlain be, and she hereby is authorized and directed to publish a Notice of Public Hearing to be held June 2, 2014 at 6:00 p.m. concerning the designation of 148 Cannon Street as a local historic landmark.

**SECONDED BY COUNCILMEMBER HERMANN**

<b>R14-40</b>		<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

**Councilmember Hermann** this was brought to the table on the heels of an ordinance change that required a similar change to the Historic Commission, asking that those who are appointed to that body attend meetings, and this is basically a supportive, transparent and active level of government. An accountable level of government, is good government, under most practices, and so it was requested that we extend that requirement to the cities other boards and committees, and because it requires a change in the administrative code, and since the code was adopted by a Local Law, it does require a public hearing, so we would invite the public to come out and chime in and bring their questions and opinions to the public hearing.

**RESOLUTION INTRODUCING LOCAL LAW  
AND PROVIDING FOR PUBLIC  
NOTICE AND HEARING**

**(R-14-34)**

**INTRODUCED BY COUNCILMEMBER RICH**

**BE IT RESOLVED**, that an introductory Local Law, entitled “Local Law to amend the Administrative Code to provide the participation on City Boards” be and it hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

**BE IT FURTHER RESOLVED** that the Council shall hold a public hearing on said proposed local law at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 5:30 o’clock P.M., on June 2, 2014; and

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

**SECONDED BY COUNCILMEMBER HERMANN**

<b>R14-34</b>			<b>Yes/Aye</b>	<b>No/Nay</b>	<b>Abstain</b>	<b>Absent</b>
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

**Councilmember Petsas** stated that the Attorney General’s Office had contacted him asking that this body support their efforts to institute the Abandoned Property Relief Act of 2014, we had some discussion on it at the last Council Meeting. It seemed to be a resolution that was generally

supported by the Corporation Counsel and the Common Council. Basically it's going to do a number of different things to try to deal with abandoned properties and obviously the City of Poughkeepsie has its share of abandoned properties with over 300. This will not only set up a database throughout the State so that the local elected officials can find exactly who owns the property, because sometimes it's a very difficult thing to go through. Lenders will be required to register their properties on state register. There is also a number of other initiatives in this. But basically it is really to try to make the banks to be a good property owner for the neighborhoods. As we all know, if you live in the City of Poughkeepsie, a lot of bank and lenders are not nice neighbors. They are not keeping up their properties and they are not maintaining them. Supporting this resolution, and if the bill goes through, the State Senate, it will help elevate a lot of the issues here in the City of Poughkeepsie.

**A RESOLUTION OF THE CITY OF POUGHKEEPSIE CALLING ON THE GOVERNOR, THE NEW YORK STATE ASSEMBLY, AND THE NEW YORK STATE SENATE TO ENACT THE "ABANDONED PROPERTY NEIGHBORHOOD RELIEF ACT OF 2014"**

**(R-14-41)**

**INTRODUCED BY COUNCILMEMBER RICH**

**WHEREAS**, in the wake of the financial crisis of 2008, there has been a marked increase in New York State in the incidence of vacant and abandoned residential properties securing delinquent mortgages, which properties frequently fall into disrepair, thus devaluing neighboring properties and harming the larger community; and

**WHEREAS**, these vacant and abandoned residential properties have become a blight in the City of Poughkeepsie and in many similarly situated neighborhoods across New York State because the properties are often boarded up, dilapidated, unsafe, inhabited by squatters or used for criminal purposes; and

**WHEREAS**, an accumulation in a community of vacant and abandoned residential properties that are not properly secured or maintained for extended periods can cause a marked decline in that community's real estate market and the state's property tax base; and

**WHEREAS**, there are documented instances of such properties being used by criminals to manufacture and/or distribute illegal drugs, thus leading to an increased likelihood of crime in and around the property and neighboring community; and

**WHEREAS**, the City of Poughkeepsie and similarly situated municipalities across New York State are often forced to expend taxpayer funds to prevent vacant and abandoned residential properties from becoming a public hazard, thereby depleting limited local resources; and

**WHEREAS**, the City of Poughkeepsie and similarly situated municipalities across New York State are often forced to expend taxpayer funds to investigate and determine the ownership, occupancy and foreclosure status of vacant and abandoned residential properties in order to ensure that, where applicable, the mortgagee is complying with current obligations under Federal, State and/or local law to secure and maintain the property, thereby further depleting limited local resources; and

