



## **COMMON COUNCIL MEETING**

Common Council Chambers

Tuesday, September 8, 2015

6:30 p.m.

*5:30 p.m. Public Hearing regarding the  
proposed ordinance requiring a live-in superintendent  
for apartment complexes with nine or more units.*

**I. ROLL CALL:**

**II. REVIEW OF MINUTES:**

Common Council Minutes of April 20, 2015

Common Council Minutes of the Public Hearing of April 20, 2015 (regarding  
proposed zoning change for 110 South Grand Avenue)

Common Council Minutes of May 4, 2015

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

**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:**

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

**VII. MOTIONS AND RESOLUTIONS:**

- 1. FROM CITY ADMINISTRATOR BUNYI,** Bond Resolution R15-70 amending  
previous Bond Resolution R15-16 to include capital improvements for sewer  
purposes.

2. **FROM CITY ADMINISTRATOR BUNYI**, Resolution R15-71, adopting Title VI guidelines for the city transit system.
3. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R15-64, consenting to the assignment of an Agreement with IBM for the sale of water.

**VIII. ORDINANCES AND LOCAL LAWS:**

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

1. **FROM MCCANN-CAVEN BOARD MEMBER BOB MAGILL**, a presentation regarding the two city owned golf courses.
2. **FROM CITY ADMINISTRATOR BUNYI**, a presentation regarding the federal funds the City of Poughkeepsie has received.

**X. UNFINISHED BUSINESS:**

**XI. NEW BUSINESS:**

**XII. ADJOURNMENT:**

**RESOLUTION  
R15-70  
EXTRACT OF MINUTES**

[Supplemental Resolution for Pump Station Renovation, CSO & WWTP Improvements]

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 September 8, 2015 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 E. Perry  
Councilmember ShaRon McClinton  
Councilmember Randall A. Johnson II  
Councilmember Tracy Hermann

ABSENT:

The following persons were ALSO PRESENT:

Acting Commissioner of Finance Karen Sorrell

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

**SUPPLEMENTAL BOND RESOLUTION DATED SEPTEMBER 8, 2015**

**A RESOLUTION AUTHORIZING IMPROVEMENTS TO SEWAGE PUMP STATIONS, IMPROVEMENTS TO THE WASTEWATER TREATMENT PLANT, AND IMPROVEMENTS TO ADDRESS COMBINED SEWER OVERFLOW, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE, DUTCHESS COUNTY, NEW YORK IN AN ADDITIONAL AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,500,000 FOR A TOTAL OF \$11,256,000, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE COST THEREOF, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE COMMISSIONER OF FINANCE**

WHEREAS, the City of Poughkeepsie, Dutchess County, New York (the "City") has previously approved its Bond Resolution No. R15-16 dated February 17, 2015, regarding Pump Station Renovation and CSO (the "Bond Resolution"), authorizing the issuance of serial bonds for the purposes described therein in an aggregate principal amount not to exceed \$7,756,000; and

WHEREAS, it is necessary to amend and supplement the Bond Resolution to authorize the issuance of serial bonds for sewer purposes in the additional amount of \$3,500,000, for a total of \$11,256,000; and

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

SECTION 1. Section 1 of the Bond Resolution is hereby amended and supplemented to read as follows:

SECTION 1. The improvement of pump stations including Meyer Avenue Pump Station, Pine Street Pump Station and Cedar Avenue Pump Stations, the improvements to the Wastewater Treatment Plant, the completion of storm sewer line separation to eliminate the Riverview Combined Sewer Overflow, and the relining of sewer pipes at various locations in the City to address sanitary sewer overflows to the receiving waters, is hereby authorized at an increased estimated maximum cost of \$11,256,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 4 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

SECTION 2. Section 3 of the Bond Resolution is hereby amended and supplemented by increasing the amount of serial bonds to be issued by an additional \$3,500,000, said section to read as follows:

SECTION 3. The City plans to finance the total cost of said purposes by the issuance of serial bonds of the City in an amount not to exceed \$11,256,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 3. It is hereby determined that the above purposes constitute a Type II action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQR not to have a significant impact on the environment.

SECTION 4. 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 5. 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.

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 E. 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: \_\_\_\_\_, 2015

*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 8th day of September, 2015 and entitled:

SUPPLEMENTAL BOND RESOLUTION DATED SEPTEMBER 8, 2015

A RESOLUTION AUTHORIZING IMPROVEMENTS TO SEWAGE PUMP STATIONS, IMPROVEMENTS TO THE WASTEWATER TREATMENT PLANT, AND IMPROVEMENTS TO ADDRESS COMBINED SEWER OVERFLOW, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE CITY OF POUGHKEEPSIE; DUTCHESS COUNTY, NEW YORK IN AN ADDITIONAL AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,500,000 FOR A TOTAL OF \$11,256,000, 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 \_\_\_\_\_, 2015.

-SEAL-

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

*Executive Summary—Not a part of the Resolution*

This Resolution for \$11,256,000 Pump Station, CSO & WWTP Improvements 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. Renovation of Meyer Avenue Pump Station, Pine Street Pump Station, and Cedar Avenue Pump Station, WWTP Improvements, and Storm Sewer Separation and Sewer Pipe Lining	Pump Station renovation, WWTP improvements CSO Storm Sewer	30 years	\$7,756,000 original resolution plus \$3,500,000 supp. Resol.	\$0	\$11,256,000
Grand Total			\$11,256,000	\$0	\$11,256,000

## Short Environmental Assessment Form

### Part 1 - Project Information

#### Instructions for Completing

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Improvements to Waste Water Improvement Plant			
Project Location (describe, and attach a location map): 173 Kittridge Place, Poughkeepsie, New York 12601			
Brief Description of Proposed Action: The improvements to the Wastewater Treatment Plant including clarifiers, aeration, odor control, building improvements, electrical and site work, and Cedar Avenue Pump Station is hereby authorized at an estimated maximum cost of \$3,500,000.			
Name of Applicant or Sponsor: City of Poughkeepsie Common Council		Telephone: (845) 451-4200	
		E-Mail: chamberlain@	
Address: 62 Civic Center Plaza			
City/PO: Poughkeepsie		State: New York	Zip Code: 12601
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		7.7 acres	
b. Total acreage to be physically disturbed?		0.0 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		7.7 acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input checked="" type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			



18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____	NO  <input checked="" type="checkbox"/>	YES  <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO  <input checked="" type="checkbox"/>	YES  <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO  <input checked="" type="checkbox"/>	YES  <input type="checkbox"/>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor name: <u>Joseph A. Chentier</u> Date: <u>9/1/2015</u> Signature: <u>Joseph A. Chentier</u>		

**RESOLUTION**  
**(R-15-71)**

**INTRODUCED BY** \_\_\_\_\_:

**BE IT RESOLVED**, The Common Council of the City of Poughkeepsie, New York hereby approves and adopts the Title VI Program dated April 15, 2015 for the City of Poughkeepsie Transit System as attached in its entirety.

**SECONDED BY** \_\_\_\_\_.

City of Poughkeepsie, NY 2015 Title VI Program  
April 15, 2015

Christopher Gent, Commissioner  
City of Poughkeepsie Department of Public Works  
62 Civic Center Plaza  
Poughkeepsie, NY 12601  
845-451-4110

Title VI of the Civil Rights Act of 1964 ensures that public transportation and other FTA-funded services to the public are provided without regard to race, color, and national origin. To help us verify that, FTA issues Circular 4702.1B in 2012, which requires recipients of FTA funds to submit a Title VI Program every three years. Chapter IV of the circular explains the policies, practices, and procedure that FTA recipients must document to constitute a Title VI Program. A full circular can be found online at: [www.fta.dot.gov](http://www.fta.dot.gov).

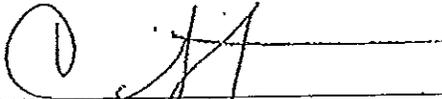
FEDERAL TRANSIT ADMINISTRATION (FTA)  
CIVIL RIGHTS ASSURANCE

The City of Poughkeepsie hereby certifies that, as a condition of receiving federal financial assistance under federal transit laws and the Civil Rights Act of 1964, as amended, it will ensure that:

- No person, based on race, color, or national origin will be subjected to discrimination in the level and quality of transportation services and transit-related benefits.
- The City of Poughkeepsie will comply, maintain, and submit in a timely manner, Department of Transportation's Title VI regulation, 49 CFR Part 21.9.
- The City of Poughkeepsie's Public Transit will make it known to the public that those person or persons alleging discrimination based on race, color, or national origin as it relates to the provision of transportation services and transit-related benefits may file a complaint with the Federal Transit Administration and/or the U.S. Department of Transportation:
  - Federal Transit Administration Office of Communications and Congressional Affairs  
1200 New Jersey Avenue SE, East Building  
Washington, DC 20590  
Phone: 202-366-4043; Fax: 202-366-3472

The person or persons, whose signature appears below, are authorized to sign this assurance on behalf of the grant applicant or recipient.

I acknowledge that I have reviewed this Policy and understand that the City of Poughkeepsie is required to comply with Title VI of the Civil Rights Act of 1964; Title 49, Chapter 53, Section 5332 of the United States Code; and the Federal Transit Administration (FTA) Circular 4702.1B, "Title VI Program Guidelines for Federal Transit Administration Recipients," effective October 1, 2012.

  
\_\_\_\_\_  
Christopher Gent, Commissioner of Public Works

4/23/15  
\_\_\_\_\_  
Date

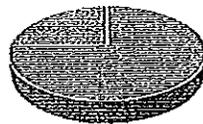
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- 7) Appendices:
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1) General Reporting Requirements

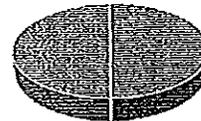
- a) Record of active lawsuits and complaints over the previous three years: None. There have been no Title VI complaints, lawsuits, or investigations of the past three years.
- b) City of Poughkeepsie Transit is not governed by a board. There are no appointed committees or boards which oversee public transit. There is, however, a City of Poughkeepsie Bus Committee that serves as an advisory board, which consists of several members of the Common Council and also the transit officer (when needed). This is a diversified group of individuals. Transit is overseen by the City's Commissioner of Public Works, the City Administrator, and the City's transit officer.

Racial Makeup of  
Committee



■ African American ■ Caucasian

Gender Makeup of  
Committee



■ Male ■ Female

The Committee consists of Common Councilmembers (and City officials when asked to sit in to address a specific concern/question). The Committee meetings are open to members of the public who are invited to share their experiences, opinions, and suggestions on transit.

This Committee does not make any decisions, but instead gives their suggestions, concerns, and opinions to City decision makers on transit.

- c) Pending applications by the applicant: None
- d) No recent Civil Rights Reviews to other Federal Agencies are or have been underway.
- e) A signed Civil Rights Assurance is included in front of this document.
- f) Construction Projects: City of Poughkeepsie Transit Hub.
- g) Since our last submission, we have not had a service or fare charge.

h) There are no sub-recipients to whom the City extends FTA financial assistance.

2) Profile of the Service Area

In Attachment D, Table 1 shows Linguistically Isolated Households in Dutchess County.

Subject	Poughkeepsie city, New York	
	Speak a Language other than English	
	Estimate	Margin of Error
All households	28,939	+/- 268
Households speaking other than English	6,313	+/- 638
Spanish or Spanish Creole	4,591	+/- 596
Other Indo-European Languages	1,143	+/- 354
Asian and Pacific-Island Languages	298	+/- 144
Other Languages	281	+/- 151

3) Fixed Facility Impact Statement

a) The only project that was completed recently was the City of Poughkeepsie Transit Hub on Market Street. There was a categorical exclusion on this project with no problems found on moving the project forward.

4) Distribution of Service

Distribution of Service

a) Fleet Roster

i) The City of Poughkeepsie Transit system Fleet Roster as of January 1, 2015 is as follows:

Year of Manufacture	Seating Capacity	Equipment	# of Vehicles
2004	36	Phantom/DF	2
2008	32	Hybrid/HD	3
2008	38	Hybrid/HD	1
2011	32	Hybrid/HD	1
2011	38	Hybrid/HD	1

Average age of buses is 7.25 years.

All of the buses in the fleet meet are accessible per the Americans with Disabilities Act (ADA).

Transit Management of Dutchess County operates Dutchess County Dial-A-Ride, Flex, and ADA Complementary Paratransit Bus Systems under a management contract with Dutchess County. The City of Poughkeepsie has a contractual agreement with Dutchess County to provide these services to the City. Direct oversight of this part of the Transit System is the responsibility of the Dutchess County Department of Public Works Division of Public Transit. The vehicles used

for this service are mostly cutaway-type vehicles. Vehicles are assigned based on service demand, physical operating characteristics of the service area and vehicle availability. The average age of vehicles serving this system is 3 years and the average seating capacity is 21 per vehicle.

Route(s)	Monday-Friday	Saturday
Main Street, Northside, Southside	6:30am-6:10pm	6:30am-3:10pm
Galleria	8:30am-4:30pm	8:30am-3:30pm
Shopper's Special	9:30am-5:30pm	N/A
"Special"	6:40am-7:40am & 3:00pm-3:40pm	N/A

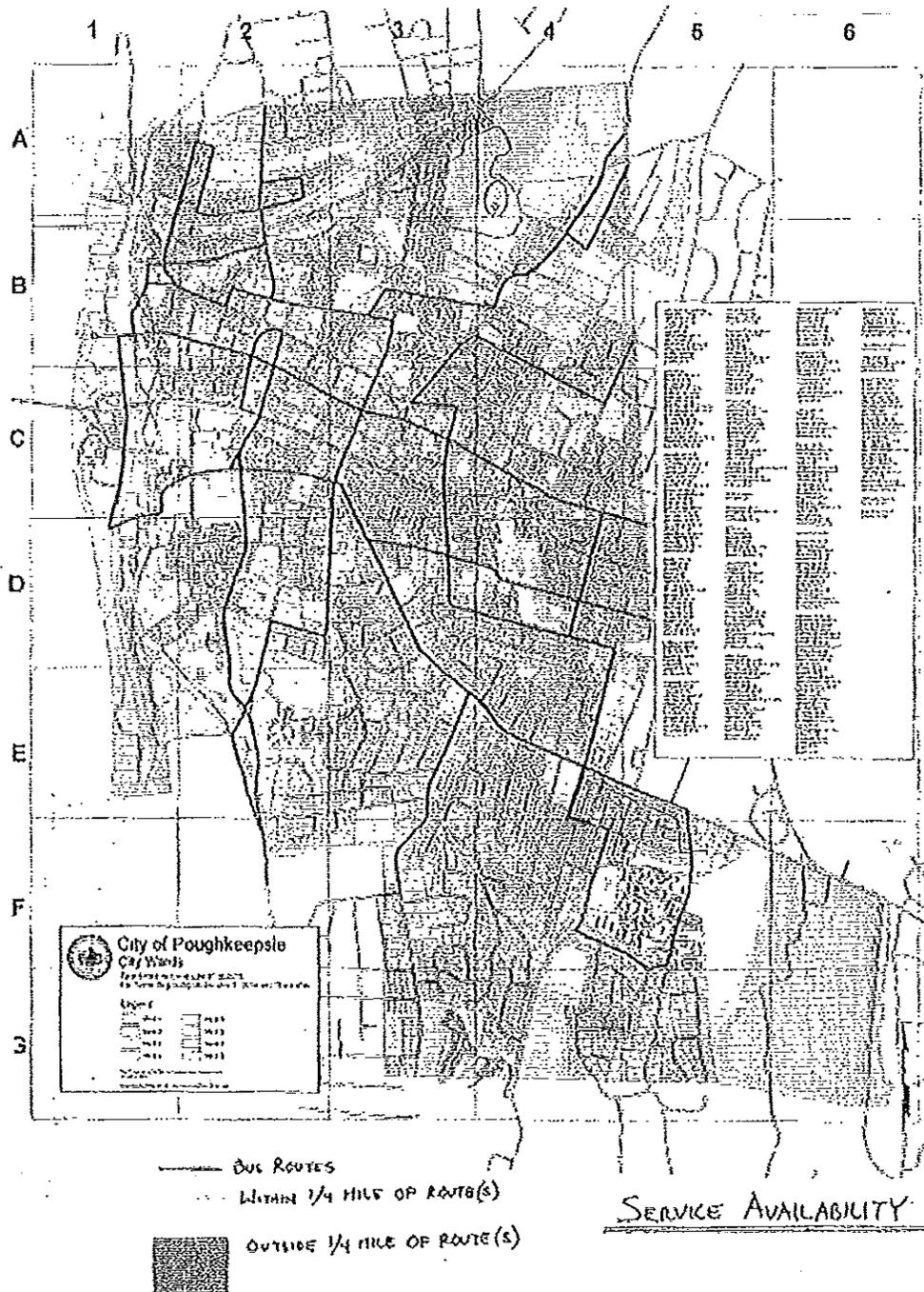
Routes	2012	2013	2014
Galleria	80,575	67,566	60,575
Main Street	130,241	106,873	91,920
Northside	111,668	91,489	96,162
Southside	77,766	63,539	61,983
Shopper's Special	28,160	23,388	26,575
Special	13,148	13,555	12,985

The Dial-A-Ride and Flex services are demand response systems and do not operate during peak hours. Therefore, a load factor analysis is not applicable.

FTA Standard [1]	City of Poughkeepsie Calculation
On-Time Performance	Maximum average difference between scheduled time and actual time arriving at a time point based on a window of no more than 5 minutes early or 7 minutes late
Service Availability	Transit service is provided so that 90% of the City of Poughkeepsie population is within ¼ mile walking distance to a bus route

[1] As defined in FTC C4702.1B IV §4a

# Service Availability



Vehicle Type:	Average Passenger Capacities			
	Seated	Standing	Total	Maximum Load Factor
35' Standard Bus	36	26	62	1.7
35' Low Floor Bus	32	24	56	1.8
38' Low Floor Bus	38	28	66	1.7
40' Low Floor Bus	38	28	66	1.7

POLICY HEADWAYS AND PERIODS OF OPERATION			
Weekday	AM Peak*	Base*	PM PEAK*
Main Street	60	60	60
Shopper's Special**	60	60	60
Southside	60	60	60
Galleria**	60	60	60
Northside	60	60	60
Special	40 (2 runs)	--	(1 run)

\*Peak: 6:30am-9am, Base: 9am-3:30pm  
\*\*Shopper's Special runs 9:30am-5:30pm  
\*\*Galleria runs 8:30am-4:30pm  
"--" means no service is provided during that time period  
All scheduled routes have maximum intervals of 60 minutes. Overlapping portions of Main Street/Shopper's Special routes and Southside/Galleria routes have intervals of 30 minutes.

POLICY HEADWAYS AND PERIODS OF OPERATION			
Saturday	AM Peak*	Base*	PM PEAK*
Main Street	60	60	--
Shopper's Special**	--	--	--
Southside	60	60	--
Galleria**	60	60	--
Northside	60	60	--
Special	--	--	--

\*Peak: 6:30am-9am, Base: 9am-3:30pm  
\*\*Galleria runs 8:30am-3:30pm  
"--" means no service is provided during that time period  
All scheduled routes have maximum intervals of 60 minutes. Overlapping portions of Main Street/Shopper's Special routes and Southside/Galleria routes have intervals of 30 minutes.

FTA Policy [2]	City of Poughkeepsie Policy
Distribution of Transit Amenities	The City of Poughkeepsie has shelters and benches placed throughout the City. The installation of new bus amenities can be requested verbally or in writing as well as with the help of a translator. When the cost of repairs to any amenity (beyond the cost of normal cleaning) is greater than the cost of the structure, the City of Poughkeepsie reserves the right to permanently remove the amenity.
Vehicle Assignment	Vehicles are assigned to routes based on ridership demands, road conditions, service types, maintenance, garage capacity and vehicle technologies (e.g., fueling only at central garage). The current fleet is made up of similar types and sizes of buses. All buses are able to accommodate each route.

[2] As defined in FTA C 4702.1B IV §4b

Requirement to Monitor Transit Service

*Public Notification*

A portion of the below information is posted on the City of Poughkeepsie’s website as Attachment A. Attachment B is also posted on the buses and on the City’s website. This gives information regarding the program and contact information. These attachments were translated into Spanish and are posted both places.

Factor 1: The Number and Proportion of LEP Person Served or Encountered in the Eligible Service Population

Task 1, Step 1: Examine prior experiences with LEP individuals

The City of Poughkeepsie serves a diverse community. The City transit operators report daily interactions with LEP persons, particularly those persons speaking Spanish as their primary language. In most cases, the information needed from the City of Poughkeepsie relates to use of transit services including requests for route and schedule information, fare information, transfers, etc. English-speaking family members are often, but not always, available to help with translation when needed.

Task 1, Step 2: Become familiar with data from the U.S. Census

The 2010 Census and the U.S. Census Bureau’s 2009-2013 5-Year American Community Survey describes the languages spoken in the City of Poughkeepsie and the number of persons speaking each language as provided in Attachment E.

