



**THE CITY OF POUGHKEEPSIE  
NEW YORK**

**COMMON COUNCIL MEETING  
MINUTES**

**Monday, November 21, 2011 6:30 p.m.**

**City Hall**

**I. PLEDGE OF ALLEGIANCE:**

**ROLL CALL**

**7 present, 1 absent**

**II. REVIEW OF MINUTES:**

CCM 4-4-11						
		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Johnson	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 Flowers	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Murphy	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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Herman	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"/>

CCM 4-20-11						
		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Johnson	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 Flowers	Voter	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Councilmember Murphy	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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Herman	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"/>

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

None

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

**V. MAYOR'S COMMENTS**

**Mayor Tkazyik** welcomed all students that are here participating in the Participation in Government class; we welcome you and thank you for being at our meeting, myself and Councilmembers are assistance to you if you need it. Thank the many Department Heads and Councilmembers that participated in the budget review sessions. They were very thorough, good questions were asked and also would like to thank the members of the public who came out tonight to speak on their concern with relation to the 2012 budget and the needs within our Poughkeepsie community, we thank you. I would also like to remind the council of the Festival of Lights on Friday, December 2<sup>nd</sup>, they are out there putting up the lights as we speak. The parade begins at 6:30 at Main Street and Garden Street. We look forward to everyone participating in that event. We participate with the downtown restaurants and the Bardavon in that celebration and it is a great way to bring people downtown, supporting our local businesses throughout the City of Poughkeepsie as well.

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

**Chairman Klein** also wished to join the Mayor in thanking all of the cities Department Heads for helping us review the preliminary budget last week. It was very beneficial for us to get a detail of each department.

**VII. MOTIONS AND RESOLUTIONS:**

**1. A motion was made by Councilmember Herman and seconded by Councilmember Parise to receive and print.**

**City Planner Morabito** informed the Council that the resolution is to set a public hearing for a zoning text amendment. There are a couple of young gentleman who have submitted an application for a recreational use in the C2 zoning district, basically simulated golf and they also plan to have a bar in the former ARF building in the Cranel Street lot. One of the young men is the son of the owner of

that business for many years. They looked at the allowances of uses in the C2 zoning district and they are very specific and he spoke with Director Wojtowicz several times and he thinks it's a great use and it's an up and coming things. They were proposing 4 golf stimulators, you stand there, hit the ball into a screen and there are a number of sensors that calculate your speed. You can play a number of different courses, it puts you where the ball lands, on an on you continue. You bring your own clubs there and you use your own clubs. They thought it was a great use however the way that the code is written, it's not allowed. In C2, one of the allowed uses says dance halls, billiard parlors, bowling alleys, skating rinks provided that such use is not on the street level well that's kind of outdated. As we all know the code is outdated in many respects. It's very specific, only those uses are allowed but if you go over to the C3, it says, commercial recreation such as but not limited to tennis clubs, skating rinks, dance halls, billiard parlors, bowling alleys, health clubs, and uses normally accessory to and then it lists accessory uses. They felt that same openness should be allowed and Director Wojtowicz worked with Mr. Ackermann to come up with a definition that could be put into the code for a sports and entertainment complex which says any building or site that has as its principal purpose operation of a facility for participatory sporting events, such a complex may include retail or restaurant uses, completely enclosed. They fell that this is an appropriate text change, just adding an additional use to the list of uses of the C2 zoning district.

**Councilmember Solomon** asked what the new proposed zoning code says.

**Planner Morabito** responded the draft zoning anticipates that would be changed to the urban-mixed use which would allow the use, recreational facility commercial and it would be allowed by special permit. This consists of 2 applications, site plan and special permit. As far as the bar, they are only looking for 13-14 seats at the bar which is now allowed by site plan approval. It would not be exclusively a bar, another words from what he understands, they actually came to the Planning Board and the Planning Board could take no other action then making a recommendation to this council and did not get that drafted up but that's all they could do because it's not an allowed use at this time.