**WHEREAS**, relevant provisions of existing State law, enacted in 2009, governing the maintenance of abandoned residential properties impose a duty on plaintiff-mortgagees to maintain vacant residential properties only *after* a judgment of foreclosure and sale has been entered by a court; and

**WHEREAS**, this recent State law has in many instances proven inadequate to address the growing number of vacant and abandoned properties falling into disrepair in the City of Poughkeepsie and in many similarly situated municipalities across New York State because many such properties are not subject to a pending foreclosure action, and many that are subject to a pending foreclosure have not proceeded, and will not in the foreseeable future proceed, to a court judgment of foreclosure and sale; and

**WHEREAS**, there is evidence showing that many current and former New York homeowners have been misled into believing they need to leave their homes earlier in the foreclosure process than the law actually requires, thus resulting in even more vacant and abandoned residential properties throughout our communities; and

**WHEREAS**, the “Abandoned Property Neighborhood Relief Act of 2014” would help the City of Poughkeepsie and similarly situated municipalities and their residents across the State better address the growing problem of vacant and abandoned residential properties by creating a statewide registry of such properties that can be electronically accessed by such municipalities; and

**WHEREAS**, the “Abandoned Property Neighborhood Relief Act of 2014” would help the City of Poughkeepsie and similarly situated municipalities and their residents across the State better address the growing problem of vacant and abandoned residential properties by imposing a duty on mortgagees and their loan servicing agents to promptly report these properties to the statewide registry and take earlier, *pre-foreclosure*, action to identify, secure and maintain such vacant and abandoned properties; and

**WHEREAS**, the “Abandoned Property Neighborhood Relief Act of 2014” would help the City of Poughkeepsie and similarly situated municipalities and their residents across the State better address the growing problem of vacant and abandoned residential properties by providing a much needed and readily available source of information on vacant and abandoned residential properties to local officials throughout the State; and

**WHEREAS**, the “Abandoned Property Neighborhood Relief Act of 2014” would help the City of Poughkeepsie and similarly situated municipalities and their residents across the State better address the growing problem of vacant and abandoned residential properties by also

establishing a statewide toll-free hotline that community residents can use to report suspected vacant and abandoned properties to the Attorney General and receive information regarding the status of registered properties, including the identity of the mortgagee or agent responsible for maintaining them; and

**WHEREAS**, the “Abandoned Property Neighborhood Relief Act of 2014” would help the City of Poughkeepsie and similarly situated municipalities and their residents across the State better address the growing problem of vacant and abandoned residential properties by ensuring that homeowners are provided with clear and early notice that they are legally entitled to remain in their homes until ordered to leave by a court;

**NOW THEREFORE,**

**BE IT RESOLVED**, that the City of Poughkeepsie, by this Resolution, hereby calls on the Governor, the New York State Assembly and the New York State Senate to promptly enact the “Abandoned Property Neighborhood Relief Act of 2014;” and

**BE IT FURTHER RESOLVED**, that the Mayor is hereby directed to transmit copies of this Resolution to the Governor, State Senator and Assembly.

**SECONDED BY COUNCILMEMBER HERMANN**

R14-41						
			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**VIII. ORDINANCES AND LOCAL LAWS:**

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

**Councilmember Klein** stated that he was notified by a gentleman from The Pines on Franklin Street to express concern about the people coming out particularly from The Pines parking lot. Some people from the city may not be aware, but it is a large facility. There is only one egress and entrance, and it is difficult, particularly at night for people coming out, because it is a 24 hour facility. They asked if there can be a parking restriction so that there is enough room for people to get out onto the street.

**ORDINANCE AMENDING §13-180  
OF CHAPTER 13 OF THE CITY OF POUGHKEEPSIE  
CODE OF ORDINANCES ENTITLED “MOTOR VEHICLES  
AND TRAFFIC”**

**(O-14-7)**

**INTRODUCED BY COUNCILMEMBER RICH**

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

**SECTION 1:** §13-180 of the City of Poughkeepsie Code of Ordinances is hereby amended by the following additions and deletions:

**Section 13-180 Parking prohibited at all times.**

When appropriate signs giving notice thereof are erected, parking upon the following streets or parts of streets shall be prohibited at all times:

**On the South side of Franklin Street starting at a distance 160 feet east of its intersection with South Avenue, continuing east for a distance of 90 feet.**