The most significant non-English speaking population speaks Spanish.

**Task 1, Step 2A: Identify the geographic boundaries of the area that your agency serves**

The City's service area is defined by the city limits of the City of Poughkeepsie, including a small portion of the Towns of Poughkeepsie and Hyde Park. A copy of the transit map is included in Attachment F.

**Task 1, Step 2B: Obtain Census Data on the LEP Population In your service area**

Attachment E contains census data on English proficiency in the City of Poughkeepsie, listing population by language of origin and the numbers of those speaking English either "very well" or "less than very well".

**Task 1, Step 2C: Analyze the data collected**

Non-proficiency is determined by adding those who speak English "less than very well". According to the U.S. Census Bureau's American Factfinder 2009-2013: American Community Survey 5-Year Estimates, a total of 6,313 persons are identified as speaking a language other than English.

Of the total City of Poughkeepsie population (28,939), 3,174 are persons with limited English proficiency (Speak English "less than very well"). The largest group, 2,366 speak Spanish and English "less than very well," followed by 195 people who only speak Gujarati and 81 people who speak French and speak English "less than very well".

**Task 1, Step 2D: Identify any concentrations of LEP persons within your service area**

The majority of LEP persons live in the City of Poughkeepsie, with the largest concentration speaking Spanish. Attachment G shows maps with above average minority populations by census block group and another map with above average Hispanic population by census block group. The City of Poughkeepsie is the only municipality in Dutchess County with above county-average for linguistically isolated households.

**Task 1, Step 3: Consult state and local sources of data**

The Poughkeepsie-Dutchess County Transportation Council (PDCTC) conducted a study in 2012 looking at the minority populations through Dutchess County. Using the Environmental Justice threshold based on current Title VI guidelines in FTA C 4702.1A dated May 13, 2007, proposed Title VI guidance in FTA C 4702.1B dated September 28, 2011, and proposed Environmental Justice guidance in FTA C 4703.1 dated September 28, 2011; the latter provides detailed guidance as how to identify minority and low income populations. (Environmental justice threshold seeks to prevent degrading the quality of life for areas with large numbers of disadvantaged population groups. It ensures that positive and negative effects of transportation decisions are not biased towards certain groups and areas), the Council identified seven 2010 Census block groups that had minority percentages exceeding 50 percent, all located in the City of Poughkeepsie, NY (Attachment G).

The Council also calculated the total Hispanic population by summing the Hispanic, non-white population. In 2010, Dutchess County's Hispanic population was 10.5% of the total population. The City of Poughkeepsie was one of the areas that was above average for total minority population. In 2012, the Council, using the Environmental Justice threshold, identified one block group in the City of Poughkeepsie (Main Street area), a main thoroughfare for transit, as having a Hispanic percentage exceeding 50 percent (Attachment G).

**Task 1, Step 4 & 4A: Reach out to community organizations that serve LEP persons & identify community organizations**

The City of Poughkeepsie interacts with Dutchess County, St. Mary's Church Parish of Poughkeepsie, Catholic Charities, the Poughkeepsie Housing Authority, the Dutchess County Department of Social Services, and Literacy Connections, Inc. among others, who establish contacts with LEP persons.

**Task 1, Step 4B: Contact relevant community service organizations**

Dutchess County Transit and the City of Poughkeepsie work closely together to ensure that LEP persons are serviced in every way possible. The City's brochures in Spanish are available in City Hall, on the City of Poughkeepsie's website ([www.cityofpoughkeepsie.com](http://www.cityofpoughkeepsie.com)), where schedules in Spanish have been downloaded 2,751 times from December 19, 2014-March 23, 2015). Many community organizations have direct access to the LEP population and have been contacted with information regarding LEP persons and told how they can use our website to communicate with the City about informational and transportation needs. These organizations have indicated that language is not a barrier.

**Task 1, Step 4C: Obtain information**

Transit needs are attended to by the City's Commissioner of Public Works. The City's bus driver's report to the Commissioner and are told that any complaints or needs that are not being met by any LEP person should be reported to the Commissioner immediately. The City also has a consultant on downtown revitalization who has been looking at the bus routes with several members of City staff who have been riding the bus routes themselves and interacting with the riders. All signs on the bus are both in English and in Spanish.

**Factor 2: The frequency with which LEP individuals come into contact with your programs, activities, and services**

**Task 2, Step 1: Review the relevant programs, activities, and services you provide**

LEP persons sometimes ride the bus routes.

### **Task 2, Step 2: Review information obtained from community organizations**

Community organizations that the City associates with stated that they were unaware of the way their participants who are LEP use transit. The City knows that some LEP passengers are not from these organizations.

### **Task 2, Step 3: Consult directly with LEP persons**

When LEP persons contact the City of Poughkeepsie or inquire with a bus driver or City employee, they are directed to a Spanish-language document that describes the City's services in an easy to read format. If needed, future meetings will be held during times and locations that facilitate participation from the LEP population.

### **Factor 3: The importance to LEP persons of your program, activities, and services**

#### **Task 3, Step 1: Identify your agency's most critical services**

The City of Poughkeepsie provides bus service. Information about the bus service is disseminated through bus schedules, the City's website, and by word-of-mouth. During normal business hours, an employee who speaks a foreign language is usually available, predominantly a Spanish speaking employee. The reason those employees are available is that people who speak languages other than English already work at the City.

#### **Task 3, Step 2: Review input from community organizations and LEP persons**

LEP persons use the transit service successfully. Anyone that has a language barrier can contact the City and be accommodated with a translator. As previously noted, the City of Poughkeepsie is aware of community service organizations that have translators as well.

### **Factor 4: The resources available to the recipient and the costs**

#### **Task 4, Step 1: Inventory language assistance measures currently being provided, along with estimated costs**

Printing of the brochures for transit in Spanish was at a cost of \$500. A City employee in the City Chamberlain's office who speaks Spanish assists anyone with interpretation of the schedule. The pictographs on the bus were included already in the price of the bus.

The City currently has 12 people on-staff who speak Spanish. This is at a cost of \$25,000 per year in foreign language stipends. However, this stipend would be paid regardless of the existence of LEP persons due to the fact that a foreign language stipend is contractual.

There is no advertising budget, so printing is done as cheaply as possible with postings and printings in English and in Spanish. The City doesn't have to hire translators from outside sources because the employees who translate are already hired to do their individual jobs. Speaking a second language is considered to be a plus in a prospective employee.

The cost of providing the service is nominal, as the only extra costs are for printing in a language other than English.

**Task 4, Step 2: Determine what, if any, additional services are needed to provide meaningful access**

Signs are posted on the buses in English and Spanish. All schedules are also posted and printed in English and in Spanish.

**Task 4, Step 3: Analyze your budget**

The City has employees to handle the number of LEP, Spanish-speaking passengers. The languages spoken by City employees mirror those spoken by LEP passengers. The cost of providing language assistance is minimal because the employees are getting paid to work for the City already.

**Task 4, Step 4: Consider cost-effective practices for providing language services**

In relation to the number of people who need language assistance, the City's practices are very cost-effective. City employees translate printed materials into Spanish. Most people who need translation of websites provide the translation through their own device or browser. The City's new website, which is forecasted to launch this Summer, will have a translation feature built-in.

**Task 5: Monitoring and updating the LEP plan**

**Task 5, Step 1: Establish a process to obtain feedback on your agency's language assistance measures**

Staff meetings are held with department heads on a monthly or bi-monthly basis. Any issues that an employee has (including transit employees) should be brought to the attention of the Commissioner of Public Works. If there was an issue that the Commissioner of Public Works could not handle or thought it needed to be escalated further, the issue would be brought up at a meeting with the Mayor or City Administrator in coordination with Corporation Counsel.

**Task 5, Step 2: Obtain feedback from community members and from agency staff**

The City of Poughkeepsie has a close working relationship with several community agencies mentioned previously. A major portion of the City's Hispanic population attends services at St. Mary's Church in Poughkeepsie or utilizes Catholic Charities as well as Literacy Connections. These organizations reach out to the City of Poughkeepsie with any negative or positive feedback from LEP persons. Updated information is available on the City's website in Spanish about transit whenever something is updated in English.

**Task 5, Step 3: Conduct Internal monitoring**

The City of Poughkeepsie Commissioner of Public Works or Social Development Director will ride the bus with "What Do I Speak Cards?" to interact with the travelling public, especially with

LEP persons. When riding the bus, they can observe how City staff respond to requests from those who are LEP persons.

**Task 5, Step 4: Make changes to the language assistance plan based on feedback received**

Incremental changes, based on feedback, will be made to the types of written and oral language assistance provided as well as for staff training purposes. The City shall take into account the cost of these proposed changes and the City's available resources. The City will try to disseminate the most helpful and resourceful information to LEP persons.

**Step 5, Task 5: Consider new language assistance needs when expanding service**

Should service expand into areas known to have high concentrations of LEP persons, the City will consider modifying their implementation plan to provide services not previously available.

**City of Poughkeepsie Title VI Complaint Procedure 2015**

The following City of Poughkeepsie Title VI Complaint Procedure is attached and posted in all facilities and vehicles. Both documents and the corresponding forms and letters are available in English and Spanish.

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color or national origin in programs receiving federal financial assistance.

This complaint procedure does not prohibit a complainant the right to file formal complaints with the New York Department of Human Rights, the New York State Department of Transportation, or seek private counsel for complaints alleging discrimination, intimidation or retaliation of any kind that is prohibited by law.

Any person who believes that s/he has been subjected to discrimination on the basis of race, color or national origin as noted below may file a written complaint with the City of Poughkeepsie Commissioner of Public Works or Title VI Director, 62 Civic Center Plaza, Poughkeepsie, New York 12601. Complainants have the right to complain directly to the appropriate federal and state agencies, as well. Every effort will be made to obtain early resolution of complaints. The option of information meeting(s) between the affected parties and the Title VI Director may be utilized for resolutions. The Title VI Director will notify the Commissioner of Public Works of all Title VI complaints as well as resolutions. Attachment H contains the form that can be used to file a complaint with the City of Poughkeepsie.

Poughkeepsie City Transit operates in compliance with the U.S. Department of Transportation (USDOT) Title VI Regulations. Consistent with these regulations (49 CFR Part 21.9 and 2012 Circular 4702.1B) the City Transit operates all programs without regard to race, color and national origin and investigates all discrimination complaints.

Members of the public may file a complaint within 180 days from the date of the alleged discrimination with either the City of Poughkeepsie or FTA. Complaints and/or complainants are directed to the Commissioner of Public Works who investigates allegations of discrimination and produces a written report. Investigation procedures include:

- Complaints are taken verbally, by phone, e-mail, fax, and mail. Please see contact information on the following page.
- Any phone message, letter, or e-mail complaint will result in a call from the Commissioner of Public Works or his designee (CPWD) to the complainant by the next business day.
- The CPWD reduces any verbal complaints to writing and encouraging the complainant to put the complaint in writing by completing the Title VI Complaint Form (attached) within three days.
- THE CPWD reads written complaints and develops questions to help understand the complaint, within 5 days.
- CPWD interviews in-person the complainant at a time and location convenient to complainant, within 5 days.
- CPWD interviews any witnesses at the witnesses' convenience (in-person is preferred), within 5 days.
- CPWD will interview appropriate and involved staff, within 5 days.
- Given the availability and cooperation of complainant and witnesses follow up interviews will be completed within three weeks of initial conversation with complainant. The number witnesses may cause this time period to be extended.
- CPWD will provide a written report within two weeks of the last interview to the City Administrator and Corporation Counsel. Complainant will be advised that the investigation has been concluded. Appropriate policy changes will be made as warranted and/or employee discipline pursued.
- The report will include the complaint and the findings as to the validity of the complaint, reasons for the findings and appropriate follow-up action.

- This report will be kept on file in the CPW office, the Title VI compliance office and in the Triennial review file. A summary log will be established that contains the date of the complaint, the complaint, summary of the allegations, date of report, outcome of the investigation and actions taken in response to the allegations. This log will be maintained in the office of the DPW.
- In the event that the complainant is not satisfied with the outcome of the investigation or action taken, they may submit an appeal to the Federal Transit Administration— Region II, Title VI Office, One Bowling Green, New York, NY 10004-1415.

### Internal Review Process

Poughkeepsie City Transit operates its programs without regard to race, color, or national origin and is determined to assure that no person is excluded from participation in or denied benefits of programs or activities on these grounds. Furthermore, no person or group of persons shall be discriminated against with regard to the routing, scheduling, or quality of service of transportation service furnished on the basis of race, color or national origin. Frequency of service, age and quality of vehicles assigned to routes, quality of stations servicing different routes and location of routes are not determined on the basis of race, color, or national origin. Poughkeepsie City Transit has defined its internal review process for service delivery and capital programs decisions. Service delivery will be reviewed when there is a major change in service is considered the elimination of a route or an addition of routes, the combining of routes and substantial (over 33% of stops are dropped or reassigned) change in routes. In addition, periodic service monitoring activities shall be undertaken to compare the level and quality of service provided to predominately minority areas with service provided in other areas to ensure the end result of policies and decision making is equitable service.

The Internal Review Committee will conduct passenger surveys and compare the responses from individuals who identify themselves as members of minority groups and/or in low income brackets and the responses of those who identify themselves as white and/or in the middle and upper-income brackets.

To the extent that survey data is available, the Committee should determine whether the different demographic groups report significant differences in travel time, number of transfers, and overall cost of the trip or if different demographics gave significantly different responses when asked to rate the quality of service such as their satisfaction with the system, willingness to recommend transit to others and value for fare paid.

The Internal Review Committee is made up of staff in the following positions:  
Commissioner of Public Works, Chair: Christopher Gent  
Title VI Officer: Karen Sorrell  
EEOC Officer: Regina Sweat

This committee will, after completing the Internal Review Process for service delivery and capital programs, make recommendations at such time as necessary to the City Administrator. The City Administrator has ultimate responsibility for approving the recommendations.

### Public Participation

The City also offers the public the opportunity to speak and voice concerns at the Common Council meetings held the first and third Monday of every month. These meetings are held at City Hall, 62 Civic Center Plaza, Poughkeepsie, NY at 6:30pm. The meetings are held in the evening so it is convenient for members of the public to attend. This location offers plenty of parking and the normal parking charge at City Hall is also waived for Council meetings. When there is a matter specific to transit, a public notice is placed in the City's official newspaper, *The Poughkeepsie Journal*. The information is also posted on the City's official website [www.cityofpoughkeepsie.com](http://www.cityofpoughkeepsie.com).

There is a telephone line available for the general public to call for general information, concerns, and schedule information. Office staff is trained to handle any type of call that may come in and supervisors are available to handle unusual calls. The phone number is advertised on the City's website and its bus schedules.

City of Poughkeepsie transit has a website at <http://www.cityofpoughkeepsie.com/departments/dpw/busservice> where one may find information in English about the services and schedules that the transit system offers. There is an English and a Spanish schedule posted there available for download.

Bus schedules which show maps and timetables are available at City Hall and at the City's website. Schedules will also be mailed upon request by calling the transit number. The phone number is advertised on the City's website and it can be accessed by calling the City's main line.

Periodically, the City of Poughkeepsie makes transit announcements and changes such as schedule changes, system changes, or service changes on the City's website. If there is a special situation involving transit such as change of service or a presentation on transit, a notice is placed in the City's official newspaper, *The Poughkeepsie Journal*.

Common Council meetings are usually conducted on the first and third Mondays of the month in City Hall. There is a portion of the meeting set aside for public comments. Each individual

gets a maximum of 3 minutes to speak. Should there be a concern that warrants Council participation, an individual can voice their concern in this public forum or call a City official or Councilmember as these phone numbers are readily available. These meetings are held in the evenings for the convenience of those attending. Parking is also free during these meetings.

The City of Poughkeepsie holds this outreach because it believes that its service to taxpayers is of the utmost importance. The City of Poughkeepsie strives to provide quality service to all residents and visitors of the City and ensures that all persons, even those traditionally underserved, are provided with satisfactory and quality service.

The City is also holding outreach because its demographics are changing. The Hispanic population in the City is growing and the population is taking a more active and important role in the community. The City is continually addressing the need for public transportation for a wide demographic.

The City's Bus Committee holds meetings and the public is able to attend and participate in the meetings. When projects are anticipated, a public hearing is usually held and is advertised in the City's official newspaper, *The Poughkeepsie Journal*. It is also placed on the City's website, which is capable of being translated into Spanish.

The City works with several not-for-profits in the Community to gain insight into the concerns and needs of the LEP population including St. Mary's Catholic Church Parish (has the largest Spanish population in Catholic parishes in the City of Poughkeepsie), Catholic Charities, Poughkeepsie Housing Authority, Dutchess County Department of Social Services, and Literacy Connections, Inc. among others.

City outreach is also done through the Middle Main Initiative. The City's Social Development Director attends Middle Main meetings and hears and addresses the needs and concerns of the Spanish speaking population through these meetings. The Middle Main Neighborhood Initiative runs along Poughkeepsie's Main Street, generally from Market Street to Pershing Avenue, between both arterials (Route 44/55). The neighborhood sits at the intersection of Poughkeepsie's African American, Latino, and European-American communities. Middle Main Meet-ups are held the third Tuesday of every month on Main Street.

The neighborhood has the largest mix of Latino and Caribbean eateries and small retailers in the Hudson Valley and it has been said that it contains the largest population of Oaxacans outside of Oaxaca, Mexico.



THE CITY OF POUGHKEEPSIE  
NEW YORK

CHRISTOPHER GENT  
Commissioner of Public Works

**NOTICE OF TITLE VI OBLIGATION**

Poughkeepsie City Transit operates its programs without regard to race, color or national origin and is committed to providing nondiscriminatory transit service.

To request further information or for information on how to file a discrimination complaint please contact:

Commissioner of Public Works

By Phone at (845) 451-4188

By Fax at (845) 451-4103

By Mail at City of Poughkeepsie DPW

26 Howard Street

Poughkeepsie, NY 12601

Attn: Commissioner of Public Works

By email: [cgent@cityofpoughkeepsie.com](mailto:cgent@cityofpoughkeepsie.com)

Please include at least a brief review of the nature of the complaint and a means of contact. All complaints generate a response.

**"Attachment A"**

**Title VI Complaint Policy and Investigation Procedures**

Poughkeepsie City Transit operates in compliance with U.S. Department of Transportation (USDOT) Title VI Regulations. Consistent with these regulations (49 CFR S21.11(a)) the City Transit operates all programs without regard to race, color and national origin and investigates all discrimination complaints.

Members of the public may file a complaint within 180 days from the date of the alleged discrimination with either the City of Poughkeepsie or FTA. Complaints and/or complainants are directed to the Commissioner of Public Works who investigates allegations of discrimination and produces a written report. Investigation procedures include:

Complaints are taken verbally, by phone, email, fax and by mail. Please contact  
Commissioner of Public Works

By Phone: (845) 451-4111

By Fax: (845) 451-4103

By Mail: City of Poughkeepsie DPW, 62 Civic Center Plaza, Poughkeepsie, NY 12601 Attn:  
Commissioner of Public Works

By email: [cgent@cityofpoughkeepsie.com](mailto:cgent@cityofpoughkeepsie.com)

Please include at least a brief review of the nature of the complaint and a means of contact. All complaints generate a response.

"Attachment B"

TITLE VI Program

The City of Poughkeepsie Transit System Complies with the Title VI program; Chapter IV of FTA C 4702.1B as a Section 5307 recipient as follows:

The City of Poughkeepsie Transit System operates without regard to race, color, and national origin;

Members of the public may request additional information regarding nondiscrimination obligations by contacting (845) 451-4118 or writing to 62 Civic Center Plaza, Poughkeepsie, NY 12601  
Attn: Transit Division

Members of the public may file a discrimination complaint by contacting (845) 451-4118 or writing to 62 Civic Center Plaza, Poughkeepsie, NY 12601  
Attn: Transit Division

"Attachment C"

## Title VI Complaint Form

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Home Telephone No. (\_\_\_\_) \_\_\_\_\_

Work Telephone No. (\_\_\_\_) \_\_\_\_\_

Were you discriminated against because of:

Race  National Origin  Color  Other \_\_\_\_\_

Date of alleged Incident: \_\_\_\_\_

Explain as clearly as possible what happened and how you were discriminated against. Indicate who was involved. Be sure to include names and contact information of any witnesses. If more space is needed please use the back of the form.

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Have you filed this complaint with any other federal, state or local agency; or with any federal or state court? \_\_\_\_\_ Yes \_\_\_\_\_ No

If yes, check all that apply:

\_\_\_\_ Federal agency \_\_\_\_ Federal court \_\_\_\_ State agency \_\_\_\_ State court \_\_\_\_ Local agency

Please provide information about a contact person at the agency/court where the complaint was filed.