**Councilmember Solomon** asked if it takes up the entire building.

**Planner Morabito** responded just the first floor. They have no plans for the second floor other then storage at this point and time. He indicated to them if this were all to go through and they were to increase their business to the second floor they would have to go back to the Planning Board. They don't have parking; basically the building is the site. So they would need a parking waiver.

**Councilmember Solomon** asked about the parking in the Cranel Street parking lot. Aren't we building a supermarket and doesn't it have designated parking.

**Planner Morabito** responded that it does, Save-a-Lot has agreed that there will be nighttime use of their parking lot.

**Councilmember Solomon** asked about their hours of operation.

**Planner Morabito** responded between 11:00 a.m.-11:00 p.m. in the winter, in the summer so they would be open between 11:00 a.m.-6:00 p.m. Only a portion of the Cranel Street lot is going to Save-a-Lot. They don't anticipate a high occupancy. Their business plan is to have people reserve the time, rather than people coming in sitting at the bar waiting for a simulator to open up.

**Councilmember Mallory** stated that hopefully after our public hearing they can have certain language that helps them out to make sure they say it's one thing and they make sure it is. We have dealt with this before in the city, where someone says one thing and no sooner they change and do another.

**RESOLUTION INTRODUCING AMENDMENT TO  
THE CITY OF POUGHKEPSIE CODE OF ORDINANCES ENTITLED  
"ZONING AND LAND USE REGULATION  
AND PROVIDING FOR PUBLIC  
NOTICE AND HEARING  
(R-11-89)**

**BE IT RESOLVED** that an introductory ordinance amending the City of Poughkeepsie Code of Ordinances, entitled "Zoning and Land Use Regulation," permitting, by special permit, sports and entertainment complexes in the Central Commercial District (C-2), be and it hereby is introduced before the Common Council of the City of Poughkeepsie in the County of Dutchess and State of New York; and

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

**BE IT FURTHER RESOLVED** that the Council hold a public hearing for public comments on said proposed ordinance at City Hall, 62 Civic Center Plaza, Poughkeepsie, New York, at 6:15 o'clock P.M., on December 5, 2011; 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.

On a motion by **COUNCILMEMBER HERMAN**, seconded by **COUNCILMEMBER PARISE**, the resolution was adopted on a vote of 7 Ayes, 0 Nays.

The Mayor declared this resolution adopted.

R-11-89		Yes/Aye	No/Nay	Abstain	Absent	
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Councilmember Murphy	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 Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Herman	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"/>

**2. A motion was made by Councilmember Herman and seconded by Councilmember Parise to receive and print.**

**Scott Volkman** informed the council that with the assistance of Assistant Corporation Counsel Paul Ackermann and Al Gernhardt from the IT Department they have worked very hard to Historically the Common Council has considered redistricting plans following each Census. It was done after the 1990 Census but was not completed until 1995, and then following the 2000 Census and was not completed until 2006. We are here and ahead of the curve at least as far as proceedings are concerned. We are also here in accordance with the Charter which does require a presentation to be made November for consideration by this Common Council. We have had a couple of issues to deal with along the way and it has been an interesting process. The Census data came back to the city in approximately April of this year and had a city population of about 32,736 people which had an operative number for each ward of about 4092. It didn't take much to look at to figure that there was something that was not matching up with this because it showed a population in the 1<sup>st</sup> ward of 5247 which was well beyond, 28% above the average for the city on a per ward basis, well beyond any increase in population. We did receive a letter from Dutchess County Planning who reviewed the entire county for errors in the process and they discovered and identified the fact that there was a census track in the first ward that had 1691 people and identified them as dorm residents and had them located at the Dutton Lumber site which is as you know vacant land for the most part and is being considered for redevelopment by the city. Following notification of that the Town of Poughkeepsie with the consent of the City of Poughkeepsie filed an appeal with the Census Bureau to have those 1691 people relocated from an obvious mistake to a proper place at the Marist College Campus in the Town of Poughkeepsie. That process is not yet complete but we made a conscious decision