**SECTION 2:** This Ordinance shall take effect immediately.

**SECONDED BY COUNCILMEMBER HERMANN**

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

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

**Councilmember Johnson** this ordinance is prohibiting parking from the Southside of King Street from Roosevelt Avenue to Corlies Avenue. Essentially his constituents had properties adjacent to King Street for decades have been having quality of life issues, such as burglary, vandalism, breaking of doors and littering. With safety being a number one issue here in the City of Poughkeepsie, would like to do anything that will make them feel safe and secure, and they expressed that this amendment will do that for them. He has collaborated with Captain Pape and DPW, Commissioner Gent, making sure that this amendment will not conflict with sanitation and snow removal, or the Police Department. He thanked Assistant Corporation Counsel Gildard for helping to draft this resolution, as well as his colleagues for having patience while he was fine tuning this resolution.

**ORDINANCE AMENDING §13-180  
OF CHAPTER 13 OF THE CITY OF POUGHKEEPSIE  
CODE OF ORDINANCES ENTITLED “MOTOR VEHICLES  
AND TRAFFIC”**

**(O-14-8)**

**INTRODUCED BY COUNCILMEMBER RICH**

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

**SECTION 1:** §13-180 of the City of Poughkeepsie Code of Ordinances is hereby amended by the following additions and deletions:

**Section 13-180 Parking prohibited at all times.**

When appropriate signs giving notice thereof are erected, parking upon the following streets or parts of streets shall be prohibited at all times:

**On the South side of King Street between Roosevelt Avenue and Corlies Avenue.**

**SECTION 2:** This Ordinance shall take effect immediately.

**SECONDED BY COUNCILMEMBER HERMANN**

O-14-8			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Pery	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**IX. PRESENTATION OF PETITIONS AND COMMUNICATIONS:**

- 1. FROM McGRATH REALTY**, a presentation regarding the purchase of a portion of the Crannell Street parking lot. **Removed from agenda**
- 2. FROM BUILDING INSPECTOR BECK**, a communication regarding proposed amendments to the fee schedule for Engineering.



Gary E. Beck, Jr.  
Building Inspector

**THE CITY OF POUGHKEEPSIE**  
**NEW YORK**  
**BUILDING PLANNING & ZONING**  
62 CIVIC CENTER PLAZA, 2<sup>ND</sup> FLOOR  
POUGHKEEPSIE, NY 12601  
Phone: (845) 451-4007 Fax: (845) 451-4006

**2014 ENGINEERING REVIEW FEES**

SITE PLAN REVIEW	FEES
≤ \$5,000.00 Construction Cost	\$250.00
\$5,000.00 - \$20,000.00	%5 of the Construction Cost
\$20,000.00 - \$50,000.00	%4 of the Construction Cost
\$50,000.00 - \$100,000.00	%3 of the Construction Cost
≥ \$100,000.00	%2 of the Construction Cost
SWPP (Basic) ELSC/Drainage Report	\$500.00
SWPP (Full)	\$2000.00

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LAGRANGE CPL

Beck, Gary

From: Bolner, Greg  
Sent: Thursday, May 08, 2014 11:19 AM  
To: Beck, Gary  
Subject: Planning Board Fees

As requested, below is a description of how Planning Board fees are set in the Town of LaGrange.

For each submittal to the Planning Board, the following occurs:

1. Someone in our office looks at the information submitted and assess the level of effort required to review the information.
2. Based on this assessment, a lump sum fee is established for the completion of the review.
3. The Town notifies the applicant of the review fee and once approved, authorizes CPL to proceed with the review.
4. A review letter is prepared and an invoice is submitted to the Town for the lump sum fee.
5. Once the applicant addresses the comments and resubmits, the process starts at 1 above.

Where an applicant has a very straight forward application, fewer submittals are required and reviews fees are less. Where an applicant has a complex application or the project changes/evolves throughout the process, the application fees billed are more reflective of the efforts put forth to review the application.

Providing the lump sum fee prior to the review allows the applicant to dispute the fee prior to services being provided.



Supervisor Carol Campbell  
January 15, 2014  
Page 2

Thank you again for the opportunity to continue working with the Town. If you have any questions or need additional information, please call me at my office (845) 567-2011 ext. 2119 or on my cell phone (845) 220-7190.