Name \_\_\_\_\_

Address \_\_\_\_\_

City, State, Zip Code \_\_\_\_\_

Please sign below. You may attach any written materials or other information that you think is relevant to your complaint.

\_\_\_\_\_

Signature

Date

Please mail this form to:

Christopher Gent  
Commissioner of Public Works  
62 Civic Center Plaza  
Poughkeepsie, New York 12601

"Attachment D"

Table 1: Linguistically Isolated Households in Dutchess County (U.S. Census Bureau, 2009-2013, 5-Year American Community Survey)

Poughkeepsie city, New York								
Subject	Total		People who speak only English at home		Percent distribution of people who speak a language other than English at home			
	Estimate	Margin of Error	Estimate	Margin of Error	Total	Margin of Error	Spanish or Spanish Creole	Margin of Error
Total population 5 years and over	28,930	+/-288	22,626	+/-671	6,313	+/-638	4,591	+/-588
Age								
5 to 17 years	17.6%	+/-1.3	17.3%	+/-1.4	18.4%	+/-3.7	21.7%	+/-4.4
18 to 64 years	67.6%	+/-1.5	66.2%	+/-1.7	72.7%	+/-4.3	75.6%	+/-4.5
65 years and over	14.8%	+/-1.0	16.5%	+/-1.2	8.9%	+/-2.7	2.7%	+/-1



B16001

LANGUAGE SPOKEN AT HOME BY ABILITY TO SPEAK ENGLISH FOR THE POPULATION 5 YEARS AND OVER

Universe: Population 5 years and over  
2009-2013 American Community Survey 5-Year Estimates

Supporting documentation on code lists, subject definitions, data accuracy, and statistical testing can be found on the American Community Survey website in the Data and Documentation section.

Sample size and data quality measures (including coverage rates, allocation rates, and response rates) can be found on the American Community Survey website in the Methodology section.

Although the American Community Survey (ACS) produces population, demographic and housing unit estimates, it is the Census Bureau's Population Estimates Program that produces and disseminates the official estimates of the population for the nation, states, counties, cities and towns and estimates of housing units for states and counties.

	Poughkeepsie city, New York	
	Estimate	Margin of Error
Total:	28,939	+/-268
Speak only English	22,626	+/-871
Spanish or Spanish Creole:	4,591	+/-598
Speak English "very well"	2,225	+/-452
Speak English less than "very well"	2,366	+/-357
French (incl. Patois, Cajun):	200	+/-112
Speak English "very well"	119	+/-79
Speak English less than "very well"	81	+/-59
French Creole:	114	+/-83
Speak English "very well"	103	+/-74
Speak English less than "very well"	11	+/-18
Italian:	160	+/-77
Speak English "very well"	108	+/-63
Speak English less than "very well"	54	+/-46
Portuguese or Portuguese Creole:	21	+/-25
Speak English "very well"	21	+/-25
Speak English less than "very well"	0	+/-25
German:	76	+/-57
Speak English "very well"	76	+/-57
Speak English less than "very well"	0	+/-25
Yiddish:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Other West Germanic languages:	16	+/-20
Speak English "very well"	16	+/-20
Speak English less than "very well"	0	+/-25
Scandinavian languages:	31	+/-46
Speak English "very well"	31	+/-46
Speak English less than "very well"	0	+/-25
Greek:	80	+/-58
Speak English "very well"	45	+/-37
Speak English less than "very well"	35	+/-35
Russian:	31	+/-38
Speak English "very well"	31	+/-38
Speak English less than "very well"	0	+/-25
Polish:	50	+/-40

	Poughkeepsie city, New York	
	Estimate	Margin of Error
Speak English "very well"	44	+/-38
Speak English less than "very well"	6	+/-12
Serbo-Croatian:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Other Slavic languages:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Armenian:	8	+/-15
Speak English "very well"	8	+/-15
Speak English less than "very well"	0	+/-25
Persian:	2	+/-8
Speak English "very well"	2	+/-8
Speak English less than "very well"	0	+/-25
Gujarati:	195	+/-258
Speak English "very well"	0	+/-25
Speak English less than "very well"	195	+/-258
Hindi:	60	+/-111
Speak English "very well"	0	+/-25
Speak English less than "very well"	60	+/-111
Urdu:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Other Indic languages:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Other Indo-European languages:	99	+/-93
Speak English "very well"	53	+/-63
Speak English less than "very well"	46	+/-51
Chinese:	48	+/-57
Speak English "very well"	21	+/-33
Speak English less than "very well"	27	+/-44
Japanese:	93	+/-98
Speak English "very well"	26	+/-41
Speak English less than "very well"	67	+/-70
Korean:	35	+/-35
Speak English "very well"	12	+/-20
Speak English less than "very well"	23	+/-30
Mon-Khmer, Cambodian:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Hmong:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Thai:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Laotian:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Vietnamese:	51	+/-70
Speak English "very well"	0	+/-25
Speak English less than "very well"	51	+/-70
Other Asian languages:	49	+/-69
Speak English "very well"	49	+/-69
Speak English less than "very well"	0	+/-25
Tagalog:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25

	Poughkeepsie city, New York	
	Estimate	Margin of Error
Other Pacific Island languages:	22	+/-32
Speak English "very well"	22	+/-32
Speak English less than "very well"	0	+/-25
Navajo:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Other Native North American languages:	4	+/-7
Speak English "very well"	4	+/-7
Speak English less than "very well"	0	+/-25
Hungarian:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
Arabic:	107	+/-111
Speak English "very well"	30	+/-35
Speak English less than "very well"	77	+/-77
Hebrew:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25
African languages:	170	+/-106
Speak English "very well"	95	+/-61
Speak English less than "very well"	75	+/-68
Other and unspecified languages:	0	+/-25
Speak English "very well"	0	+/-25
Speak English less than "very well"	0	+/-25

Data are based on a sample and are subject to sampling variability. The degree of uncertainty for an estimate arising from sampling variability is represented through the use of a margin of error. The value shown here is the 90 percent margin of error. The margin of error can be interpreted roughly as providing a 90 percent probability that the interval defined by the estimate minus the margin of error and the estimate plus the margin of error (the lower and upper confidence bounds) contains the true value. In addition to sampling variability, the ACS estimates are subject to nonsampling error (for a discussion of nonsampling variability, see Accuracy of the Data). The effect of nonsampling error is not represented in these tables.

Methodological changes to data collection in 2013 may have affected language data for 2013. Users should be aware of these changes when using multi-year data containing data from 2013.

While the 2009-2013 American Community Survey (ACS) data generally reflect the February 2013 Office of Management and Budget (OMB) definitions of metropolitan and micropolitan statistical areas; in certain instances the names, codes, and boundaries of the principal cities shown in ACS tables may differ from the OMB definitions due to differences in the effective dates of the geographic entities.

Estimates of urban and rural population, housing units, and characteristics reflect boundaries of urban areas defined based on Census 2010 data. As a result, data for urban and rural areas from the ACS do not necessarily reflect the results of ongoing urbanization.

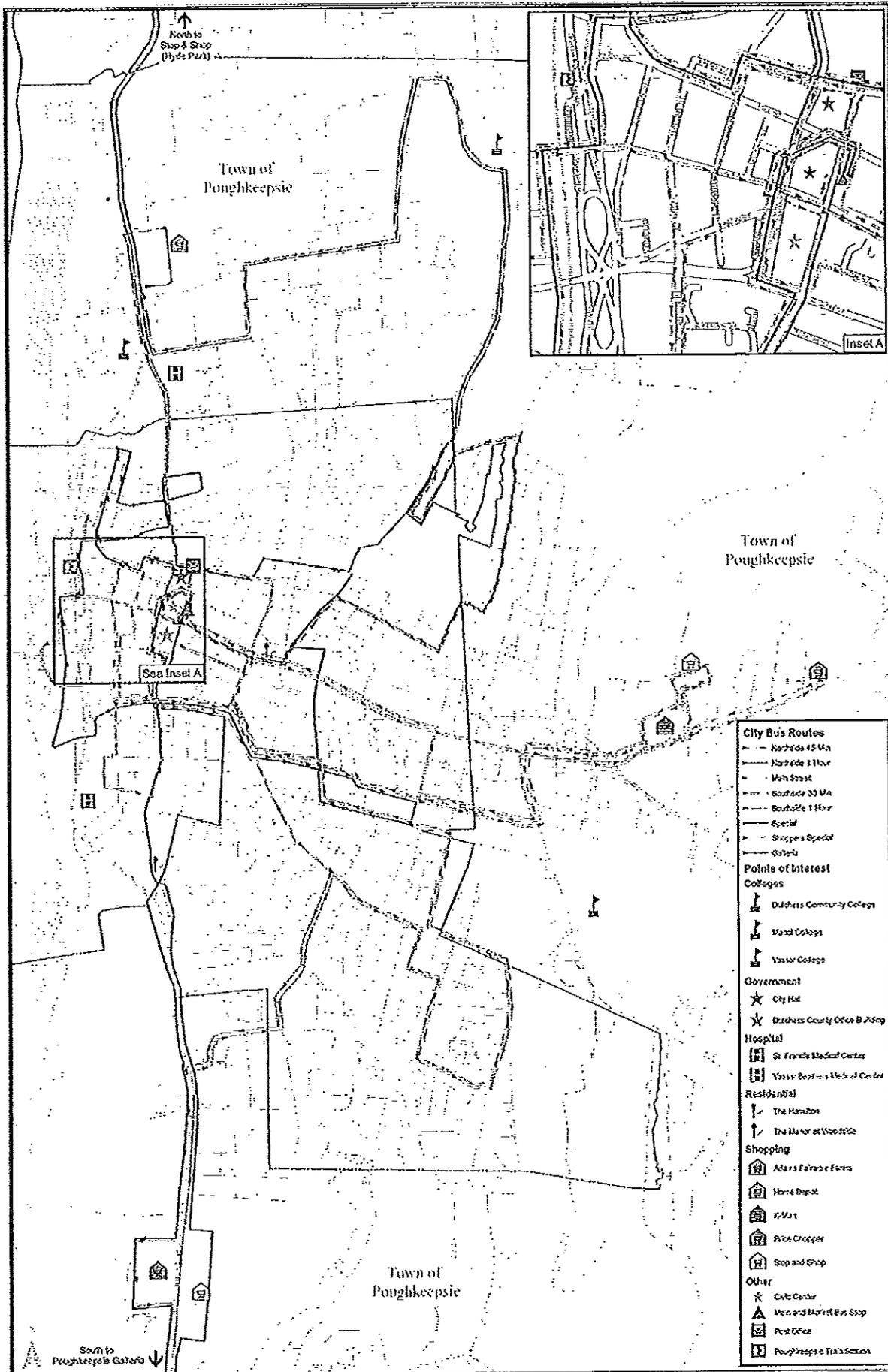
Source: U.S. Census Bureau, 2009-2013 5-Year American Community Survey

#### Explanation of Symbols:

1. An "N" entry in the margin of error column indicates that either no sample observations or too few sample observations were available to compute a standard error and thus the margin of error. A statistical test is not appropriate.
2. An "L" entry in the estimate column indicates that either no sample observations or too few sample observations were available to compute an estimate, or a ratio of medians cannot be calculated because one or both of the median estimates falls in the lowest interval or upper interval of an open-ended distribution.
3. An "L" following a median estimate means the median falls in the lowest interval of an open-ended distribution.
4. An "U" following a median estimate means the median falls in the upper interval of an open-ended distribution.
5. An "N" entry in the margin of error column indicates that the median falls in the lowest interval or upper interval of an open-ended distribution. A statistical test is not appropriate.
6. An "C" entry in the margin of error column indicates that the estimate is controlled. A statistical test for sampling variability is not appropriate.
7. An "N" entry in the estimate and margin of error columns indicates that data for this geographic area cannot be displayed because the number of sample cases is too small.
8. An "(X)" means that the estimate is not applicable or not available.



# CITY BUS ROUTES



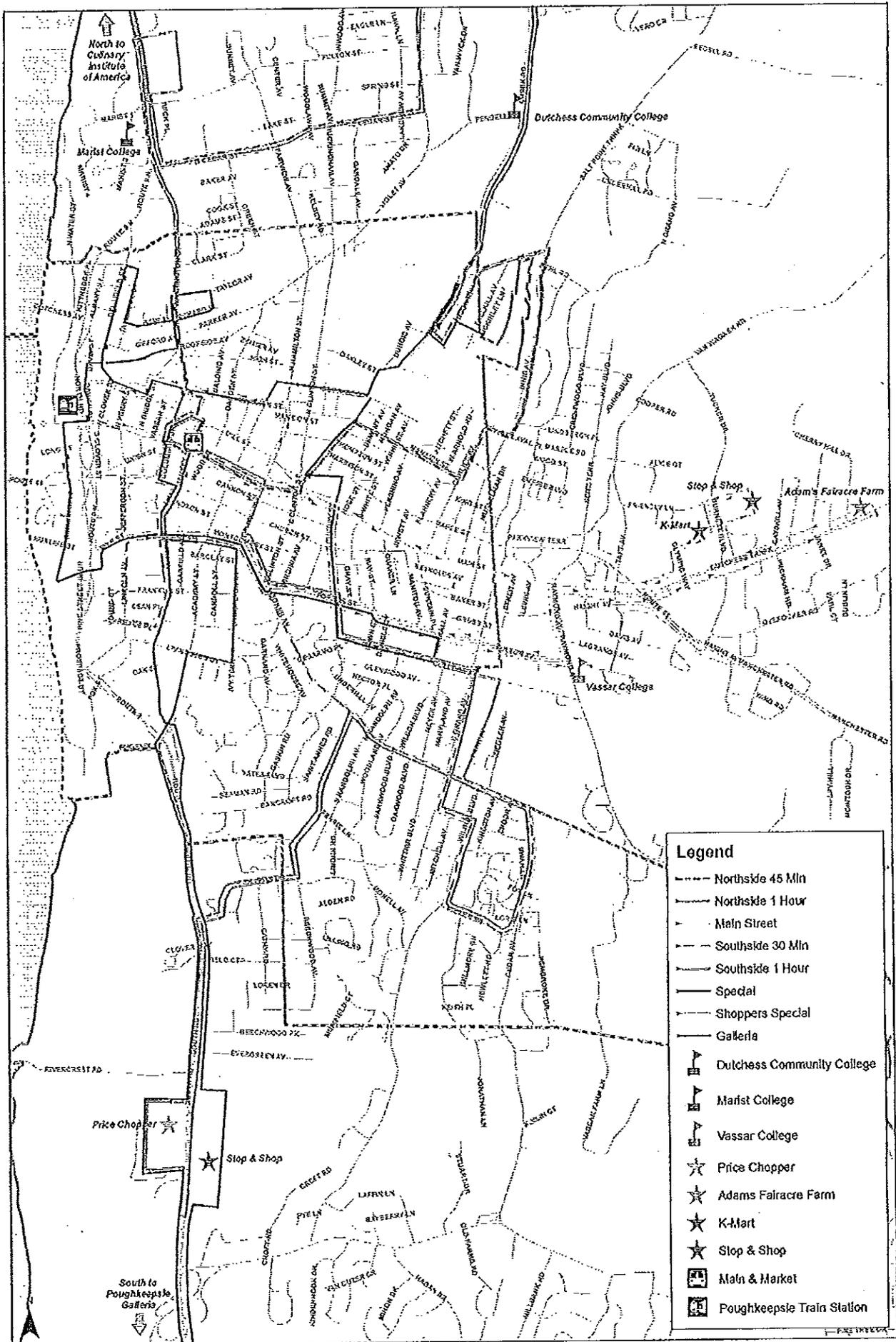
- City Bus Routes**
- Northside 45 Min
  - Northside 1 Hour
  - Main Street
  - Southside 20 Min
  - Southside 1 Hour
  - Special
  - Shoppers Special
  - Galleria
- Points of Interest**
- Colleges**
- 🏫 Dutchess Community College
  - 🏫 Vassar College
  - 🏫 Vassar College
- Government**
- ★ City Hall
  - ★ Dutchess County Office B / Stop
- Hospital**
- 🏥 St. Francis Medical Center
  - 🏥 Vassar Brothers Medical Center
- Residential**
- 🏠 The Manzan
  - 🏠 The Manor at Woodside
- Shopping**
- 🏠 Adams Farms
  - 🏠 Home Depot
  - 🏠 n.Yat
  - 🏠 Price Chopper
  - 🏠 Stop and Shop
- Other**
- ★ City Center
  - 🏠 Men and Market Bus Stop
  - 🏠 Post Office
  - 🏠 Poughkeepsie Train Station



**CITY OF POUGHKEEPSIE**

This map was made using data from the local sources. The information provided on this map is for reference purposes only. The scale, accuracy and completeness of the data is not guaranteed.





**LA CIUDAD DE POUGHKEEPSIE  
LAS RUTAS DEL AUTOBUS**

Disclaimer: This map was made using data from various sources. The information provided on this map is for reference purposes only. The scale, accuracy and completeness of the data is not guaranteed.

"Attachment G"

Figure 1. 2010 Census Block Groups

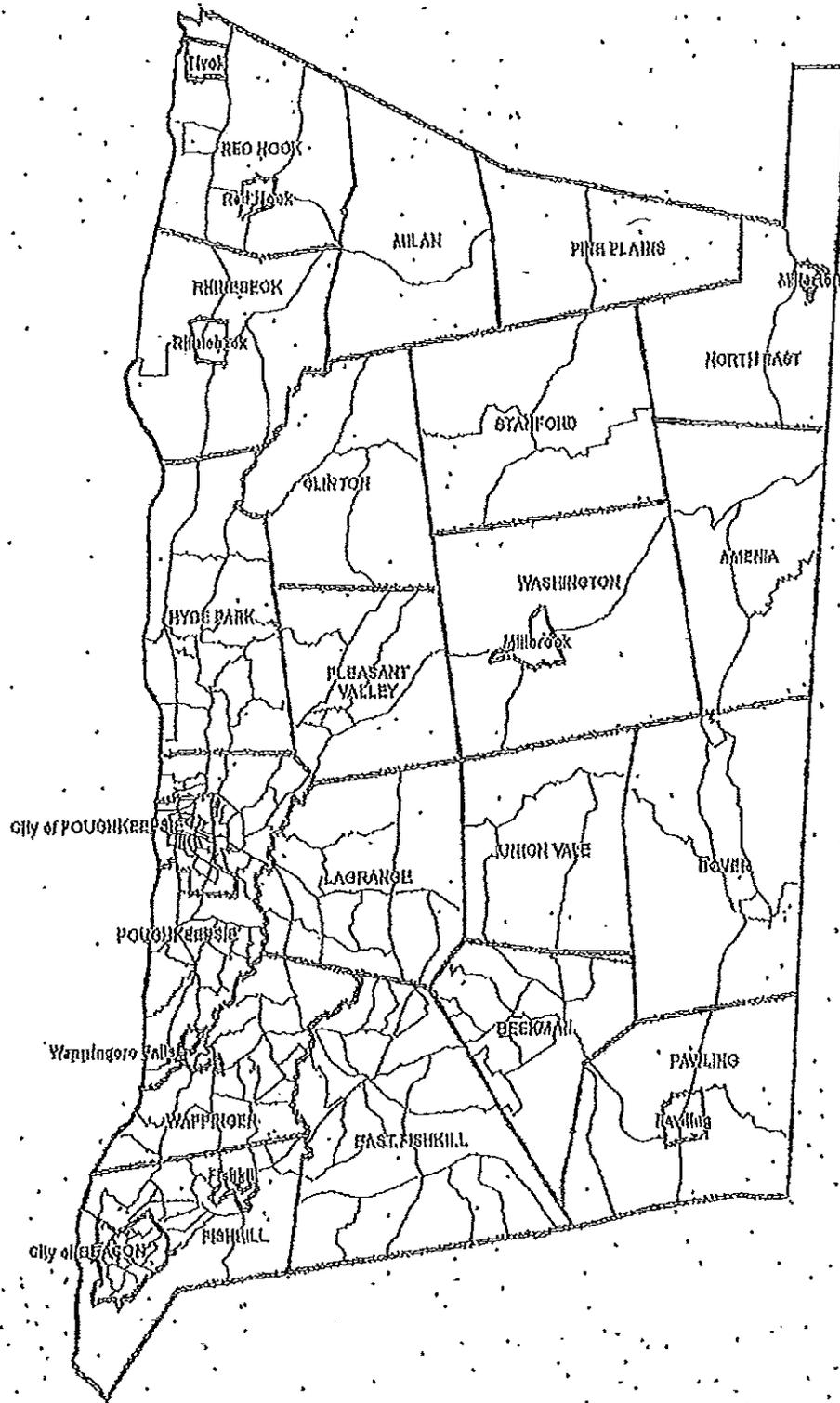


Figure 2. Above Average Minority Population by Census Block Group.