to proceed with the expectation that such a glaring error will be fixed. What we ended up doing was backing out the 1691 people from the city population and redistributed the population throughout the city and it reduced the population on a per ward basis to 3881 people what would be required. The charter allows a 5% deviation on a per ward basis and that is about 194 people per ward, up or down. Ward 1, 3 and 6 all exceeded that 5% deviation and ward 5 was exactly at the 5%, 194 people. What we were considering was this map which showed the three wards that exceeded the deviation and needed to be addressed. The other wards were in legal limits but would have to be addressed as we cut out number throughout the other wards. We considered many different variations of the maps and tried to decide how to proceed whether we scrapped the current ward configuration in its entirety but after giving that some consideration we decided that we should keep the basic core ward system that we have and the basic core in each of those particular wards. The numbers, as indicated weren't that far off but some of the wards but did require some massaging as we considered the city a whole. Once we decided on how to proceed we looked at the city as an entirety and tried to look at the city on a neighborhood by neighborhood basis and we spent a lot of time on giving consideration to the implications of the Main Street corridor and how that impacts the City of Poughkeepsie and how at times it seems like Main Street is the dividing line between one side of town and the other. We made a conscious effort to try and address that and the way we proceeded here. Originally there were six wards that covered Main Street, under this new plan there are five wards that cover Main Street. Three of the wards actually cross Main Street, 1, 6 and 7, cross Main Street and 1 and 2 also share Main Street and 5 and 6 also share Main Street. There was a lot of attention given to the Middle Main Street area and there was a lot of passion involved in some of the considerations about the need for representation that didn't stop at that particular street and location at the center part of the city. We spent a lot of time talking about that, we spent a lot of time looking at our numbers, looking at our maps and taking virtual tours. Al Gernhardt was able to show us the implications of each potential change that we might make. We also spent a lot of time looking at the city on a virtual basis with Google Earth where you could actually drive up and down streets, drive up and down neighborhoods as we were considering this and we could see the impact of the streets and the divide, the streets and the neighborhoods associated with that. To deal with the Middle Main Street issue, we ended up expanding the 6<sup>th</sup> wards, cross that Main Street barrier. We feel as a committee that will have a positive impact upon the city. The changes that we made here, I want to emphasize that we did by consensus. Everything change we made we did by agreement by those who were present at those meetings. I can't think of a situation where we had a split vote and decided to take action which was contrary to the feelings of the committee. Everything we did as a group we did together, we did with consensus and we ended up with a unanimous vote on this map. It was 4-0, with 1 person absent, but it was essentially a unanimous process. We also spent some time studying some of the older ward maps and see if there were some historical issues that maybe we should take a look at. The program we used was able to plot out every street and every census track and plug