Sincerely,  
Clark Patterson Lee

John J. Martin, P.E.  
Senior Vice President

Greg Bolner, P.E.  
Principal Associate

cc: Margaret Hart, Town Clerk  
Kurt Gardner, Highway Superintendent

3. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding seeking EFC funds for the replacement of water distribution infrastructure.

**Bunyi, Milo**

**From:** Purcell, Jesse  
**Sent:** Monday, May 19, 2014 1:59 PM  
**To:** Bunyi, Milo; Gent, Chris  
**Cc:** Karie, Joseph  
**Subject:** water quality 2014 reservoir and water main repairs

Milo, Chris,

A list of items the city is trying to handle in house to attempt to advert water quality concerns that we had in July 2013:

1. City staff is checking/sampling areas of concern, for low chlorine, every other day, some areas are being checked daily
2. City has Chlorine on hand to add to reservoir when needed, based on sampling
3. City and Water Plant have worked together to raise chlorine levels at the plant to 2.25 mg/l, this is 0.5 mg/l higher than last year, higher chlorine residuals translates to lower total coliform formation, in general
4. City and Water Plant will work together to manage chlorine levels as temperatures increase

Based on our meeting this morning, here are the recommendations for repair of water system items; Water System Capital Improvement Plan 2007 prepared by CH2M Hill

1. Full Reservoir Replacement – chlorine residuals drop often in warmer weather and stratification occurs
2. Water Main Replacements based on low chlorine residuals and pipe in need of repair, order of importance
  - a. South Avenue Water Main Replacement (1050' of 8" pipe) – CHGE to Route 9 (south) can't hold chlorine residuals ¼ the time, area of E.coli sample 2013
  - b. Cottage Street Replacement (1450' of 8" pipe) – main if falling apart, may help Mansion St where we had total coliform sample 2013
  - c. Garden Street Replacement (2700' of 8" pipe)– main is very old/corroded from the inside, may help Mansion St where we had total coliform sample
  - d. Thompson Street Replacement (1300' of 8" or 10" pipe) –main is old and small, larger pipe will help fire flow in the area
  - e. Mansion Street Replacement – (3224' of 8" pipe) main is old and small, larger pipe will help fire flow in the area, will help Mansion St where we had total coliform sample 2013
  - f. South Avenue Replacement – (810' of 8" pipe) near Oak St and Living St (north) main is old and small, just north of E.coli sample 2013

I hope this helps for tonight's meeting

Jesse

Official Minutes of the Common Council Meeting of Monday, May 19, 2014

EXTRACT OF MINUTES  
[Water Distribution System]

A regular meeting of the Common Council of the City of Poughkeepsie, Dutchess County, New York was convened in public session at the Council Chambers, City Hall, Poughkeepsie, New York on May 19, 2014 at 6:30 o'clock p.m., local time.

The meeting was called to order by \_\_\_\_\_, and, upon roll being called, the following members were:

PRESENT:

Councilmember Christopher D. Petsas  
Councilmember Joseph Rich  
Councilmember Robert L. Mallory, Jr.  
Councilmember Lee David Klein  
Councilmember Ann Perry  
Councilmember ShaRon McClinton  
Councilmember Randall A. Johnson II  
Councilmember Tracy Hermann

ABSENT:

The following persons were ALSO PRESENT:

Commissioner of Finance Kimberly Siegrist Coyle

The following resolution was offered by Councilmember \_\_\_\_\_, seconded by Councilmember \_\_\_\_\_, to wit;

BOND RESOLUTION DATED MAY 19, 2014

A RESOLUTION AUTHORIZING THE REPLACEMENT OF WATER DISTRIBUTION LINES AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,223,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

BE IT RESOLVED; by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") (by the favorable vote of not less than two-thirds of all of the members of the Common Council) as follows:

SECTION 1. The reconstruction and replacement of water distribution lines at various locations throughout the City, to address water quality issues, is hereby authorized at an estimated maximum cost of \$4,223,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 1 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty years.

## Official Minutes of the Common Council Meeting of Monday, May 19, 2014

SECTION 2. It is hereby determined that the aforesaid purpose described constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which have been determined under SEQR not to have a significant impact on the environment.