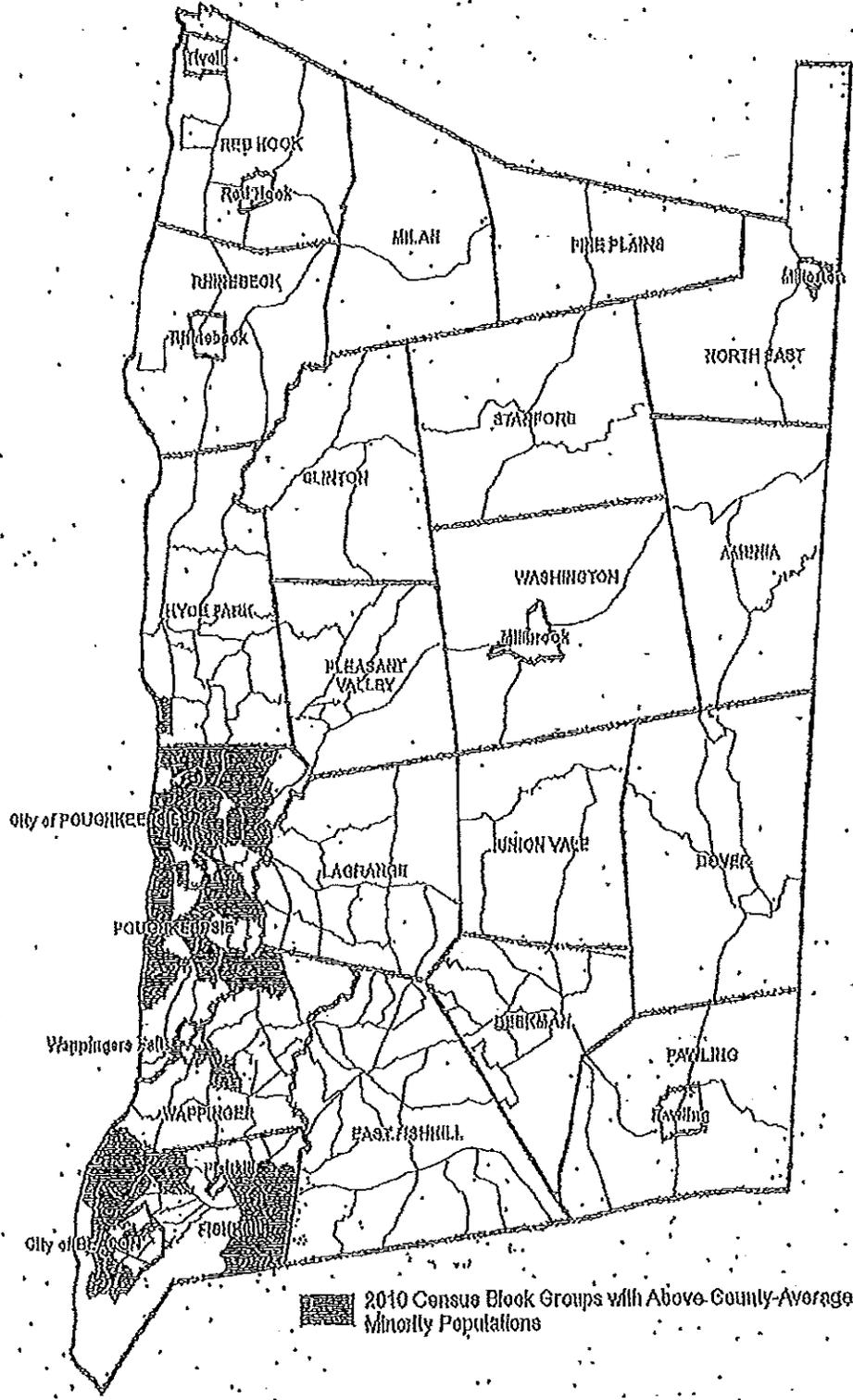


Figure 3. Above Average Hispanic Population by Census Block Group

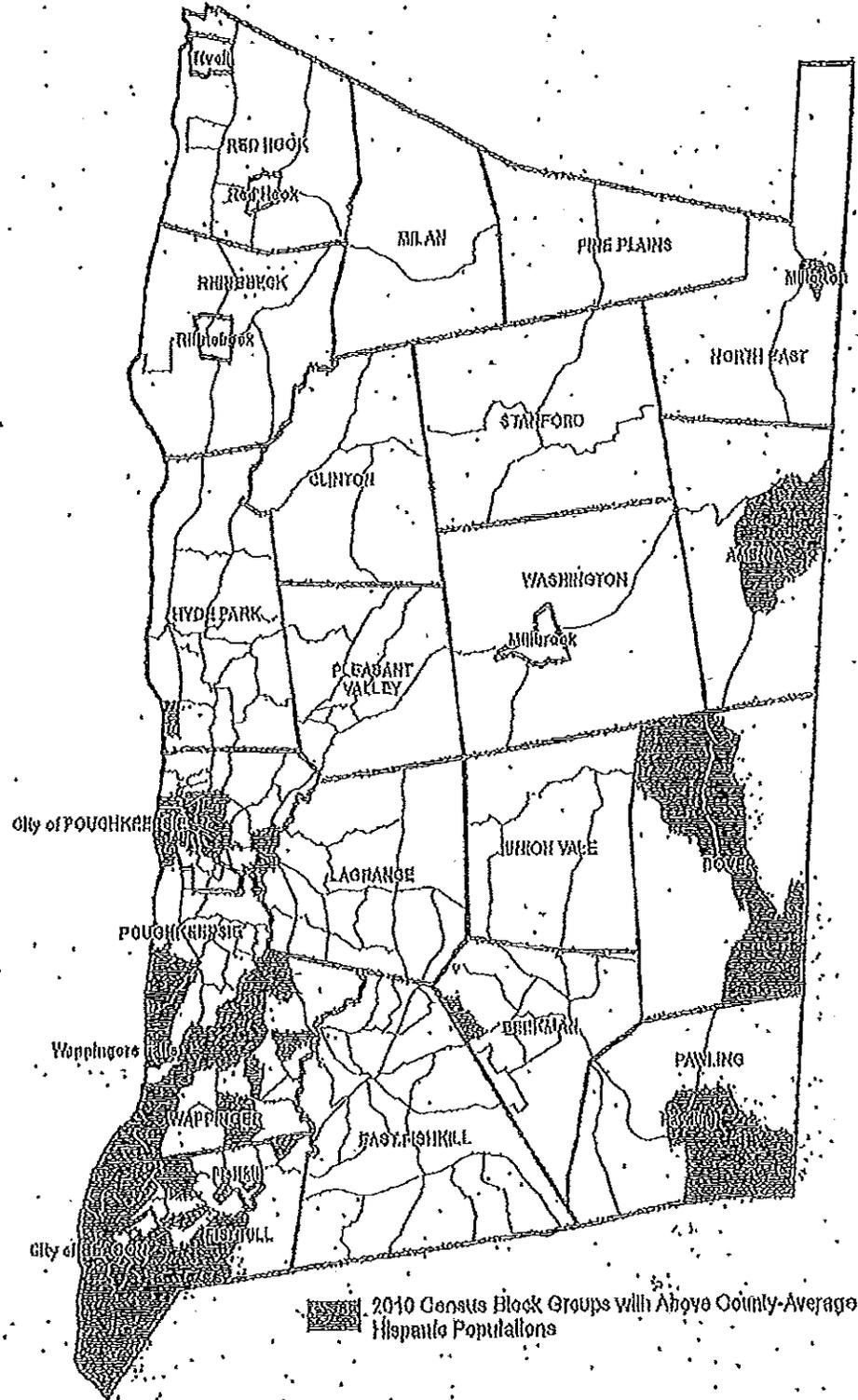


Figure 4. Title VI Overlay

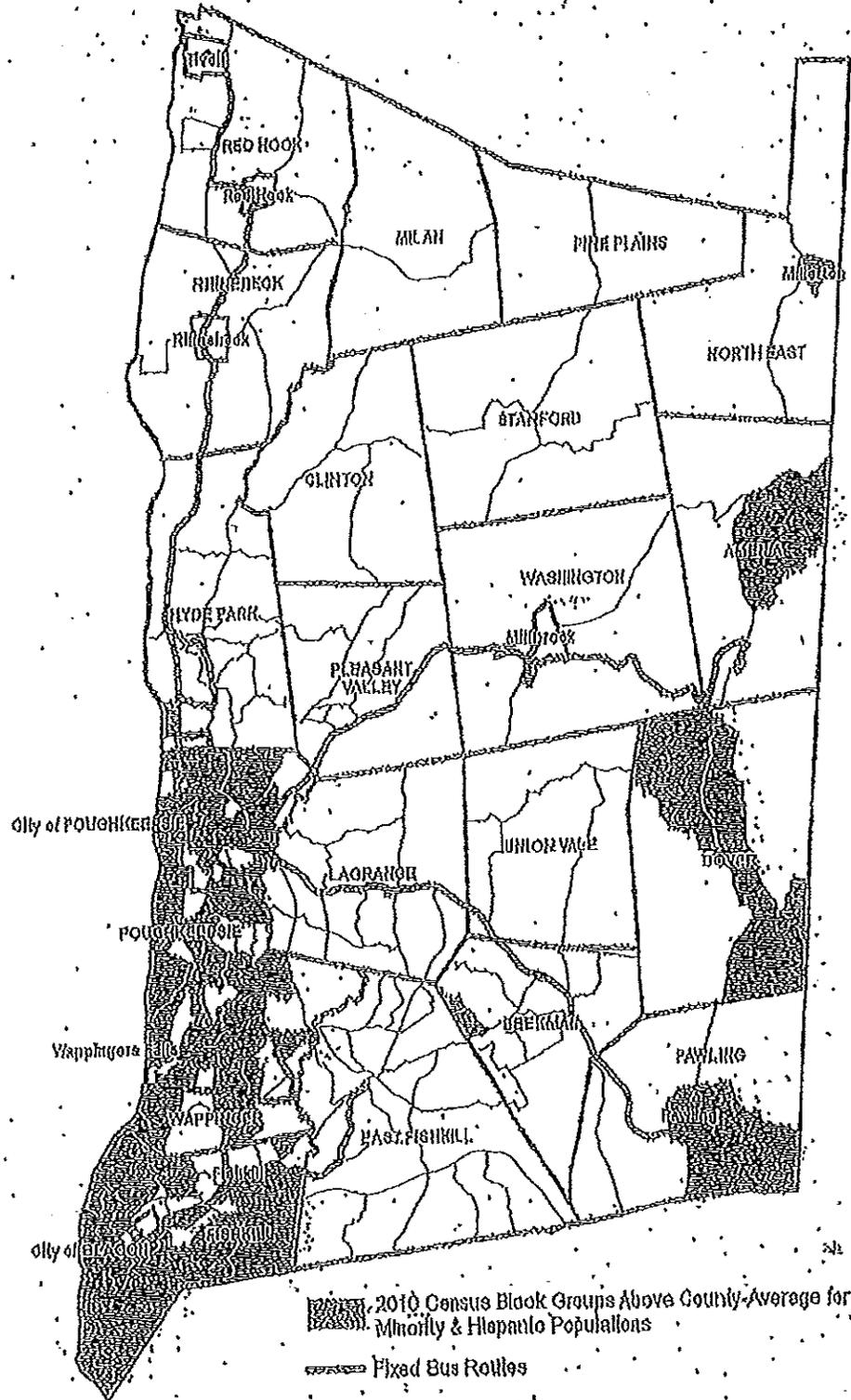
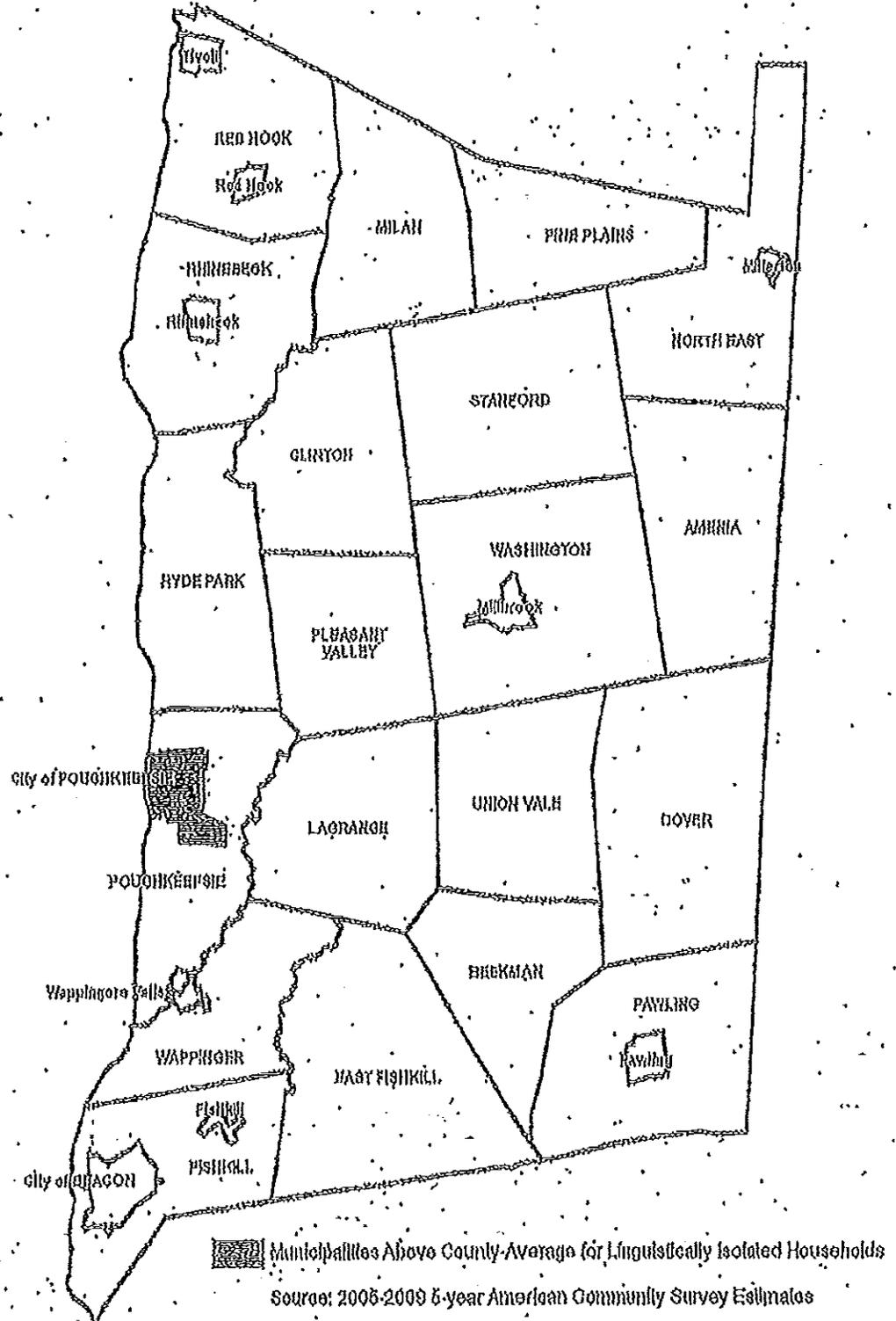


Figure 6. Limited English Proficiency Populations



## "Attachment H"

### English Title VI

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color or national origin in programs receiving federal financial assistance.

This complaint procedure does not prohibit a complainant the right to file formal complaints with the New York State Department of Human Rights, the New York State Department of Transportation, or seek private counsel for complaints alleging discrimination, intimidation or retaliation of any kind that is prohibited by law.

Any person who believes that he or she has been subjected to discrimination on the basis of race, color, or national origin as noted below may file a written complaint with the City of Poughkeepsie's Commissioner of DPW, 62 Civic Center Plaza, Poughkeepsie, New York, 12601. Complainants have the right to complain directly to the appropriate federal and state agencies, as well. Every effort will be made to obtain early resolution of complaints. The option of information meeting(s) between the affected parties and the Title VI Director may be utilized for resolutions. The Title VI Director will notify the Commissioner of Public Works of all Title VI complaints as well as all resolutions.

### Spanish Title VI

Título VI del Acta de Derechos Civiles de 1964 prohíbe la discriminación por motivos de raza, color u origen nacional en programas que reciben asistencia financiera federal.

Este procedimiento de queja no prohíbe que el demandante el derecho a presentar quejas formales ante el Departamento de Estado de Nueva York de los Derechos Humanos, el Departamento de Transporte del Estado de Nueva York, o buscar un abogado privado para que las denuncias de discriminación, intimidación o represalia de ningún tipo que está prohibido por la ley.

Cualquier persona que cree que él o ella ha sido objeto de discriminación por motivos de raza, color u origen nacional como se indica a continuación puede presentar una queja por escrito al Administrador de Departamento de Trabajos Públicos, 62 Civic Center Plaza, Poughkeepsie, New York, 12601. Los denunciantes tienen derecho a presentar sus quejas directamente a las agencias federales y estatales apropiadas, también. Se hará todo lo posible para obtener la pronta resolución de las quejas. La opción de la hará todo lo posible para obtener la pronta resolución de las quejas. La opción de la reunión informativa (s) entre las partes afectadas y el director Título VI se pueda utilizar para las resoluciones. El Título VI director notificará Administrador de Departamento de Trabajos Públicos de todas la quejas del Título VI, así como todas las resoluciones del Condado de la Ciudad de Poughkeepsie.

Date

Mr. Jones

3 Smith Street

Poughkeepsie, NY 12601

Dear Mr. Jones:

The City of Poughkeepsie Transit System is in receipt of your complaint. I will review your complaint and notify you in writing of my determination of its jurisdiction, acceptability, or the need for additional information.

I will notify you in writing of the disposition of your complaint within 30 days of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Christopher Gent". The signature is stylized, with a large initial "C" and a long horizontal stroke extending to the right.

Christopher Gent

Commissioner of Public Works

Date

Mr. Jones  
3 Smith Street  
Poughkeepsie, NY 12601

Dear Mr. Jones:

I have reviewed your complaint and have determined that the complaint is not acceptable, because:

The complaint was not filed within 180 days of the alleged occurrence.

The allegation did not involve a covered basis such as race, color or national origin.

The allegation must involve Dutchess County Mass Transit service.

If you do not agree with this determination, you may appeal this decision within 15 days of receipt of this letter in writing to:

City of Poughkeepsie City Administrator  
Camilo Bunyi  
62 Civic Center Plaza  
Poughkeepsie, NY 12601

Your appeal will be reviewed by the City Administrator and he will respond to your appeal in writing within 30 days of receipt of your submission.

Sincerely,



Christopher Gent

Commissioner of Public Works

Fecha

Mr. Jones

3 Smith Street

Poughkeepsie, Nueva York 12601

Estimado Sr. Jones:

He revisado su queja y han determinado que la queja no es aceptable, debido a que:

La denuncia fue presentada dentro de los 180 días del supuesto acontecimiento.

La acusación no implica una base cubierta como la raza, color u origen nacional.

La denuncia debe incluir el condado de Dutchess Misa de servicios de tránsito.

Si usted no está de acuerdo con esta decisión, puede apelar esta decisión dentro de los 15 días siguientes al recibo de esta carta por escrito a:

Administrador de Ciudad Poughkeepsie  
62 Civic Center Plaza  
Poughkeepsie, NY 12601

Su apelación será revisada por el administrador y él a responder a su apelación por escrito dentro de los 30 días siguientes al recibo de su presentación.

Atentamente,



Christopher Gent  
Administrador de Departamento de Trabajos Públicos

Date

Mr. Jones  
3 Smith Street  
Poughkeepsie, NY 12601

Dear Mr. Jones:

I have reviewed your complaint and have determined that the complaint is acceptable, because:

The complaint was filed within 180 days of the alleged occurrence.

The allegation involved a covered basis such as race, color or national origin.

The allegation involved City of Poughkeepsie Transit service.

This complaint will be investigated and you will receive a disposition notice within 30 days of this letter.

Sincerely,



Christopher Gent  
Commissioner of Public Works

Fecha

Mr. Jones  
3 Smith Street  
Poughkeepsie, Nueva York 12601

Estimado Sr. Jones:

He revisado su queja y han determinado que la queja es aceptable, debido a que:

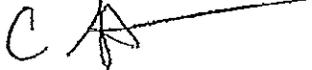
\_\_\_\_\_ La demanda fue presentada dentro de los 180 días del supuesto acontecimiento.

\_\_\_\_\_ El denunció también una base cubierta como la raza, color u origen nacional.

\_\_\_\_\_ El denunció también el condado de Poughkeepsie Misa servicio de tránsito.

Esta denuncia será investigada y usted recibirá un aviso de disposición dentro de los 30 días siguientes a la fecha de esta carta.