in the population from the census bureau. The software made the process much easier, being a former Councilman, the 1995 map that we adopted was not done with the benefit of the computer technology that we have today. I am sure that the 2006 map had the benefit of some of that technology but really the program and the person employing that program really was a tremendous advantage to our team and our committee and our process and we really couldn't have done it without them. Every ward ended up getting a change to some degree and we spent a lot of time trying to decide the best way to do that. We couldn't cut it up into 8 perfect squares but we did our best to keep the districts similar fashion to what they are, keep them as compact as possible and not take any significant or major steps that would a core or center part of a ward. The 1<sup>st</sup> ward we ended up making some changes, essentially keeping its Main Street corridor intact. We added a small section from the 2<sup>nd</sup> ward right next to the bridge ramp and a section which was previously in the 3<sup>rd</sup> ward. We tried moving, reconfiguring this Main Street area but we decided to keep Main Street where it was, represented by the 1<sup>st</sup> and the 2<sup>nd</sup> ward. The 2<sup>nd</sup> ward in addition to loosing this one small section here we made a little change along Hamilton Street to even some of the population there. Up in the 3<sup>rd</sup> ward, the most significant change came by taking what was previously the 3<sup>rd</sup> ward along the Main Street corridor and by extending the 6<sup>th</sup> ward up into the Main Street corridor. In the 3<sup>rd</sup> ward we added some property from the 5<sup>th</sup> ward and some of the area that was in the 3<sup>rd</sup> ward ended up in the 5<sup>th</sup> ward. The 5<sup>th</sup> ward also saw a small change in the area where the Main Street corridor is here but the 5<sup>th</sup> ward did keep the Main Street frontage. The 7<sup>th</sup> ward picked up some areas down around Glenwood Avenue and did give up a section to the 5<sup>th</sup> ward down along the Main Street corridor. The 4<sup>th</sup> ward ended up picking up some area from the 6<sup>th</sup> ward over in the Lockerman Avenue area, it picked up some area from the 8<sup>th</sup> ward over along Oak Crescent and Hooker Avenue. The 8<sup>th</sup> ward picked up from the 4<sup>th</sup> ward some area along Wilbur Blvd and the Stonebridge Condominiums and the 8<sup>th</sup> ward also picked up a small section up off College Avenue. Those are essentially the main change that we ended up making. The numbers ended up all being consistent with what the requirements are and all of the numbers are within the 5% range.

**Councilmember Solomon** asked why it was necessary for the 6<sup>th</sup> ward to extend past Main Street.

**Scott Volkman** responded that there was a lengthy discussion about the Main Street corridor about the importance of Main Street and the success of Main Street to the city as a whole and the fact that we believe that Main Street should not be the dividing line but the official boundaries should extend beyond Main Street one way or the other. I think that we all felt that there would be a no mans land in the middle of Main Street by doing that.

**Councilmember Solomon** stated that she is glad to get that area but she lost her 3<sup>rd</sup> district and am very sad to see those people go because she has been working with them for 6 years and they all know each other very well. Stated that she also

sees a peculiar triangle that goes all the way down Main Street to Fountain Place and wanted to know why she also has that now.

**Scott Volkman** replied that triangle area had been in the 5<sup>th</sup> ward but in crossing Main Street and trying to deal with some of the Main Street issues and having to pick a population that was an area that we decided would be appropriate for the 6<sup>th</sup> ward. He also stated that he doesn't know what the 3<sup>rd</sup> district is; they didn't look at this from a political district map.

**Councilmember Solomon** responded that the 3<sup>rd</sup> district starts at Platt Street and goes up to Osborne from Lockerman to Barnard.

**Joan Sherman** replied that it is important to look at those tiny numbers on the map because they are not permitted by law to divide a block, to divide a census track. So that where there were large numbers and small numbers they had to work within the constraints and that might have been appropriate to put that triangle elsewhere but they had to look at that point being satisfied that they had crossed Main Street, we had to look at that point and see the numbers adjusted so they did the best they could and tried to keep the districts as concise as possible.

**Councilmember Johnson** asked if that was track 43 over there on College Avenue, the area of College Avenue where Fountainbrook is. That's always been a part of the 7<sup>th</sup> ward and if possible she would like to see that continue to be a part of the 7<sup>th</sup> ward. She stated that she was very much affected by the last redistricting, it was really the 5<sup>th</sup> and the 7<sup>th</sup> that was really affected especially the 7<sup>th</sup> ward. Stated that her ward got chopped up last census and that area is very important because she has a median that was dedicated to Nadia Vankor and she was the young lady that was killed in the head on collision and her mother lives there and she dedicated a median to her and she doesn't want to cause any more hardship on this family.

**Chairman Klein** asked Mr. Volkman and Mrs. Sherman if their commission's mission is based on political consideration and data from the census correct.