SECTION 3. The City plans to finance the total cost of said purpose by the issuance of serial bonds of the City in an amount not to exceed \$4,223,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds shall be applied to reimburse the City for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 6. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the City are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of the City a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 7. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Commissioner of Finance, the Chief Fiscal Officer of the City. The Commissioner of Finance is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Chamberlain is hereby authorized to affix the corporate seal of the City to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 8. The Commissioner of Finance is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and, to the extent applicable, to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The Commissioner of Finance is further authorized, in her discretion, to execute a project financing and loan agreement and any other agreements with the New York State Environmental Facilities Corporation and/or the New York State Department of Environmental Conservation and/or the New York State Department of Health, and amendments thereto, and to take such actions and execute such documents as may be necessary to provide for the financing or refinancing of the specific object or purpose set forth herein, or a portion thereof, by one or

Official Minutes of the Common Council Meeting of Monday, May 19, 2014

more notes or bond issues of the City and the sale of such issues to the New York State Environmental Facilities Corporation or its designee pursuant to the New York State Revolving Fund Program.

SECTION 10. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the City is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or
- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. The Chamberlain is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Poughkeepsie Journal, being a newspaper having a general circulation in the City and hereby designated as the official newspaper of the City for such publication.

SECTION 12. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Councilmember Christopher D. Petsas	VOTING	_____
Councilmember Joseph Rich	VOTING	_____
Councilmember Robert L. Mallory, Jr.	VOTING	_____
Councilmember Lee David Klein	VOTING	_____
Councilmember Ann Perry	VOTING	_____
Councilmember ShaRon McClinton	VOTING	_____
Councilmember Randall A. Johnson II	VOTING	_____
Councilmember Tracy Hermann	VOTING	_____

The foregoing resolution was thereupon declared duly adopted.

Approved: \_\_\_\_\_, 2014

\_\_\_\_\_  
John C. Tkazyik  
Mayor

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) She is the duly qualified and acting Chamberlain of the City of Poughkeepsie, Dutchess County, New York (hereinafter called the "City") and the custodian of the records of the City, including the minutes of the proceedings of the Common Council, and is duly authorized to execute this certificate.

(2) Attached hereto is a true and correct copy of a resolution duly adopted at a meeting of the Common Council held on the 19th day of May, 2014 and entitled:

BOND RESOLUTION DATED MAY 19, 2014

A RESOLUTION AUTHORIZING THE REPLACEMENT OF WATER DISTRIBUTION LINES AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$4,223,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE

(3) Said meeting was duly convened and held and said resolution was duly adopted in all respects in accordance with law and the regulations of the City. To the extent required by law or said regulations, due and proper notice of said meeting was given. A legal quorum of members of the Common Council was present throughout said meeting, and a legally sufficient number of members (two-thirds of the Common Council) voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, said regulations or otherwise incident to said meeting and the adoption of the resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the City and was duly affixed by the undersigned at the time this certificate was signed.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this \_\_\_ day of \_\_\_\_\_, 2014.

-SEAL-

\_\_\_\_\_  
Deanne Flynn  
City Chamberlain

*Executive Summary—Not a part of the Resolution*

This New Resolution for **\$4,223,000 Water Distribution System** includes:

<u>Purpose</u>	<u>Capital Budget Items</u>	<u>PPU (Max. Period for Financing)</u>	<u>Total Cost</u>	<u>Other Funds</u>	<u>Bonds Authorized</u>
Section 1: Water Distribution Lines	Reconstruction and replacement of Water Distribution lines at various locations throughout the City	40 years	\$4,223,000	\$0	\$4,223,000
Grand Total				\$0	<u>\$4,223,000</u>

4. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the proposed sale of a property of an unnumbered vacant lot on Church Street. (**Executive Session**)
5. **FROM FERDINAND RIVERA**, a notice of property damage sustained on April 9, 2014. **Referred to Corporation Counsel**
6. **FROM ALLAN RAPPLEYEA, ESQ.**, a notice of intent for Union Square Restaurant to renew their Liquor License. **Referred to Corporation Counsel**

**X. UNFINISHED BUSINESS:**

**Councilmember Rich** Make Poughkeepsie Shine 3<sup>rd</sup> year, and it was the biggest turnout, each year as it goes on the turnout is better and it will get bigger and bigger. We had a lot of groups come in and help, and lucked out, the weather was good.

**Councilmember McClinton** wanted to thank Middle Main, because they came out and they did Main Street and the warehouse area that is vacant there. Contacted Mr. Gent, thanked the Department of Sanitation and DPW for removing the tree stump on Fox Terrace, as well as cleaning up the Butternut. Thank you very much; I appreciate your help for addressing the issue at Bartlett Park.