Atentamente,



Christopher Gent  
Administrador de Departamento de Trabajos Públicos



# The City of Poughkeepsie

New York

Karen Sorrell  
Title VI Officer  
Deputy Commissioner of Finance

## FEDERAL TRANSIT ADMINISTRATION (FTA) CIVIL RIGHTS ASSURANCE

The City of Poughkeepsie hereby certifies that, as a condition of receiving federal financial assistance under federal transit laws and the Civil Rights Act of 1964, as amended, it will ensure that:

- o No person, based on race, color or national origin, will be subjected to discrimination in the level and quality of transportation services and transit-related benefits.
- o City of Poughkeepsie Transit will compile, maintain, and submit in a timely manner, Title VI information required by FTA Circular 4702.1B and in compliance with the Department of Transportation's Title VI regulation, 49 CFR Part 21.9.
- o City of Poughkeepsie Transit will make it known to the public that those person or persons alleging discrimination based on race, color, or national origin as it relates to the provision of transportation services and transit-related benefits may file a complaint with the Federal Transit Administration and/or the U.S. Department of Transportation.

The person or persons, whose signature appears below, are authorized to sign this assurance on behalf of the grant applicant or recipient.

*Karen Sorrell*

*4/23/15*

Karen Sorrell, Title VI Officer/Deputy Commissioner of Finance

Date



# The City of Poughkeepsie

New York

Karen Sorrell  
Title VI Officer  
Deputy Commissioner of Finance

## Administración Federal de Tránsito (FTA) Garantía de los Derechos Civiles

El ciudad de Poughkeepsie certifica que, como condición para recibir ayuda financiera federal bajo las leyes de tránsito federal y la Ley de Derechos Civiles de 1964, según enmendada, se asegurará de que:

- Ninguna persona, por motivos de raza, color u origen nacional, será objeto de discriminación en el nivel y la calidad de los servicios de transporte y los beneficios relacionados con el tránsito.
- Ciudad de Poughkeepsie de Transporte se cumple, mantener y presentar de manera oportuna, el Título VI de Información requerida por el TLC Circular 4702.1B y de acuerdo con el Departamento de Transporte de la regulación del Título VI, 49 CFR Parte 21.9.
- El condado de Poughkeepsie de Transporte lo dare a conocer a la opinión pública que las persona o personas que alegan discriminación por motivos de raza, color u origen nacional en lo que respecta a la prestación de los servicios de transporte y los beneficios relacionados con el tránsito puede presentar una queja con la Federal de Tránsito administración y / o el Departamento de Transporte de EE.UU.

La persona o personas, cuya firma aparece a continuación, están autorizados a firmar esta promesa en nombre de la solicitante de la subvención o el destinatario.

*Karen Sorrell*

4/23/15

Karen Sorrell, Title VI Officer/Deputy Commissioner of Finance

Date

# The City of Poughkeepsie

New York



Paul Ackermann  
Corporation Counsel  
[packermann@cityofpoughkeepsie.com](mailto:packermann@cityofpoughkeepsie.com)

62 Civic Center Plaza  
Poughkeepsie, New York 12601  
TEL: (845) 451-4065 FAX: (845) 451-4070

August 10, 2015

CC Meeting: 9/18/15  
ITEM VII-3

**COMMON COUNCIL**  
City of Poughkeepsie

**RE: Resolution consenting to the extension of an agreement by DCWWA to sell water to IBM.**

Dear Chairman Petsas and Councilmembers:

Attached hereto is a resolution consenting to the extension of a current agreement between the Joint Water Board ("JWB") and the Dutchess County Water and Wastewater Authority ("DCWWA") to sell water to IBM. In 2004 the JWB and the DCWWA entered into an agreement selling potable water to the DCWWA and allowing the DCWWA to enter into third-party sales to other municipalities along its transition line. Such third-party sales require the consent to the JWB as well as the respective owners (City & Town). In 2004, pursuant to this agreement and with full consent the DCWWA entered into an agreement to sell water to IBM. Recently, IBM has sold its East Fishkill operations to Global Foundries USA, Inc. and now Global Foundries has requested an assignment of the IBM contract with the DCWWA.

The DCWWA has done an extensive review of the financial ability of Global Foundries to issue a unconditional guarantee of payment to the DCWWA and the JWB. After such review they have determined that it is in the best interest to consent to the Assignment and Assumption of the IBM agreement to Global Foundries. Based on this, the JWB also has consented to the Assignment and Assumption. The administration concurs with the determination of the DCWWA and the JWB and request the council consent to same.

Respectfully submitted,

Paul Ackermann, Esq.  
Corporation Counsel

PA:mt  
Attachment

**RESOLUTION**  
**(R-15-64)**

**INTRODUCED BY COUNCILMEMBER \_\_\_\_\_ :**

**WHEREAS**, the City of Poughkeepsie is a joint owner of the City/Town Joint Water Treatment Facility and pursuant to an inter-municipal agreement serves on the Poughkeepsie Joint Water Project Board (the, "Board"); and

**WHEREAS**, the Board is a party to an agreement with the Dutchess County Water and Wastewater Authority (the, "Authority") for the sale of potable water through the Authority's Central Dutchess Water Transmission Line ("CDWTL") which agreement further allows for the third-party sale of potable water by the authority to other municipalities; and

**WHEREAS**, the Authority's ability to sell water requires the consent of the Board and the legislative bodies of the City of Poughkeepsie and the Town of Poughkeepsie as owners; and

**WHEREAS**, on November 19, 2004, with full consent, the Authority entered into an agreement with International Business Machines Corporation ("IBM") to supply a specific amount of Potable water (the, "Agreement"); and

**WHEREAS**, IBM wishes to assign all of IBM's rights and obligations under the agreement to Global Foundries U.S., LLC2 ("Global Foundries") and Global Foundries wishes to assume all of IBM's rights and obligations under the Agreement; and

**WHEREAS**, the authority seeks consent, pursuant to the terms of the Agreement between the Board and the Authority and under the inter-municipal agreement between the Town of Poughkeepsie and the City of Poughkeepsie for the Assignment and Assumption of the Agreement; and

**WHEREAS**, the DCWWA has reviewed the credit capability of Global Foundries and has consented to the Assignment and Assumption as has the Board; and

**NOW, THEREFORE,**

**BE IT RESOLVED**, that this resolution shall serve as the consent of the City of Poughkeepsie required pursuant to the Poughkeepsie Water Sale and Purchase Agreement dated November 19, 2004 and pursuant to the Inter-Municipal Agreement between the City of Poughkeepsie and the Town of Poughkeepsie to the Assignment and Assumption of the Purchase and Sale Agreement between the Dutchess County Waste Water Authority and the Joint Water Board in form and substance as attached hereto, and be it further

**RESOLVED**, that the City Chamberlain shall forward certified copies of this resolution to the Chairman of the Poughkeepsies' Joint Water Project Board and the Mayor, City Administrator or Corporation Counsel may execute any and all documents necessary to give effect to this resolution including but not limited to the Assignment and Assumption attached hereto and made a part hereof.

**SECONDED BY COUNCILMEMBER** \_\_\_\_\_.



THE CITY OF POUGHKEEPSIE  
NEW YORK

PUBLIC HEARING

---

*5:45 REGARDING THE PROPOSED ZONING CHANGE  
FOR 110 SOUTH GRAND AVENUE*

---

Monday, April 20, 2015 5:30 p.m.

City Hall

---

Chairman Petsas called the meeting to order at 5:45 p.m.

Arnie Siratzki 188 South Grand Avenue: he thought there was going to be a presentation on the proposal, so he'd like to see what's being proposed and to know the details about the zoning change

Chairman Petsas asked the Rabbi and Mr. Cantor to come up to the table to explain their proposal again.

Deacon Alfred Bush (Beulah Baptist Church): they're in support of what's going on South Grand Ave, thinks it will be beneficial to the community.

Constantine Kazolias 47 Noxon Street: concerned if this property is going to be tax exempt, thinks that it's a bad idea, Wheaton Park is a park, feels strongly about the 8<sup>th</sup> ward.

Chayyim Vogel 58 Fountain Place: is in support of the center, thinks this is a very important project, to keep the center open and sustainable is important and will benefit anyone and everyone in the area.

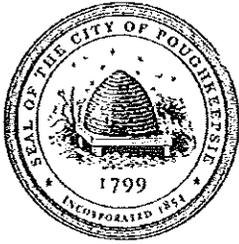
Official Minutes of Public Hearing of Monday, April 20, 2015

**Dated:** August 8, 2015

I hereby certify that this a true and correct copy of the Minutes of the Public Hearing held on Monday, April 6, 2015 at 5:00 p.m.

Respectfully submitted,

Deanne L. Flynn  
City Chamberlain



THE CITY OF POUGHKEEPSIE  
NEW YORK

COMMON COUNCIL MEETING  
MINUTES

Monday, April 20, 2015 6:30 p.m.

City Hall

I. PLEDGE OF ALLEGIANCE:

ROLL CALL - All Present

II. REVIEW OF MINUTES:

CCM 9-15-14			Yes/Aye	No/Nay	Abstain	Absent
		Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Hennann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Accepted					
<input type="checkbox"/>	Defeated					
<input type="checkbox"/>	Tabled					

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

ADD

VII. MOTIONS AND RESOLUTIONS.

5. FROM CITY ADMINISTRATOR BUNYI, Resolution R15-32, authorizing the EFC to refinance two bonds.

REMOVE

VII. MOTIONS AND RESOLUTIONS.

1. FROM CORPORATION COUNSEL ACKERMANN, Resolution R15-28, approving an Inter-Municipal Agreement with the Town of Poughkeepsie for maintenance of future parkland in the Town of Poughkeepsie.

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

**Alex Zarnecki, 31 Hellwin Drive Wappingers Falls:** legislative officer for the Dutchess County Pistol Association. Stated that they are 100% against gun violence, but the way to get around gun violence and accidents is through education and the Safe Storage Act, proposes trying to influence people to handle firearms properly.

**Alex Dubrough, Coldspring NY:** thanks the city council for allowing this time for public comment because she feels it's important to hear both sides of any issue. She is the Hudson Valley coordinator for New Yorkers Against Gun Violence. Came there to show support for Councilmember McClinton for offering to bring the Safe Storage Act before the council. Public safety is a big concern and she doesn't understand why the city would not pass the ordinance

**Leah Barrett, Brooklyn NY:** Executive Director of New Yorkers Against Gun Violence. Came to support Councilmember McClinton, and thank her for bringing this common sense ordinance forward. Corrected the Poughkeepsie Journal for an article about the Safe Storage Act likely being challenged on its constitutionality.

**Ralph Parassi, 5 Poplar Street:** federally licensed firearm dealer, we are our own first defense, police officers don't carry firearms to protect the people they carry them to protect themselves, against the act.

**Greg Bull, Cold Spring Road Standfordville NY:** came to show support for the Safe Storage Act.

**Darrett Roberts, 148 Franklin Street:** listening to both sides and understands both, protect the youth.

**Christopher Zelleski, 8 Sky Top Drive Wappingers Falls NY:** thanks the council for allowing people the opportunity to speak to them. The new chapter chair for Dutchess County SCOPE, thinks laws are not the way to handle the issue, and education is much more important, against the Safe Storage Act.

**Emmanuel Marinaro, East Fishkill NY:** stated that he is against the Safe Storage Act.

**Jacqueline Emsley, Corlies Avenue:** strongly opposed to the Safe Storage Act.

**Stan Frylick, Garrison NY:** supports Councilmember McClinton and New Yorkers Against Gun Violence.

**Saponya Fontano, 7 Williams Street:** here to talk about a Poughkeepsie clean up. Wonders who would be the person to clean up the garbage they cleaned up.

**Robert Tendy, Starview Avenue Putnam Valley NY:** opposed to the Safe Storage Act.

Official Minutes of the Common Council Meeting of April 20, 2015

**Ken Stickle, 118 Catharine Street:** wanted to speak about Wheaton Park, cleaned Wheaton Park, asks Commissioner Gent to get DPW to come and help clean up all the debris they cleared up. A sign needs to be put up that calls it Wheaton Par. Stated that he is against the condo development on the property, we need a place for the kids, which everyone keeps talking about.

**Nicholas Castellano, Webber Hill Road Carmel NY:** thanks the council for having them there tonight. He is the chair for Putnam County SCOPE, president of Putnam County Firearms Owners Association, on the Board of Directors for the Putnam County Fish and Game Association. Stated that he is against the Safe Storage Act.

**Steven Planck, 81 Carroll Street:** appreciates Ken Stickle, Wheaton Park has already been sold – the common council voted with this year’s budget to sell Wheaton Park. Councilmembers Klein and Perry were the only ones who stood up for Wheaton Park and they did a fabulous job. Gun control is about education and being responsible, against the Safe Storage Act.

**William Dykus, (no address given):** thanks everyone from out of town for coming out – tells them to come out more often and spend some money. He resents the implication that Poughkeepsie is the 4<sup>th</sup> most dangerous city in NY – doesn’t believe it. He is very proud of Poughkeepsie, surprised everyone is here if they think Poughkeepsie is so dangerous, very proud of Councilmember McClinton.

**Gary Provatski, 83 Worrall Avenue:** complained about the litter issue in Poughkeepsie, asked if there re any of the laws, and fines being enforced.

**Patrick Perry, Carmel NY:** against the Safe Storage Act.

**Constantine Kazolias, 47 Noxon Street:** kudos to the people who cleaned up Wheaton Park, are the trees scheduled for demolition? Garbage should be a big concern, worry about the absentee land owners, against the Safe Storage Act, sexist comment about why are 50% of all the new gun owners women, against the ordinance, take the illegal guns off the street

**Roisin Druta, Wappingers Falls NY:** Hudson Valley Regional Director for New York Revolution, opposed the Safe Storage Act

**Carol Markwind, Garrison NY:** had no idea Poughkeepsie was so violent, in favor of the Safe Storage Act

**Arthur W. Johnson, 138 Garden Street:** been having problems for the last 30 years with property, gives a family history break down

**Sean(?) Meeko, Wappingers Falls:** against the Safe Storage Act

**Christina Coughlin, 139 South Hamilton Street:** thanks the council for their hard work and commitment to the city, thanks Tanya Pineda for her passion and vision for the city,

we all want the same thing we just have different visions, wants the city to have a firm plan before moving forward

**V. MAYOR'S COMMENTS:**

**Not Present**

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

**Chairman Petsas** – thanks to the Poughkeepsie football team for cleaning N Bridge Street, thanks everyone who cleaned up Wheaton Park, thanks the Middle Main Initiative. The gun discussion is just a discussion at the moment. Stated that they are moving along in a legal manner in regards to Wheaton property, and mentions the possible sale of the old sculpture garden.

**VII. MOTIONS AND RESOLUTIONS:**

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

**RESOLUTION  
(R-15-27)**

**INTRODUCED BY COUNCILMEMBER RICH**

**WHEREAS**, in June 2013 Governor Andrew Cuomo's Program Bill Number 21 was approved amending Section 160.5 of the Local Finance Law to establish a Financial Restructuring Board; and

**WHEREAS**, The Financial Restructuring Board for Local Governments is a ten-member panel available to offer assistance to eligible municipalities; and

**WHEREAS**, The Board is chaired by the New York State Budget Director and includes the New York State Comptroller, the New York State Attorney General, the New York State Secretary of State, and six other members appointed by the Governor; and

**WHEREAS**, Any county, city (except New York City), town, or village deemed a Fiscally Eligible Municipality by the Financial Restructuring Board may request, by resolution of its governing board with the concurrence of its Chief Executive, a Comprehensive Review from the Financial Restructuring Board; and

**WHEREAS**, If the Financial Restructuring Board decides to undertake a Comprehensive Review of a municipality, it can request any information necessary to understand the municipality's finances and operations and based on this information, the Financial Restructuring Board would make non-binding recommendations to that municipality on improving its fiscal stability, management, and the delivery of public services; and

Official Minutes of the Common Council Meeting of April 20, 2015

**WHEREAS**, In addition, the Financial Restructuring Board could offer grants and/or loans of up to \$5 million through the Local Government Performance and Efficiency Program for undertaking certain recommendations, if the municipality agrees to undertake the Financial Restructuring Board's recommendations, it would be contractually bound to fulfill those terms in order to receive the aid; and

**WHEREAS**, The City of Poughkeepsie has been deemed a "fiscally eligible municipality" pursuant to criteria established by section 160.05 of the Local Finance Law; and

**WHEREAS**, given the current economic climate, the governing body of the City of Poughkeepsie has determined that a comprehensive review by the Financial Restructuring Board for Local Governments would be worthwhile; and

**WHEREAS**, the Common Council of the City of Poughkeepsie understands that the recommendations of the Financial Restructuring Board are not binding; and

**NOW, THEREFORE,**

**BE IT RESOLVED**, that this resolution shall serve as a request for services by the Financial Restructuring Board from the Common Council of the City of Poughkeepsie in concurrence with its Mayor John C. Tkazyik, Chief Executive Officer of the City of Poughkeepsie, and be it further

**RESOLVED**, that the City Chamberlain shall forward certified copies of this resolution to Governor Andrew Cuomo, State Comptroller Thomas Dinapoli, Attorney General Eric T. Schmeidennan, Secretary of State Cesar A. Perales and Mary Beth Labate, Director of Budget / Chair of the Financial Restructuring Board.

**SECONDED BY COUNCILMEMBER HERMANN**

R15-27			Yes/Aye	No/Nay	Abstain	Absent	
		Councilmember McClinton	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 Hermann	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"/>
		Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Accepted						
<input type="checkbox"/>	Defeated						
<input type="checkbox"/>	Tabled						

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

**Corporation Counsel Ackermann** informed the Council that said resolution is to approve the sale of 178-182 Main Street and 11 South Bridge Street. The property is currently owned by the Poughkeepsie Urban Renewal Agency and as such, the Common Council will sit as the Agency for the purposes of this resolution. The developer presented his plan and has offered to purchase the property for \$250,000 if which \$200,000 will be paid upon the transfer of the property and \$50,000 will be paid upon the issuance of a building permit.

**RESOLUTION OF THE POUGHKEEPSIE URBAN  
RENEWAL AGENCY APPROVING THE SALE OF PROPERTY LOCATED AT  
178-182 MAIN STREET AND 11 SOUTH BRIDGE STREET**

**INTRODUCED BY COUNCILMEMBER HERMANN**

**WHEREAS**, the Poughkeepsie Urban Renewal Agency (“Agency”) is currently the record owner of property located at 178-182 Main Street and 11 South Bridge Street in the City of Poughkeepsie, County of Dutchess, State of New York and more particularly known as Disposition Parcel 13B (Queen City West Urban Renewal Area) ; and

**WHEREAS**, the agency seeks to redevelop the parcel into artist loft residential housing and a mixture of commercial space on the lower-levels; and

**WHEREAS**, an RFP was issued for development of the proposal and new responses were submitted; and

**WHEREAS**, subsequent to the issuance of the RFP, a proposal was received from The Kearney Realty & Development Group which proposes to construct a mixture of residential and commercial units; and

**WHEREAS**, Kearney Realty & Development Group has offered to purchase the property for \$250,000 of which \$200,000 would be paid upon transfer of the property and the remaining \$50,000 would be payable upon the issuance of a building permit; and

**WHEREAS**, the Agency has determined that the offer from Kearney Realty Group is the best offer and adequately represents the properties fair market value; and

**WHEREAS**, the Agency has considered the hereto attached short Environmental Assessment Form (EAF) and officially makes a determination of non-significance in that the proposed sale is not expected to result in a significant adverse impact on the environment and, therefore, the preparation of a draft environmental impact statement is not necessary and this determination shall be considered a Negative Declaration for purposes of Article 8 of the Environmental Conservation Law; and

**NOW, THEREFORE,**

**BE IT RESOLVED**, the Poughkeepsie Urban Renewal Agency hereby approves the sale of 178-182 Main Street and 11 South Bridge Street to Kearney Realty & Development Group for a purchase price of \$250,000 of which \$200,000 shall be paid upon the transfer of the property and \$50,000 shall be paid upon the issuance of a building permit for its redevelopment project; and be it further

**RESOLVED**, that this sale is approved subject to the following conditions:

- A. the conveyance of title and the payment of the purchase price shall take place within sixty days of the date of this resolution, unless the Corporation Counsel shall grant such extension as he deems appropriate;
- B. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;
- C. Purchaser shall accept such title to the real property as the City of Poughkeepsie is possessed of and agrees to accept such title by quitclaim deed subject to any defects or encumbrances as are of record;
- D. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and
- E. Prior to the closing of title, Purchaser shall apply for and obtain the approval from the Planning Board and/or the Zoning Board of Appeals of any site plan approval or zoning variances required by law
- F. Purchaser shall merge all parcels.

**RESOLVED** that the Chairman be, and she hereby is authorized and directed to execute and deliver a contract of sale in form and substance approved by the Corporation Counsel for the City of Poughkeepsie acting as counsel to the Poughkeepsie Urban Renewal Agency.