**Scott Volkman** responded that is correct.

**Councilmember Johnson** added that before she lost West Arnold, Fitchett, Milton and she had lost that entire area, she lost a lot and half of Glenwood. Now she has other half of Glenwood which was always a part of the 6<sup>th</sup> ward. She wanted to know if there is any way that they can maybe adjust Glenwood to keep College. She lost Jewett, so if there is any way they can do anything with the Glenwood and the Jewett just to reinstate College she would greatly appreciate that. She stated that they have a lot to play with, the Jewett area and the whole Glenwood. If you look at the old map you can see what she's talking about and the map prior to this one you will see how much was already was taken away

from the 7<sup>th</sup> ward. She would really like for College to remain in the 7<sup>th</sup> ward and make whatever adjustment on Glenwood and Jewett, if possible.

**Councilmember Mallory** thanked both of them for coming. He wanted to be clear on their presentation; you are working with the census as far as how you balance the wards?

**Scott Volkman** responded that is correct, except for the issue with the 1<sup>st</sup> ward.

**Councilmember Mallory** stated that you shared the number was 198 per ward spread out for a deviation.

**Scott Volkman** responded, 194. The deviation right now is 194, if we were using the original numbers the deviation could have been higher but the ward counts would have been 4092 versus the actual count of 3881.

**Councilmember Mallory** asked for Mr. Volkman to explain to him for the 3<sup>rd</sup> ward, the 1<sup>st</sup> ward encompasses property area that was once the 3<sup>rd</sup> ward and now is part of the 1<sup>st</sup> ward. How did that decision process come into place, up by Clark Street in that area and also in the 5<sup>th</sup> ward is now Morton Street, Fairview, how did that decision become made to put those two in there where he loses that population in that ward.

**Scott Volkman** responded that one of the fundamental issues to deal with in trying to pick a population for wards that were below our threshold substantially and the 1<sup>st</sup> ward was 8.37% below the threshold; they had to pick up certain census blocks where the numbers made sense to add up. They did consider picking up some of the property down along the Main Street corridor, but really when you are dealing with the 1<sup>st</sup> ward, you can only go into the 2<sup>nd</sup> ward or you go into the 3<sup>rd</sup> ward to pick a population so they picked up a little bit of population out of the 2<sup>nd</sup> ward. Even by doing that, the 1<sup>st</sup> ward is still down 119 people but they made a decision that they weren't going to get perfect numbers anywhere, they got as close as they could without going into neighborhoods that didn't seem that it could be worked because of the current dividing line for the ward.

**Councilmember Mallory** thanked Mr. Volkman and asked that now the 3<sup>rd</sup> ward is basically in and around 98% of the optimum based on the census.

**Scott Volkman** responded that you are less than 1% off; you are down by 38 people. That is probably the closest ward that they ended up getting. It wasn't by design, it was by chance, and that's how it ended up. The 7<sup>th</sup> ward is 32 over; those are the 2 closest we have. The 3<sup>rd</sup> ward is 38 below, the 7<sup>th</sup> ward is 32 above, and they are both about statistically 8/10ths of 1% off.

**Councilmember Solomon** asked when this would take effect, for the 2012 presidential election or the year after.

**Scott Volkman** responded that it would take affect for Common Council race in the 2013 election. It would take affect for district boundaries for 2012 so the district boundaries would be in effect for the 2012 Presidential election.

**Councilmember Solomon** asked if it takes effect in 2012 and the Common Council races in 2013, then until that time, the ward that they know is their ward and then after that election it becomes somebody else's.

**Scott Volkman** responded that is correct, your ward will remain intact for your ward purposes for the balance of your term.

**Councilmember Parise** asked Mr. Volkman what streets the 1<sup>st</sup> ward picked up from the 2<sup>nd</sup> ward.

**Scott Volkman** responded that just one little section off of Rinaldi Blvd with 18 people.

**Councilmember Herman** asked about the 8<sup>th</sup> ward and Grand over to College and Meyer down to Fountain is going to the 8<sup>th</sup> also.