**Councilmember Hermann** wanted to thank the constituents of the 8<sup>th</sup> ward who have joined Councilman Rich and extended a thank you to Councilmember Rich in this most worthy venture.

**Councilmember Perry** expressed her gratitude to the people who came out to help in the 5<sup>th</sup> ward. It was good to see people who just wanted to volunteer. Thanked the Sanitation Department for their support and to Mr. Bunyi, he showed up to make sure they had everything that they needed. Invited the rest of the people in the City of Poughkeepsie to join us when we have these cleanup days, and maybe we should even have more of them. Because if we complain all of the time that the city looks so dirty, each of us, everyone of us should join in the cleanup effort, not just on “Make Poughkeepsie Shine Day”, but any other day that you see trash all over the City of Poughkeepsie, let us start telling our children that they shouldn’t be throwing the candy trash all over the place, that they should start using receptacles for these things.

**Councilmember Mallory** thanked Vice Chair Rich, for three years he’s been leading the charge, and it has definitely made an impact on community involvement and all, so thank you so much for your efforts and all.

**Councilmember Klein** wanted to know if there was any report on Zacks Way?

**Corporation Counsel Ackermann** responded that today we received an offer for the property, which he will convey to the Council.

**Councilmember Klein** asked if we are concluded with the installation of the water meters.

**City Administrator Bunyi** responded, last Friday was the last day that In-line was here. We’re giving it a break through Memorial Day and then they’re coming back for one more week to pick up the pieces, but we’re about 95% done. The only thing primarily that is left now is the school district. None of the schools have been changed because they would like for us to do it when the kids are out. We have a couple of spots in the jail that needs to be replaced. Then we have the 300 abandoned and vacant buildings which we decided not to do, but we will come back and do them as they sell the properties. Only because, most of you know, people have been stealing the plumbing

**Councilmember Klein** asked for an update on parking meters.

**City Administrator Bunyi** responded that the parking meters are well on its way. The people who are to prepare the groundwork for each one of the meters have been here and done. The parking meters are going to be shipped sometime the last week of May, no later than the 2<sup>nd</sup> of June. As soon as they come in they can be put up, because they were pre-programmed before being shipped.

**Councilmember McClinton** asked City Administrator Bunyi about the condition of Main Street.

**City Administrator Bunyi** responded that Mr. Gent contracted someone.

**XI. NEW BUSINESS:**

**Councilmember Klein** during public comment, two people spoke about parking for boaters and trailers at Waryas Park. Someone had suggested Kaal Rock be a place that is suitable for boaters to ramp in. Is that something that city could take a look at.

**City Administrator Bunyi** responded that we can take a look at it. The biggest thing right now is we need to make sure that we ask the help of the Police Department, at set schedules, at certain times that they do go out there to make sure that people are behaving.

**Councilmember Klein** someone also inquired during public participation about grants for recycling bins?

**City Administrator Bunyi** stated that he is not sure, would appreciate help in finding that grant. As you know, we have a person who dedicates a big portion of his time looking through grants, and developing grants. Mr. Paul Hesse was given that job, and he has come back time and again and he checks on it almost on a monthly basis to see if something is available for us. We have been through the DEC, not sure if Mr. Clark can provide the link, we would be more than glad to jump on it.

**Councilmember Hermann** there is information on the DEC website that Mr. Clark is referring to. But it talks about state assistance programs for waste reduction recycling and also has this waste program. He wanted to thank Mr. Gent for taking the lead to find a cost effective port-a-potty for Spratt Park for Little League. He will be using some of his discretionary funds to do that, it is important enough to do that. Taking the lead of 7<sup>th</sup> ward colleague, looking for sponsors to hosts for median gardens and turn the medians on South Grand into gardens. If anyone in the 8<sup>th</sup> ward would be interested in taking on the task, or being a host to a median garden, please contact him. Thanked the Mayor and the Administration for supporting the Hudson Valley Community Service Aids Walk this Saturday. It was a great turnout, and the Mayor was able to put forth a proclamation on behalf of the city. Queen City Pride Festival is taking place June 5<sup>th</sup>-June 8<sup>th</sup>, want to encourage everyone to check out the website [queencitypridepok.com](http://queencitypridepok.com). This is going to be an opportunity for a community to come together, regardless of your identity and celebrate your community.