**SECONDED BY COUNCILMEMBER HERMANN**

R15-29		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Accepted				
<input type="checkbox"/>	Defeated				
<input type="checkbox"/>	Tabled				
	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" 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.

**CITY OF POUGHKEEPSIE**

**RESOLUTION  
(R-15-31)**

**RE: RESOLUTION AUTHORIZING THE SETTLEMENT OF THE TAX CERTIORARI PROCEEDING REGARDING TWO CATHERINE STREET LLC**

**INTRODUCED BY COUNCILMEMBER RICH**

**WHEREAS**, there is now pending in the Dutchess County Supreme Court a tax certiorari proceeding commenced in 2010, 2011, 2012, 2013 and 2014 by Two Catherine Street LLC regarding real property located at 341 Main Street, Grid # 6162-77-124073 seeking a reduction in the 2010, 2011, 2012, 2013 and 2014 tax assessments for their respective tax rolls; and

**WHEREAS**, the Commissioner of Assessment and Special Counsel have recommended a settlement of this tax review proceeding; now, therefore be it

**RESOLVED**, that the Common Council of the City of Poughkeepsie hereby approves a settlement on behalf of the City of Poughkeepsie of the tax review proceedings for the year 2010, 2011, 2012, 2013 and 2014, as it pertains to:

Grid # 6162-77-124073

<u>Year</u>	<u>Original Total Assessment</u>	<u>Revised Total Assessment</u>	<u>Reduction</u>
2010	\$1,160,100	\$650,000	\$510,100
2011	\$1,067,300	\$650,000	\$417,300
2012	\$1,035,300	\$650,000	\$385,300
2013	\$ 983,500	\$650,000	\$333,500
2014	\$ 983,500	\$650,000	\$333,500

; and be it further

**RESOLVED**, that the Commissioner of Assessment and Scott L. Volkman, Esq., Special Counsel to the City of Poughkeepsie, are hereby authorized to take all action necessary and appropriate to effectuate the terms of this Resolution.

**SECONDED BY COUNCILMEMBER HERMANN**

R15-31		Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Accepted	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember Petsas	Voter	<input checked="" 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.

**RESOLUTION**

**R15-32**

**EXTRACT OF MINUTES**

[EFC Refinancing-Series 2005A and 2006A]

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 April 20, 2015 at 6:30 o'clock p.m., local time.

The meeting was called to order by **CHAIRMAN PETSAS**, and, upon roll being called, the following members were:

**PRESENT:**

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

**ABSENT:**

The following persons were **ALSO PRESENT:**

Commissioner of Camilo Bunyi

The following resolution was offered by Councilmember Rich, seconded by

Councilmember Hermann, to wit;

RESOLUTION DATED April 20, 2015

A RESOLUTION AUTHORIZING EXECUTION AND DELIVERY OF A SUPPLEMENTAL AGREEMENT WITH NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION TO RELATING TO CERTAIN PRIOR BONDS

WHEREAS, the City of Poughkeepsie (the "City") has heretofore issued its E.F.C. Drinking Water Serial Bonds, Series 2005A, in the original principal amount of \$164,476 (the "2005A Bonds") to refinance certain expenditures relating to the Water Treatment Facility Upgrade, which bonds evidence the obligation to repay a loan made by New York State Environmental Facilities Corporation ("EFC") pursuant to the terms of a Project Finance Agreement between EFC and the City dated as of June 1, 2005 (the "2005 PFA") funded by EFC's Series 2005B bonds; and

WHEREAS, the City has heretofore issued its E.F.C. Drinking Water Statutory Installment Bonds, Series 2006A, in the original principal amount of \$854,751 (the "2006A Bonds") to refinance certain expenditures relating to the flushing loop program in connection with the Water Treatment Facility Upgrade, which bonds evidence the obligation to repay a loan made by New York State Environmental Facilities Corporation ("EFC") pursuant to the terms of a Project Finance Agreement between EFC and the City dated as of June 1, 2006 (the "2006 PFA") funded by EFC's Series 2006C bonds; and

WHEREAS, EFC has requested that the City authorize EFC and its agents to include the City's Series 2005A Bonds and Series 2006A Bonds in a proposed EFC refinancing program intended to provide increased flexibility to EFC for future programs and, with respect to the Series 2006A issue only, a potential economic benefit to the City in the form of increased credits against principal and interest payments on the Bonds, pursuant to a supplemental agreement and certificate to the 2005 PFA and 2006PFA ("Supplemental Agreements"); and

NOW THEREFORE BE IT RESOLVED, by the Common Council of the City of Poughkeepsie, Dutchess County, New York (the "City") as follows:

SECTION 1. SEQR. It is hereby determined that the proposed action constitutes a Type II Action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which is determined under SEQR not to have a significant impact on the environment.

SECTION 2. Approval of Documents. The Commissioner of Finance is hereby authorized and directed to execute the Supplemental Agreements, in substantially the forms on file with the Chamberlain, with such changes, insertions or omissions as he may approve, said execution being conclusive evidence of such approval. The City Chamberlain is hereby authorized to affix the seal of the City to such documents. The officers and employees of the City shall take all action necessary or reasonably required by the parties to the Supplemental Agreement to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Supplemental Agreement.

SECTION 3. Effective Date. This Resolution shall be effective immediately.

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: April 20, 2015

\_\_\_\_\_  
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 \_\_\_ day of \_\_\_\_\_, 2015 and entitled:

RESOLUTION DATED \_\_\_\_\_, 2015

A RESOLUTION AUTHORIZING EXECUTION AND DELIVERY OF A SUPPLEMENTAL AGREEMENT WITH NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION TO RELATING TO CERTAIN PRIOR BONDS

(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 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 \_\_\_\_

Official Minutes of the Common Council Meeting of April 20, 2015

day of \_\_\_\_\_, 2013.

-SEAL-

Deanne Flynn  
City Chamberlain

R15-32			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/> Accepted <input type="checkbox"/> Defeated <input type="checkbox"/> Tabled	Councilmember McClinton	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 Hermann	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"/>
	Councilmember Petsas	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 GREER SMITH, a presentation regarding Jazz in the Valley.

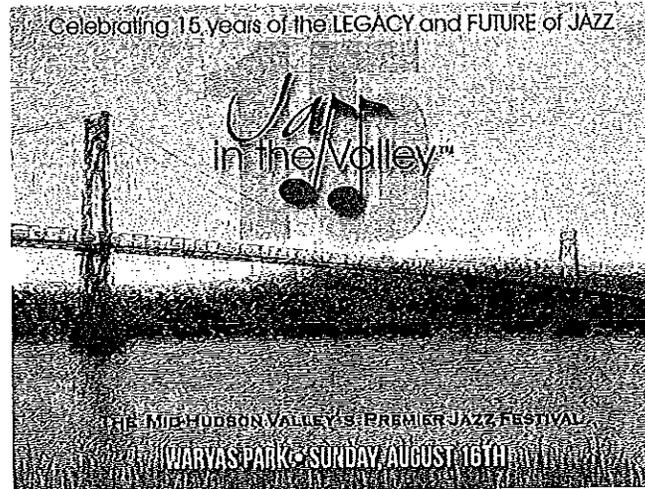


Table of Contents



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II.	Project Overview/Timeline
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VIII.	Background & History
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X.	Contact Details



I. Creative Vision/Opportunity



Currently, there is no major annual outdoor festival in Foughkepple that presents the broad spectrum of jazz music.

- We have filed that resolves with Jazz in the Valley
- The month of August is when the summer season is at its height and the MID-Hudson Valley most vibrant and beautiful. It is during this time frame that we propose a two-day festival, Jazz in the Valley.
- The event will have a potentially positive results in terms of bringing a well known, renowned festival board that will bring a new and diverse audience to the City of Foughkepple, Dutchess County and the MID-Hudson Valley.

I. Creative Vision/Opportunity



Hundreds of Music and Arts festivals take place annually throughout the country and around the globe.

It is well documented that festivals attract a multitude of spectators and infuse billions of dollars into local and regional economies.

Importantly, a wide range of economic opportunities are created in association with festival events.

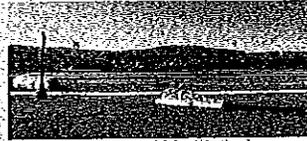
The most well known or marquee festivals have become iconic cultural institutions that weave their pride and vitality into the fabric of a town, city or region year after year.

Music serves as a bridge between people, cultures, the spirit of humanity and its achievements.

Among the key ingredients of a successful festival are location, timing, convenience, programming, promotion and safety.



I. Creative Vision/Opportunity



**Partial list of Benefits to the City of Poughkeepsie:**

- Jazz In the Valley will give the City of Poughkeepsie a more visible and stronger presence in the Mid-Hudson Valley region and beyond through its association with a marquee cultural event.
- Jazz In the Valley will give the City of Poughkeepsie the potential for additional revenues.
- Jazz In the Valley will attract a new audience to the City of Poughkeepsie and Dutchess County.
- In working with the City of Poughkeepsie, Jazz In the Valley will present opportunities to create incentive programs to drive festival attendees to restaurants, hotels and other businesses.

I. Creative Vision/Opportunity



**Partial list of Benefits to the Poughkeepsie Community:**

- Jazz In the Valley will help stimulate existing efforts to promote economic development in the area.
- The festival will utilize the services of local businesses and offer temporary employment opportunities for local residents.
- Income generation: added revenue for local retail businesses (e.g. hotels, restaurants, gas stations, convenience stores, etc.)
- Jazz In the Valley will bring added awareness of the area as a tourism destination.
- A festival's success directly translates into more a appealing community image and economic vibrancy.



I. Creative Vision/Opportunity  
*(continued)*

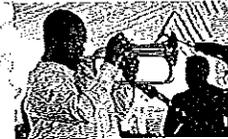


A short list of some of the world's best Jazz festivals:

- Newport Jazz Festival (Newport, RI)
- Monterey Jazz Festival (Monterey, CA)
- Clearwater Jazz Holiday (Clearwater, FL)

New festivals that are gaining revenue for their cities with this art form:

- Clifford Brown Jazz Festival (Wilmington, DE)
- Central Jersey Jazz Festival
- Somerville Jazz Fest
- New Brunswick Jazz Fest
- Flemington Jazz Fest



With support of the business community, the city and county, Jazz in the Valley will be on both lists.

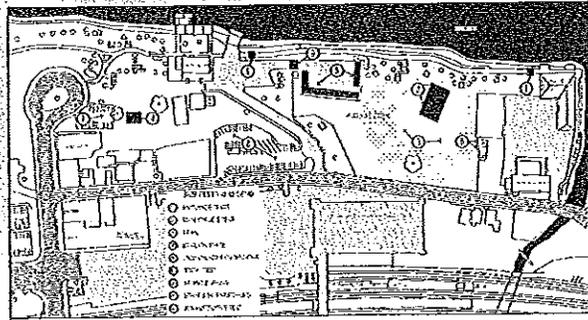
II. Project Overview/Timeline



Create a two-day Music and Arts festival during the month of August that offers festival-goers opportunities to enjoy a diverse mix of well-known, international regional and local jazz, and the chance to engage in the support of Arts and Culture in the Mid-Hudson Valley.



II. Site Layout

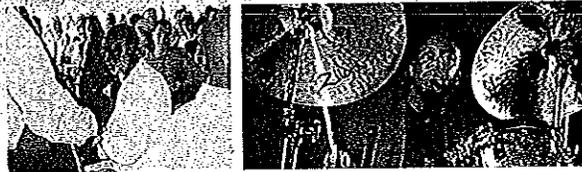


III. Festival Event Components



Jazz in the Valley will have:

- A main stage
- A gazebo stage
- An array renowned international and national artists performing along with the addition of regional and local artists
- A Food Court with healthy choice selections that reflect the cuisine of the region
- Opportunities to make a difference through sign-ups with worthwhile causes



#### IV. Artist Programming



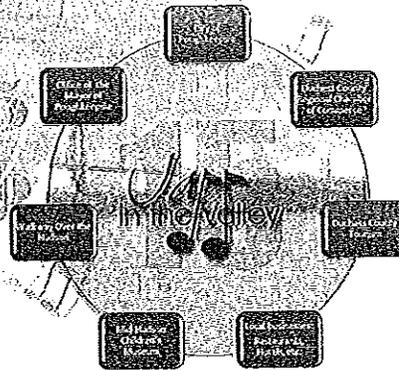
##### Performing Artists since 2000: (partial listing)\*

- > Roy Ayers
- > George Cables
- > NEA Jazz Master Jimmy Cobb
- > NEA Jazz Master Lou Donaldson
- > Oscar Brown, Jr.
- > NEA Jazz Master Jimmy Heath
- > Billy Harper
- > Marlena Shaw
- > Javon Jackson
- > Houston Person
- > Les McCann
- > Mulgrew Miller
- > Helen Sung
- > Hugh Masekela
- > David Wiley
- > NEA Jazz Master Eddie Palmieri

\* Artists subject to change



#### V. Cooperative and Strategic Partnerships



VI. Marketing and Communications



No matter how strong a line-up or how attractive a location, festivals require the right marketing campaigns and communication plans.

Jazz in the Valley will work closely with its Cooperative and Strategic Partners, as well as local and regional businesses to maximize the effectiveness of the event's advertising and incentive campaigns.



Proposed media campaign intends to include print, television, radio and online advertising through the use of appropriate demographics.

In addition, Jazz in the Valley will be supported with a tailored, grass-roots outreach campaign.

VI. Marketing and Communications



(continued)

Sample Campaign Strategy Elements:

- Broadcast
  - > Radio
- Print
  - > Newspapers and magazines
  - > Music industry periodicals
  - > Posters in all Metro North Stations
- Internet
  - > The site to be linked with the major social network sites (e.g. Face Book, Twitter, etc.)
  - > Live internet streaming
  - > Site linked to partners websites
- Grassroots
  - > Posters in local businesses
  - > Street Team hand-outs of festival flyers



## VII. Roles and Responsibilities



### TRANSART, Inc.

- Festival Administration (finance, contracts, insurance, permits, etc.)
- Festival Programming & Scheduling festival events
- Development and management of festival budget
- Marketing and Communications Planning & Support
- Timeline management
- Site design & logistics
- Sponsorship solicitation, negotiation and management
- Ticket sales & monitoring
- Artist management
- Festival website development
- Procurement of production equipment: (staging, power, sound, lights, video, etc.)
- Production supervision & management
- Security Plan development
- Stage management
- Merchandising and vendor contracting & management



## VIII. Background and History



Jazz in the Valley began as an afternoon of music when TRANSART received an individual arts grant from the New York State Council on the Arts to commission Ahmad Jamal to create an original composition for the organization. Inspired by the natural beauty of the Mid-Hudson Valley, he created "Picture Perfect," which was first heard at Jazz in the Valley in 2009.

As the longest running jazz festival in the Mid-Hudson Valley region, Jazz in the Valley has grown into an annual highly-anticipated end of summer event, drawing audiences not only from the tri-state area, but nationally.

The festival includes two stages, the Main Stage has ticketed seating, the Pavilion Stage at the front of the park is free and open to the public.

The festival consists of two days of music, films and dialogue that addresses the relevant issues that impact today's jazz music, the musicians and its audience. Jazz in the Valley has an intergenerational programming philosophy, featuring living legends, young voices adding to the jazz realm and artists working in the industry outside of the light of the mainstream who have added their voices to the field which we often introduce to audiences for the first time.

VIII. Background and History



*Behind the Beat's* Intro to Jazz is the education component of the Jazz in the Valley festival, introducing young people to jazz through assembly presentations, master classes, clinics and a drumming workshops series. *Behind the Beat* utilizes the arts (specifically music and rhythm) as a tool for enhancing young people's learning experience in the classroom by bringing professional musicians into the schools. In addition to reaching out to elementary, junior and high school students who may have had no prior relationship with jazz.

*Behind the Beat* gives members of the city school jazz ensembles an opportunity to learn from and perform with local and established musicians. To date the program has to served over twenty five hundred (2,500) ages 10-18, attending Clinton Elementary School (Poughkeepsie), JFK Elementary School (Kingston), Kingston and Poughkeepsie High Schools, and the surrounding communities.



**Behind  
the  
BEAT**  
Intro to jazz



XI. Biographies



Greer Smith - Producer, TRANSART's founder and president, has over twenty years of arts management and programming experience, institutional development, program development, producing, and organizing in visual mediums. Promoting understanding of, access to, appreciation for the cultural diversity that exists within the African Diaspora, as well as individual and community advancement through the arts, and the appreciation of non-western aesthetics, are hallmarks of her career. Ms Smith has served as Executive Director of the MUSE Community Museum of Brooklyn, whose music program nurtured the creativity of many jazz musicians that are part of jazz history and became the lab for many young musicians in the area. Smith was consultant to Brooklyn's International African Arts Festival, responsible for its ultimate branding and development into the annual tourist attraction that is part of the multi-cultural fabric the city of New York. Since relocating TRANSART to the Hudson Valley in 1996, Smith has become a leading consultant to arts and humanities in the region and using the arts as a tool for community development. In 2000, she conceived and produced an afternoon of music and art, under whose direction became the Jazz in the Valley festival and has developed the educational component *Behind the Beat: Intro to Jazz*. Presently she is undertaking the restoration of a historic building in the city of Kingston that will become home to TRANSART and the only standing institution of the art and culture of the African Diaspora in the Mid Hudson Valley.

**XI. Biographies**



**Javon Jackson** - Artistic Director, saxophonist and educator is Chair of the Jackie McLean Institute of Jazz at The Hartt School, University of Hartford. Jackson came into international prominence touring and recording with the legendary drummer Art Blakey as a member of his band, Art Blakey and the Jazz Messengers. Symbolizing a new generation of musicians that blended tradition with neo-jazz, Jackson went on to release 14 recordings as a band leader, and to tour and record more than 135 CDs with jazz greats including Erln Jones, Freddie Hubbard, Charlie Haden, Betty Carter, Cedar Walton, Roy Carter, Donald Byrd, Dr. Lonnie Smith, Richard Davis, Bobby Hutcherson, Curtis Fuller, Sonnie Jackson, Stanley Turrentine.

He has performed with some of the world's most notable jazz musicians and at venues around the globe. In addition to his extensive performance experience, he has recorded numerous CDs and is a highly sought-after jazz educator.

In 2010, Javon was commissioned by the Syracuse International Film Festival to compose a full-length score for the Alfred Hitchcock film *The Lodger*, a silent movie based on the hunt for Jack the Ripper. The original score had its debut at the festival, performed live by Jackson at the film's screening in October, 2010.

He served as Assistant Professor of Jazz at Long Island University (NY) from 1996 to 1998, and at the Conservatory of Music at Purchase College (NY) from 1999 to 2007.

**X. Contact Details**



**Primary Contacts**

Gregg Smith, Founder and President  
TRANSART & Cultural Services  
P.O. Box 148  
West Park, NY 12193-0148  
Phone: 1-845-384-6350  
info@transartcc.org

Jazz in the Valley is supported in part with funds from New York State Council on the Arts a state agency.



- 2. FROM ELIZABETH WALDSTEIN-HART, a presentation regarding the upcoming marathon.