**Scott Volkman** responded that is correct.

**Chairman Klein** asked Mr. Volkman to give the Council an idea of how many times he and his colleagues met.

**Scott Volkman** responded that they met between 12-14 times. They had some time period where they were hamstrung by not having the software program ready yet and then the error and trying to figure out how to deal with that. Once they decided how to do it, Al had to override the software so it would change those numbers. There was some downtime during that process there plus they had the summer in the middle but they picked it up and worked hard in September and October to get to this point in time. Some points we had things moved in one ward and then three meetings later we moved it back. It was a fluid process, it was a constant motion and the numbers are what they believe as fair as we could get them and as close as we could get them.

**Chairman Klein** asked and the product you propose is the product of a unanimous bipartisan commission.

**Scott Volkman** replied that's correct.

**Assistant Corporation Counsel Ackermann** informed the council that this resolution is setting the public hearing for the proposed Local Law for the plan of

redistricting. The resolution would set the public hearing, tentatively for 6:00 p.m. on Monday, December 5, 2011 before your council meeting. On your desk which was presented tonight is the text version of the ward divisions. Your support on this resolution would just be setting the public hearing and it's anticipated that the council would vote on the plan at the following meeting on December 19<sup>th</sup>.

**Councilmember Johnson** stated that the last redistricting took years for them to come before the council, is there any urgency in this.

**Assistant Corporation Counsel Ackermann** replied that according to the City Code, any year ending in 1 there's a schedule that needs to be followed and its clear in the charter that it's to be adopted by the end of the year.

**RESOLUTION  
(R-11-90)**

**INTRODUCED BY COUNCILMEMBER HERMAN**

**WHEREAS**, by earlier resolution, the Common Council appointed members of the Redistricting Commission in accordance with Article II, Section 2.09 of the Charter of the City of Poughkeepsie; and

**WHEREAS**, the Redistricting Commission has submitted a draft plan of redistricting which is found by the Commission to comply with all requirements of law and the Charter, and is consistent with constitutionally and legally accepted principles of representation; and

**WHEREAS**, pursuant to Article II, Section 2.10 of the Charter of the City of Poughkeepsie, the Common Council wishes to give due consideration to the plan of redistricting; and

**WHEREAS**, the City Charter and the New York State Municipal Home Rule Law further require that the Council shall enact a plan of redistricting by local law, subject to permissive referendum; and

**WHEREAS**, the Common Council wishes to provide for the public hearing that is required to be held with regard to said local law and pursuant to the City Charter; and

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Common Council of the City of Poughkeepsie hereby acknowledges receipt of the report of the Redistricting Commission; and be it further

**RESOLVED**, a public hearing to receive comment upon said draft plan shall be held in accordance with the City Charter and the Municipal Home Rule Law, which public hearing shall be held commencing at 6:00 p.m. on Monday, December 5, 2011 in the Common Council Chambers, third floor, City Hall, 62 Civic Center Plaza, Poughkeepsie, NY; and be it further

**RESOLVED**, that the City Chamberlain is hereby directed to give notice of said public hearing by publication in the newspaper of record on or before November 30, 2011 and she is hereby further directed to make copies of the draft plan of redistricting available to the public at her office during normal business hours until such time as the Council shall have acted upon the plan of redistricting;

**SECONDED BY COUNCILMEMBER PARISE**

R-11-90			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Accepted as Amended <input type="checkbox"/> Tabled	Councilmember Johnson	Voter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Councilmember Murphy	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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	Councilmember Parise	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Herman	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"/>

**VIII. ORDINANCES AND LOCAL LAWS:**

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

1. **FROM CHRISTINE KNAPP**, a notice of property damage sustained on September 27, 2011. **Referred to Corporation Counsel**
2. **FROM COLLIN GRANT**, a notice of property damage sustained on November 1, 2011. **Referred to Corporation Counsel**
3. **FROM NATIONWIDE ASO WALTER MYERS III**, a notice of property damage sustained on September 1, 2011. **Referred to Corporation Counsel**
4. **FROM JOHN GIANNETTI**, a notice of property damage sustained on October 4, 2011. **Referred to Corporation Counsel**
5. **FROM ROSE RUDDEN**, a notice or property damage sustained on October 29, 2011. **Referred to Corporation Counsel**

**X. UNFINISHED BUSINESS:**

**City Administrator Long** gave an update on the Ice House and stated that the developers are hoping to have it opened this Spring.