**Councilmember Petsas** parking along the waterfront, with the warm weather the waterfront is very busy, and having to deal with people illegally parked down there and we definitely need greater enforcement down there. On top of that, he has spoke with Corporation Counsel that we need to increase the fines. A \$20.00 fine is not cutting it. Not sure what the plan once the elevator goes in, but it will be some mess once it goes in. Asked if the street sweeper runs down Main Street at any point during the week? He wanted to know if there is a schedule when the sweeper is supposed to be on Main Street. The boat dock that is sitting in the grass, wanted to know what the plan is for it. Thanked the members of the newly formed committee, "The Citizens

Committee for Change”. They had their signs out tonight in front of city hall, they are trying hard to do good things in this community for the young people. He has met with them every week now to try to put together some sort of plan of support. He wanted to let you know that they are planning some movie nights in the city parks. They are developing a youth website that young people and parents in the City of Poughkeepsie can log onto and find all the different programs that are offered, and they are also looking to bring Big Brothers and Big Sisters back to the City of Poughkeepsie. Lastly, can we have the sign guy make a sign saying “Hall of Mayors” and have that put on top of all of the Mayors that are out there. There are a lot of kids from Poughkeepsie High School who come in and it will help them recognize that these are former Mayors of the City of Poughkeepsie.

**Councilmember Klein** stated that graduation season is approaching. Some graduations take place in the Mid-Hudson Civic Center. Asked if the Financial Plaza Parking Deck see some extra attention in terms of cleaning, and also the stairs close to the Hudson Valley Federal Credit Union are rusting out.

**City Administrator Bunyi** responded that the Financial Plaza Deck is on the schedule to be cleaned and the stairs are being looked at and will get back to you about what can be done with the stairs.

**Councilmember Rich** made a motion to go into Executive Session, **Councilmember Petsas** seconded the motion.

**Councilmember Rich** made a motion to resume the regular meeting, **Councilmember Petsas** seconded the motion.

## **XII. ADJOURNMENT:**

A motion was made by **Councilmember Petsas** and seconded by **Councilmember McClinton** to adjourn the meeting at 10:00 p.m.

**Dated: August 26, 2014**

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, May 19, 2014 at 6:30 p.m.

**Respectfully submitted,**

**Deanne L. Flynn**  
**City Chamberlain**



## **COMMON COUNCIL MEETING**

Common Council Chambers

Monday, May 19, 2014

6:30 p.m.

**I. ROLL CALL:**

**III. REVIEW OF MINUTES:**

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

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

**VI. MAYOR'S COMMENTS:**

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

**VIII. MOTIONS AND RESOLUTIONS:**

- 1. FROM ASSISTANT CORPORATION COUNSEL GILDARD,**  
Resolution R14-39, setting a public hearing for the proposed designation of Clarence Lown Memorial Rock Garden at College Hill.

2. **FROM ASSISTANT CORPORATION COUNSEL GILDARD**, Resolution R14-40, setting a public hearing for the proposed designation of 148 Cannon Street
3. **FROM COUNCILMEMBER HERMANN**, Resolution R14-34, setting a public hearing for proposed Local Law LL-14-3, amending the Administrative code to require attendance by Board Members.

**IX. ORDINANCES AND LOCAL LAWS:**

1. **FROM COUNCILMEMBER KLEIN**, Ordinance O-14-7, amending Chapter 13 regarding parking regulations on Franklin Street between South Avenue and Garfield.
2. **FROM COUNCILMEMBER JOHNSON**, Ordinance O-14-8, amending parking regulations on King Street between Roosevelt Avenue and Corlies Avenue.

**X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:**

7. **FROM McGRATH REALTY**, a presentation regarding the purchase of a portion of the Crannell Street parking lot.
8. **FROM BUILDING INSPECTOR BECK**, a communication regarding proposed amendments to the fee schedule for Engineering.
9. **FROM CITY ADMINISTRATOR BUNYI**, a communication regarding seeking EFC funds for the replacement of water distribution infrastructure.
4. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the proposed sale of a property of an unnumbered vacant lot on Church Street. (**Executive Session**)
10. **FROM FERDINAND RIVERA**, a notice of property damage sustained on April 9, 2014.
11. **FROM ALLAN RAPPLEYEA, ESQ.**, a notice of intent for Union Square Restaurant to renew their Liquor License.

**XIII. UNFINISHED BUSINESS:**

**XIV. NEW BUSINESS:**

**XV. ADJOURNMENT:**