4/20/2015



City of Poughkeepsie  
Common Council  
Presentation  
April 20, 2015

June 13, 2015  
5K  
Half Marathon (13.1K)  
Full Marathon (26.2K)

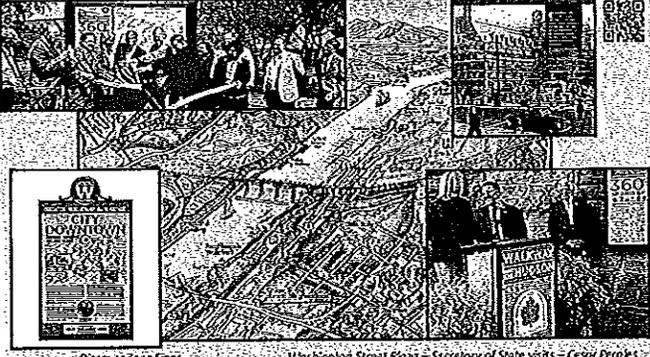
**WALKWAY MARATHON**  
IN PARTNERSHIP WITH DUTCHESS COUNTY GOVERNMENT



### Walkway Partnerships

Partnerships are crucial to support the mission of the Walkway:  
*to inspire people to connect to the beauty of the Hudson Valley.*

*The Greater Walkway Experience*      *Mobile Web Zone*



*Discover Fox Signs*      *Washington Street Plans - Secretary of State visits - Cesar Perola*

4/20/2015

## Inaugural Marathon June 13, 2015

- *Just announced:* Walkway Marathon is Boston Marathon qualifier!
- A fast and flat, scenic course invites a diverse pool of athletes
- Over 2,000 runners currently registered
- 4,000 visitors anticipated during race weekend
- Hundreds of businesses and sponsors committed
- Seeking certification as first "Green Marathon" in New York State
- Anticipated to be the leading running event in the region



Full Trail



Walkway Over the Hudson



Weekend Event with 1000s of runners/spectators



### FAST & FLAT

## OVER THE HUDSON



## Committed Partners

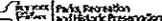
*Thank you City of Poughkeepsie!*

- Dutchess County Government
- Dutchess and Ulster Tourism
- Marist College
- NYS Bridge Authority
- NYS Office of Parks, Recreation and Historic Preservation
- Ulster County Regional Chamber of Commerce

- Dutchess County Regional Chamber of Commerce
- Hudson River Rowing Association
- Mid Hudson Road Runners Club
- Town of Lloyd Government
- Town of Poughkeepsie Government
- Vassar College









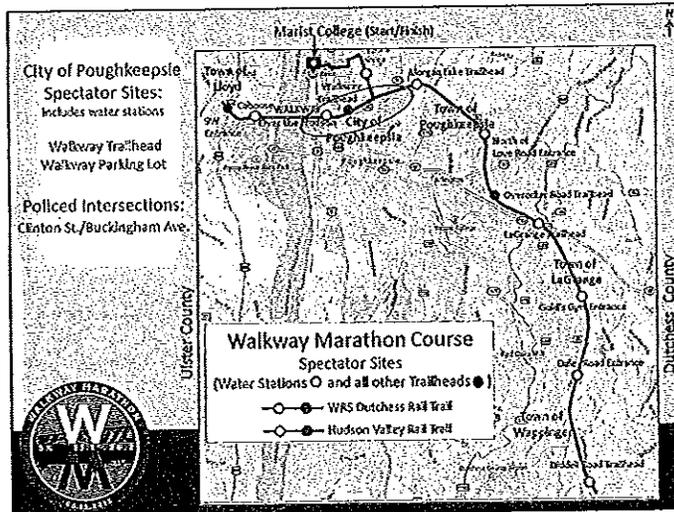
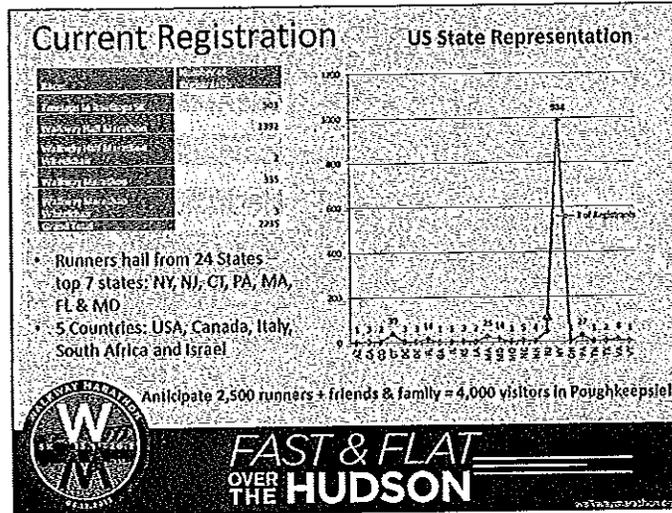


### FAST & FLAT

## OVER THE HUDSON



4/20/2015



4/20/2015

**Treetops to Rooftops**  
**5K to Feature**  
**City of Poughkeepsie**

**Spectator Sites:**  
 Includes water stations  
 NYS Parking lot, & Mt Carmel Place

**Race Route Includes:**  
 Walkway Over the Hudson,  
 Parker Ave, Washington  
 Street, Verazzano Blvd, Mt  
 Carmel Place, Dutchess Ave,  
 Delafield St, Hoffman Street,  
 North Water Street

**Walkway Marathon Course**  
 Spectator Sites  
 (Water Stations O and all other Trailheads ●)

- WHS Dutchess Rail Trail
- Hudson Valley Rail Trail

Map labels include: Marist College (Star/Frassb), Town of Lloyd, Town of Poughkeepsie, Town of Lagrange, Town of Wappinger, Dutchess County, Ulster County, Hudson Valley Rail Trail, Dutchess Rail Trail, Overlook Road Trailhead, Lake Paul Trailhead, Gold's Gym Trailhead, Overlook Road Trailhead, Lake Paul Trailhead, Gold's Gym Trailhead, Overlook Road Trailhead, Lake Paul Trailhead, Gold's Gym Trailhead.

**Walkway Marathon Health & Wellness Expo**

**Friday, June 12<sup>th</sup>**  
**2-8 pm at the**  
**Mid-Hudson Civic Ctr.**

- 2,000+ runners will arrive
- Over 40 businesses & partners attending
- 75 rooms booked at local hotels!

**HEALTHQUEST** | **ROYAL**

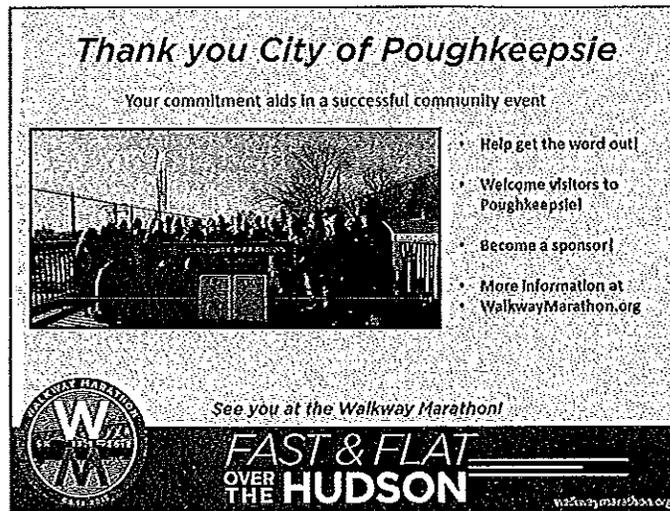
**ANTEG** | **WSDG** | **WSDG** | **WSDG** | **WSDG**

**MEDIA PARTNERS**  
**IN-KIND PARTNERS**

**FAST & FLAT**  
**OVER THE HUDSON**

[walkwaymarathon.org/volunteer/](http://walkwaymarathon.org/volunteer/)

4/20/2015



5

3. FROM HERMAN SWINTON, a notice of personal injury sustained on January 13, 2015.
4. FROM TIFFANY WILLIAMS, a notice of property damage sustained on February 25, 2015.

5. **FROM MARIA ZAHAREK**, a notice of property damage sustained on February 27, 2015.

**X. UNFINISHED BUSINESS:**

**Councilmember McClinton** – stated that safe storage is not an invasion. Addresses Commissioner of Public Works Gent about something they talked about previously, graffiti in Bartlett, excited about the marathon, Mayor should be attending the meetings.

**Councilmember Perry** – asked Commissioner of Public Works Gent if he could set aside time to talk about parklands refurbishment.

**Councilmember Johnson** – also asks about parkland refurbishment, RFP for Pershing Ave, asks about the charter view commission

**Councilmember Klein** – asked Chairman Petsas about the towing ordinance, memorandum from Mayor about the appointees, asks about the status of 204 Church Street.

**Councilmember Hermann** – addresses City Administrator Bunyi about the bus service, thanks Councilmembers Johnson and Perry for the success of the Youth Expo.

**Councilmember Mallory** – asked about the bus route change.

**Chairman Petsas** – asked about the city sweepers.

**XI. NEW BUSINESS:**

**Councilmember Mallory** – bus advertising agreement, announces that the administration is going to add a new person for abatement issues, announces that the building department will be going up and down Main St to talk about building code issues and enforcement for all business along Main, gives kudos to Jocelyn Wallace for adopting Morgan Lake for the past six years

**Councilmember Hermann** – asks City Administrator Bunyi about the bond for the roof at City Hall, announces Habitat for Humanity's golf tournament and Hudson Valley Community's AIDS walk

**Councilmember Klein** – announces the success of the opening day for City Little League at Spratt Park

**Councilmember Johnson** – suggests finding a way to help the people participating in the Public Hearings know what the Public Hearing is supposed to be about

**Councilmember McClinton** – announces a successful forum, announces Spring Fling at Bartlett Park, thanks to the fire department for fire detectors in 6<sup>th</sup> ward, excited about the things that will happen in Poughkeepsie: marathon, jazz fest

**Chairman Petsas** – asks about the trees and when they'll be available and how many each ward will be getting, announces the people appointed to the charter review commissioner

**XII. ADJOURNMENT:**

A motion was made by Chairman Petsas and Vice Chair Rich to adjourn the meeting at

**Dated: September 1, 2015**

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, April 20, 2015 at 6:30 p.m.

Respectfully submitted,

**Deanne L. Flynn**  
City Chamberlain



**COMMON COUNCIL MEETING**

Common Council Chambers

Monday, April 20, 2015

6:30 p.m.

*5:45 Public Hearing regarding the proposed zoning change for 110 South Grand Avenue*

**I. ROLL CALL:**

**III. REVIEW OF MINUTES:**

**Common Council Meeting of Monday, September 15, 2014**

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

- V. PUBLIC PARTICIPATION: Three (3) minutes per person up to 45 minutes of public comment on any agenda and non-agenda items.**
- VI. MAYOR'S COMMENTS:**
- VII. CHAIRMAN'S COMMENTS AND PRESENTATIONS:**
- VIII. MOTIONS AND RESOLUTIONS:**
- 1. FROM CITY ADMINISTRATOR BUNYI, Resolution R15-27, approving a request for a financial review by the Financial Restructuring Review Board.**
  - 2. FROM CORPORATION COUNSEL ACKERMANN, Resolution R15-28, approving an Inter-Municipal Agreement with the Town of Poughkeepsie for maintenance of future parkland in the Town of Poughkeepsie.**
  - 3. FROM CORPORATION COUNSEL ACKERMANN, SEQRA Resolution R15-29, and Sale Resolution R15-30, for city-owned properties located at 178- 182 Main Street and 11 South Bridge Street.**
  - 4. FROM CORPORATION COUNSEL ACKERMANN, Resolution R15-31 approving the settlement of tax review proceeding for property located at two Catherine Street.**
- IX. ORDINANCES AND LOCAL LAWS:**
- X. PRESENTATION OF PETITIONS AND COMMUNICATIONS:**
- 6. FROM GREER SMITH, a presentation regarding Jazz in the Valley.**
  - 7. FROM ELIZABETH WALDSTEIN-HART, a presentation regarding the upcoming marathon.**

Official Minutes of the Common Council Meeting of April 20, 2015

8. **FROM HERMAN SWINTON**, a notice of personal injury sustained on January 13, 2015.
9. **FROM TIFFANY WILLIAMS**, a notice of property damage sustained on February 25, 2015.
10. **FROM MARIA ZAHAREK**, a notice of property damage sustained on February 27, 2015.

**XIII. UNFINISHED BUSINESS:**

**XIV. NEW BUSINESS:**

**XV. ADJOURNMENT:**



THE CITY OF POUGHKEEPSIE  
NEW YORK

COMMON COUNCIL MEETING  
MINUTES

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Monday, May 4, 2015 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.**

**REMOVE**

**VII. MOTIONS AND RESOLUTIONS.**

1. FROM CORPORATION COUNSEL ACKERMANN, Resolution R15-32, approving the Home Consortium Agreement with Dutchess County.

**ADD**

**VII. MOTIONS AND RESOLUTIONS.**

2. FROM CORPORATION COUNSEL ACKERMANN, SEQRA Resolution R15-33, and Sale Resolution R15-34, approving the property sale of city owned property located at 204 Church Street.

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

5. FROM CORPORATION COUNSEL ACKERMANN, a communication on the proposed Resolution to approve the Home Consortium Agreement with Dutchess County.

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

**Linda Marsten-Reed 303 Main Street:** executive director of Arts Mid-Hudson, thanks the elected officials for working so hard to help make Poughkeepsie a better place, speaking about a proposed arts commission in the city of Poughkeepsie, arts are very important and help bring more revenue

**Steven Plank 84 Carroll Street:** talks about the 2013 expenditures: lost money on the sanitation fund, sanitation fee is unfair, Wheaton Park, budget balancing problems, union contracts

**Ken Stickle 118 Catharine Street:** submits something, mentions Poughkeepsie Journal, this common council is being audited, Wheaton Park should be used for the Arts Council, applauds the administration and mayor, wants to know how the council is going to balance the budget without selling parkland

**Sopanya Fontnou 7 Williams Street:** ongoing cleanup plan by the Poughkeepsie Pioneer football team

**Mary Fladd 115 Academy Street:**

Official Minutes of the Common Council Meeting of May 4, 2015

MARY M. FLAD

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115 Academy Street  
Poughkeepsie, New York 12601-4311  
845/471-5376  
Fax 845/471-1298

May 4, 2015

City of Poughkeepsie Common Council

I would like to state my support for establishing a City Commission (or Committee or Advisory body) to assist with arts and cultural programming in the City of Poughkeepsie. I have lived in the City of Poughkeepsie for 36 years, and for much of that time I have both a Participant and an Audience Member for the variety of arts activities in the area. My four children went through the Poughkeepsie City schools, and their experiences in music, dance, school plays, and the visual arts was an important element in their growing up.

A friend of mine always said, "There are three kinds of extra-curricular activities -- sports, music, and trouble -- and everyone will participate in one of them." I think that there are more than three kinds, but I think that <sup>we should do</sup> everything we can do to make TROUBLE the least desirable choice for young people, and this will benefit the whole community.

I have been participating in the Arts and Community Action Network that Arts Mid-Hudson has initiated in the last three years, and I think that a City Commission could play a valuable role in facilitating and promoting the events and activities that the arts community is seeking to initiate. In the coming weeks, a number of events are on the schedule: Poughkeepsie Open Studios on June 20; the Dragon Boat Festival on July 25; literary readings at the Mid-Hudson Heritage Center on "Queen City Saturday," the third Saturday of each month; a jazz festival on the waterfront on August 16.

The interest and moral support of the City government in making these events and activities successful would be most welcome. Examples of the kind of help that would be welcome would be 1) including a "cultural calendar" on the City's website, which could list events such as the ones mentioned above, in addition to school concerts, performances, etc.; and 2) an expedited permitting process for event applications, which have frequently been greeted with delays and red tape.

Thank you for your attention.



Mary M. Flad

**George Bridle 8 Mansion Street:** Waryas Park: unhappy with the Ice House's taking over of the park, the parking is impossible down there

**Frank Clark 608 Second Mile Drive:** still pushing for Pelton Mansion to be used as a bed and breakfast as well as being used for the arts community, move the basketball court over to Wheaton Park and build the apartments there, the bus route issues, Main St mess, charter review

Official Minutes of the Common Council Meeting of May 4, 2015

commission: mandatory for the mayor to attend meetings because it's shameful that he hasn't been here

**Constantine Kazolias 47 Noxon Street:** hope there's not another 99 year lease, arts council should be at Wheaton Park, Jewish Community Center, boat parking: tow cars that are parking illegally, reads a statement.

THERE IS AN OLD ADAGE REGARDING POLITICAL EXPEDIENCY WHEN BALANCING THE CITY BUDGET WHICH HAS BEEN CRITICISED IN THE PAST AND NOW BY NYS DINAPOLI i.e. THE OVERESTIMATING REVENUES. THIS OVERESTIMATING BEEN FLAGGED IN THE PAST STATE AUDITORS INCLUDING THE MOST RECENT ONE. THE HIGHLIGHTS OF THE AUDIT WERE PRINTED IN THE POJO. THE REVENUE LINE THAT HAS BEEN FLAGGED BY THE STATE IS THE OVERSTATING REVENUES FROM THE SALE OF CITY ASSETS WHICH INCLUDED SEVERAL i.e. THE SALE OF PURA PROPERTY FOR \$200K BUT THE SALE OF THE WHEATON PARK WHICH IS A PARK FOR CLOSE TO \$TWO MILLION. TO MAYOR TKYZIKS CREDIT WHO VETOED THE BUDGET BECAUSE OF OVERSTATING REVENUES. THE C.C. OVERRODE THE MAYORS VETO. THE CITY IN ITS SHORTSIGHTEDNESS IN PURSUING SHORTTERM SOLUTIONS [SELLING WHEATON PARK] TO LONG TERM PROBLEMS.

*Constantine Gus Kazolias*  
CONSTANTINE GUS KAZOLIAS

47 NOXON STREET, POUHKEEPSIE, NY12601 05/04/15

V. MAYOR'S COMMENTS:

Not Present

VI. CHAIRMAN'S COMMENTS AND PRESENTATIONS:

**Chairman Petsas:** announces that they will be honoring people of the community at the first meeting of every month for their passion and dedication to the community, offers condolences for the family of the man who died in the fire on Church St that afternoon, there's a process to go through to alienate Wheaton Park, addresses the report in the paper about the council and their voting, says that the council is dedicated to moving the city forward as honestly as they can

VII. MOTIONS AND RESOLUTIONS:

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

NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW  
ACT (SEQRA) RESOLUTION REGARDING A SALE OF  
CERTAIN CITY OWNED PROPERTIES  
(R-15-33)

INTRODUCED BY COUNCILMEMBER RICH

Official Minutes of the Common Council Meeting of May 4, 2015

**WHEREAS**, the Common Council of the City of Poughkeepsie is considering the sale of certain property in which the City of Poughkeepsie now has a possessory interest in known by its Tax Map No.: 6161-21-098986, located at 204 Church Street; and

**WHEREAS**, the Common Council considers the proposed sale to be a Unlisted Action under Title 6 NYCRR, Section 617.2 of the SEQRA regulations; and

**WHEREAS**, the Common Council considers itself to be the only "involved agency" with respect to this proposed sale of properties; and

**WHEREAS**, the Common Council has reviewed the proposed sale of property in accordance with Title 6 NYCRR, Section 617.11; and

**WHEREAS**, the Common Council has considered the hereto attached Short Environmental Assessment Form (EAF)

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. In accordance with Section 617.5(a)(1) of Title 6 NYCRR, the Common Council determines that the above described action is subject to SEQRA; and
2. In accordance with Section 617.5(a)(2) of Title 6 NYCRR, the Common Council determines that the action does not involve a federal agency; and
3. In accordance with Section 617.5(a)(3) of Title 6 NYCRR, the Common Council determines that the above described action does not involve any other agencies; and

Official Minutes of the Common Council Meeting of May 4, 2015

4. In accordance with Section 617.5(a)(4) of Title 6 NYCRR, the Common Council classifies the above described action as an unlisted action. The Common Council in making such classification considered Section 617.12 of Title 6 NYCRR and determined that the above action did not fall into any of the categories listed under Type I, and also considered Section 617.13 of NYCRR and determined that the above described action did not fit under any of the categories listed under Type II Actions, thus reaching the conclusion that it is to be considered an unlisted action; and
5. In accordance with Section 617.5(a)(5) the Common Council determines that the above described project will not require a long EAF since the short EAF provides sufficient information; and
6. The Common Council officially makes a determination of non-significance in that the proposed sale of properties are not expected to result in a significant adverse impact on the environment and, therefore, the preparation of a draft environmental impact statement is not necessary; and
7. This determination shall be considered a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law; and
8. The City Chamberlain shall maintain a file of this determination as well as the attached EAF which is hereby made a part of this resolution.

**SECONDED BY COUNCILMEMBER HERMANN**

R15-33			Yes/Aye	No/Nay	Abstain	Absent
<input checked="" type="checkbox"/>	Accepted	Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Defeated	Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Tabled	Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Petsas	Voter	<input checked="" 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.