**Councilmember Solomon** stated that the Mayor has said many times that \$445,000 is spent annually on youth programs, she asked for a breakdown on spending for youth programs. She also wanted to know if the park festivals are still in the budget.

**Mayor Tkazyik** responded yes, everything that was in the budget last year is in the budget next year, nothing was cut.

**XI. NEW BUSINESS:**

**Councilmember Mallory** asked about who controls and approved the content on the City website.

**City Administrator Long** responded that it depends on what you are proposing to change. Al Gernhardt has been the webmaster for the most part, he is the creator of the website and does all the updates. The Department Heads feed him information as far as updates and changes.

**Mayor Tkazyik** added that any authorization would have to go before the City Administrator or the Mayor and would have to be approved. We just started posting the snow emergency route information. Anything that goes through the Citizen Observer, news update is preapproved.

**Councilmember Herman** inquired about the status of Occupy Poughkeepsie. He wanted to know if the fire department is going to make checks down there.

**Mayor Tkazyik** responded that there have been several internal discussions regarding the matter there. It is being reviewed and they are reviewing it with Police and Corporation Counsel. They are reviewing the current court cases and decisions but there have been checks regarding your concerns with open flames.

**Councilmember Herman** asked if they are following the rules of the parks and getting permits.

**Mayor Tkazyik** responded they had a permit for public demonstration.

**Assistant Corporation Counsel Ackermann** added that they originally filed for an Assembly Permit and it is his understanding that they have been actually stepping off the park grounds in the overnights, not occupying after 11:00 p.m. There were city ordinance violations that were issued and the police continue to monitor it.

**Chairman Klein** asked if there is a duration on the permits.

**City Administrator Long** responded that there is not tenure on that.

**XII. ADJOURNMENT:**

A motion was made by Chairman Klein and seconded by Councilmember Herman moved to adjourn meeting at 7:35 p.m.

**Dated:**

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, June 29, 2011 at 6:00 p.m.

**Respectfully submitted,**

**City Chamberlain**



**COMMON COUNCIL MEETING**

Common Council Chambers

Monday, November 21, 2011

6:30 p.m.

*6:00 p.m. Public Hearing regarding the 2012 Budget  
Presentation by the Redistricting Commission*

**I. PLEDGE OF ALLEGIANCE:**

**ROLL CALL**

**III. REVIEW OF MINUTES:**

**Common Council Meeting of April 4, 2011**

**Public Hearing of April 20, 2011**

**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 DEVELOPMENT DIRECTOR WOJTOWICZ**, Resolution R11-89, setting a public hearing for amendments to the zoning code allowing for Sports and Entertainment Complexes in the Central Commercial District (C-2).
- 2) **FROM ASSISTANT CORPORATION COUNSEL ACKERMANN**, Resolution R11-90, introducing Local Law No. LL-11-7, and setting a public hearing for the proposed plan of redistricting pursuant to Section 2.10 of the City Charter.

**IX. ORDINANCES AND LOCAL LAWS:**

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

6. **FROM CHRISTINE KNAPP**, a notice of property damage sustained on September 27, 2011.
7. **FROM COLLIN GRANT**, a notice of property damage sustained on November 1, 2011.
8. **FROM NATIONWIDE ASO WALTER MYERS III**, a notice of property damage sustained on September 1, 2011.
9. **FROM JOHN GIANNETTI**, a notice of property damage sustained on October 4, 2011.
10. **FROM ROSE RUDDEN**, a notice or property damage sustained on October 29, 2011.

**XIII. UNFINISHED BUSINESS:**

**XIV. NEW BUSINESS:**

**XV. ADJOURNMENT:**