**RESOLUTION**

(R-15-34)

**INTRODUCED BY COUNCILMEMBER RICH**

**WHEREAS**, the City of Poughkeepsie has a possessory interest in real property known as Tax Map No.: 6161-21-098986 and located at unnumbered Church Street in the City of Poughkeepsie by reason of unpaid taxes, all of which is hereinafter referred to as the "Property"; and

**WHEREAS**, the above mentioned Property has been offered for sale by the City in compliance with the policy for the sale of City owned property; and

**WHEREAS**, an offer has been received to purchase the Property under certain circumstances from Nicola Logufrcio for the sum of \$5,000.00; and

**WHEREAS**, the Administration of the City of Poughkeepsie, after consideration of the City's policy for the sale of City owned property, has recommended that the City of Poughkeepsie accept this offer; and

**WHEREAS**, the Common Council hereby finds that the offer from Nicola Logufrcio is the most favorable of the offers presented and that it is in the best interests of the City of Poughkeepsie to approve such offer;

**NOW, THEREFORE,**

**BE IT RESOLVED**, that the Common Council hereby makes the following determinations: (a) that there is no existing municipal purpose or need for the Property, and (b) that the sale price and conditions imposed herein represent fair and adequate consideration for the conveyance; and be it further

**RESOLVED**, that the offer from Nicola Logufrcio to purchase the parcel located at 204 Church Street in the City of Poughkeepsie known as Grid #(s) 6161-21-098986 for the sum of \$5,000.00 is hereby approved subject to the hereinafter mentioned conditions and subject to such other and further conditions which the Corporation Counsel shall deem appropriate; and be it further

**RESOLVED**, that this sale is approved subject to the following conditions:

- A. the conveyance of title and the payment of the purchase price shall take place within thirty (30) days of the date of this resolution, unless the Corporation Counsel shall grant such extension as he deems appropriate;
- B. Purchaser shall obtain a site plan approval and a building permit for the redevelopment of the property into a mixed use building consisting of one commercial unit on the first floor and two residential units on the second and third floor within six (6) months of the date of closing of title;

- C. Purchaser shall obtain a valid Certificate of Occupancy for the Property within one (1) year after obtaining the building permit, unless the Corporation Counsel shall grant an extension as he/she deems appropriate;
- D. The transfer of title and Purchaser's use of the Property shall be subject to all state, federal and local regulations including the City of Poughkeepsie and New York State Building Codes and the City of Poughkeepsie Zoning Ordinance and real property taxes coming due pursuant to law on and after the date of transfer of title;
- E. Purchaser shall accept such title to the real property as the City of Poughkeepsie is possessed of and agrees to accept such title by quitclaim deed subject to any defects or encumbrances as are of record;
- F. Purchaser agrees that he shall not use the agreed upon purchase price as a reason to grieve or otherwise contest the assessed value of the premises for purposes of real property taxation; and
- G. Purchaser shall enter into an agreement for four (4) dedicated parking spaces at the prevailing rate located at the Academy Street Lot in form and substance as acceptable to Corporation Counsel; and
- H. Prior to the closing of title, Purchaser shall apply for and obtain the approval from the Planning Board and/or the Zoning Board of Appeals of any site plan approval or zoning variances required by law

**RESOLVED**, that the Mayor is hereby authorized to enter into a contract for the above mentioned transaction provided such contract contains the terms contained herein together with such other terms and conditions which the Corporation Counsel shall deem appropriate, and the Mayor, the City Administrator and the Corporation Counsel are hereby authorized and directed to do all things necessary to give effect to the terms of this resolution.

**SECONDED BY COUNCILMEMBER HERMANN**

R15-34			Yes/Aye	No/Nay	Abstain	Absent
		Councilmember McClinton	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Perry	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Johnson	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Klein	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Hermann	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Rich	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Mallory	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		Councilmember Petsas	Voter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Accepted					
<input type="checkbox"/>	Defeated					
<input type="checkbox"/>	Tabled					

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

1. FROM JOE BONURA, a communication regarding the proposed changes at DeLaval.

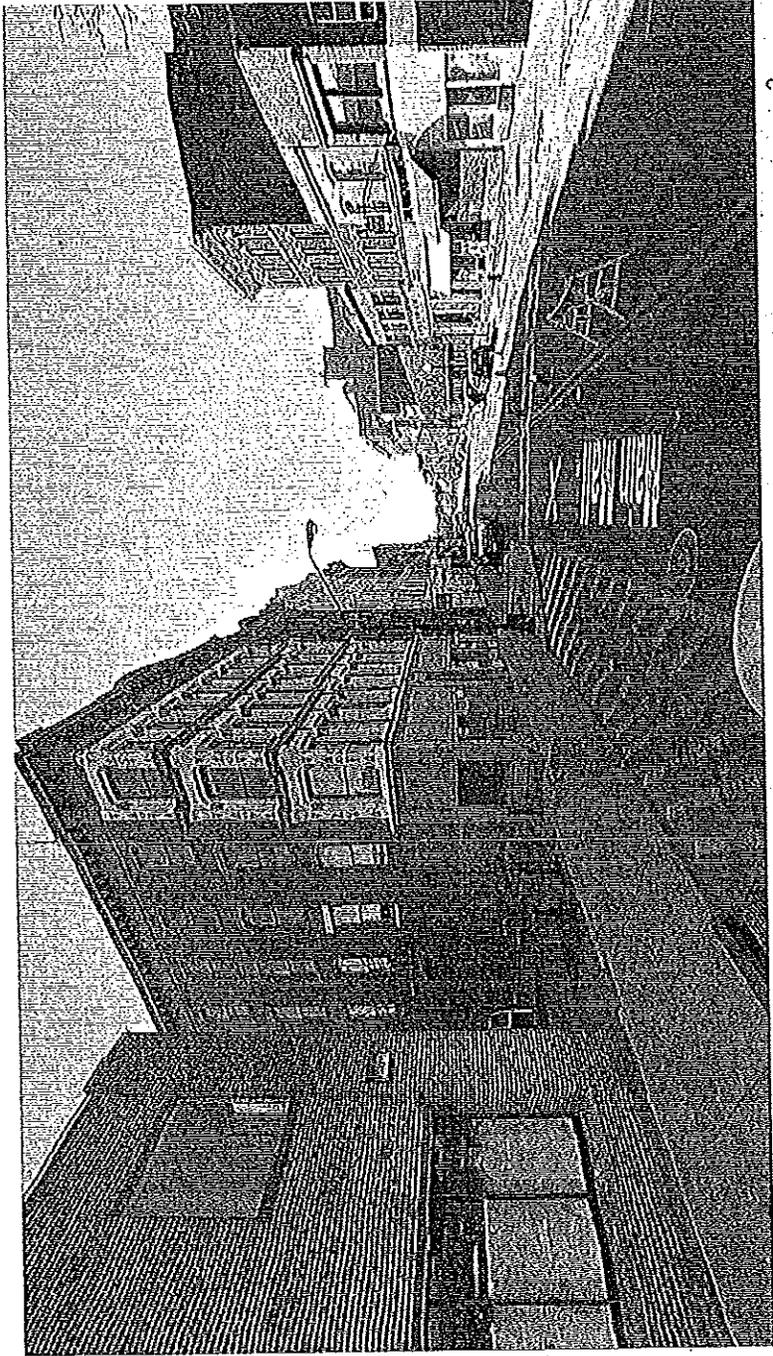
2. **FROM COMMISSIONER OF PUBLIC WORKS GENT**, a communication regarding the Garden Street Expansion to Main Street. **Joe Chenier** presented the following:

# Garden Street Extension to Main Street

May 4, 2015

Presented by:  
Joe Chenier, Assistant Civil Engineer  
Engineering Department

## Garden Street at Main Street



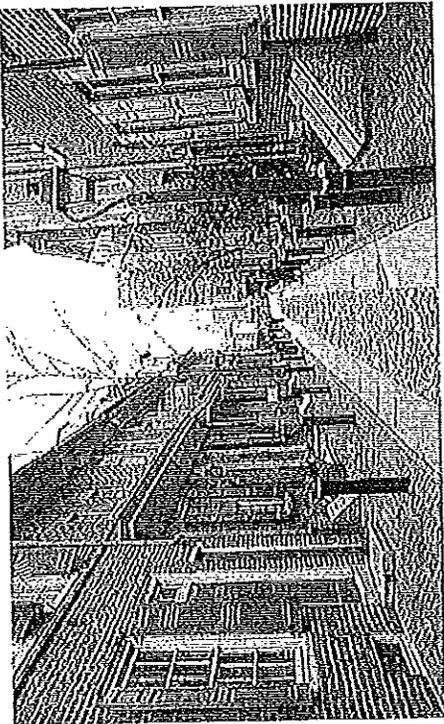
2

## Project Genesis

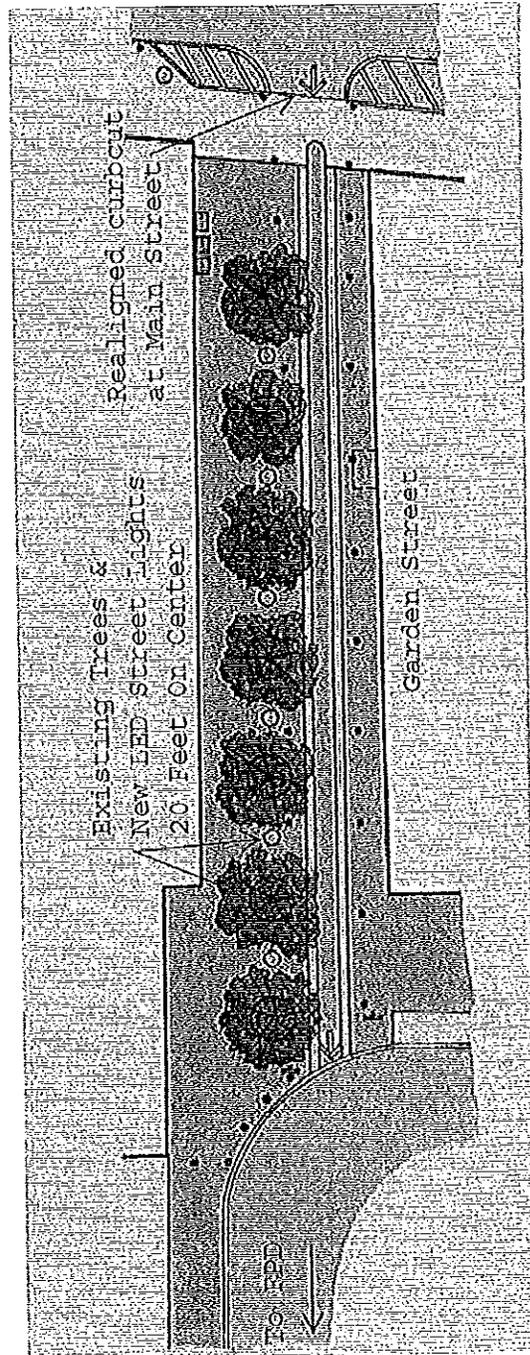
- This project has been contemplated since the opening of the Main Mall to traffic in 2001.
- The project started to gain traction around 2012.
- A funding opportunity became available by way of a grant provided by Central Hudson.
- The Dutchess County Planning Department worked with former Social Development Director, Paul Hesse and Engineering on the conceptual design.
- The concept drawing was reviewed by the Shade Tree Committee. The review included a site visit in August 2014 where it was determined the existing street trees would be able to remain.
- In 2015 the Engineering Department completed final design and prepared contract documents for bidding. The bids are scheduled to be opened Friday, May 8.



Garden Street Poughkeepsie  
Photo Rendering



Elfretth's Alley Philadelphia  
(The project concept design  
was based on this Philadelphia  
neighborhood.)



## Project Overview

- A one-way, 10 ½' wide drive lane will be built on the west side of the Garden Street pedestrian mall. One-way traffic will be permitted north bound (towards FPD). This will be open to passenger cars only. Commercial vehicles and trucks will not be permitted. The posted speed limit will be 5 MPH.
- The existing brick pavers, incandescent lights and poles will be removed. The existing trees will remain. The lights will be replaced with new decorative light poles and LED lights.
- A new 4' wide brick paver walk will be placed west of the new drive adjacent to the Ridley Lowell building (formerly M&T Bank).
- The drive lane will consist of (2) – 3' wide concrete pads for wheel tracks and a 4 ½' wide cobble stone section between.
- A soldier course of brick pavers will be installed at tree wells. The balance of the pavers will be in a herring bone pattern.
- Steel bollards will be installed at 12' on center to keep cars in the drive lane. A chain will be installed at the northwest section of the project to further delineate the pedestrian area and drive lane.



18" DECORATIVE LIGHT DETAIL  
 SEE SHEET 1

NOTES:  
 1. ALL DIMENSIONS ARE IN INCHES UNLESS OTHERWISE NOTED.  
 2. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.  
 3. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.  
 4. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.  
 5. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.  
 6. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.  
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 8. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.  
 9. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.  
 10. ALL DIMENSIONS ARE TO CENTER UNLESS OTHERWISE NOTED.

GARY E. BECK, JR.  
 BUILDING INSPECTOR  
 ENGINEERING DEPARTMENT  
 52 CMC CENTER PLAZA  
 POUGHKEEPSA, NY 12561

DATE: 4/22/2015  
 ADDENDUM #1  
 LIGHTING  
 DETAILS

3. FROM CORPORATION COUNSEL ACKERMANN, a communication regarding the establishment of an Arts Commission.

Official Minutes of the Common Council Meeting of May 4, 2015

**RESOLUTION CREATING THE CITY OF POUGHKEEPSIE PUBLIC ARTS COMMISSION AND TO FURTHER PROVIDE FOR MEMBERSHIP, TASKS AND RESPONSIBILITIES, OTHER ADMINISTRATIVE FUNCTIONS, AND OTHER GENERAL PROVISIONS; AND OTHER PURPOSES**

WHEREAS, the Common Council are dedicated to ensuring that the City of Poughkeepsie is a livable and vibrant community for its residents, business owners, and visitors alike; and

WHEREAS, the Common Council are advocates of the arts and endeavor to foster and enrich arts and culture in the City of Poughkeepsie; and

WHEREAS, public art is a valuable community asset and should be encouraged and the Common Council is desirous of proceeding with the creation of a Common Council appointed Public Arts Commission to further the arts initiative in the City of Poughkeepsie; and

WHEREAS, City of Poughkeepsie Arts shall encompass visual art, sculptures and architecture, community theater, dance and performing arts, photography, public gardens, film and literature; and

**NOW THEREFORE,**

**BE IT RESOLVED,** that the Common Council of the City of Poughkeepsie hereby creates the Public Arts Commission as follows:

**Section 1. Creation.** The City of Poughkeepsie Public Arts Commission, hereinafter known as "the Commission" is hereby created and established.

**Section 2. Purpose and Authority.** The Commission is charged with the following tasks and responsibilities:

- Expand community awareness and appreciation of the value of arts of all types;
- Advise the Common Council on issues relating to the arts;
- Assist the Common Council and other organizations and businesses in the commission and selection of artists for public works of art;

## Official Minutes of the Common Council Meeting of May 4, 2015

- Develop art master plans, policies and other program elements;
- Serve in an advisory capacity to other organizations and businesses pursuing public art projects;
- Encourage and assist in the creation of public art projects by the development community;
- The Commission is hereby authorized to convene regular meetings, no less often than once per month, or as necessary, to review public art plans in an advisory capacity;
- Prepare an annual report to the City Common Council on the Commission's activities;
- Solicit temporary and/or permanent displays of art in the City facilities;
- Commission public art projects; and
- Assist with other public art initiatives, as appropriate.

**Section 3. Membership.** The Commission shall be made up of seven (7) members, appointed by the Common Council in accordance with Section 6.02 & Section 6.03 of the City of Poughkeepsie Charter. The Common Council Committee may, at its discretion, conduct interviews of proposed Commission members prior to their appointment. The initial Commission shall consist of three (3) members appointed to serve a one (1) year term of office and four (4) members appointed to serve a two (2) year term of office. After the initial terms of office, all commission posts shall be for two (2) year terms of office. Members shall be citizens of the City of Poughkeepsie. In addition, a Common Council member will also be encouraged to serve as a member of the Arts Commission.

## Official Minutes of the Common Council Meeting of May 4, 2015

Commission members are volunteers and shall serve without compensation or reimbursement for personal expenses, unless specifically approved by the Common Council. The Commission members serve at the pleasure of the Common Council and may be removed at any time by the Common Council. The Commission as a body may be terminated at any time by the Common Council.

**Section 4. Officers.** There shall be a Chair, Vice-Chair, and Secretary of the Commission. The Commission shall elect all officers from its membership for a term of one (1) year. The Commission shall determine responsibilities of the officers. Upon failure of the Commission to select its Officers the Officers shall be filled by the Common Council.

**Section 5. Meetings.** The Commission shall hold regularly scheduled monthly meetings; the Commission shall determine the time and location of meetings. Special meetings may be held upon call of the Commission Chair, at the request of any four (4) Commission members, or by a vote of the Commission. The Commission shall provide notice of all meetings to the City Chamberlain a minimum of forty-eight (48) hours prior to the meeting.

All meetings shall be open to the public and shall be conducted in accordance with the Public Officers Law and any amendments thereto. Meetings shall be held at a location within the corporate limits of the City of Poughkeepsie that is open to the public and accessible to persons with disabilities. All minutes and records of the Commission shall be public records and kept in the custody of the City Chamberlain.

Commission members are expected to attend all regularly scheduled meetings and to make an effort to minimize and avoid absences. Any three (3) consecutive absences or any four (4) absences within a span of twelve (12) meetings shall serve as prima facie evidence of abandonment of duties and shall be cause for removal by the Common Council, absent a showing of good cause or extenuating circumstances (e.g. illness). This paragraph shall in way alter the fact that all

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members serve at the pleasure of the Common Council and may be removed at any time by the Common Council.

**Section 6. Conflicts of Interest.** All Commission members shall comply with ethical standards required of City representative; this includes the need for recusal in the event of a conflict of interest arising.

**Section 7. Rules and Procedure.** The Commission shall make its own rules of procedure, which shall be submitted to the Common Council for formal approval.

**Section 8. Legal Counsel.** Upon written request by the Chair, and approval by the City, the Commission may seek appropriate legal advice from the Corporation Counsel.

**Section 9. City Staff and Resources.** The Commission bears no oversight authority over any City department, personnel, consultant, budget, or other committee. The Commission's recommendations shall be advisory to the Common Council and staff.

The City Administrator may assign staff to provide support and assistance for the Commission. The staff liaison may provide guidance and input to the Commission and may be consulted on an as-needed basis for additional information. Any requests for staff support shall be coordinated with the City Administrator or his/her designee.

The Commission shall have access to the following City resources for its use:

- Use of meeting rooms in City facilities
- Reasonable use of City equipment (copier, fax, telephone, etc.)
- Copies of publicly available reports maintained by the City that are relevant to the Commission's business

**BE IT FURTHER RESOLVED** that this resolution shall be effective immediately upon its adoption by the Mayor and Common Council of the City, and from and after such adoption the Arts Commission of the City of Poughkeepsie shall be deemed to be created and activated.

4. **FROM CHRISTINA TAFFE**, a notice of property damage sustained on January 24, 2015. Referred to Corporation Counsel.

**X. UNFINISHED BUSINESS:**

**Councilmember McClinton** – asked about the equipment that needs to be replaced, announces that she told the mayor that she is going full speed ahead on Safe Storage Act.

**Councilmember Perry** – asked Commissioner of Public Works Gent about the paving.

**Councilmember Johnson** – asked about Commissioner of Public Works Gent about the street sweeper, announces Make Poughkeepsie Shine.

**Councilmember Klein** – reminded the chairman about the towing ordinance, asks about the recognition of business owners/citizens of the wards and if there's a schedule.

**Councilmember Hermann** – wants to clear up misinformation about the Jewish Community Center situation, asks Corporation Counsel Ackerman about the zoning and planning to change the zoning, redresses the miscommunication/misinformation about the zoning/rezoning, thanks Commissioner of Public Works Gent for his help and asks about the trees.

**Councilmember Mallory** – asks about the standing of the foreclosure bond, asks Commissioner of Public Works Gent or City Administrator Bunyi about LED lighting, asked about the Post Office.

**Councilmember Rich** – Jewish Community Center support, Main St problems, Liberty St problems: people throwing their garbage in the city bins, loitering, prostitution, wants the problems taken care of.

**XI. NEW BUSINESS:**

**Councilmember McClinton** – bus routes, mentions an issue with rooming houses, inquires after the minutes, inquires about the company that was contracted to clean the city's buildings.

**Councilmember Perry** – concerns about people dumping their large garbage items around Poughkeepsie, mentions noise ordinance.

**Councilmember Hermann** – asks City Administrator Bunyi to remind him when the website roll out is, asks about a calendar for events.

**Councilmember Mallory** – asks if they can know how the minority applicants did for the civil service exam, asks for a list of the grants the city is applying for in 2015, has questions about the advertisement agreement.

**XII. ADJOURNMENT:**

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A motion was made by Chairman Petsas and Vice Chair Rich to adjourn the meeting at 10:30 p.m.

**Dated: September 2, 2015**

I hereby certify that this true and correct copy of the Minutes of the Common Council Meeting held on Monday, May 4, 2015 at 6:30 p.m.

**Respectfully submitted,**

**Deanne L. Flynn  
City Chamberlain**



**COMMON COUNCIL MEETING**

Common Council Chambers

Monday, May 4, 2015

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:**

**Presentation to Business of the Month, and Citizen of the Month**

**VIII. MOTIONS AND RESOLUTIONS:**

3. **FROM CORPORATION COUNSEL ACKERMANN**, Resolution R15-32, approving the Home Consortium Agreement with Dutchess County.

**IX. ORDINANCES AND LOCAL LAWS:**

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

1. **FROM JOE BONURA**, a communication regarding the proposed changes at DeLaval.
2. **FROM COMMISSIONER OF PUBLIC WORKS GENT**, a communication regarding the Garden Street Expansion to Main Street.
3. **FROM CORPORATION COUNSEL ACKERMANN**, a communication regarding the establishment of an Arts Commission.
4. **FROM CHRISTINA TAFFE**, a notice of property damage sustained on January 24, 2015.

**XIII. UNFINISHED BUSINESS:**

**XIV. NEW BUSINESS:**

**XV. ADJOURNMENT:**